

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

City Clerk File No. Res. 10-363

Agenda No. 10.A

Approved: JUN 09 2010

TITLE:



RESOLUTION AUTHORIZING FISCAL YEAR 2010 APPROPRIATION TRANSFERS

COUNCIL

offered and moved adoption

of the following resolution:

RESOLVED, by the Municipal Council of the City of Jersey City that the Comptroller is hereby authorized to make the following FY 2010 budgetary appropriation transfers in accordance with N.J.S.A. 40A:4-58, two thirds of the full membership of the Municipal Council concurring:

	From	To
20-104 Mayor's Action Bureau	12,000	
20-145 Collections		12,000
23-220 Empl. Group Health Ins.	750,000	
23-210 Insurance All-Depts.		500,000
31-431 Mun. St. Lighting		250,000
25-240 Police	72,000	
26-305 JC Incinerator Authority		72,000
Total	834,000	834,000

APPROVED: *Donna Haug, CFO*
 APPROVED: *B. O'Keilly*
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				6/9/10							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M. Brennan
 Peter M. Brennan, President of Council

Robert Byrne
 Robert Byrne, City Clerk

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

City Clerk File No. Res. 10-364
 Agenda No. 10.B
 Approved: JUN 09 2010
 TITLE:



RESOLUTION AUTHORIZING THE CANCELLATION OF UNEXPENDED BUDGET APPROPRIATION BALANCES

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

WHEREAS, The Local Budget Law, specifically N.J.S.A. 40A:4-60 allows for the cancellation of any unexpended budgetary appropriation prior to the end of the fiscal year by resolution of the governing body; and

WHEREAS, the appropriated amount for the Summer Food Program grant was decreased by \$28,610 by the State of New Jersey for FY 2010 based upon the number of eligible meals that were served; and

WHEREAS, the Chief Financial Officer has determined that said appropriation is available to be canceled,

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the Comptroller is hereby authorized and directed to cancel the following unexpended balance of FY 2010 budget appropriation in accordance with N.J.S.A. 40A:4-60:

Summer Food Program - \$28,610

BE IT FURTHER RESOLVED, that one copy of this resolution be filed with the Director of the Division of Local Government Services.

APPROVED: *Alonza Mauer CFO*
 APPROVED: *B. O'Keilly*
Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				6/9/10							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M. Brennan
 Peter M. Brennan, President of Council

Robert Byrne
 Robert Byrne, City Clerk

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

City Clerk File No. Res. 10-365

Agenda No. 10.C

Approved: JUN 09 2010

TITLE:



RESOLUTION AUTHORIZING THE CANCELLATION OF UNEXPENDED BUDGET APPROPRIATION BALANCES

COUNCIL
of the following resolution:

offered and moved adoption

WHEREAS, The Local Budget Law, specifically N.J.S.A. 40A:4-60 allows for the cancellation of any unexpended budgetary appropriation prior to the end of the fiscal year by resolution of the governing body; and

WHEREAS, the appropriated amount for the CCTV grant matching funds was entered incorrectly into the adopted and the unexpended balance must be cancelled; and

WHEREAS, the Chief Financial Officer has determined that said appropriation is available to be canceled.

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the Comptroller is hereby authorized and directed to cancel the following unexpended balance of FY 2010 budget appropriation in accordance with N.J.S.A. 40A:4-60:

CCTV - \$156,363

BE IT FURTHER RESOLVED, that one copy of this resolution be filed with the Director of the Division of Local Government Services.

APPROVED: Ronnie Mason, CFO
APPROVED: B. O'Reilly
Business Administrator

APPROVED AS TO LEGAL FORM

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				6/9/10							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

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

City Clerk File No. Res. 10-366

Agenda No. 10.0

Approved: JUN 09 2010



TITLE: RESOLUTION AUTHORIZING THE INSERTION OF SPECIAL ITEMS OF REVENUES AND APPROPRIATIONS IN THE FY 2010 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,

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 2010 Municipal Budget:

	FROM	TO
Women, Infant & Children (W.I.C)	1,508,900	1,569,900

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

	FROM	TO
Women, Infant & Children (W.I.C.)	1,508,900	1,569,900

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 Haney, CFO
 APPROVED: B O'Keilly
Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
6/9/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M Brennan
Peter M. Brennan, President of Council

Robert Byrne, City Clerk

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

City Clerk File No. Res. 10-367

Agenda No. 10.E

Approved: JUN 09 2010

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:2-11(c), N.J.S.A. 40A:2-7(d) AND 40A:3-4(c)



WHEREAS, the Municipal Council of the City of Jersey City, in the County of Hudson, New Jersey (the "City") desires to adopt a bond ordinance (the "Ordinance") providing for the issuance of one or more series of general improvement bonds of the City (the "Bonds"), and notes in anticipation thereof, in order to finance the construction of a new facility located at 13-15 Linden Avenue in the City, for use by the City's Department of Public Works and the Jersey City Incinerator Authority in order to provide vital public services, together with all work, appurtenances, furnishings and equipment necessary and suitable for the use and purposes of such newly constructed facility, and all work and services necessary therefore or incidental thereto; and

WHEREAS, in connection with various previous applications by the City to the Local Finance Board (including specifically its applications in connection with certain bonds and refunding bonds issued under the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq. (the "MQBA"), the Local Finance Board has heretofore conditioned its approvals upon the undertaking by the City that, for the duration of such bond issues, all future capital authorizations shall require approval from the Local Finance Board; and

WHEREAS, the Municipal Council of the City desires to make application to the Local Finance Board for (i) its approval of the adoption of the Ordinance and the capital authorization contained therein, (ii) its approval of the issuance of, and of the proposed maturity schedule for, such Bonds, to be issued in the form of "qualified bonds" under the MQBA; and (iii) its review and approval of a waiver of down payment pursuant to N.J.S.A. 40A:2-11(c) and in accordance with 40A:2-7(d); and

WHEREAS, the City believes that:

- (a) it is in the public interest to accomplish such purposes;
- (b) such purposes are in compliance with the requirements of the MQBA;
- (c) said purposes or improvements are for the health, welfare, convenience or betterment of the inhabitants of the City;
- (d) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant and are consistent with the requirements of the MQBA; and
- (e) 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; and

WHEREAS, the City believes that the maturity schedules contained in the Application to the Local Finance Board are in the best interests of the City;

NOW THEREFORE, BE IT RESOLVED BY THE MUNICIPAL 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 Bond Counsel, Chief Financial Officer, Business Administrator and

TITLE:

Financial Advisor, along with other representatives of the City, are hereby authorized to prepare such application, to file such application with the Local Finance Board and to represent the City in matters pertaining thereto.

Section 2. The Clerk is hereby directed to prepare and file a copy of this Resolution and the Ordinances 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, including causing its consent to be endorsed upon a certified copy of the Ordinance.

Section 4. This Resolution shall take effect immediately upon its adoption.

APPROVED: Anna Marie CFO
APPROVED: B O'Reilly
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED 7-1

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
						6/9/10					
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			VEGA	✓		
DONNELLY	ABSENT			FULOP		✓		FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

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

City Clerk File No. Res. 10-368

Agenda No. 10.F

Approved: JUN 09 2010



TITLE:

RESOLUTION OF THE CITY OF JERSEY CITY, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY (THE "LOCAL UNIT") AUTHORIZING THE LOCAL UNIT'S PARTICIPATION IN THE POOLED NOTE FINANCING PROGRAM OF THE HUDSON COUNTY IMPROVEMENT AUTHORITY

WHEREAS, the City of Jersey City, in the County of Hudson, State of New Jersey (the "Local Unit"), has previously duly adopted various bond ordinances authorizing the issuance of bonds or notes to finance the costs of various capital improvements (the "Local Unit Projects"); and

WHEREAS, the Local Unit desires to issue notes to temporarily finance the Local Unit Projects; and

WHEREAS, the Local Unit believes that the recent financial crisis in the United States has caused extreme volatility in the short term note market for municipalities resulting in the following problems: (1) market access problems due to the liquidity issues of traditional investors, (2) shrinking investor pools to purchase municipal notes, (3) a reduced number of bids and in some instances no bids at municipal note sales, (4) unpredictable interest rates causing interest rate risk and budgeting problems and (5) increased costs due to investors unwilling to purchase unrated municipal notes and municipal notes without disclosure, causing municipalities to have municipal notes rated and disclosure documents prepared; and

WHEREAS, the Local Unit has reviewed the Pooled Note Financing Program proposed by The Hudson County Improvement Authority (the "HCIA"), whereby the Local Unit would issue new notes (collectively, the "Local Unit Notes") through the Pooled Note Financing Program of the HCIA (the "HCIA Pooled Note Financing Program"); and

WHEREAS, the Local Unit believes that the HCIA's Pooled Note Financing Program cures many of the problems of the volatile note market by providing (1) market access to sell the Local Unit Notes, (2) a certain investor pool to purchase the Local Unit Notes, (3) a guaranteed purchaser of the Local Unit Notes, (4) a more predictable interest rate, whereby the Local Unit will benefit from reduced interest costs as a result of a guaranty by the County of Hudson, State of New Jersey (the "County Guaranty") on the debt service of the HCIA Pooled Note Financing Program, and (5) decreased costs due to all the local units in the Pooled Note Financing Program sharing in the costs of the HCIA Pooled Note Financing Program; and

WHEREAS, the Local Unit further believes that any savings the Local Unit can achieve for its taxpayers, especially during this time of financial crisis, is of utmost importance to its community and accordingly, the Local Unit desires to issue its Local Unit Notes through the HCIA Pooled Note Financing Program; and

WHEREAS, such Local Unit Notes shall be issued in accordance with the provisions of the Local Bond Law, *N.J.S.A. 40A:2-1 et seq.*

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

Section 1. The Local Unit hereby authorizes the Local Unit's participation in the HCIA Pooled Note Financing Program.

Section 2. The Local Unit consents to the HCIA's application to the Local Finance Board of the Division of Local Government Services, in the New Jersey

City Clerk File No. Res. 10-368

Agenda No. 10.F JUN 09 2010

TITLE:

Department of Community Affairs (the "Local Finance Board") in connection with the HCIA Pooled Note Financing Program.

Section 3. The Chief Financial Officer of the Local Unit is hereby authorized to, or direct the appropriate party to, enter into one or more loans with the HCIA and is further authorized to execute one or more note purchase contracts, loan agreements and any and all documents, certificates, opinions and other instruments that are necessary and as may be reasonably required by the Authority in connection with such loan, after consultation with council to the Local Unit.

Section 4. This resolution shall take effect immediately.

APPROVED: *Monica Mauer, CFO*
APPROVED: *B. O'Keilly*
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required
Not Required

APPROVED **8-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
6/9/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			VEGA	✓		
DONNELLY		ABSENT		FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

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

City Clerk File No. Res. 10-369
 Agenda No. 10.G
 Approved: JUN 09 2010
 TITLE:



**RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT
 BETWEEN THE CITY OF JERSEY CITY AND JERSEY CITY
 SUPERVISORS ASSOCIATION**

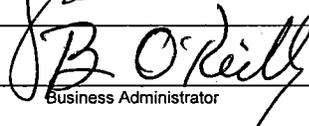
**COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING
 RESOLUTION :**

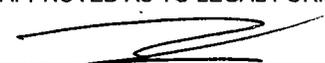
WHEREAS, a tentative agreement has been entered into after bargaining sessions by and between the City of Jersey City and the Jersey City Supervisors Association; and

WHEREAS, it is the desire of the Municipal Council of the City of Jersey City to approve the attached Memorandum of Agreement covering the contractual term from July 1, 2008 through June 30, 2011; and

NOW , THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the Memorandum of Agreement attached hereto, entered into by and between the City of Jersey City and Jersey City Supervisors Association, is hereby approved and the Mayor or Business Administrator is hereby authorized to sign a formal labor contract on behalf of the City of Jersey City in accordance with the attached Memorandum of Agreement .

RJK
6/2/10

APPROVED: 
 APPROVED: 
 Business Administrator

APPROVED AS TO LEGAL FORM

 Corporation Counsel

Certification Required
 Not Required

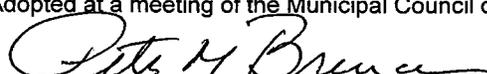
APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 6/9/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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


 Peter M. Brennan, President of Council


 Robert Byrne, City Clerk

AGREEMENT

**BETWEEN THE CITY OF JERSEY CITY, NEW JERSEY
- AND -
JERSEY CITY SUPERVISORS' ASSOCIATION**

Listed below and attached hereto are the Articles that the City of Jersey City (the "City") and the Jersey City Supervisors' Association ("JCSA" or "Union") have agreed constitute the successor Agreement between the City and JCSA for the period of July 1, 2008 through June 30, 2011 (the "Agreement"). Both negotiating representatives hereby agree to recommend the within Agreement for ratification by the membership of the Union, and the Mayor and City Council of the City of Jersey City.

Except as modified herein, the existing terms and conditions set forth in the 2005 through 2008 JCSA Agreement shall remain in full force and effect.

This Agreement is subject to the final approval of the Mayor and City Council and ratification by the membership of JCSA.

Article 1

Paragraph C – Delete the last sentence.

Article 4

Paragraph A – The number of grievance committee members shall be reduced from five(5) to three (3).

Paragraph B – Delete in its entirety. (Paragraphs will be re-lettered).

Paragraph D – Add new sentence as follows: "Any employee attending such meeting or Legislative session shall provide written proof of attendance upon his/her return to work."

Article 8

Paragraph B – Delete in its entirety. (Paragraphs will be re-lettered).

Paragraph C – Modify to read: "Employees hired into the bargaining unit must have one (1) year of service with the City in order to be eligible to begin accruing personal days."

Article 9

Paragraph B – Language referring to the “Civil Service Department of New Jersey” shall be changed to the “Civil Service Commission.”

Article 10

Paragraph A – Delete “Effective January 1, 2003.”

Article 11

Delete in its entirety and insert:

A. The City hereby agrees to grant military leave to employees in accordance with N.J.S.A. 38:23-1, N.J.S.A. 38A:4-4, and all applicable regulations or as otherwise provided for under Federal and State law.

B. All members of the National Guard or Reserves will be granted time off with full pay to attend required drills. Such time off will be in addition to vacation, sick and administrative leave.

C. In the event an employee is called to federal active duty, after the requisites of N.J.S.A. 38:23-1 or N.J.S.A. 38A:4-4 are met, the employee shall receive the difference in pay between his/her military pay and his/her regular pay for up to one hundred eighty (180) days. The City may, at its option, extend the one hundred eighty (180) day limit.

Article 16

Paragraph D – Modified to read: “Department Director, or his/her designee.”

Paragraphs F & G – Deleted in their entirety and replaced with a new Paragraph F as follows: “Subject to the conditions set forth below, in January of each year, each employee who is required to wear a uniform (or portion thereof) shall receive a clothing maintenance allowance of seventy-five dollars (\$75.00) per year, provided that the employee is on the payroll on January 1st, and during the preceding year the employee has not been on a leave of absence, extended sick leave, and/or sick no pay, absent no pay, or any combination thereof which exceeds in the aggregate ninety (90) work days. In the event that the ninety (90) day threshold has been exceeded, the amount of maintenance payable shall be pro-rated based upon each full month at which the employee has been at work during the preceding year. Statutory leave, or workers compensation leave shall not be counted as a disqualifying leave pursuant to the preceding sentence.”

Article 20

Paragraph C – Modify as follows:

Step One: Delete “Division Director” and insert “Department Director” wherever the title is used.

Step Two: Delete in its entirety. (Paragraphs shall be re-numbered).

Article 21

Paragraph C – Modify as follows:

Step One: Delete “Division Director” and insert “Department Director” wherever the title is used.

Step Two: Delete in its entirety. (Paragraphs shall be re-numbered).

Article 22

Paragraph H – New paragraph as follows: “All descriptions of vacation time in ‘Days’ relates to the current daily work schedules of either 7.5 or 8.0 hour days as set forth in Article 14(A) above. It is understood that any alteration of the work day shall require a recalculation of vacation time.”

Article 23

Paragraph C – Add new sentence to Section 1 as follows: “Failure to notify the Division Director or his/her designee within the timeline set forth herein shall be cause for denial of a paid sick day, and constitute cause for disciplinary action.”

Paragraph C2 – Delete in its entirety. (Paragraphs shall be re-numbered).

Paragraph D – Add new sentence to Section 3 as follows: “Only a note from a physician will serve to evidence that an employee has been exposed to a contagious disease within the meaning of Paragraph A, Section 2 above.”

Paragraph D4 – Delete the second sentence in its entirety.

Article 25

Rename Article 25 as follows: “Out-Of-Title Work”

Paragraph A – Delete in its entirety. (Paragraphs shall be re-lettered).

Article 26

Modified as set forth below:

Paragraph A – Delete in its entirety and replace with:

“The City shall provide insurance coverage for its employees as set forth below:

1. Commencing on the effective date of this Agreement, all new hires shall be entitled to the Direct Access Blue Cross/Blue Shield Plan or one of the HMO Plans offered at the time of the effective date of this Agreement, at the employees choosing, paid for by the City. All active employees shall be transferred to the

currently offered Direct Access Blue Cross/Blue Shield Plan or one of the HMO plans offered at the time of the effective date of this Agreement, at the employee's choosing, no later than July 1, 2010.

2. All Employees in the Bargaining Unit who were on the payroll as of the date of contract ratification by the City Council shall receive a payment of one thousand dollars (\$1,000.00). The one thousand dollars (\$1,000.00) shall be paid not later than June 30, 2011. This payment is in consideration for all employees in the Unit leaving Traditional Coverage by July 1, 2010."

Paragraph C – Delete in its entirety and revise to read as follows: "The level of benefits provided by the City's Health Plan shall be substantially equivalent to those provided on the date immediately preceding the effective date of any change. The City reserves the right to change the carrier with whom it contracts to provide these services for its employees."

Paragraph E – Delete the first paragraph and replace with: "Effective July 1, 2010, the City will provide a prescription drug plan for active employees with the following co-pays that apply on a per prescription basis:

	RETAIL	MAIL ORDER
Generic Drugs	\$2.00 co-pay retail for prescriptions up to thirty (30) days supply.	\$1.50 mail order co-pay per thirty day supply prescription. Total ninety (90) day mail order would amount to \$4.50 in co-pay.
Brand Drugs	\$20.00 co-pay retail for prescriptions up to thirty (30) days supply.	\$13.00 mail order co-pay per thirty day supply prescription. Total ninety (90) day mail order would amount to \$39.00 in co-pay.
Prescriptions that cost over \$1,000.	\$100.00 co-pay on retail prescriptions up to thirty (30) days supply that cost over \$1000.00.	\$50.00 mail order co-pay per thirty day supply on each prescription that costs over \$1,000.00. Total ninety (90) day mail order would amount to \$150.00 in co-pay.

It will be mandatory for all drugs that are defined as maintenance drugs by the United States Food and Drug Administration (FDA) to be bought through mail order (when available). However, the co-pay on the first two prescriptions filled on any maintenance drug, whether that drug is over \$1,000.00 in cost or not, will be at the retail co-pay rate for either a generic or brand drug following which the employee will be responsible for the mail order co-pays set forth above depending on the cost of the particular drug.

Delete from the second Paragraph of E the following: "Notwithstanding the provisions of Paragraph E of this Article."

Paragraph E3 – Delete in its entirety.

Paragraph F – Delete in its entirety and revise to read as follows: “The City will provide an optical plan to employees and their dependents up to a maximum reimbursement of one hundred dollars (\$100.00) per year, per covered person. Only those employees submitting a request for reimbursement within ninety (90) calendar days of receipt of the service shall be eligible for reimbursement.”

Paragraph G – Delete in its entirety and revise to read as follows: “The City will maintain the current dental program for the life of this Agreement for all employees, that is, coverage for employees and their dependents.

Paragraph H – Delete in its entirety and replace with the following new paragraph: “Retirees shall have an annual maximum out-of-pocket Cap of \$1,082.00 per person for prescription drug co-payments. Once a retiree or dependent has paid \$1,082.00 in co-payments in a calendar year, that person is no longer required to pay any prescription drug co-payments for the remainder of that calendar year.”

Paragraph I – New language as follows: “The 1.5% contribution established by P.L. 2010 c.2 shall be the maximum amount applied to bargaining unit members unless additional amounts are negotiated in future contracts.”

Article 27

Modify Paragraph A1 to read as follows: “Effective July 1, 2008, employees shall receive a wage increase in the amount of \$1,300.00 applied to the base rate earned on June 30, 2008.”

Modify Paragraph A2 to read as follows: “Effective July 1, 2009, employees shall receive a wage increase in the amount of \$1,300.00 applied to the base rate earned on June 30, 2009.”

Modify Paragraph A3 to read as follows: “Effective July 1, 2010, employees shall receive no wage increase (\$1,300.00) to the base rate earned on June 30, 2010.”

Paragraph B – Modify to delete the language in subsection (a) referring to the July 1, 2005 wage increase.

Paragraph C – Modify language to read as follows: “If an employee receives a raise that would increase his/her salary past the maximum salary for that employee’s labor grade, then the maximum salary amount of that labor grade will increase to encompass the employee’s raise.”

Article 29

Change the rates in the headings of paragraphs A, B, C & D to reflect the January 1, 2007 rates set forth in each such existing paragraph.

Article 32

Article 32 will remain as status quo and will be subject to reopening at such time as the Unified Communications Center is created and becomes operational.

Article 33

Article 33 will remain as status quo and will be subject to reopening at such time as the Unified Communications Center is created and becomes operational.

Article 35

Modify to read as follows:

“This Agreement shall be in force and effect as of July 1, 2008 and shall remain in effect to and including June 30, 2011 without any re-opening date.

This Agreement shall continue in full force and effect from year to year thereafter unless one party or the other gives notice in writing, no sooner than one hundred fifty (150) days nor later than ninety (90) days prior to the expiration date of this Agreement of a desire to change, modify or terminate this Agreement. Bargaining for a successor Agreement shall commence on or about April 1, 2011.”

The Union agrees to withdraw its U.S. District Court lawsuit regarding furloughs, with prejudice, upon the ratification of this Agreement by the parties. The Union will also withdraw its furlough appeals pending before the Civil Service Commission.

This Memorandum of Agreement is signed and agreed to by the parties on this _____ day of June 2010.

CITY OF JERSEY CITY

**JERSEY CITY
SUPERVISORS' ASSOCIATION**

ROBERT KAKOLSKI
Assistant Business Administrator

BEN ANDERSON
President, JCSA

MEMORANDUM OF AGREEMENT

The parties in the City of Jersey City ("City") and the Jersey City Supervisors Association ("JCSA") negotiations agree as follows:

1. Duration: This contract shall commence on July 1, 2008 and shall expire on June 30, 2011.
2. All parties acknowledge these terms and conditions are subject to ratification and the mediator, Anthony Bagliore, retains jurisdiction.
3. All parties agree to recommend for ratification the terms contained herein to their respective constituents.
4. All terms and conditions previously agreed to shall remain settled and incorporated into the new agreement. See the document attached hereto as said terms and agreements between the parties.
5. All other terms and conditions not contained herein are hereby withdrawn and shall remain status quo.

Date: June 8, 2010

CITY OF JERSEY CITY

JERSEY CITY SUPERVISORS ASSOC.

MEMORANDUM OF AGREEMENT

BETWEEN THE CITY OF JERSEY CITY, NEW JERSEY
- AND -
JERSEY CITY SUPERVISORS' ASSOCIATION

Listed below and attached hereto are the Articles that the City of Jersey City (the "City") and the Jersey City Supervisors' Association ("JCSA" or "Union") have agreed constitute the successor Agreement between the City and JCSA for the period of July 1, 2008 through June 30, 2011 (the "Agreement"). Both negotiating representatives hereby agree to recommend the within Agreement for ratification by the membership of the Union, and the Mayor and City Council of the City of Jersey City.

Except as modified herein, the existing terms and conditions set forth in the 2005 through 2008 JCSA Agreement shall remain in full force and effect.

This Agreement is subject to the final approval of the Mayor and City Council and ratification by the membership of JCSA.

Article 1

Paragraph C – Delete the last sentence.

Article 4

Paragraph A – The number of grievance committee members shall be reduced from five(5) to three (3).

Paragraph B – Delete in its entirety. (Paragraphs will be re-lettered).

Paragraph D – Add new sentence as follows: "Any employee attending such meeting or Legislative session shall provide written proof of attendance upon his/her return to work."

~~Paragraph E – The number of negotiating committee members shall be reduced from five(5) to four(4).~~

Article 8

Paragraph B – Delete in its entirety. (Paragraphs will be re-lettered).

Paragraph C – Modify to read: “Employees hired into the bargaining unit must have one (1) year of service with the City in order to be eligible to begin accruing personal days.”

Article 9

Paragraph B – Language referring to the “Civil Service Department of New Jersey” shall be changed to the “Civil Service Commission.”

Article 10

Paragraph A – Delete “Effective January 1, 2003.”

Article 11

Delete in its entirety and insert:

A. The City hereby agrees to grant military leave to employees in accordance with N.J.S.A. 38:23-1, N.J.S.A. 38A:4-4, and all applicable regulations or as otherwise provided for under Federal and State law.

B. All members of the National Guard or Reserves will be granted time off with full pay to attend required drills. Such time off will be in addition to vacation, sick and administrative leave.

C. In the event an employee is called to federal active duty, the employee shall receive the difference in pay between his/her military pay and his/her regular pay for up to one hundred eighty (180) days. The City may, at its option, extend the one hundred eighty (180) day limit.

Article 16

Paragraph D – Modified to read: “Department Director, or his/her designee.” *after the requisite of N.J.S.A. 38:23-1 or N.J.S.A. 38A:4-4 we met,*

Paragraphs F & G – Deleted in their entirety and replaced with a new Paragraph F as follows: “Subject to the conditions set forth below, in January of each year, each employee who is required to wear a uniform shall receive a clothing maintenance allowance of seventy-five dollars (\$75.00) per year, provided that the employee is on the payroll on January 1st, and during the preceding year the employee has not been on a leave of absence, extended sick leave, and/or sick no pay, absent no pay, or any combination thereof which exceeds in the aggregate ninety (90) work days. In the event that the ninety (90) day threshold has been exceeded, the amount of maintenance payable shall be pro-rated based upon each full month at which the employee has been at work during the preceding year. Statutory leave, or workers compensation leave shall not be counted as a disqualifying leave pursuant to the preceding sentence.”

Article 20

Paragraph C – Modify as follows:

(or pursuant thereto)

Step One: Delete "Division Director" and insert "Department Director" wherever the title is used.

Step Two: Delete in its entirety. (Paragraphs shall be re-numbered).

Article 21

Paragraph C – Modify as follows:

Step One: Delete "Division Director" and insert "Department Director" wherever the title is used.

Step Two: Delete in its entirety. (Paragraphs shall be re-numbered).

Article 22

Paragraph H – New paragraph as follows: "All descriptions of vacation time in 'Days' relates to the current daily work schedules of either 7.5 or 8.0 hour days as set forth in Article 14(A) above. It is understood that any alteration of the work day shall require a recalculation of vacation time."

Article 23

Paragraph C – Add new sentence to Section 1 as follows: "Failure to notify the Division Director or his/her designee within the timeline set forth herein shall be cause for denial of a paid sick day, and constitute cause for disciplinary action."

Paragraph C2 – Delete in its entirety. (Paragraphs shall be re-numbered).

Paragraph D – Add new sentence to Section 3 as follows: "Only a note from a physician will serve to evidence that an employee has been exposed to a contagious disease within the meaning of Paragraph A, Section 2 above."

Paragraph D4 – Delete the second sentence in its entirety.

Article 25

Rename Article 25 as follows: "Out-Of-Title Work"

Paragraph A – Delete in its entirety. (Paragraphs shall be re-lettered).

Article 26

Modified as set forth below:

Paragraph A – Delete in its entirety and replace with:

"The City shall provide insurance coverage for its employees as set forth below:

1. Commencing on the effective date of this Agreement, all new hires shall be entitled to the Direct Access Blue Cross/Blue Shield Plan or one of the HMO

Plans offered at the time of the effective date of this Agreement, at the employees choosing, paid for by the City. All active employees shall be transferred to the currently offered Direct Access Blue Cross/Blue Shield Plan or one of the HMO plans offered at the time of the effective date of this Agreement, at the employee's choosing, no later than July 1, 2010.

- 30, 2011.
2. All Employees in the Bargaining Unit who were on the payroll as of the date of contract ratification by the City Council shall receive a payment of ^{one} two thousand dollars (\$2,000.00), with the payment of the two thousand dollars (~~\$2,000.00~~) deferred as follows: The first one thousand dollars (\$1,000.00) shall be paid not later than June 17, 2010. The second one thousand dollars (~~\$1,000.00~~) shall be paid not later than December 16, 2010. These payments are in consideration for all employees in the Unit leaving Traditional Coverage by July 1, 2010."

Paragraph C – Delete in its entirety and revise to read as follows: "The level of benefits provided by the City's Health Plan shall be substantially equivalent to those provided on the date immediately preceding the effective date of any change. The City reserves the right to change the carrier with whom it contracts to provide these services for its employees."

Paragraph E – Delete the first paragraph and replace with: "Effective July 1, 2010, the City will provide a prescription drug plan for active employees with the following co-pays that apply on a per prescription basis:

	RETAIL	MAIL ORDER
Generic Drugs	\$2.00 co-pay retail for prescriptions up to thirty (30) days supply.	\$1.50 mail order co-pay per thirty day supply prescription. Total ninety (90) day mail order would amount to \$4.50 in co-pay.
Brand Drugs	\$20.00 co-pay retail for prescriptions up to thirty (30) days supply.	\$13.00 mail order co-pay per thirty day supply prescription. Total ninety (90) day mail order would amount to \$39.00 in co-pay.
Prescriptions that cost over \$1,000.	\$100.00 co-pay on retail prescriptions up to thirty (30) days supply that cost over \$1000.00.	\$50.00 mail order co-pay per thirty day supply on each prescription that costs over \$1,000.00. Total ninety (90) day mail order would amount to \$150.00 in co-pay.

It will be mandatory for all drugs that are defined as maintenance drugs by the United States Food and Drug Administration (FDA) to be bought through mail order (when available). However, the co-pay on the first two prescriptions filled on any maintenance drug, whether that drug is over \$1,000.00 in cost or not, will be at the retail co-pay rate for either a generic or brand drug following which the employee will be responsible for the mail order co-pays set forth above depending on the cost of the particular drug.

Delete from the second Paragraph of E the following: "Notwithstanding the provisions of Paragraph E of this Article."

Paragraph E3 – Delete in its entirety.

Paragraph F – Delete in its entirety and revise to read as follows: "The City will provide an optical plan to employees and their dependents up to a maximum reimbursement of one hundred dollars (\$100.00) per year, per covered person. Only those employees submitting a request for reimbursement within ninety (90) calendar days of receipt of the service shall be eligible for reimbursement."

Paragraph G – Delete in its entirety and revise to read as follows: "The City will maintain the current dental program for the life of this Agreement for all employees, that is, coverage for employees and their dependents."

Paragraph H – Delete in its entirety and replace with the following new paragraph: "Retirees shall have an annual maximum out-of-pocket Cap of \$1,082.00 per person for prescription drug co-payments. Once a retiree or dependent has paid \$1,082.00 in co-payments in a calendar year, that person is no longer required to pay any prescription drug co-payments for the remainder of that calendar year."

Article 29 27

[Handwritten scribble]

I. The 1.5% contribution established by P.L. 2010 c. 2 shall be the maximum amount applied to bargaining unit members unless

Modify Paragraph A1 to read as follows: "Effective July 1, 2008, employees shall receive a wage increase in the amount of ~~\$1,000.00~~ ^{1300.00} applied to the base rate earned on June 30, 2008." *additional amounts are negotiated in future contracts.*

Modify Paragraph A2 to read as follows: "Effective July 1, 2009, employees shall receive a wage increase in the amount of ~~\$1,000.00~~ ^{1300.00} applied to the base rate earned on June 30, 2009."

Modify Paragraph A3 to read as follows: "Effective July 1, 2010, employees shall receive no wage increase (~~\$0.00~~) to the base rate earned on June 30, 2010." *or 1300.00*

Paragraph B – Modify to delete the language in subsection (a) referring to the July 1, 2005 wage increase.

Paragraph C – Modify language to read as follows: "If an employee receives a raise that would increase his/her salary past the maximum salary for that employee's labor grade, then the maximum salary amount of that labor grade will increase to encompass the employee's raise."

Article 29

Change the rates in the headings of paragraphs A, B, C & D to reflect the January 1, 2007 rates set forth in each such existing paragraph.

Article 32

Article 32 will remain as status quo and will be subject to reopening at such time as the Unified Communications Center is created and becomes operational.

Article 33

Article 33 will remain as status quo and will be subject to reopening at such time as the Unified Communications Center is created and becomes operational.

Article 35

Modify to read as follows:

"This Agreement shall be in force and effect as of July 1, 2008 and shall remain in effect to and including June 30, 2011 without any re-opening date.

This Agreement shall continue in full force and effect from year to year thereafter unless one party or the other gives notice in writing, no sooner than one hundred fifty (150) days nor later than ninety (90) days prior to the expiration date of this Agreement of a desire to change, modify or terminate this Agreement. Bargaining for a successor Agreement shall commence on or about April 1, 2011."

*

This Memorandum of Agreement is signed and agreed to by the parties on this ____ day of May 2010.

*

CITY OF JERSEY CITY



~~BRIAN O'REILLY~~ Robert J. Kakowski
Asst Business Administrator

JERSEY CITY
SUPERVISORS' ASSOCIATION



BEN ANDERSON
President, JCSA

BA
BA
BA

ATTEST:

ROBERT BYRNE
City Clerk

* The Union agrees to withdraw its District Court lawsuit (00461990; 1) regarding the Furloughs, 6 with prejudice upon ratification of this Agreement by the parties. The Union will also withdraw its Furlough appeals with

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

City Clerk File No. Res. 10-370
 Agenda No. 10.H
 Approved: JUN 09 2010
 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 Gaspich*
 APPROVED: *B. O'Reilly*
 Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
 Corporation Counsel

Certification Required

Not Required

APPROVED **8-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 6/9/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
DONNELLY	ABSENT			FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			VEGA	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M. Brennan
 Peter M. Brennan, President of Council

Robert Byrne
 Robert Byrne, City Clerk

LICENSE AGREEMENT

This **AGREEMENT** is made this day of June 2010 between the **CITY OF JERSEY CITY**, a municipal corporation of the State of New Jersey, with offices at City Hall, 280 Grove Street, Jersey City, New Jersey 07302, hereinafter designated as "**LICENSOR**" and Jersey City Episcopal Community Development Corp., with offices at 514 Newark Avenue Jersey City, New Jersey 07306 hereinafter designated as "**LICENSEE**".

WITNESSETH that:

1. The Licensor is the owner of property located at the following sites in Jersey City, New Jersey as shown on the official map of the Tax Assessor of Jersey City, Hudson County, New Jersey (hereinafter the "**Property**").

<u>BLOCK</u>	<u>LOT</u>	<u>ADDRESS</u>
1464	16	34 Van Nostrand Avenue
1464	C	36 Van Nostrand Avenue
1464	B	38 Van Nostrand Avenue
1464	A	40 Van Nostrand Avenue

2. The Licensor agrees to permit the Licensee to enter into the Vacant Land for the sole purpose of conducting architectural and environmental inspections and additional activities.
3. The Licensee agrees that any work performed shall be at the Licensee's sole cost and expensed and shall be performed by a licensed contractor qualified in the State of New Jersey
4. All property, for which the Licensee has obtained access pursuant to this Agreement, must and shall be immediately restored to their previous conditions upon completion of conducting architectural and environmental inspections.
5. The Licensee shall defend, indemnify, save and hold harmless the Licensor from any and all accidents, losses, damages, claims, demands, suits, liens, expenses (including reasonable attorneys' fees and expenses) and judgments of any nature arising, or alleged to arise, by reason of this Agreement or the use of the Property by the Licensee or any of its agents, servants, employees, contractors, subcontractors or invitees, in on or about the Property for the purposes set forth above with its permission, express or implied, and whether the use of the Property is within or outside the scope of the above permitted use. The obligations of the Licensee to indemnify the Licensor pursuant to this Section shall survive any termination of this Agreement.
6. The Licensee agrees to carry or require its contractor to carry property damage and Comprehensive General Liability Insurance for an amount not less than \$1,000,000 or such other type and amount as is deemed necessary and appropriate by the City's Risk Manager. The Licensee shall furnish to the Licensor a Certificate of Insurance for the benefit of the Licensee and Licensor naming the Licensor, its employees or agents as additional named insured and covering the Property herein described. Delivery of Certificate of Insurance evidencing policies or insurance and proof of payment of

premium shall be delivered to the Licensor at least one week after execution of this Agreement. The obligation of the Licensee to indemnify the Licensor pursuant to the Section shall survive any termination of this Agreement.

7. The Licensee shall further furnish to the Licensor evidence that it has reasonable compensation insurance for the protection of any of the employees or agents of the Licensee.
8. ALL accidents or injuries to persons, or any damages, etc., occurring as a result of or in connection with the Licensee's use of the Property, shall be reported immediately to the City of Jersey City, Division of Risk Management and the Office of Real Estate as authorized representatives of the Licensor together with all information required by the Licensor on the prescribed forms to be provided by the Licensor.
9. The Licensee shall, accept sole responsibility for any or all security, if necessary, for its equipment and supplies or the equipment and supplies of its agents, servants, employees, contractors and invitees while on the premises, at no cost to the City of Jersey City.
10. Any equipment installed or used by the Licensee in connection with its use of the Property that may be removed without damage to the licensed premises shall be deemed to be the property of the Licensee and shall be removed by it at the termination of the Agreement, or not later than two (2) days thereafter. In the event that the same is not removed, the same shall be deemed abandoned and the Licensor shall have the right to dispose of the same and charge the Licensee for any cost of disposing thereof.
11. The Licensee shall provide in writing to the Licensor the names of two (2) authorized representatives of the Licensee who shall be responsible for adherence to the terms and conditions of the Agreement before, during and after the effective date of this Agreement. No other persons are to speak or act for the Licensee.
12. All Notices and payments between the parties hereto shall be addressed and delivered to the following:

**Licensor: City of Jersey City
Business Administrator
City Hall
280 Grove Street
Jersey City, New Jersey 07302**

**Licensee: Jersey City Episcopal Community Development Corp.
514 Newark Avenue
Jersey City, New Jersey 07306**

13. The Licensee shall not assign this Agreement, or any part thereof, or occupy the same for any other reason or reasons than herein stipulated in this Agreement, under penalty of damages and forfeiture.

14. All of the above terms and conditions shall be binding on the Licensee, Licensor and all other parties connected with the event for which the Property is herein licensed. Any and all violations of the terms and conditions of this Agreement shall be considered just cause for immediate termination and cancellation of the Agreement.
15. The Agreement shall commence on the date appearing above and shall automatically terminate within six month of the date of the resolution approving this agreement.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their respective officers, thereunto duly authorized, all as the day and year first above mentioned.

CITY OF JERSEY CITY

ATTEST:

ROBERT BYRNE
CITY CLERK

BY: _____
BRIAN O'REILLY
BUSINESS ADMINISTRATOR

WITNESS:

**Jersey City Episcopal Community
Development Corp.**

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

City Clerk File No. Res. 10-371

Agenda No. 10.1

Approved: JUN 09 2010

TITLE:



A RESOLUTION AUTHORIZING THE CLOSING OF A MUNICIPAL STREET(S), MCWILLIAMS PLACE BEGINNING NOON AND ENDING 8:00 P.M., SATURDAY, JUNE 12, 2010 RAIN DATE: SUNDAY, JUNE 13, 2010 AT THE REQUEST OF THE HAMILTON PARK NEIGHBORHOOD ASSN FOR THE PURPOSE OF THE HAMILTON PARK FESTIVAL

WHEREAS, the Division of Engineering, Traffic and Transportation has received an application from the Hamilton Park Neighborhood Assn to close McWilliams Place on Saturday, June 12, 2010 (rain date: Sunday, July 13, 2010) beginning Noon and ending 8:00 p.m. for the purpose of the Hamilton Park Festival; and

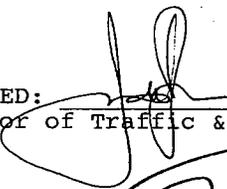
WHEREAS, in accordance with the provisions of Section 296-71 and 296-72, a street may be temporarily closed for a block party or any recreational event to be conducted within an area not exceeding one city block under certain conditions;

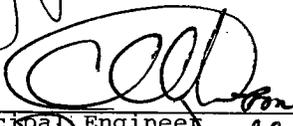
WHEREAS, when one or more of the required conditions for a street closing are not met, in accordance with Section 296-74 (B) the Traffic Engineer may recommend to the City Council that one or more of the requirements of Sections 296-71 and 296-73 be waived; and

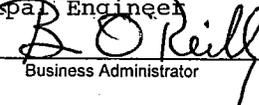
WHEREAS, the request to close McWilliams Place does not meet one or more of the requirements set forth in Section 296-71(B)(C)(D) and 296-73(D) because the applicant is a non-resident of the area requested to be closed and the event is ending later than permitted; and

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 the aforementioned requirements set forth in Section 296-71 and 296-73 be waived.

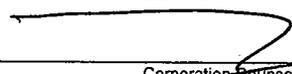
NOW THEREFORE BE IT RESOLVED, that the Municipal Council via adoption of this resolution authorizes the closing of McWilliams Place beginning Noon and ending 8:00 p.m., Saturday, June 12, 2010 (rain date: Sunday, June 13, 2010)

APPROVED: 
Director of Traffic & Transportation

APPROVED: 
Municipal Engineer

APPROVED: 
Business Administrator

APPROVED AS TO LEGAL FORM


Corporation Counsel

JDS:pc1
(05.20.10)

Certification Required

Not Required

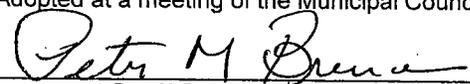
APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				6/9/10							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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


Peter M. Brennan, President of Council


Robert Byrne, City Clerk

10-371

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/ resolution/cooperation agreement:

A resolution authorizing the closing of a municipal street(s), McWilliams Place beginning Noon and ending 8:00 p.m. on Saturday, June 12, 2010 (rain date: Sunday, June 13, 2010) at the request of the Hamilton Park Neighborhood Assn for the purpose of the Hamilton Park Festival

2. Name and title of person initiating ordinance/resolution, etc.:

Joao D'Souza, Director of Traffic & Transportation, Division of Engineering, Traffic and Transportation at the request of Olu M. Howard on behalf of the Hamilton Park Neighborhood Assn, 308 Eighth Street, JCNJ 917.855.2211

3. Concise description of program, project or plan proposed in the ordinance/resolution:

Authorize the closing of McWilliams Place beginning Noon and ending 8:00 p.m. on Saturday, June 12, 2010 (rain date: Sunday, June 13, 2010)

4. Reasons (need) for the proposed program, project, et

The Hamilton Park Festival

5. Anticipated benefits to the community:

Community Affair

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contribution:

No cost to the City.

7. Date proposed program or project will commence:

Noon, Saturday, June 12, 2010 (rain date: Sunday, June 13, 2010)

8. Anticipated completion date:

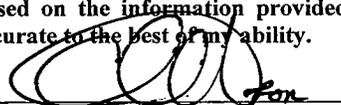
8:00 p.m., Saturday, June 12, 2010 (rain date: Sunday, June 13, 2010)

9. Person responsible for coordinating proposed program, project, etc.:

Monte Zucker, Supervising Planner, Division of Engineering, Traffic and Transportation, ex. 4469

10. Additional comments:

Based on the information provided to me, I certify that all the facts presented herein are accurate to the best of my ability.


Municipal Engineer

5/24/10
Date

Signature of Department Director

Date

APPLICATION FOR RECREATIONAL EVENT ST CLOSURE

BLOCK: McWILLIAMS PL

PURPOSE OF EVENT: Hamilton Park festival

BEGINS: Noon ENDS: 8PM Saturday, June 12 (rain date Sunday, June 13), 2010

APPLICANT: Olu M Howard

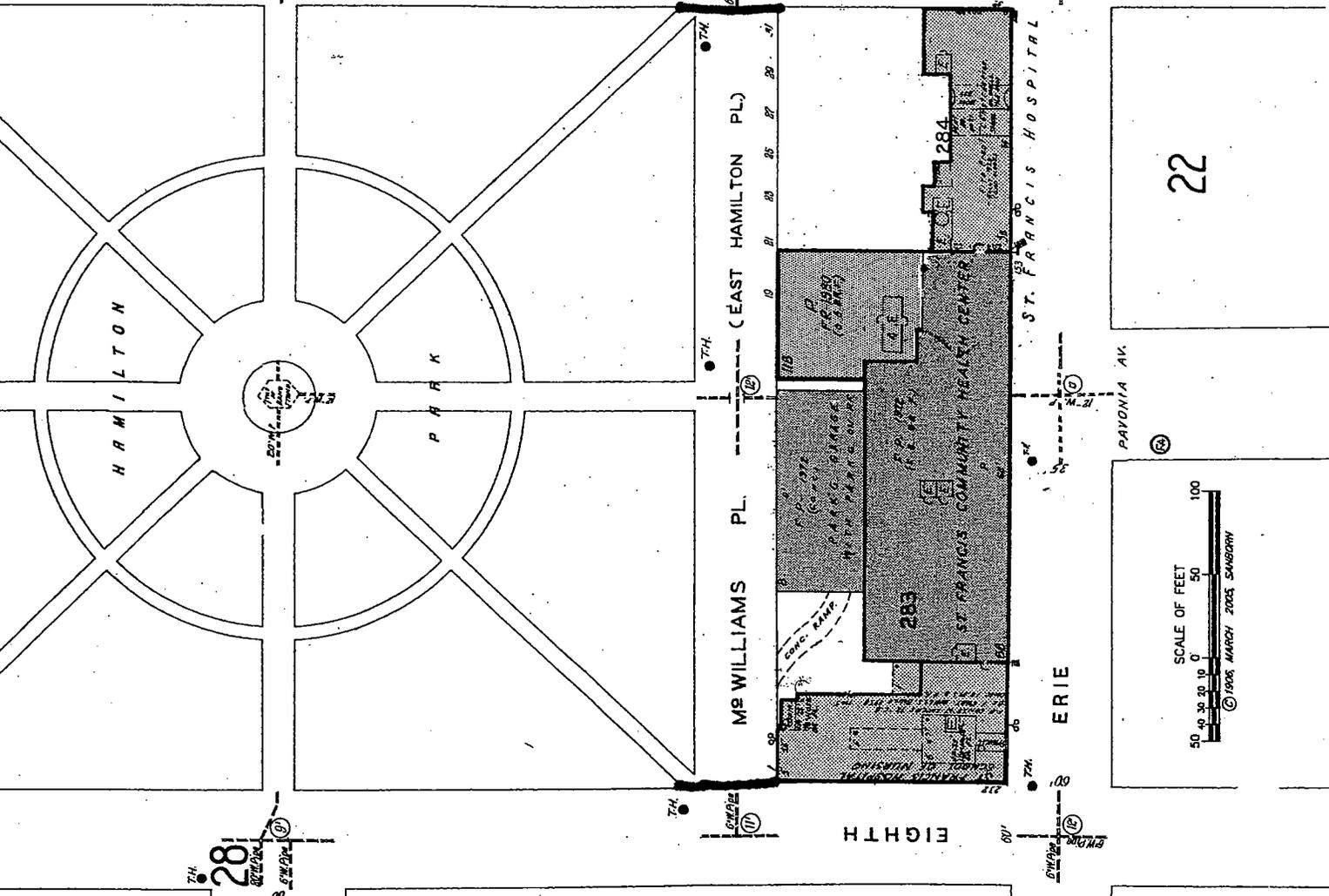
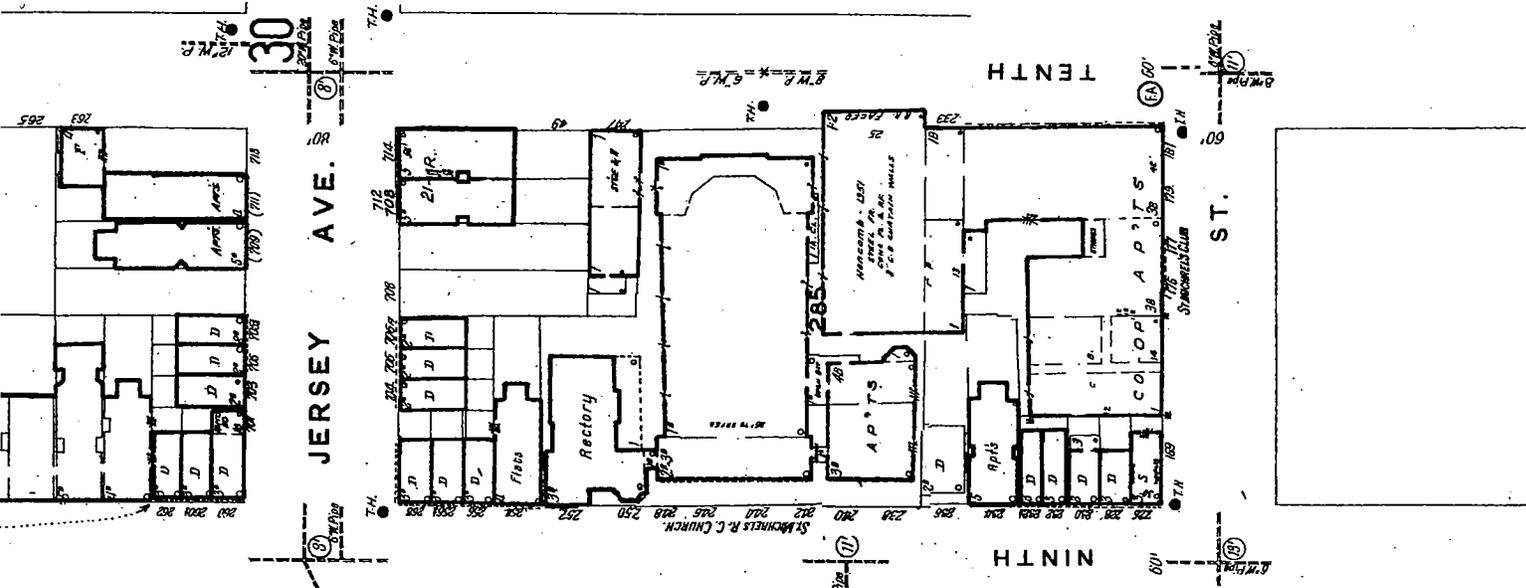
ORGANIZATION: Hamilton Park Neigh Assn

STREET ADDRESS: 308 Eighth St

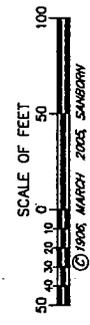
CITY, STATE, ZIP: Jersey City NJ 07302

PHONE #: 917.855.2211

BEING WAIVED: nonresident



22



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

City Clerk File No. Res. 10-372
 Agenda No. 10.J
 Approved: JUN 09 2010
 TITLE:



A RESOLUTION AUTHORIZING THE CLOSING OF A MUNICIPAL STREET(S), YORK STREET FROM WASHINGTON STREET TO GREENE STREET ON JUNE 11, 2010 BEGINNING 4:00 P.M. AND ENDING 8 P.M. AT THE REQUEST OF THE YORK STREET PROJECT FOR THE PURPOSE OF THE KENMARE ANNUAL DINNER EVENT

WHEREAS, the Division of Engineering, Traffic and Transportation has received an application from The York Street Project to close York Street from Washington Street to Greene Street on Friday, June 11, 2010 beginning 4:00 p.m. and ending 8:00 p.m. for the purpose of the Kenmare annual dinner event; 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 Section 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 and 296-73 be waived; and

WHEREAS, the request to close York Street does not meet one or more of the requirements set forth in Section 296-71(A)(B) and 296-73(D) because York Street is not residentially zoned; 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 the aforementioned requirements set forth in Section 296-71 and 296-73 be waived.

NOW THEREFORE BE IT RESOLVED, that the Municipal Council via adoption of this resolution authorizes the closing of York Street from Washington Street to Greene Street beginning 4:00 p.m. and ending 8:00 p.m.

APPROVED: [Signature]
 Director of Traffic & Transportation

APPROVED: [Signature]
 Municipal Engineer

APPROVED: [Signature]
 Business Administrator

APPROVED AS TO LEGAL FORM

[Signature]
 Corporation Counsel

JDS:pcl
 (05.21.10)

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				6/9/10							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, 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]
 Peter M. Brennan, President of Council

[Signature]
 Robert Byrne, City Clerk

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/ resolution/cooperation agreement:

A resolution authorizing the closing of a municipal street(s), York Street from Washington Street to Greene Street on June 11, 2010 beginning 4:00 p.m. and ending 8:00 p.m. at the request of the York Street Project for the purpose of the Kenmare annual dinner event

2. Name and title of person initiating ordinance/resolution, etc.:

Joao D'Souza, Director of Traffic & Transportation, Division of Engineering, Traffic and Transportation at the request of Jennifer Mehr on behalf of the York Street Project, 89 York Street, JCNJ 201.451.8225

3. Concise description of program, project or plan proposed in the ordinance/resolution:

Authorize the closing of York Street from Washington Street to Greene Street on Friday, June 11, 2010 beginning 4:00 p.m. and ending 8:00 p.m.

4. Reasons (need) for the proposed program, project, ET

Kenmare annual dinner event

5. Anticipated benefits to the community:

Community Affair

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contribution:

No Cost to the City

7. Date proposed program or project will commence:

4:00 p.m., Friday, June 11, 2010

8. Anticipated completion date:

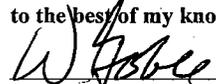
8:00 p.m., Friday, June 11, 2010

9. Person responsible for coordinating proposed program, project, etc.:

Monte Zucker, Supervising Planner, Division of Engineering, Traffic and Transportation, ex. 4469

10. Additional comments:

Based on the information provided to me, I certify that all the facts presented herein are accurate, to the best of my knowledge.



William R. Goble, P.E., Municipal Engineer

Signature of Department Director

5-21-10
Date

Date

APPLICATION FOR RECREATIONAL EVENT ST CLOSURE

BLOCK: YORK ST from WASHINGTON ST to GREENE ST

PURPOSE OF EVENT: Kenmare annual dinner event

BEGINS: 4PM ENDS: 8PM Friday, June 11, 2010

APPLICANT: Jennifer Mehr

ORGANIZATION: York St Project

STREET ADDRESS: 89 York St

CITY, STATE, ZIP: Jersey City NJ 07302

PHONE #: 201.451.8225

BEING WAIVED: zoning

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

City Clerk File No. Res. 10-373

Agenda No. 10.K

Approved: _____

WITHDRAWN

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 27, 2010 AT THE REQUEST OF THE PHILIPPINE AMERICAN FRIENDSHIP COMMITTEE FOR THE PURPOSE OF A PHILIPPINE INDEPENDENCE PARADE & 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 27, 2010 for the purpose of a Philippine Independence Parade & 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) and 296-73 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 27, 2010 for a Philippine Independence Parade & Festival.

APPROVED: [Signature]
Director of Traffic & Transportation

APPROVED: [Signature] 5/25/10
Municipal Engineer

APPROVED: [Signature]
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

JDS:pc1
(05.25.10)

Certification Required
Not Required

APPROVED

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
6/9/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				FLOOD			
DONNELLY				FULOP				VEGA			
LOPEZ				RICHARDSON				BRENNAN, PRES			

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

WITHDRAWN

Peter M. Brennan, President of Council

Robert Byrne, City Clerk

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/ resolution/cooperation agreement:

A 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. on Sunday, June 27, 2010 at the request of the Philippine American Friendship Committee for the purpose of a Philippine Independence Parade & Festival

2. Name and title of person initiating ordinance/resolution, etc.:

Joao D'Souza, Director of Traffic & Transportation, Division of Engineering, Traffic and Transportation at the request of Carmen Flores on behalf of the Philippine American Friendship Committee, 685 Montgomery Street, JCNJ 201.332.4711

3. Concise description of program, project or plan proposed in the ordinance/resolution:

Authorize 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 27, 2010

4. Reasons (need) for the proposed program, project, et

Philippine Independence Parade & Festival

5. Anticipated benefits to the community:

Community Affair

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contribution:

No cost to the City.

7. Date proposed program or project will commence:

8:00 a.m., Sunday, June 27, 2010

8. Anticipated completion date:

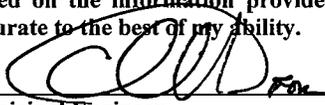
10:00 p.m., Sunday, June 27, 2010

9. Person responsible for coordinating proposed program, project, etc.:

Monte Zucker, Supervising Planner, Division of Traffic and Transportation, ex. 4469

10. Additional comments:

Based on the information provided to me, I certify that all the facts presented herein are accurate to the best of my ability.


Municipal Engineer

5/25/10
Date

Signature of Department Director

Date

APPLICATION FOR RECREATIONAL EVENT ST CLOSURE

BLOCKS: EXCHANGE PL

**MONTGOMERY ST from HUDSON ST to WASHINGTON ST
with GREENE ST kept open**

PURPOSE OF EVENT: Philippine Independence parade & festival

BEGINS: 8AM ENDS: 10PM Sunday, June 27, 2010

APPLICANT: Carmen Flores

ORGANIZATION: Philippine American Friendship Cmte

STREET ADDRESS: 685 Montgomery St

CITY, STATE, ZIP: Jersey City NJ 07306

PHONE #: 201.332.4711

BEING WAIVED: more than one block at a time closed, nonresident, start & end times

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

City Clerk File No. Res. 10-374

Agenda No. 10.1

Approved: JUN 09 2010

TITLE:



RESOLUTION AUTHORIZING THE CLOSING OF A MUNICIPAL STREET(S), FIRST STREET FROM MARIN BOULEVARD TO PROVOST STREET BEGINNING 9:00 A.M. AND ENDING 9:00 P.M. THURSDAY, JUNE 10, 2010 AT THE REQUEST OF THE PUBLIC LIBRARY FOUNDATION FOR THE PURPOSE OF THE PUBLIC LIBRARY FOUNDATION

WHEREAS, the Division of Engineering, Traffic and Transportation has received an application from The Public Library Foundation to close First Street from Marin Boulevard to Provost Street beginning 9:00 a.m. and ending 9:00 p.m. Thursday, June 10, 2010 for the purpose of the Public Library Foundation; 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 and 296-73 be waived; and

WHEREAS, the request to close First Street, does not meet one or more of the requirements set forth in Section 296-72(B)(2)(8) and Section 296.73 (D) because of the days of the week the festival is being held and the start and end time exceeds what is permitted; 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 296-72 and 296.73 be waived.

NOW THEREFORE BE IT RESOLVED, that the Municipal Council via adoption of this resolution authorizes the closing of First Street from Marin Boulevard to Provost Street beginning 9:00 a.m. and ending 9:00 p.m., Thursday, June 10, 2010.

APPROVED: [Signature]
Director of Traffic & Transportation

APPROVED: [Signature]
Municipal Engineer

APPROVED: [Signature]
Business Administrator

JDS:pc1
(06.01.10)

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required
Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
6/9/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY		ABSENT		FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, 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]
Peter M. Brennan, President of Council

[Signature]
Robert Byrne, City Clerk

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/ resolution/cooperation agreement:

Resolution authorizing the closing of a Municipal Street(s), First Street from Marin Boulevard to Provost Street beginning 9:00 a.m. and ending 9:00 p.m. Thursday, June 10, 2010 at the request of the Public Library Foundation for the purpose of the Public Library Foundation.

2. Name and title of person initiating ordinance/resolution, etc.:

Joao D'Souza, Director of Traffic and Transportation, Division of Engineering, Traffic and Transportation at the request of the Public Library Foundation, 172 First St., JCNJ 201.239.7373

3. Concise description of program, project or plan proposed in the ordinance/resolution:

Close First Street from Marin Boulevard to Provost Street beginning 9:00 a.m. and ending 9:00 p.m. Thursday, June 10, 2010

4. Reasons (need) for the proposed program, project, etc.:

Public Library Foundation

5. Anticipated benefits to the community:

Community Festival

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contribution:

No Cost to the City

Date proposed program, or project will commence:

9:00 a.m., Thursday, June 10, 2010

8. Anticipated completion date:

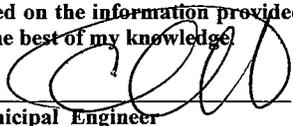
9:00 p.m., Thursday, June 10, 2010

9. Person responsible for coordinating proposed program, project, etc.:

Monte Zucker, Supervising Planner, Division of Engineering, Traffic and Transportation, 201.547.4469

10. Additional comments:

Based on the information provided to me, I certify that all the facts presented herein are accurate, to the best of my knowledge.


Municipal Engineer

Signature of Department Director

6/1/10
Date

Date

APPLICATION FOR RECREATIONAL EVENT ST CLOSURE

BLOCK: FIRST ST from MARIN BLVD to PROVOST ST

PURPOSE OF EVENT: for Public Library Foundation

BEGINS: 9AM ENDS: 9PM Thursday, June 10, July 11, 2010

APPLICANT: Michael Ryan

ORGANIZATION: Public Library Foundation

STREET ADDRESS: 172 First St

CITY, STATE, ZIP: Jersey City NJ 07302

PHONE #: 201.239.7373

BEING WAIVED: day of week, start & end times

14
MARIN BLVD.

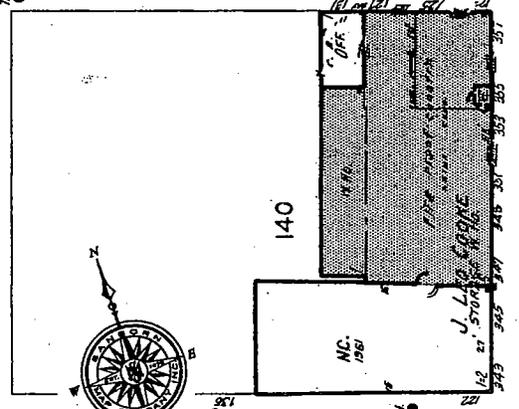
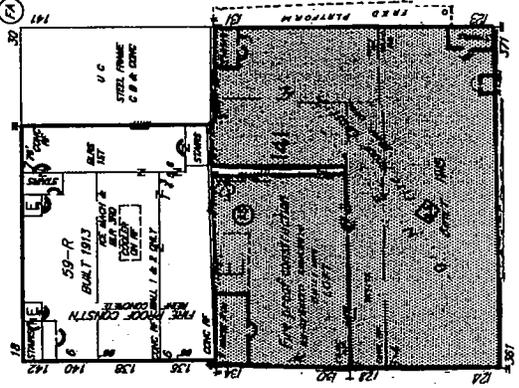
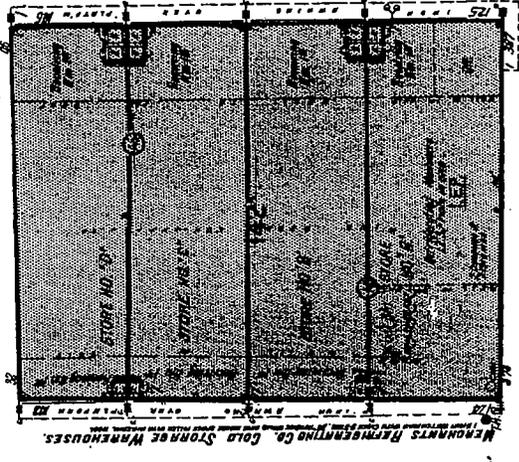
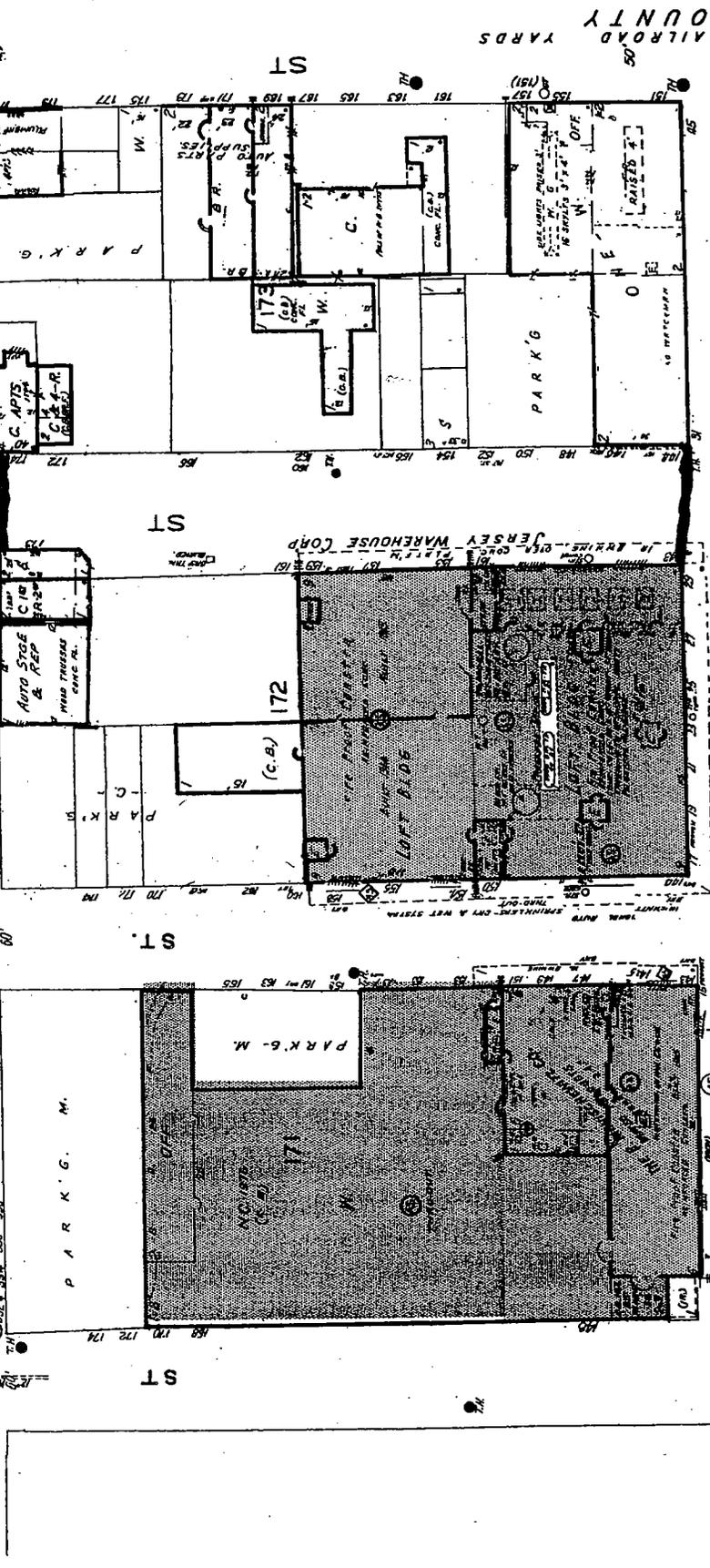
24
(LUIS MUÑOZ)

(HENDERSON)

171
PARK-G. M.

172
JENNEY WAREHOUSE CORP.

173
C. ARTS



18

ST

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BAY

PROVOST

MORGAN

WARREN

ST

ST

BAY

WARREN

MORGAN

WARREN

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

City Clerk File No. Res. 10-375

Agenda No. 10.M

Approved: JUN 09 2010

TITLE:



RESOLUTION AUTHORIZING THE CLOSING OF A MUNICIPAL STREET(S), CONGRESS STREET FROM NELSON AVENUE TO KENNEDY BOULEVARD BEGINNING 8:00 A.M. AND ENDING 11:00 P.M., FRIDAY, JULY 23, 2010 AND BEGINNING 10:00 A.M. AND ENDING 11:00 P.M., SATURDAY, JULY 24 AND SUNDAY, JULY 25, 2010 AT THE REQUEST OF ST. ANNE'S CHURCH FESTIVAL FOR THE PURPOSE OF THE ST. ANNE'S FESTIVAL

WHEREAS, the Division of Engineering, Traffic and Transportation has received an application from St. Anne's Church Festival to close Congress Street from Nelson Avenue to Kennedy Boulevard beginning 8:00 a.m. and ending 11:00 p.m., Friday, July 23, 2010 and beginning 10:00 a.m. and ending 11:00 p.m., Saturday, July 24 and Sunday, July 25, 2010 for the purpose of the St. Anne's 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 and 296-73 be waived; and

WHEREAS, the request to close Congress Street, does not meet one or more of the requirements set forth in Section 296-72(B)(2)(8) and Section 296.73 (D) because of the days of the week the festival is being held and the start and end time exceeds what is permitted; and

WHEREAS, the closing of the Congress Street from Nelson Avenue to Kennedy Boulevard 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 296-72 and 296.73 be waived.

NOW THEREFORE BE IT RESOLVED, that the Municipal Council via adoption of this resolution authorizes the closing of Congress Street from Nelson Avenue to Kennedy Boulevard beginning 8:00 a.m. and ending 11:00 p.m., Friday, July 23, 2010 and beginning 10:00 a.m. and ending 11:00 p.m., Saturday, July 24 and Sunday, July 25, 2010 for the purpose of the St. Anne' Festival.

APPROVED: [Signature]
Director of Traffic & Transportation

APPROVED: [Signature]
Municipal Engineer

APPROVED: [Signature]
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

JDS:pcl
(05.20.10)

Certification Required
Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
6/9/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, 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]
Peter M. Brennan, President of Council

[Signature]
Robert Byrne, City Clerk

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/ resolution/cooperation agreement:

A resolution authorizing the closing of a municipal street(s), Congress Street from Nelson Avenue to Kennedy Boulevard beginning 8:00 a.m. and ending 11:00 p.m., Friday, July 23, 2010 and beginning 10:00 a.m. and ending 11:00 p.m. Saturday, July 24 and Sunday, July 25, 2010 at the request of St. Anne's Church Festival for the purpose of the St. Anne's Festival

2. Name and title of person initiating ordinance/resolution, etc.:

Joao D'Souza, Director of Traffic & Transportation, Division of Engineering, Traffic and Transportation at the request of Georgene R. DeBenedetto on behalf of St. Anne's Church Festival, 3545 Kennedy Boulevard, JCNJ 917.656.2490

3. Concise description of program, project or plan proposed in the ordinance/resolution:

Authorize the closing of Congress Street from Nelson Avenue to Kennedy Boulevard beginning 8:00 a.m. and ending 11:00 p.m., Friday, July 23, 2010 and beginning 10:00 a.m. and ending 11:00 p.m. Saturday, July 24 and Sunday, July 25, 2010

4. Reasons (need) for the proposed program, project, ET

St. Anne's Festival

5. Anticipated benefits to the community:

Community Affair

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contribution:

No Cost to the City

7. Date proposed program or project will commence:

8:00 a.m., Friday, July 23, 2010
10:00 a.m., Saturday, July 24, 2010
10:00 a.m., Sunday, July 25, 2010

8. Anticipated completion date:

11:00 p.m., Friday, July 23, 2010
11:00 p.m., Saturday, July 24, 2010
11:00 p.m., Sunday, July 25, 2010

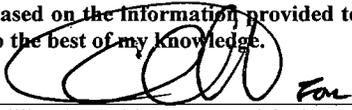
9. Person responsible for coordinating proposed program, project, etc.:

Monte Zucker, Supervising Planner, Division of Engineering, Traffic and Transportation, ex. 4469

10. Additional comments:

Resolution proposed at the request of Craig Guy on behalf of the Hudson County Democratic Organization, 74 Oakland Av, JCNJ 201.388.7512(cell) or 201.420.8898

Based on the information provided to me, I certify that all the facts presented herein are accurate, to the best of my knowledge.


William R. Goble, P.E., Municipal Engineer

Signature of Department Director


Date

Date

APPLICATION FOR RECREATIONAL EVENT ST CLOSURE

BLOCK: CONGRESS ST from NELSON AV to KENNEDY BLVD

PURPOSE OF EVENT: St Anne's festival

BEGINS: 8AM ENDS: 11PM Friday, July 23, 2010

BEGINS: 10AM ENDS: 11PM Saturday, July 24 & Sunday, July 25, 2010

APPLICANT: Georgene R DeBenedetto

ORGANIZATION: St Anne's Church Festival

STREET ADDRESS: 3545 Kennedy Blvd

CITY, STATE, ZIP: Jersey City NJ 07307

PHONE #: 917.656.2490

BEING WAIVED: day of week, start & end times

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

City Clerk File No. Res. 10-376

Agenda No. 10.N

Approved: JUN 09 2010

TITLE:



A RESOLUTION AUTHORIZING THE CLOSING OF A MUNICIPAL STREET(S), WASHINGTON STREET, DEAD END SOUTH OF DUDLEY STREET, ON SATURDAY, JUNE 19, 2010 BEGINNING 5:00 P.M. AND ENDING 9:00 P.M. AT THE REQUEST OF WOMEN RISING, INC. FOR THE PURPOSE OF A WINE TASTING BENEFIT

WHEREAS, the Division of Engineering, Traffic and Transportation has received an application from Women Rising, Inc. to close Washington Street, dead end south of Dudley Street, on Saturday, June 19, 2010 beginning 5:00 p.m. and ending 9:00 p.m. for the purpose of a wine tasting benefit; 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 Section 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 and 296-73 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(B)(C)(D); 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 ending later than permitted; 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 the aforementioned 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 Washington Street, dead end south of Dudley Street on Saturday, June 19, 2010 beginning 5:00 p.m. and ending 9:00 p.m.

APPROVED: [Signature]
Director of Traffic & Transportation

APPROVED: [Signature]
Municipal Engineer

APPROVED: [Signature]
Business Administrator

JDS:pcl
(05.20.10)

APPROVED AS TO LEGAL FORM

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				6/9/10							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, 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]
Peter M. Brennan, President of Council

[Signature]
Robert Byrne, City Clerk

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/ resolution/cooperation agreement:

A resolution authorizing the closing of a municipal street(s), Washington Street, dead end south of Dudley Street, on Saturday, June 19, 2010 beginning 5:00 p.m. and ending 9:00 p.m. at the request of Women Rising, Inc. for the purpose of a wine tasting benefit.

2. Name and title of person initiating ordinance/resolution, etc.:

Joao D'Souza, Director of Traffic & Transportation, Division of Engineering, Traffic and Transportation at the request of Andrea Koenig-Feldman on behalf of Women Rising Inc., 270 Fairmount Avenue, JCNJ 201.333.5700

3. Concise description of program, project or plan proposed in the ordinance/resolution:

Authorize the closing of Washington Street, dead end south of Dudley Street, on Saturday, June 19, 2010 from 5:00 p.m. to 9:00 p.m.

4. Reasons (need) for the proposed program, project, ET

Wine Tasting Benefit

5. Anticipated benefits to the community:

Community Affair

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contribution:

No Cost to the City

7. Date proposed program or project will commence:

5:00 p.m., Saturday, June 19, 2010

8. Anticipated completion date:

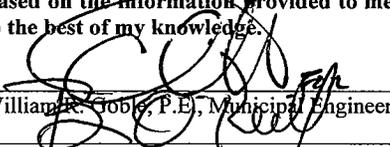
9:00 p.m., Saturday, June 19, 2010

9. Person responsible for coordinating proposed program, project, etc.:

Monte Zucker, Supervising Planner, Division of Engineering, Traffic and Transportation, ex. 4469

10. Additional comments:

Based on the information provided to me, I certify that all the facts presented herein are accurate, to the best of my knowledge.



William R. Goble, P.E., Municipal Engineer

Signature of Department Director

5/24/10
Date
6-2-10
Date

APPLICATION FOR RECREATIONAL EVENT ST CLOSURE

BLOCK: WASHINGTON ST dead end south of DUDLEY ST

PURPOSE OF EVENT: wine tasting benefit

BEGINS: 5PM ENDS: 9PM Saturday, June 19, 2010

APPLICANT: Andrea Koenig-Feldman

ORGANIZATION: Women Rising Inc

STREET ADDRESS: 270 Fairmount Av

CITY, STATE, ZIP: Jersey City NJ 07306

PHONE #: 201.333.5700

BEING WAIVED: end time, nonresident

16

ST

R R TRACKS

ESSEX

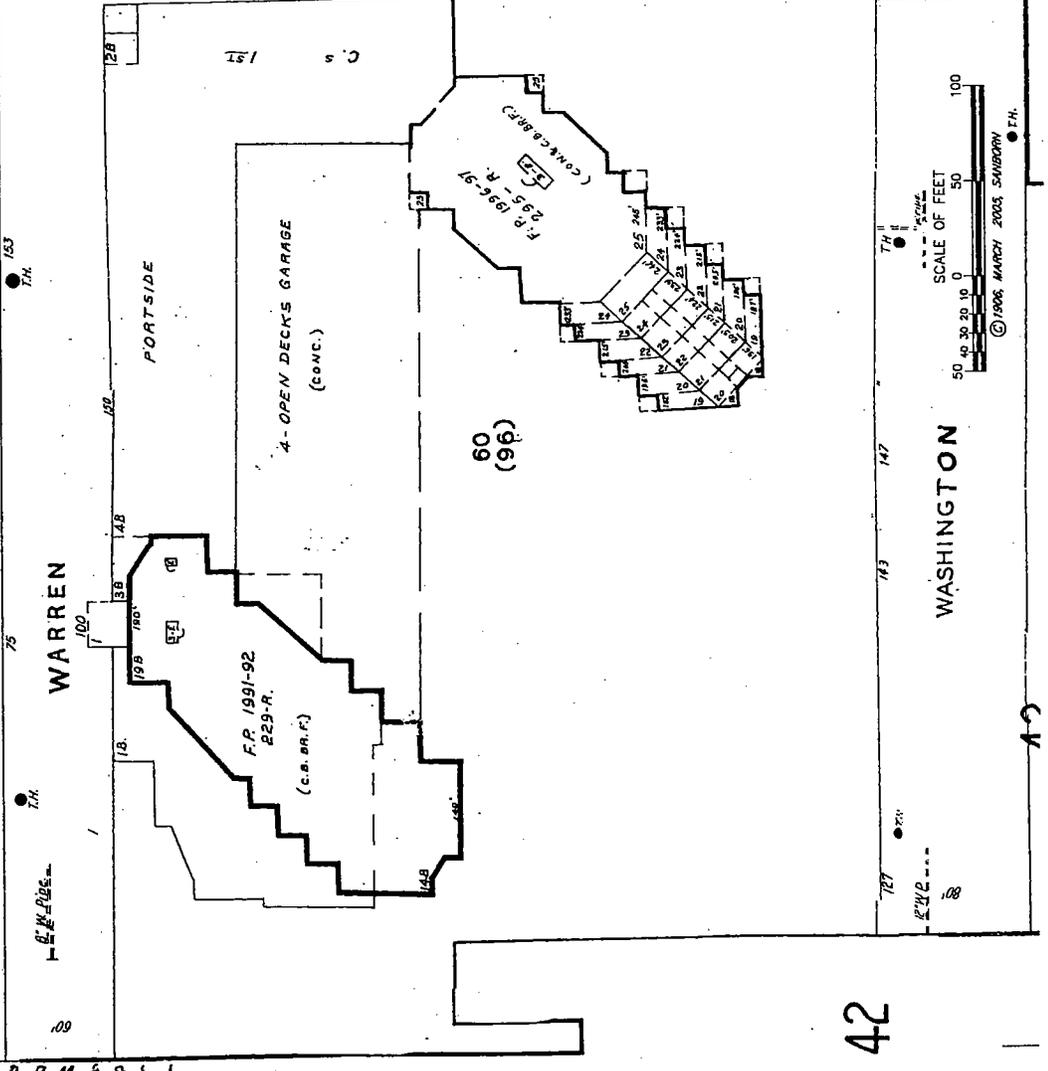
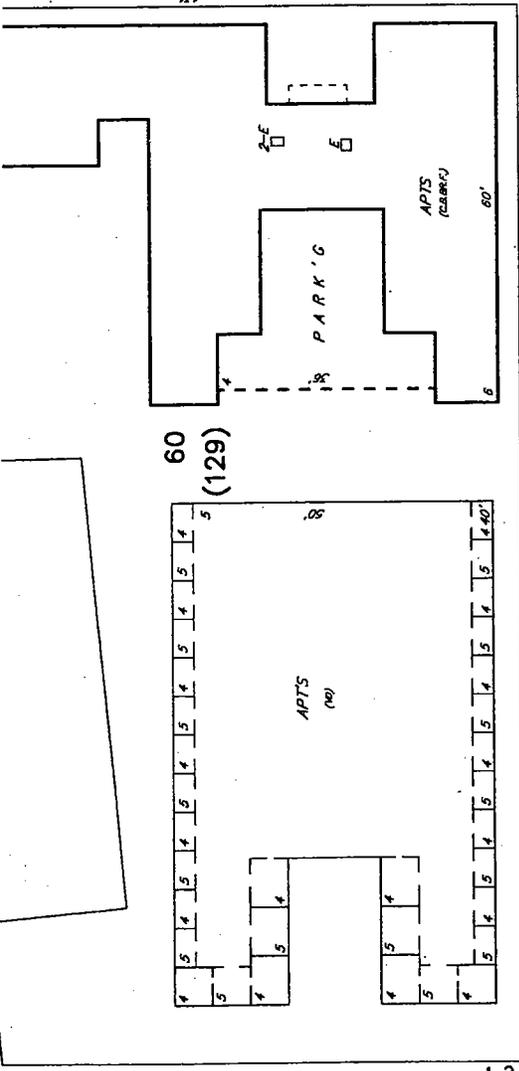
ST.

97

ST.

ST.

DUDLEY



42

T I B G W A T E R

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

City Clerk File No. Res. 10-377

Agenda No. 10.0

Approved: JUN 09 2010

TITLE:



Resolution Honoring Elizabeth Taylor ON THE OCCASION OF HER RETIREMENT

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

WHEREAS, Elizabeth Taylor, a Jersey City native, was educated in the Jersey City Public School System. She furthered her education at Hudson County Community College and St. Peter's College. Her passion for fashion led her to the Fashion Institute of Technology in New York City, where she earned a certificate for pattern making; and

WHEREAS, Elizabeth Taylor worked at Pollack Nursing Home in Jersey City as a Certified Nurse's Assistant for 12 years and was simultaneously employed at Palisade General Hospital in North Bergen, N.J. for private duty; and

WHEREAS, Elizabeth Taylor has been employed by Hudson County in the Division of Social Services for the past 15 years; and

WHEREAS, Elizabeth Taylor is a born-again believer and enjoys talking to others about God. She served on the choir at Pastor Creflo Dollar's World Changers International Church in New York City, N.Y.; and

WHEREAS, Elizabeth Taylor is the proud mother of four daughters and nine grandchildren.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Jersey City does hereby honor **Elizabeth Taylor** on the occasion of her retirement. We wish her continued healthy and happiness.

APPROVED: _____

APPROVED: _____

B. O'Reilly
Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required

Not Required

APPROVED 8-0
6/9/10

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

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

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

City Clerk File No. _____ Res. 10-378

Agenda No. _____ 10.P

Approved: _____ JUN 09 2010

TITLE:



Resolution Mourning the Passing of Ervin Smart Jr.

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

Whereas, Ervin Smart Jr. was born in Statesboro, Georgia and relocated to New Jersey as a young child with his parents; and

Whereas, Ervin Smart Jr. attended David E. Roe grade school in Hoboken, NJ and later transferred and graduated from Public School # 13 and Henry Snyder High School both in Jersey City; and

Whereas, Ervin Smart Jr. is a self made entrepreneur who owned and operated a retail business at the age of 15. He started his career selling sweatsuits and gospel tapes on the corner of Martin Luther King Jr. Drive and Stegman Street in Jersey City; and

Whereas, Ervin Smart Jr.'s hard work and dedication eventually resulted in his opening a retail business called "Smart General Store" located on Martin Luther King Jr. Drive. His most recent accomplishment in the retail business happened four years ago with the opening of his second clothing store exclusively for women located at 166 Martin Luther King Jr. Drive; and

Whereas, Ervin Smart Jr. was recognized by the Martin Luther King Jr. Parade and Scholarship Committee and served as a Deputy Marshall for the parade in 2006. He was also issued a Proclamation from Mayor Jerramiah T. Healy, Mayor of Jersey City; and

Whereas, Ervin Smart Jr. demonstrated the ideals of hard work through his involvement in civic, community and church causes. He was an active member of Mount Olive Baptist Church in Hoboken where he was a Senior Usher and sang in the Male Choir.

Whereas, Ervin Smart Jr. loved "old school music," fashion, photography and working with his hands; but most of all he loved his family. Ervin had ten children and fifteen grandchildren; and

Whereas, Ervin Smart Jr. departed this life on May 17, 2010, in Jersey City, he will be greatly missed. Ervin was the loving husband of Karrisell Smart; dear father of Anthony and Ervin Ramson III, Lamora, Qunett, Laurie, Paulena and the late England Ramson, Mulijah, Ebony and Karrisell Smart; beloved son of Deacon Ervin, Sr. and the late Addie E. Smart; cherished brother of Margaret Trowell, Anette Williams, Kathy Gittens, Mark A. Smart and the late Dorey White, Andrew D., Lee E., and John E. Smart; grandfather of 15. He is also survived by a host of nieces, nephews and other loving relatives and friends.

Now Therefore Be It Resolved, that the Municipal Council of the City of Jersey City does hereby mourn the passing of **Ervin Smart, Jr.** and offers its heartfelt condolences to the Smart family.

APPROVED: _____

B. O'Keilly
Business Administrator

APPROVED AS TO LEGAL FORM

[Signature]

APPROVED: _____

Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
6/9/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

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

City Clerk File No. Res. 10-379
 Agenda No. 10.0
 Approved: JUN 09 2010
 TITLE:



Resolution urging all city agencies and departments to make a good faith effort and purchase 3% of goods and services from the disabled at Hudson Community Enterprises (HCE)

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

WHEREAS, Hudson Community Enterprises (HCE), founded in 1957, is a non profit organization based in Jersey City, New Jersey. With a staff of 50, the agency offers a range of education, training, and employment services for youth with disabilities exiting school, adults with disabilities in its vocational rehabilitation programs, as well as community residents facing other barriers to employment including welfare. Its social enterprise businesses provide a range of services to area businesses as well as offering individuals with disabilities the opportunity to become more self-sufficient. During the past year, more than 700 individuals participated in its programs leading to employment. Since its inception in 1957, the organization has placed 3,500 community residents into employment; and

WHEREAS, due to budget cuts, the Litter Patrol services provided by HCE to the Jersey City Incinerator Authority will be terminated. HCE has provided Litter Patrol services to the Jersey City community for more than 20 years, and has aided in the vocational rehabilitation of disabled adults for over 50 years. This budget cut will affect approximately 45 program participants, as well as 4 staff members who all do an excellent job in keeping various areas of Jersey City clean; and

WHEREAS, in 1981, the New Jersey Legislature passed a bill, the State Use Law for Rehabilitation Facilities (NJSA 30:6-20 to 6-33), that enables vocational training centers to do business with government agencies without having to competitively bid. Signed by Governor Byrne in 1982, the law permits the set-aside of designated commodities and services to be sold to state, county and municipal government units, on a sole-provided basis, by a Central Non-Profit Agency (CNA); and

WHEREAS, State of New Jersey Executive Order #67, in furtherance of the goals of the Rehabilitation Facilities Set Aside Act and the implementing regulations set forth in N.J.A.C. 10:99-1.1 et seq., urges all state and local government purchasers of goods and services to heighten their efforts to assist the productive employment of special needs individuals.

NOW, THEREFORE BE IT RESOLVED, that the Municipal Council of the City of Jersey City does hereby urge all city agencies and departments to make a good faith effort and purchase 3% of goods and services from the disabled at HCE similar to the Executive Order #67 that exists within State Government through the Rehabilitation Facilities Set Aside Act.

G:\WPDOCS\TOLONDA\RESOS\MISC\Hudson Community Enterprises (HCE).wpd

APPROVED: _____
 APPROVED: B O'Reilly
 Business Administrator

APPROVED AS TO LEGAL FORM

 Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				6/9/10							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M. Brennan
 Peter M. Brennan, President of Council

Robert Byrne
 Robert Byrne, City Clerk

State of New Jersey
Executive Order #67
Acting Governor Richard J. Codey

WHEREAS, it has been a priority of my Administration to restore the traditional role of government by helping those citizens who need it the most; and

WHEREAS, it is critical that the State of New Jersey and its governmental agencies focus upon the ability of individuals with special needs to be gainfully employed; and

WHEREAS, the State of New Jersey is in a unique position to expand employment opportunities for special needs individuals by targeting a small percentage of its immense purchasing power to the statutorily created agency responsible for assisting the productive employment of special needs individuals;

NOW, THEREFORE, I, RICHARD J. CODEY, Acting Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. In furtherance of the goals of the Rehabilitation Facilities Set Aside Act, N.J.S.A. 30:6-23 et seq., and the implementing regulations set forth in N.J.A.C. 10:99-1.1 et seq., all State and local government purchasers of goods and services shall heighten their efforts to assist the productive employment of special needs individuals.
2. Every State department, agency, authority and instrumentality that is authorized to purchase goods and services shall forthwith make a good faith effort to purchase three percent of such goods and services from the Central Non-Profit Agency, which has been established to fulfill the aims of the Rehabilitation Facility Set Aside Act.
3. All political subdivisions of the State and local government entities, including counties, municipalities, school districts, quasi-State agencies, State and county colleges, volunteer fire departments, volunteer first aid and rescue squads, public authorities, commissions and independent institutions of higher learning, that are authorized to make purchases as provided in the Cooperative Purchase Program statute, N.J.S.A. 52:25-16.1 and N.J.S.A. 40A:11-12, as well as all agencies, commissions, boards and other entities that are authorized to make joint purchases with the Director of the Division of Purchase and Property as provided in N.J.S.A. 52:27B-56.1 shall also make a good faith effort to purchase three percent of its goods and services from the Central Non-Profit Agency.
4. The State Treasurer shall take the necessary steps to coordinate the implementation of the terms of this Executive Order. The Treasurer is authorized to call upon any department, office or agency of State government to provide such information, resources or other assistance deemed necessary to discharge his responsibilities under this Order. Each department, office, division and agency of this State is required to cooperate with the Treasurer and to furnish him with assistance necessary to accomplish the purposes of this Order.
5. This Order shall take effect immediately.

GIVEN, under my hand and seal this 21st day
of November Two Thousand and Five, and of

the Independence of the United States, the Two
Hundred and Thirtieth.

/s/ Richard J. Codey

Acting Governor

CHAPTER 99
REHABILITATION FACILITIES
SET-ASIDE ACT RULES

Authority
N.J.SA 30:6-23 et seq., specifically 30:6-32

Source and Effective Date
R.2002 d.242, effective July 3, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).

Chapter Expiration Date

Chapter 99, Rehabilitation Facilities Set-Aside Rules, expires on July 3, 2007.

Chapter Historical Note

Chapter 99, State Use Law for Rehabilitation Facilities, was adopted as R.1971 d.15A, effective January 28, 1971. See: 2 N.J.R. 100(b), 3 N.J.R. 41(a).

Chapter 99, State Use Law for Rehabilitation Facilities, was repealed by R.1980 d.178, effective April 22, 1980. See: 12 N.J.R. 322(a).

Chapter 99, State Use Law for Rehabilitation Facilities, was adopted as R.1985 d.55, effective February 19, 1985. See: 16 N.J.R. 2338(a), 17 N.J.R. 453(a).

Pursuant to Executive Order No. 66(1978), Chapter 99, State Use Law for Rehabilitation Facilities, expired on February 19, 1990.

Chapter 99, State Use Law for Rehabilitation Facilities, was adopted as R.1990 d.295, effective June 4, 1990. See: 22 N.J.R. 766(a), 22 N.J.R. 1724(b).

Pursuant to Executive Order No. 66(1978), Chapter 99, State Use Law for Rehabilitation Facilities, expired on June 4, 1995.

Chapter 99, Rehabilitation Facilities Set-Aside Act Rules, was adopted as R.1997 d.267, effective July 7, 1997. See: 29 N.J.R. 863(a), 29 N.J.R. 2832(a).

Chapter 99, Rehabilitation Facilities Set-Aside Act Rules, was re-adopted as R.2002 d.242, effective July 3, 2002. See: Source and Effective Date. See, also, section annotations.

CHAPTER TABLE OF CONTENTS

SUBCHAPTER 1. GENERAL PROVISIONS

- 10:99-1.1 Purpose
- 10:99-1.2 Scope
- 10:99-1.3 Definitions

SUBCHAPTER 2. COMMODITIES AND SERVICES COUNCIL (CSC) FOR THE BLIND AND

OTHER PERSONS WITH SEVERE DISABILITIES

- 10:99-2.1 Membership
- 10:99-2.2 Duties of the CSC
- 10:99-2.3 Sales Catalog
- 10:99-2.4 Contract selling price
- 10:99-2.5 Annual report

SUBCHAPTER 3. CENTRAL NONPROFIT AGENCY (CNA)

- 10:99-3.1 Designation of the CNA
- 10:99-3.2 Duties and responsibilities of the CNA
- 10:99-3.3 Development of commodities or services for set-aside
- 10:99-3.4 Distribution of orders
- 10:99-3.5 Fees

SUBCHAPTER 4. COMMUNITY REHABILITATION PROGRAMS (CRPs)

- 10:99-4.1 Procedures for qualification of community rehabilitation programs
- 10:99-4.2 Responsibilities of CRP's
- 10:99-4.3 Purchase of materials
- 10:99-4.4 Production of commodities
- 10:99-4.5 Cancellation of contract
- 10:99-4.6 Revocation of approval of a CRP

SUBCHAPTER 5. PROCUREMENT REQUIREMENTS AND PROCEDURES

- 10:99-5.1 Purchasing agencies
- 10:99-5.2 Purchase orders
- 10:99-5.3 Certification of exceptions
- 10:99-5.4 Prices
- 10:99-5.5 Shipping and handling
- 10:99-5.6 Payments
- 10:99-5.7 Adjustments and cancellations of purchase orders
- 10:99-5.8 Correspondence and inquiries
- 10:99-5.9 Quality of merchandise and services produced or provided by CRPs
- 10:99-5.10 Quality complaints
- 10:99-5.11 Specification changes

SUBCHAPTER 1. GENERAL PROVISIONS

10:99-1.1 Purpose

The purpose of these rules is to further the policy of the State to encourage and assist people with severe disabilities to achieve maximum personal independence through productive employment by assuring a continuous market for commodities and services provided by them, thereby enhancing their dignity and capacity for self-support and minimizing their dependence on public assistance and the need for costly institutionalization.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).

Substituted "people with severe disabilities" for "severely disabled individuals" and deleted "manufactured" following "commodities".

10:99-1.2 Scope

This chapter establishes a mechanism through which people with severe disabilities throughout the State of New Jersey are encouraged and enabled to become productively employed through participation in community rehabilitation programs. The rules ensure market continuity by placing commodity items and services on set-aside contracts for purchase by State agencies, municipalities, school districts, counties, quasi-State agencies, county and State colleges, volunteer fire departments, volunteer first aid and rescue squads, and independent institutions of higher learning.

Amended by R.2002 d.242, effective August 5, 2002.

See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).

Rewrote the section.

10:99-1.3 Definitions

The following words and terms, when used in this chapter, shall have the following meanings unless the context clearly indicates otherwise:

"Blind or legally blind" means central visual acuity that does not exceed 20/200 in the better eye with best correction or field of vision that are so limited that the widest diameter of visual field subtends an angle no greater than 20 degrees.

"Central Nonprofit Agency (CNA)" means an organization incorporated under the laws of New Jersey, operated in the interest of the blind and visually impaired or other persons with severe disabilities and designated by the Commissioner to facilitate the distribution (by direct allocation, or other means) of orders of the State and local government for commodities and services on the procurement list among qualified CRPs serving the blind and visually impaired or other persons with severe disabilities.

"Commissioner" means the Commissioner of the Department of Human Services.

"Commodities and Services Council (CSC)" means the Commodities and Services Council for the Blind, Visually Impaired and other persons with severe disabilities as constituted in P.L. 1981, c.488, § 3.

"Community rehabilitation program (CRP)" means a rehabilitation program located in this State which qualifies as a charitable organization or institution under the provisions of section 501(c)(3) of the Internal Revenue Code and is conducted on a nonprofit basis for the purpose of carrying out a recognized program of rehabilitation for individuals whose earning capacity is impaired by age or physical or mental deficiency, illness or injury and of providing these individuals with remunerative employment or other occupational rehabilitative activity of an educational or therapeutic nature as defined in section 525.1 et seq. of the regulations adopted pursuant to the Federal Fair Labor Standards Act of 1938, 29 U.S.C. § 201 et seq. and related codes, and which is engaged in the production of commodities or the provision of services in connection with which not less than 75 percent of the total amount of direct labor is performed in the preparation of the commodity for sale or in the execution of the services rendered by blind or other persons

with severe disabilities excluding any hours of supervision, administration, inspection or shipping.

"Fiscal year" means the 12 month period beginning on July 1 of each year.

"Other persons with severe disabilities" means persons other than those who are blind and visually impaired who are so severely incapacitated by any physical or mental disability that they cannot engage in normal competitive employment, without support, because of such disability. Some specific categories of persons with severe disabilities, as defined above, include, but are not limited to, those disabled by the following conditions:

1. Spinal cord injury;
2. Hearing impaired;
3. Muscular dystrophy;
4. Multiple sclerosis;
5. Developmental disabilities or other neurological disorders;
6. Severe orthopedic handicaps;
7. Multiple disabilities;
8. Severe personality or behavioral disorders, including psychosis and neurosis;
9. Severe pulmonary disease; and
10. Severe cardiac disorders.

"Program" means the CNA, regulated by the New Jersey CSC in accordance with this chapter.

"Purchasing agency" means any State agency or municipality, school district, county, quasi-State agency, county and State college, volunteer fire department, volunteer first aid and rescue squad, public authority, commission, and independent institutions of higher learning as cited in the Cooperative Purchase Program statute (N.J.S.A 52:25-16.1 and 40A:11-12) that places orders for the procurement of any commodity or service on the procurement list.

Amended by R.2002 d.242, effective August 5, 2002.

See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).

Rewrote "Central Nonprofit Agency (CNA)", "Commodities and Services Council", "Other severely disabled persons", "Programs", and "Purchasing agency"; added "Community rehabilitation program (CRP)"; and deleted "Rehabilitation facility".

SUBCHAPTER 2. COMMODITIES AND SERVICES COUNCIL (CSC) FOR THE BLIND AND OTHER PERSONS WITH SEVERE DISABILITIES

10:99-2.1 Membership

(a) The CSC shall consist of the Director of the Division of Vocational Rehabilitation Services; the Director of the Division of Purchase and Property, the

Chief of the Bureau of State Use Industries; the Director of the Division of Development for Small Business and Women and Minority Businesses; the Director of the Division of Developmental Disabilities; the Director of the Division of Disability Services; the Executive Director of the Commission for the Blind and Visually Impaired; the Chairperson of ACCSES-NJ/CNA SERVICES; or their designees; and three citizens at-large members, at least one of whom shall be a blind person in accordance with the definition provided in N.J.A.C. 10:99-1.3 and at least one of whom shall represent the private business sector. The at-large members shall be appointed by the Governor, with the advice and consent of the Senate, for terms of three years, except that, of the first at-large members appointed, one shall be appointed for a term of three years, one for a term of two years, and one for a term of one year.

(b) The members of the CSC shall organize annually by the selection of one of their members to serve as the chairperson. The at-large members shall serve without compensation but shall be reimbursed by the Department of Human Services for necessary expenses incurred in the performance of their duties.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).

Substituted "CSC" for "Council" throughout; in (a), substituted "Chairperson" for "President" following "Visually impaired; the", "ACCSES-NJ/CNA SERVICES;" for "the New Jersey Association of Rehabilitation Facilities" preceding "or their designees" and inserted "in accordance with the definition provided in N.J.A.C. 10:99-1.3" following "blind person".

10:99-2.2 Duties of the CSC

(a) The CSC shall recommend to the Commissioner an organization for designation as the CNA for the purposes of this program.

(b) The CSC shall develop, through the CNA, a list of commodities and services which shall be set-aside for purchase by State agencies from CNA-approved CRPs and shall establish a contract selling price based on fair market price (FMP) (N.J.A.C. 10:99-2.4 and 5.4) for those commodities and services.

(c) The CSC shall establish allowable fees including the administrative/management fee for the CNA which shall be added to the FMP (N.J.A.C. 10:99-3.5).

(d) The CSC shall address grievances which may arise between the CNA and a CRP as a result of the relationship defined by the Memorandum of Understanding (N.J.A.C. 10:99-5.10).

(e) The CSC shall monitor the activities of the CNA in accordance with the standards contained in this chapter, both in terms of its relations with participating CRPs and with customer agencies. In cases of documented non-compliance on part of the CNA, the CSC shall recommend appropriate corrective action or rescinding of the CNA in accordance with N.J.A.C. 10:99-4.5, 4.6 and 5.7.

(f) The CSC may, by majority action, release the Bureau of State Use Industries from a waiver issued by the Bureau of State Use Industries in accordance with N.J.A.C. 10:99-3.2.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).
Rewrote the section.

10:99-2.3 Sales catalog

(a) The CNA shall issue or make available to each government purchasing agency a sales catalog or listing, which shall include CSC approved commodities and services which shall be procured from the CNA as follows:

1. For commodities, the sales catalog shall include the item description, general specifications, identification, price, shipping, ordering, and other pertinent information; and

2. For services, the sales catalog shall identify the type of service to be provided and other relevant information.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).

In (a), inserted "or make available" following "issue", government" following "each", "or listing" following "catalog", "CSC approved" preceding "commodities" in the introductory paragraph and "general" following "description," and "shipping, ordering," following "price" in 1.

10:99-2.4 Contract selling price

(a) The contract sales price of a commodity item or service approved by CSC shall equal fair market price (FMP) plus the administrative/management fee payable to CNA and any approved payment to the CRP in excess of the FMP.

(b) Fair market price (FMP) shall be developed and determined in accordance with the following procedures:

1. CNA shall solicit proposals from CRPs to place commodity items or services on the State set-aside contract. CNA shall review proposals received for feasibility and the CRPs capability to perform.

2. In the event CNA approves a CRPs proposal, CNA shall solicit the Division of Purchase and Property's (Division) approval of the proposal. Such CNA solicitation shall include the following: documentation establishing that no State contract exists with respect to the commodity item or service; documentation evidencing the need by State agencies for the commodity item or service; examples of such documentation may include prior contract usage or a request from the using agency, CNA certification of the ability of the CRP to successfully provide the commodity item or service; and documentation justifying the FMP proposed for the commodity or service. Within two to three weeks of the CNA solicitation, the Division

will present its request for any additional, relevant, information necessary for timely review of the solicitation.

3. FMP means a recent competitive bid or negotiated price at which a vendor of the same or similar commodity item or service, who is regularly engaged in the business of selling such commodity item or service, offers to sell such commodity items or service under similar terms in the same market. Included in FMP are the CRPs costs of production (overhead, labor and materials) and distribution. The FMP shall be the basis for establishing a CRP approved price.

4. In its review of the CRP approved price proposed for a commodity item or service, the Division may consider, if applicable, pricing for the same or similar commodity or service received in the most recent competitive solicitation for the same or similar commodity item or service, offered under similar conditions. The Division may also research, for comparison purposes, private sector pricing for the same or similar commodity item or service, offered under similar conditions. The Division's FMP analysis shall consider product specifications, quality requirements, current market condition, lead-time, production volumes and anticipated order quantities. The Division shall conduct all studies and analysis within two to three weeks of final document submission by CNA and notify CNA of its decision.

5. Upon the Division's response to CNA's request, CNA shall submit the proposal to CSC for consideration. Such submission shall include evidence of the Division's position with respect to the proposal.

(c) The proposal submitted by CNA to CSC for consideration may include a proposed payment to the CRP in excess of FMP, as determined by the CNA, for the CRP to provide the commodity item or service. In no event shall a proposed payment to the CRP in excess of FMP exceed seven percent of FMP.

(d) In considering a proposal to place a commodity item or service on State set-aside contract, CSC shall consider:

1. The CNA's recommendation;
2. The Division's position;
3. The FMP;
4. The CNA administrative/management fee; and
5. Any proposed payment to the CRP in excess of FMP.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).
Rewrote the section.

10:99-2.5 Annual report

The CSC shall prepare and submit to the Commissioner an annual report prepared by the CNA on the activities

conducted under N.J.S.A. 30:6-23 et seq. (hereinafter referred to as "the Act") including significant accomplishments and developments and such other details as the CNA considers appropriate or the CSC may request within 90 days following the close of the CNA's fiscal year.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).
Rewrote the section.

SUBCHAPTER 3. CENTRAL NONPROFIT AGENCY (CNA)

10:99-3.1 Designation of the CNA

A CNA shall be designated by the Commissioner to represent the CRPs for the blind and visually impaired as well as CRPs for other people with severe disabilities.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).

Substituted "CRPs" for "rehabilitation facilities" and "people with severe disabilities" for "severely disabled individuals".

10:99-3.2 Duties and responsibilities of the CNA

(a) The CNA shall:

1. Act as a liaison in the representation of CRPs to the CSC and other State, municipal, county agencies, public authorities, commissions, and offices affected by the Act;

2. Evaluate the qualifications and capabilities of the CRPs in accordance with the requirements of this chapter and provide the CSC with the data concerning these CRPs, their status as a qualified program, and their manufacturing and service capabilities;

3. Recommend to the CSC, with justification, including recommend prices, commodities or services for procurement from its qualified CRPs, as specified in N.J.A.C. 10:99-3.3;

4. Meet with the Chief of the Bureau of State Use Industries to secure a formal written waiver, including any restrictions thereof, for a commodity or services proposed for set-asides, to insure there will be no duplication or competition;

5. Distribute orders from State and other purchasing agencies among its qualified CRPs, in accordance with N.J.A.C. 10:99-3.4.;

6. Maintain the following records and data on its certified CRPs:

- i. The articles of incorporation;
- ii. A copy of the bylaws;

iii. A copy of the Section 501(c)(3) Internal Revenue Service certificate;

iv. Evidence that the facility meets the criteria for nonprofit status under the applicable provisions of New Jersey law and is registered and in good standing as a charitable organization with the Secretary of State; and

v. A copy of current certificate(s) issued by the United States Department of Labor authorizing wage payments under section 14 (c) of the Fair Labor Standards Act, 29 U.S.C. § 201 et seq.

7. Monitor participating CRPs to insure contract compliance in production of a commodity or performance of a service;

8. Monitor and inspect the activities of participating CRPs to ensure compliance with N.J.S.A. 30:6-23 et seq. and this chapter;

9. As market conditions change, recommend price changes, with appropriate justification from the CRP, for approved commodities or services,

10. Enter into contracts with State and other procuring entities for the furnishing of commodities or the provision of services provided by the CRPs; and

11. Provide an appeal process to address disputes or grievances which may occur between the participating CRPs and the CNA (N.J.A.C. 10:99-4.5).

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).
Rewrote the section.

10:99-3.3 Development of commodities or services for set-aside

(a) Items to be considered for set-aside contract may originate from a certified CRP, the CNA or a State agency:

1. When originating from a CRP, the CRP proposing the commodity or service to the CNA shall have priority for set-aside. The CRP shall submit documentation requesting the commodity or service be placed on set-aside within nine months or lose its development priority for that commodity or service for twenty-four months (N.J.A.C. 10:99-4.1);

2. CRPs interested in producing the commodity or service must provide to the CNA a cost breakdown, price list, business plan, including market research and functional descriptions of facilities and equipment used, and any other pertinent information relating to the specification, within 60 days after receipt of notification by the CNA of its intent to propose a commodity or service for addition to the sales catalog. The Bureau of State Use Industries shall have two to three weeks to notify the CNA (in writing) of their intent to exercise their priority on the proposed commodity or

service, once formally notified by the CNA. Failure by the Bureau to provide notification of intent will serve as the Bureau's indication not to exercise priority for the product or service.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).
Rewrote the section.

10:99-3.4 Distribution of orders

When the CSC has approved two or more CRPs to produce a specific commodity or perform a particular service, the CNA shall distribute orders among those CRPs based on an evaluation of capabilities, capacities, geographic concerns, price, performance, and customer preference.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).
Rewrote the section.

10:99-3.5 Fees

The administrative/management fees payable to the CNA shall be eight percent of the FMP which shall be added to the CRPs approved price and included in the total contract selling price as approved by the CSC.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).
Rewrote the section.

SUBCHAPTER 4. COMMUNITY REHABILITATION PROGRAMS (CRPs)

10:99-4.1 Procedures for qualification of community rehabilitation programs

(a) A CRP seeking eligibility to participate in the program shall submit to the CSC, through the CNA, the following documents, transmitted by a letter signed by an officer of the corporation:

1. A legible copy of the articles of incorporation showing the date of filing and the signature of an appropriate State official;

2. A copy of the bylaws certified by an officer of the corporation;

3. A copy of the Internal Revenue Service certificate indicating that the corporation has been accepted as a nonprofit agency for taxation purposes under the provisions of Section 501(c)(3) of the Internal Revenue Code;

4. Evidence that the CRP meets the criteria for determining nonprofit status under the applicable provisions of New Jersey law and is registered and in good standing as a charitable organization with the Secretary of State;

5. A copy of current certificate(s) issued by United

States Department of Labor authorizing wage payments under section 14 (c) of the Fair Labor Standards Act, 29 U.S.C. §§ 201 et seq; and

6. Evidence of a business/marketing plan demonstrating the CRPs ability to provide the service or commodity.

(b) After the CNA review and approval of submitted documentation, the CSC will review the documents submitted and, if they are approved by the CSC in accordance with (a) above, the CRP shall be considered eligible and shall be notified through the CNA of the CRP's eligibility to participate in the program

(c) At the time the CNA recommends to the CSC the addition of a commodity or service to the sales catalog, the CNA shall also submit to the CSC a signed copy of the appropriate initial certification for the CRP to be authorized to provide the commodity or service. If the proposed commodity or service is an expansion or minor variation of an existing commodity or service, then simple notification of this change shall be provided to the CSC.

(d) To maintain its qualifications, each CRP authorized to produce a commodity or provide a service shall complete an annual certification of the documents specified in (a) above and shall submit a signed copy to the CSC, through the CNA, within six weeks following the close of the fiscal year.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).
Rewrote the section.

10:99-4.2 Responsibilities of CRPs

(a) Each CRP participating in the program shall:

1. Furnish commodities or services in accordance with the purchase order specification;
2. Make records pertaining to the contract available for inspection by the CNA during normal business hours;
3. Maintain records and issue reports to the CNA of direct labor hours performed on the contract by each worker;
4. Comply with applicable Federal and State occupational health and safety standards without discrimination; and
5. Maintain a file on each program participant which includes reports of pre-admission evaluation and annual reevaluations of the individual's capability for competitive employment.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).

In (a), substituted "CRP" for "facility" in the introductory paragraph, rewrote 3 and inserted "competitive" preceding "employment" in 5.

10:99-4.3 Purchase of materials

CRPs shall exercise sound procurement principles in the

purchase of individual components used in the commodities and services purchased by the State. These principles shall give consideration to price, quality, availability and vendor qualification. CRPs shall seek three competitive bids for the purchase of individual components used in the commodities and services purchased by the State. The CNA shall examine the specifications, volume, frequency of order, transportation and storage requirements, user agency and information on the current supplier.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).
Rewrote the first sentence.

10:99-4.4 Production of commodities

In the production or processing of commodities, a CRP shall make a value added contribution to the commodity by the reforming of raw materials, package modification, assembly of components or a combination thereof.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).

Substituted "CRP" for "facility" and inserted "or processing" following "production".

10:99-4.5 Cancellation of contract

(a) A contract executed with a CRP may be canceled by the CNA, with approval by the CSC, for non-compliance with the terms of the contract, such as failure to meet State specifications, quality assurance standards, or quantity and delivery requirements. Prior to any contract cancellation, the CRP shall be informed in writing of the problem and shall be given a reasonable period (not to exceed 90 days) and opportunity to correct the non-compliance.

(b) If a contract with a CRP has been canceled in accordance with (a) above, the CRP may subsequently present evidence to the CSC, through the CNA, that the CRP is capable of meeting the terms of the contract. The CNA shall document the readiness or capability of the CRP to resume production or services according to the terms of the specific contract in existence prior to resumption of the contract and shall present same to the CSC for re-establishment of the set-aside.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).

Substituted "CRP" for "facility" and "CSC" for "Council" through-out; in (a), inserted "executed" following "contract" and rewrote the second sentence; in (b), substituted "re-establishment of the set-aside" for "re-set-aside" in the second sentence.

10:99-4.6 Revocation of approval of a CRP

If the CNA recommends the denial of approved status to a CRP or the revocation or suspension of such status for failure to comply with these rules, the matter shall be referred to the CSC. The CSC will attempt to resolve the matter. If satisfactory resolution of the matter is not accomplished, the matter shall be referred by the CSC for a fair hearing pursuant to the Administrative Procedure Act, N.J.S.A. 52:14F-1 et seq., and the Uniform Administrative Procedure

Rules, N.J.A.C. 1:1.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).

Substituted "CRP" for "facility" and "CSC" for "Council" through-out; inserted "fair" preceding "hearing" and deleted "of Practice" preceding "N.J.A.C. 1".

SUBCHAPTER 5. PROCUREMENT REQUIREMENTS AND PROCEDURES

10:99-5.1 Purchasing agencies

All State purchasing agencies shall purchase approved set-aside commodities and services on a sole source basis from the CNA. Moreover, agencies are prohibited from buying similar commodities and/or services from alternate sources unless granted a formal waiver from the CNA. All municipality, school district, county, quasi-State agency, county and State college, volunteer fire department, volunteer first aid and rescue squad, public authority, commission and independent institution of higher learning purchasing agencies as cited in the Cooperative Purchase Program statute (N.J.S.A. 52:16.1 and N.J.S.A. 40A:11-12) are strongly encouraged to purchase set-aside items on a sole source basis from the CNA.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).

Rewrote the section.

10:99-5.2 Purchase orders

(a) "Purchase orders" means the authorizations from State, other government entities, municipality, school district, county, quasi-State agencies, county and State colleges, volunteer fire departments, volunteer first aid and rescue squads, and independent institutions of higher learning to the CNA to produce or provide definite quantities of commodities or perform specific services at the approved selling price.

(b) For commodities, purchase orders shall contain name, commodity number, catalog item, latest specification, quantity, unit price, place and time of delivery.

(c) For services, purchase orders shall contain type and location of service required, latest specification, work to be performed, estimated volume and time for completion.

(d) Purchase orders shall provide three to four weeks for production of the commodity or delivery of the service, in accordance with (f) below.

(e) When a purchase order provides a delivery schedule which cannot be met, the CNA shall request a revision which the purchasing agency should grant, if feasible. If the purchasing agency determines that the revision is not feasible, a purchase exception by the CNA authorizing procurement from commercial sources, in accordance with N.J.A.C. 10:99-5.3, shall be allowed or permitted.

(f) The CNA shall keep the purchasing agency informed of any changes in the lead time experienced by its CRP in order to keep to a minimum requests for extensions once an order is placed by the purchasing agency. Where, due to unusual conditions, an order does not provide sufficient lead-times, the CNA may request an extension of the delivery or completion date which should be granted, if feasible. If extension of delivery or completion date is not feasible, the purchasing agency shall notify the CNA and request the CNA to issue a purchase exception authorizing procurement from commercial sources.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).

Rewrote (a); in (b), inserted "catalog item," following "commodity number,"; rewrote (d) and (e); in (f), substituted "CRP" for "facilities" in the first sentence, and deleted "first" preceding "notify" in the last sentence.

10:99-5.3 Certification of exceptions

(a) The CNA allows a purchasing agency to procure from commercial sources in accordance with provisions of New Jersey statutes, or other applicable local ordinances, commodities or services on the procurement list when both of the following conditions are met:

1. The CRP cannot furnish a commodity or service within the period specified; and

2. The commodity or service is available from a commercial source in the specified quantities and within the period specified.

(b) The CNA may similarly issue a certification of exception as in (a) above when the quantity involved is not sufficient for economical production or provision by the CRP.

(c) When the conditions in (a) or (b) above are met, the CNA shall provide such certification within five business days, specify the quantities and delivery period covered by the certification, and notify the CSC of its action.

(d) Certifications of exception shall be provided in written form.

(e) A record of exceptions (returned orders) shall be maintained by the CNA.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).

In (a)1, substituted "CRP" for "facility"; in (b), substituted "CRP" for "facilities"; in (c), deleted "and shall" preceding "specify", "shall" preceding "notify", and substituted "CSC" for "Council"; added (e).

10:99-5.4 Prices

(a) The prices included in the sales catalog shall be based on the fair market price established by the CSC in accordance with N.J.A.C. 10:99-2.4.

(b) Prices for commodities include delivery costs (freight on board (FOB) destination).

(c) Price changes for commodities and services shall apply to all orders placed on or after the effective date of the change.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b).

Rewrote (a); in (b), substituted "freight on board (FOB)" for "fob".

10:99-5.5 Shipping and delivery

Commodities shall be shipped freight prepaid (freight on board (FOB) destination). Delivery shall be accomplished when a shipment is received and accepted by the purchasing agency. Time of delivery is the time and date the shipment is received by the purchasing agency.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b)

Substituted "freight on board (FOB)" for "fob".

10:99-5.6 Payments

Payments for products or services shall be made within 30 days after receipt of shipment and a correct invoice or voucher, whichever is later, unless altered by specific contract provision or applicable State law.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b)

Deleted "or rehabilitation facilities" following "services".

10:99-5.7 Adjustment and cancellation of purchase order

When the CNA or a CRP fails to comply with the terms of a government purchase order, the purchasing agency shall make every effort to negotiate adjustments before taking action to cancel the order. When an order is canceled for failure to comply with its terms, the CNA shall be notified and, if practicable, requested to reassign the order. The CNA shall notify the CSC of any cancellation of an order and the reason therefore.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b)

Rewrote the section.

10:99-5.8 Correspondence and inquiries

All correspondence or inquiries concerning production commodities or performance of services by CRPs shall be with the CNA.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b)

Rewrote the section.

10:99-5.9 Quality of merchandise and services produced or provided by CRPs

(a) Commodities furnished under State specification by CRPs shall be manufactured in strict compliance with such specifications. Where no specifications exist, commodities produced shall be of the highest quality and equal to similar items available on the commercial market. Commodities shall be subject to inspection by the CNA utilizing nationally recognized test methods and procedures for sampling and inspection.

(b) Services provided by CRPs shall be performed in accordance with State specifications and standards. Where no State specification or standard exists, the services shall be performed in accordance with best commercial practices.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b)

Rewrote the section.

10:99-5.10 Quality complaints

When the quality of a commodity or service received from a CRP is not considered satisfactory by the purchasing agency, the agency shall address complaints to the CNA. The CNA shall take necessary action to remedy the problem and shall advise the CSC of the action taken.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b)

Substituted "a CRP" for "rehabilitation facilities", "purchasing" for "using", and "CSC" for "Council".

10:99-5.11 Specification changes

(a) Specifications cited in the sales catalog may undergo a series of changes, indicated by revision dates, to keep current with industry changes and agency requirements. Since it is not feasible to show the latest revision current on the publication date, only the basic specification is referenced in the sales catalog. Purchasing agencies shall notify the CNA of the latest applicable specification.

(b) When a State department or agency is changing the design or construction of a commodity in the sales catalog that involves the assignment of a new commodity number, the State agency shall notify the CSC and the CNA of the contemplated change prior to its effective date and be permitted to incorporate such change in its listed products. The CNA will similarly notify the participating CRP of this change.

Amended by R.2002 d.242, effective August 5, 2002.
See: 34 N.J.R. 1402(b), 34 N.J.R. 2840(b)

In (b), substituted "CSC" for "Council" and "CRP" for "facility".

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

City Clerk File No. Res. 10-380

Agenda No. 10.R

Approved: JUN 09 2010

TITLE:



RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE JERSEY CITY EMPLOYMENT & TRAINING PROGRAM TO DESIGNATE THE JERSEY CITY EMPLOYMENT & TRAINING PROGRAM AS ADMINISTRATIVE ENTITY FOR THE JERSEY CITY WORKFORCE INVESTMENT AREA PURSUANT TO THE WORKFORCE INVESTMENT ACT

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the City of Jersey City has been designated since 1998 as a Workforce Investment Area (WIA) pursuant to the Workforce Investment Act (WIA) 29 USC 2801, et seq.; and

WHEREAS, the City of Jersey City, represented by its Chief Elected Official (CEO) shall, every two years, enter into an agreement with the Jersey City Employment & Training Program (JCETP) in accordance with 29 USC 2801, et seq., to “determine procedures for the development of the Workforce Investment Plan” and select “a grant recipient and entity to administer the Local Area WIB;” and

WHEREAS, the New Jersey Department of Labor and Workforce Development has recommended that either the City of Jersey City or the WIB become the administrative entity of the WIA; and

WHEREAS, the City of Jersey City over the past 12 years has administered the program under WIA; and

WHEREAS, it is now deemed to be in the best interest of the City of Jersey City to have JCETP administer its Job Training/ WIB Plan; and

WHEREAS, JCETP having been established pursuant to the WIA 29 USC 2801, et seq. is a governmental entity, which, therefore, exempts this agreement from the bidding requirements of the Local Public Contracts Law, NJSA 40A:11-5(2); and

WHEREAS, this two-year agreement shall take effect on July 1, 2010;

TITLE: RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE JERSEY CITY EMPLOYMENT & TRAINING PROGRAM TO DESIGNATE THE JERSEY CITY EMPLOYMENT & TRAINING PROGRAM AS ADMINISTRATIVE ENTITY FOR THE JERSEY CITY WORKFORCE INVESTMENT AREA PURSUANT TO THE WORKFORCE INVESTMENT ACT

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

City that:

1. The Mayor is authorized to execute the proposed agreement annexed hereto with the JCETP; and
2. The agreement shall supersede any prior agreements related to the administration of the Job Training WIB Plan within the City of Jersey City; and
3. This authorization is contingent upon approval of this agreement by the Jersey City Employment & Training Program Board of Directors.

AV
5/20/10

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: B. O'Keefe

Business Administrator

Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
6/9/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

**JERSEY CITY EMPLOYMENT AND TRAINING PROGRAM (JCETP)
AND
THE CITY OF JERSEY CITY**

AGREEMENT - rev December 14, 2009

This Agreement, entered into this First day of July, 2010 by and between the City of Jersey City, a municipal corporation of the State of New Jersey with its principal offices located at 280 Grove Street, Jersey City, NJ 07302, (The "City") and the Jersey City Employment and Training Program, Inc. ("JCETP"), with its principal offices located at 895 Bergen Avenue, Jersey City, NJ 07306.

WITNESSETH

WHEREAS, the Workforce Investment Act ("ACT"), 29 USC 2801, et seq., authorizes the expenditure of federal funds for employment training services in a state determined Workforce Investment Area ("WIA"); and

WHEREAS, the City of Jersey City ("City") has qualified for "temporary and subsequent designation" as a WIA under the Act, and the Governor of New Jersey has designated Jersey City as a WIA; and

WHEREAS, Section 2841 (d) of the Act authorizes the local Workforce Investment Board (WIB) for a WIA, with the agreement of the chief elected official of the WIA, to designate a One Stop Operator for the WIA and the programs initiated under the Act, and

WHEREAS, the Jersey City Employment and Training Program, Inc. ("JCETP") with its specialized and qualitative expertise in operating such programs, has been designated as the One-Stop Operator for the Jersey City WIA by agreement of the WIB servicing the Jersey City WIA and the Mayor of the City of Jersey City.

NOW, THEREFORE, THE CITY AND THE JCETP AGREE AS FOLLOWS:

I. APPLICABILITY OF FEDERAL REGULATIONS AND STANDARDS

The City and the JCETP assure and certify that they shall comply and (where applicable) will require their subcontractors, subgrantees, and subrecipients to comply with the Act and the rules and regulations promulgated to carry out the Act, as well as other applicable federal, state and local laws, rules and regulations.

II. AUTHORITIES AND RESPONSIBILITIES OF THE JERSEY CITY EMPLOYMENT & TRAINING PROGRAM

Pursuant to the regulations set forth in the Act, the JCETP shall have overall responsibility to provide the policy guidance and exercise oversight (reviewing, monitoring, and evaluation) with respect to activities under the Act.

The JCETP and the City agree that the success of employment and training programs in Jersey City will be dependent upon the extent to which such program reflects the intent and spirit of the Act, which encourages private sector participation and cooperation. Accordingly, it is intended, by means of this agreement, that the JCETP, be vested with the substantial authority, as defined in the Act, for the administration and delivery of employment and training services as needed by the Jersey City residents.

A. Designation as Administrative Entity.

The JCETP shall be designated herein as the One-Stop Operator for the Jersey City WIA and programs initiated pursuant to the Act, or any other successor statutes, for the term of the Agreement.

As the One-Stop Operator, the JCETP is hereby granted authority to establish a JCETP Executive Board appointed by the Mayor, comprised of seven (7) members to act as JCETP's governing Board of Directors.

The JCETP Executive Board is intended to appoint an Executive Director who will serve as the One Stop Operator for the direct operation of the JCETP while having the full JCETP body conduct only its overall legislated functions of the policy, guidance, oversight and planning for the Jersey City Employment and Training Program and the Workforce Investment Area.

The JCETP Director and staff will provide the day-to-day JCETP functions related to policy, guidance , oversight and planning and the JCETP Director will be accountable to the JCETP board and its' Chairperson.

As per the JCETP organizational chart prepared and submitted as a required part of both Jersey City and Hudson County WIA Plans, the JCETP and Hudson County WIA Directors, having New Jersey Dept. of Labor and Workforce Development defined staff positions, will interact in fostering labor market WIA Program coordination and cooperation.

Additionally, the JCETP Director or designee will attend all Executive Board meetings, as the full JCETP's representative for purposes of communicating actions to the full JCETP Board and vice-versa, and to offer technical assistance and support. The Mayor of Jersey, as chief elected official, and the Director of the Jersey City Department

of Economic Opportunity, will be furnished with the official written minutes of all Executive Board meetings.

THE JCETP EXECUTIVE BOARD

The JCETP Executive Board and its Director, as the One-Stop Operator for the Jersey City WI, will assume the following specific functions, which will be borne solely by the Jersey City WIA.

1. Have input into the development of the local Workforce Investment Plan (hereinafter, "Plan"), which shall be prepared by the Workforce Investment Board (WIB), approved by the full WIB and the Mayor prior to submission of said plan to the Governor for approval;
2. In consultation with the JCETP Executive Board, through its legal counsel, will implement and amend personnel policies and procedures. For those instances, which the JCETP has no applicable personnel policies or procedures, the City's procedures may be adopted. Applicable Affirmative Action and Equal Employment Opportunity provisions will be enforced;
3. Negotiate and enter into separate agreements and contracts with public and private corporations to provide core services, intensive services and on the job training services. Operate its own training programs, and provide other services consistent with and deemed by the JCETP to be necessary for the implementation of the approved Plan for the Jersey City WIA, with such approval by the City as required by federal, state and/or local laws.
4. Expend funds allocated under the Act for the purposes of implementing and

carrying out the approved Plan, as well as such other funds as may from time to time, be made available to the JCETP, with such approval by the City as may be required by federal, state or local laws.

5. In accordance with its own by-laws, rules and procedures, JCETP authorizes its members and/or staff to travel outside Jersey City and outside the State of New Jersey as deemed necessary by the JCETP to achieve the purposes of the Act and approved Plan, subject to such approvals as may be required by federal, state, or local laws or regulations.

6. Establish and maintain a management information and reporting system, acceptable to the City on operations and expenditures, subject to such approval as may be required by federal, state or local laws or regulations.

7. Provide written reports to the City, no less often than once each quarter, on levels of program operation and expenditures, as well as other JCETP activities being conducted in the furtherance of the approved Plan for the WIA.

8. Procure audits of the funds and program activities as required by the Act, and work to resolve questions or irregularities identified through such audits; and;

9. Manage a system to hear and resolve grievances, which may be brought by program participants, contract service providers, vendors, and other interested parties, as required by the Act.

B. Development of Workforce Investment Plan for WIA

The WIB with input from the JCETP Board shall be responsible for the development of the local Workforce Investment Plan for the Jersey City WIA, as required by Section 118 of the Act.

1. The JCETP, in consultation and coordination with the Department of Economic Opportunity shall identify the employment needs of the City's unemployed residents, the labor force needs of labor market area employers, and appropriate linkage between funds made available under the Act and education, social service and economic development activities in the area, and shall conduct such other analyses as are required by the Act or which the JCETP determines to be appropriate and necessary to discharge its responsibilities;

2. The JCETP shall solicit the input and participation of the local business community regarding the provision of the program services to eligible residents through the use of business/ employer surveys and evaluating labor market needs;

3. The JCETP, upon obtaining approval of the JCETP Chairperson and Mayor of the City of Jersey City, shall be responsible for the preparation, modification and submission of the Workforce Investment Plan. The WIB shall submit the executed Workforce Investment Plan to the Governor of the State of New Jersey for approval.

POWERS AND RESPONSIBILITIES OF THE CITY

A. Designation as the Grant Recipient

Jersey City shall be designated herein as grant recipient for Act funds, for the term of this agreement. As grant recipient, the City shall furnish, or cause to be fulfilled, the following responsibilities:

1. The City, and the Department of Administration, shall maintain oversight control of the current accounting, auditing and management information and reporting systems as required to comply with the Act and other applicable federal and state laws, rules and regulations.

2. The City Treasurer shall confirm all Act funding resources received from the federal government through the State of New Jersey.
3. Such resources shall be transferred to the JCETP's sub accounts with supporting documentation submitted to the City Treasurer and City Controller.
4. The City shall receive bank reconciliations from the JCETP Executive Board providing control and a proper audit trail as required under the Act.
5. The City shall maintain and exercise a semi-annual internal audit review process of the program to verify all revenues and expenditures comply with the rules, regulations, and guidelines of the Act and other federal, state and local laws.
6. The City shall be entitled to reimbursement of all direct costs as appropriate, such as use of postage system, computer center services, automotive and repair services and employee benefits.

B. Approval of WIA Plan for Jersey City Workforce Investment Areas:

The Mayor, as the Act's Workforce Investment Plan co-signatory, shall review and approve the WIA Plan for the Jersey City WIA prepared by Workforce Investment Board, including any amendments thereto which might be required from time to time. Disagreements on the substance, content or any other aspect of the Plan between the City and the JCETP shall be resolved in accordance with the procedure prescribed in a separate section of this agreement.

IV. INCORPORATION OF THE JERSEY CITY EMPLOYMENT AND TRAINING PROGRAM

The JCETP is an incorporated entity and shall remain so in conformance with the laws of the State of New Jersey for the complete term of the Agreement. JCETP's

Tax-exempt status as a non-profit corporation under U.S. Internal Revenue Code Sections 501(c) (3), is required and shall remain in force as a condition of this Agreement.

V. INDEMNIFICATION AND INSURANCE

The JCETP may provide for the indemnification of directors, officers and employers, as provided under Title 15 of the New Jersey Statutes (Corporations and Associations Not for Profit).

The JCETP shall purchase and maintain in full force and effect during the term of this Agreement, personal liability insurance for its trustees, officers, directors and members, as authorized under the WIA, or any successor regulations(s)/legislation.

The JCETP shall purchase and maintain in full force and effect, and shall cause its sub recipients and subcontractors to purchase and maintain in full force and effect, liability insurance to insure against the risks of bodily injury, illness, property damage or any other damages or losses, or with respect to any claims arising out of any activity under a JCETP grant or agreement, whether concerning persons or property in the JCETP organization, in the grant recipient's organization, or in the organization of any sub recipient, subcontractor or other third party.

The JCETP shall purchase and maintain in full force and effect, or cause the sub recipients and subcontractors to purchase and maintain in full force and effect, workmen's compensation insurance for participants as authorized or required by federal, state and/or local law(s), and regulations or guidelines issued hereunder.

The City agrees to defend, indemnify and hold the JCETP and its employees harmless from any and all losses, claims, judgments, expenses, actions, costs, damages,

and obligations, including attorneys fees, arising from this Agreement which are not covered by the insurance policies required to be purchased and maintained in full force and effect by the JCETP and/or its sub recipients and subcontractors as provided herein.

Notwithstanding the foregoing provisions, nothing herein shall protect or purport to protect any trustee, officer, director, or employee of the JCETP against any liability to which he would otherwise be subject by reason of willful misfeasance, fraud, bad faith, breach of a fiduciary or legal duty to the JCETP or reckless disregard of the duties involved in the conduct of his office.

VI. RESOLUTION OF DISAGREEMENTS

It is the joint authority and responsibility of both parties to this Agreement to secure effective service delivery, which provides the most beneficial mix of core, intensive and training services to the eligible residents and private employers of the Jersey City labor market area. In the event that the JCETP and the City cannot reach a mutually satisfactory agreement on approval with the Workforce Investment Plan, as required by the Act, representatives of the JCETP and the City shall meet to attempt to resolve such disagreements. When one or more parties to this agreement concludes that agreement between the JCETP and the City cannot be reached, any and all unresolved issues pertaining to the Workforce Investment Plan shall be submitted to the binding arbitration of the City, and one impartial representative of the Governor's office which is acceptable to the JCETP and the Mayor.

VII. TERM OF AGREEMENT

This Agreement, and its force and effect on the activities, responsibilities and relationships defined herein, shall apply to the period commencing in July and shall remain in effect until it is terminated as provided herein.

VIII. TERMINATION

Either the City or the JCETP may terminate this Agreement without cause upon ninety (90) days prior written notice to the other party specifying the date of termination. Cause for termination results from the failure of the defaulting party to remedy any default in the performance of its obligations hereunder within ninety (90) working days after the non-defaulting party has given the defaulting party written notice of the default and the nature thereof. Cause for termination may also result from a termination of the grant funds through no fault of either party.

IX. AMENDMENTS

Either the JCETP or the City may propose amendments to this Agreement at any time. Any amendment to this Agreement shall require the approval of a majority of each party hereto, and shall be in written form.

X. NOTICES

All notices hereunder shall be in writing and shall be served either by personal delivery or by first class mail, properly addressed and postage prepaid, as follows:

CITY: Mayor's Office
City Hall
280 Grove Street
Jersey City, NJ 07302

JCETP: JCETP
895 Bergen Avenue – 2nd floor
Jersey City, NJ 07306

IN WITNESS WHEREOF, the parties hereto have executed this Agreement in the dates set forth below.

FOR THE JCETP:

_____ Date: _____
Robert Knapp, JCETP Executive Board Chairperson

FOR THE CITY OF JERSEY CITY:

_____ Date: _____
Jerramiah T. Healy,
Mayor of The City of Jersey City

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

City Clerk File No. Res. 10-381

Agenda No. 10.5

Approved: JUN 09 2010

TITLE:



RESOLUTION RESCINDING RESOLUTION 10-253 APPROVED ON APRIL 28, 2010 AUTHORIZING THE CITY OF JERSEY CITY TO ENTER INTO A CONTRACT WITH ONEKEY, LLC FOR THE CONSTRUCTION OF THE WEST DISTRICT POLICE PRECINCT - PROJECT NO. 2007-002

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, Resolution 10-253 approved on April 28, 2010 authorized the City of Jersey City (City) to enter into a contract with Onekey, LLC for the construction of the new West District Police Precinct, Project No. 2007-002; and

WHEREAS, Onekey refuses to execute a contract with the City because of issues it has concerning the City's Project Labor Agreement and because of an increase in the contract amount which Onekey is seeking that the City is prohibited by law from granting; and

WHEREAS, the Law Department will review and determine if a legal action should be filed against Onekey seeking a forfeiture of its bid bond of \$20,000.00; and

WHEREAS, it is now approximately 6 months past the bid reception date of December 19, 2009.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that Resolution 10-253 approved on April 28, 2010, authorizing a contract with Onekey, LLC and the City of Jersey City for the construction of the West District Police Precinct, Project No. 2007-002 is hereby rescinded and the Purchasing Agent is authorized to rebid the contract.

RR
6-3-10

APPROVED: _____

APPROVED: B. O'Reilly
Asst. Business Administrator

APPROVED AS TO LEGAL FORM

Paul Reddy
Asst. Corporation Counsel

201087

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
6/9/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

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

City Clerk File No. Res. 10-382

Agenda No. 10.T

Approved: JUN 09 2010

TITLE:



RESOLUTION AUTHORIZING AN EXTENSION TO A CONTRACT WITH FINCH FUEL OIL CO. FOR FURNISHING AND DELIVERING DIESEL FUEL TO VARIOUS LOCATIONS

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, Resolution 08-568 approved on July 16, 2008 awarded a one (1) year contract in the amount of \$450,749.00 to Finch Fuel Oil Co., 648 Schuyler Avenue Kearny, New Jersey 07032, for furnishing and delivering diesel fuel to the City of Jersey City (City); and

WHEREAS, the contract was for a one year term beginning on July 1, 2008 and ending on June 30, 2009; and

WHEREAS, the bid specifications included an option to extend the contract with the same terms and conditions for two (2) one (1) year periods at the request of the City in accordance with N.J.S.A. 40A:11-15; and

WHEREAS, the Contractor has been performing the service in an effective and efficient manner; and

WHEREAS, , pursuant to N.J.S.A. 40A:11-15 the City exercised the first option and the contract was extended for one (1) year beginning July 1, 2009 and ending on June 30, 2010; and

WHEREAS, pursuant to N.J.S.A. 40A:11-15 the City will exercise the option and the contract will be extended for one (1) year beginning July 1, 2010 and ending on June 30, 2011; and

WHEREAS, the total cost of the contract extension is \$450,749.00; and

WHEREAS, pursuant to N.J.A.C. 50:30-5.5(e) the award of the contract shall be subject to the availability and appropriation of sufficient funds in the Fiscal Year 2011 budget in acct. #01-201-31-434-208; and

WHEREAS, if funds are not available for the contract in the 2011 temporary and permanent budget, the contract will be terminated.

TITLE:

RESOLUTION AUTHORIZING AN EXTENSION TO A CONTRACT WITH FINCH FUEL OIL CO. FOR FURNISHING AND DELIVERING DIESEL FUEL TO VARIOUS LOCATIONS

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 extend the contract with Finch Fuel Oil Co. for furnishing and delivering diesel fuel to various locations.
2. The contract will be extended for one (1) year beginning July 1, 2010 and ending on June 30, 2011.
3. The total cost of the contract shall not exceed \$450,749.00
4. Pursuant to N.J.A.C. 5-30-5.5(a) the continuation of the contract after the expenditure of funds encumbered in the FY2011 temporary budget shall be subject to the availability and appropriation of sufficient funds in the FY2011 permanent budget.

APPROVED: _____
 APPROVED: *B. O'Keefe*
 Business Administrator

APPROVED AS TO LEGAL FORM

 Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				6/9/10							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			VEGA	✓		
DONNELLY	ABSENT			FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M. Brennan
 Peter M. Brennan, President of Council

Robert Byrne
 Robert Byrne, City Clerk

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

City Clerk File No. Res. 10-383

Agenda No. 10.U

Approved: JUN 09 2010

TITLE:



RESOLUTION AUTHORIZING AN EXTENSION TO A CONTRACT WITH FINCH FUEL OIL CO. FOR FURNISHING AND DELIVERING UNLEADED MID-GRADE GASOLINE TO VARIOUS LOCATIONS

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, Resolution 08-569 approved on July 16, 2008 awarded a one (1) year contract in the amount of \$1,081,195.50 to Finch Fuel Oil Co., 648 Schuyler Avenue Kearny, New Jersey 07032, for furnishing and delivering unleaded mid-grade gasoline to the City of Jersey City (City); and

WHEREAS, the contract was for a one year term beginning on July 1, 2008 and ending on June 30, 2009; and

WHEREAS, the bid specifications included an option to extend the contract with the same terms and conditions for two (2) one (1) year periods at the request of the City in accordance with N.J.S.A. 40A:11-15; and

WHEREAS, the Contractor has been performing the service in an effective and efficient manner; and

WHEREAS, pursuant to N.J.S.A. 40A:11-15 the City exercised the first option and the contract was extended for one (1) year beginning July 1, 2009 and ending on June 30, 2010; and

WHEREAS, pursuant to N.J.S.A. 40A:11-15 the City will exercise the option and the contract will be extended for one (1) year beginning July 1, 2010 and ending on June 30, 2011; and

WHEREAS, the total cost of the contract extension is \$1,081,195.50; and

WHEREAS, pursuant to N.J.A.C. 50:30-5.5(e) the award of the contract shall be subject to the availability and appropriation of sufficient funds in the Fiscal Year 2011 budget in Account No. 01-201-31-434-208; and

WHEREAS, if funds are not available for the contract in the 2011 temporary and permanent budget, the contract will be terminated.

TITLE:

RESOLUTION AUTHORIZING AN EXTENSION TO A CONTRACT WITH FINCH FUEL OIL CO. FOR FURNISHING AND DELIVERING UNLEADED MID-GRADE GASOLINE TO VARIOUS LOCATIONS

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 extend the contract with Finch Fuel Oil Co. for furnishing and delivering unleaded mid-grade gasoline to various locations.
2. The contract will be extended for one (1) year beginning July 1, 2010 and ending on June 30, 2011.
3. The total cost of the contract shall not exceed \$1,081,195.50
4. Pursuant to N.J.A.C. 5-30-5.5(a) the continuation of the contract after the expenditure of funds encumbered in the FY2011 temporary budget shall be subject to the availability and appropriation of sufficient funds in the FY2011 permanent budget.

APPROVED: _____
 APPROVED: B. O'Keilly
 Business Administrator

APPROVED AS TO LEGAL FORM

 Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
								6/9/10			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			VEGA	✓		
DONNELLY	ABSENT			FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

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

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

Peter M. Brennan
 Peter M. Brennan, President of Council

Robert Byrne
 Robert Byrne, City Clerk

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

City Clerk File No. Res. 10-384

Agenda No. 10.V

Approved: JUN 09 2010

TITLE:



A RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL ENGINEERING SERVICES CONTRACT TO HATCH-MOTT MACDONALD IN CONNECTION WITH THE FIVE (5) INTERSECTION IMPROVEMENT PROJECT (PROJECT NO. 09-002) FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ENGINEERING, TRAFFIC AND TRANSPORTATION

**COUNCIL
FOLLOWING RESOLUTION**

OFFERED AND MOVED ADOPTION OF THE

WHEREAS, the design Project No. 09-002, Five Intersection Improvements, was initially awarded to CMX Consulting firm; and

WHEREAS, CMX has declared bankruptcy and will not be fulfilling their contract with the City of Jersey City to complete the design of Project No. 09-002, Five Intersection Improvements; and

WHEREAS, the City of Jersey City (City) still requires the services of a professional engineering firm in order to design of Project No. 09-002, Five Intersection Improvements;

1. Communipaw Avenue and Woodward Street
2. Washington Street and Bay Street
3. Washington Street and Morgan Street
4. Marin Boulevard and Ninth Street
5. Ocean Avenue and Kearney Avenue/Carteret Avenue

WHEREAS, Hatch-Mott MacDonald, 27 Bleeker Street, Millburn, New Jersey 07041 is a pre-qualified firm and has the necessary qualifications to undertake this project; and

WHEREAS, Hatch-Mott MacDonald has submitted a proposal for professional engineering services to design Project No. 09-002, Five Intersection Improvements, in the amount of Fifty-Eight Thousand Two Hundred Fifty Dollars (\$58,250.00) for the Design Phase Services; and

WHEREAS, these funds are available for this expenditure in the account shown below:

Department of Administration, Division of Engineering, Traffic and Transportation

<u>Account No.</u>	<u>Amount</u>	<u>Requisition No.</u>	<u>Purchase Order No.</u>
04-215-55-841-990	Design (Lump Sum) \$58,250.00	0150475	99987
TOTAL COST	\$58,250.00		

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

WHEREAS, this contract award is made in accordance with the "fair and open process" of the Pay-to-Play Law, N.J.S.A. 19:44A-20.5 et seq.

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

continued.....

JDS:pcl
(05.18.10)

TITLE: A RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL ENGINEERING SERVICES CONTRACT TO HATCH-MOTT MACDONALD IN CONNECTION WITH THE FIVE (5) INTERSECTION IMPROVEMENT PROJECT (PROJECT NO. 09-002) 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. Subject to such modification as deemed necessary or appropriate by Corporation Counsel, the Mayor or Business Administrator is authorized to execute an agreement in substantially the form of the attached with the firm Hatch-Mott MacDonald to provide professional engineering services in connection with Project No. 09-002, Five Intersection Improvements.
2. The total contract amount shall not exceed Fifty-Eight Thousand Two Hundred Fifty Dollars (\$58,250.00); Fifty-Eight Thousand Two Hundred Fifty Dollars (\$58, 250.00) is the Design cost (lump sum) and the term of the contract shall not exceed (6) months from the date a notice to proceed is issued by the Purchasing Agent.
3. This contract is awarded as a professional services contract under the Local Public Contracts Law, N.J.S.A. 40A:11-1 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 this resolution;
5. The award of this contract shall be subject to the condition that the Consultant provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination N.J.S.A. 10:5-31 et seq.
6. 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), Chief Financial Officer hereby certifies that funds are available for this expenditure in accordance with the Local Budget Law, N.J.S.A. 40A:4-1 et seq. In the following account:

Table with columns: Account No., Amount, Requisition No., Purchase Order No.
Row 1: 04-215-55-841-990, \$58,250.00, 0150475, 99987
Row 2: TOTAL COST, \$58,250.00

APPROVED: [Signature] Director of Traffic & Transportation

APPROVED: [Signature] Municipal Engineer

APPROVED: [Signature] Business Administrator

APPROVED AS TO LEGAL FORM

[Signature] Corporation Counsel

JDS:pcl (05.18.10)

Certification Required []

Not Required []

APPROVED 8-0

Table: RECORD OF COUNCIL VOTE ON FINAL PASSAGE 6/9/10. Columns: COUNCILPERSON, AYE, NAY, N.V. Rows: SOTTOLANO, DONNELLY, LOPEZ, GAUGHAN, FULOP, RICHARDSON, FLOOD, VEGA, BRENNAN, 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] Peter M. Brennan, President of Council

[Signature] Robert Byrne, City Clerk

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/ resolution/cooperation agreement:

A Resolution authorizing the Award of a Professional Engineering Services Contract to Hatch-Mott MacDonald in connection with the five (5) Intersection Improvement Project (Project No. 09-002) for the Department of Administration, Division of Engineering, Traffic and Transportation

2. Name and title of person initiating ordinance/resolution, etc.:

Joao D'Souza, Director of Traffic and Transportation, Division of Engineering, Traffic and Transportation

3. Concise description of program, project or plan proposed in the ordinance/resolution:

Resolution authorizing the award of a professional engineering services contract in connection with the five (5) intersection project No. 09-002, Division of Engineering, Traffic and Transportation

Communi paw Avenue and Woodward Street
Washington Street and Bay Street
Washington Street and Morgan Street
Marin Boulevard and Ninth Street
Ocean Avenue and Kearney Avenue/Carteret Avenue

4. Reasons (need) for the proposed program, project, etc.:

Pressing need to improve traffic safety at the subject five intersections in the City of Jersey City

5. Anticipated benefits to the community:

Improve traffic safety and decrease vehicular travel time resulting in better air quality, lower pedestrian conflicts and vehicular incidents.

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contribution:

No cost to the City. From Grant accounts
The total cost for the project is Fifty-Eight Thousand Two Hundred Fifty Dollars and Zero Cents (\$58,250.00)
Design Costs - (Lump Sum) \$58,250.00

7. Date proposed program, or project will commence:

Upon adoption of the Resolution by the Jersey City Municipal Council

8. Anticipated completion date:

Approximately six (6) months from the date a notice to proceed is issued by the Purchasing Agent.

9. Person responsible for coordinating proposed program, project, etc.:

Joao D'Souza, Director of Traffic & Transportation, Division of Engineering, Traffic and Transportation, 201.547.4470

10. Additional comments:

The Resolution has been proposed at the recommendation of Joao D'Souza, Director of Traffic & Transportation for the Division of Engineering, Traffic and Transportation, ex. 4470

Based on the information provided to me, I certify that all the facts presented herein are accurate, to the best of my knowledge.

William R. Goble
Municipal Engineer

5.21.10
Date

Signature of Department Director

Date



STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE

Taxpayer Name: HATCH MOTT MACDONALD, LLC

Trade Name:

Address: 27 BLEEKER ST
MILLBURN, NJ 07041

Certificate Number: 1169109

Effective Date: August 01, 2005

Date of Issuance: May 24, 2010

For Office Use Only:

20100524155809587

EXHIBIT A

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE N.J.S.A. 10:5-31 and N.J.A.C. 17:27

Goods, Professional Services and General Service Contracts (Mandatory Affirmative Action Language)

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex. Except with respect to affectional or sexual orientation, the contractor will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex.

The contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to employ minority and women workers consistent with the applicable county employment goals established in accordance with N.J.A.C. 17:27-5.2, or a binding determination of the applicable county employment goals determined by the Division, pursuant to N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex, and that it

EXHIBIT A

**MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE
N.J.S.A. 10:5-31 and N.J.A.C. 17:27 (continued)**

will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the applicable employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Contract Compliance & EEO as may be requested by the Division from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Contract Compliance & EEO for conducting a compliance investigation pursuant to **Subchapter 10 of the Administrative Code at N.J.A.C. 17:27**.

The undersigned vendor certifies that he/she received, read, and is aware of the commitment to comply with:

EXHIBIT A

N.J.S.A. 10:5-31 and N.J.A.C. 17:27

**MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE
Goods, Professional Services and General Service Contracts
(Mandatory Affirmative Action Language)**

The undersigned vendor further agrees to furnish the required forms of evidence and understands that his/her bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27.

Albert N. Beninato, PE, Executive Vice President

Representative's Name/Title (Print):

Representative's Signature:

Name of Company: Hatch Mott MacDonald, LLC

Tel. No.: 973-379-3400 Date: July 29, 2009

AFFIRMATIVE ACTION COMPLIANCE NOTICE
N.J.S.A. 10:5-31 and N.J.A.C. 17:27
GOODS AND SERVICES CONTRACTS
(INCLUDING PROFESSIONAL SERVICES)

This form is a summary of the successful bidder's requirement to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27.

The successful bidder shall submit to the public agency, after notification of award but prior to execution of this contract, one of the following three documents as forms of evidence:

(a) A photocopy of a valid letter that the contractor is operating under an existing Federally approved or sanctioned affirmative action program (good for one year from the date of the letter);

OR

(b) A photocopy of a Certificate of Employee Information Report approval, issued in accordance with N.J.A.C. 17:27-4;

OR

©) A photocopy of an Employee Information Report (Form AA302) provided by the Division and distributed to the public agency to be completed by the contractor in accordance with N.J.A.C. 17:27-4.

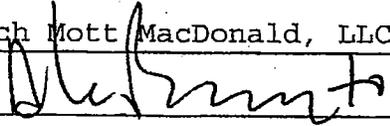
The successful vendor may obtain the Affirmative Action Employee Information Report (AA302) from the contracting unit during normal business hours.

The successful vendor(s) must submit the copies of the AA302 Report to the Division of Contract Compliance and Equal Employment Opportunity in Public Contracts (Division). The Public Agency copy is submitted to the public agency, and the vendor copy is retained by the vendor.

The undersigned vendor certifies that he/she is aware of the commitment to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27 and agrees to furnish the required forms of evidence.

The undersigned vendor further understands that his/her bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27.

COMPANY: Hatch Mott MacDonald, LLC

SIGNATURE: 

DATE: July 29, 2009

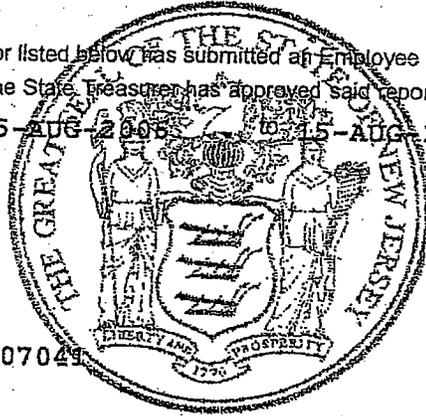
PRINT

NAME: Albert N. Beninato, PE

TITLE: Executive Vice President.

CERTIFICATE OF EMPLOYEE INFORMATION REPORT RENEWAL

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et. seq. and the State Treasurer has approved said report. This approval will remain in effect for the period of ~~15-AUG-2008~~ to ~~15-AUG-2009~~



HATCH MOTT MACDONALD
27 BLEEKER STREET
MILLBURN

NJ 07041



Bradley Abela

State Treasurer

APPENDIX A
AMERICANS WITH DISABILITIES ACT OF 1990
Equal Opportunity for Individuals with Disability

The contractor and the City of Jersey City, (hereafter "owner") do hereby agree that the provisions of Title 11 of the Americans With Disabilities Act of 1990 (the "Act") (42 U.S.C. S121 01 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs, and activities provided or made available by public entities, and the rules and regulations promulgated pursuant there unto, are made a part of this contract. In providing any aid, benefit, or service on behalf of the owner pursuant to this contract, the contractor agrees that the performance shall be in strict compliance with the Act. In the event that the contractor, its agents, servants, employees, or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the contractor shall defend the owner in any action or administrative proceeding commenced pursuant to this Act. The contractor shall indemnify, protect, and save harmless the owner, its agents, servants, and employees from and against any and all suits, claims, losses, demands, or damages, of whatever kind or nature arising out of or claimed to arise out of the alleged violation.

The contractor shall, at its own expense, appear, defend, and pay any and all charges for legal services and any and all costs and other expenses arising from such action or administrative proceeding or incurred in connection therewith. In any and all complaints brought pursuant to the owner's grievance procedure, the contractor agrees to abide by any decision of the owner which is rendered pursuant to said grievance procedure. If any action or administrative proceeding results in an award of damages against the owner, or if the owner incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure, the contractor shall satisfy and discharge the same at its own expense.

The owner shall, as soon as practicable after a claim has been made against it, give written notice thereof to the contractor along with full and complete particulars of the claim, If any action or administrative proceeding is brought against the owner or any of its agents, servants, and employees, the owner shall expeditiously forward or have forwarded to the contractor every demand, complaint, notice, summons, pleading, or other process received by the owner or its representatives.

It is expressly agreed and understood that any approval by the owner of the services provided by the contractor pursuant to this contract will not relieve the contractor of the obligation to comply with the Act and to defend, indemnify, protect, and save harmless the owner pursuant to this paragraph.

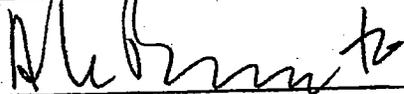
It is further agreed and understood that the owner assumes no obligation to indemnify or save harmless the contractor, its agents, servants, employees and subcontractors for any claim which may arise out of their performance of this Agreement. Furthermore, the contractor expressly understands and agrees that the provisions of this indemnification clause shall in no way limit the contractor's obligations assumed in this Agreement, nor shall they be construed to relieve the contractor from any liability, nor preclude the owner from taking any other actions available to it under any other provisions of the Agreement or otherwise at law.

APPENDIX A
AMERICANS WITH DISABILITIES ACT OF 1990
Equal Opportunity for Individuals with Disability
(Continued)

Representative's Name/Title

Print): Albert N. Beninato, PE, Executive Vice President

Representative's
Signature:



Name of

Company: Hatch Mott MacDonald, LLC

Tel. No.: 973-379-3400

Date: July 29, 2009

11/23/05

Taxpayer Identification# 161-006-700/000

Dear Business Representative:

Congratulations! You are now registered with the New Jersey Division of Revenue.

Use the Taxpayer Identification Number listed above on all correspondence with the Divisions of Revenue and Taxation, as well as with the Department of Labor (if the business is subject to unemployment withholdings). Your tax returns and payments will be filed under this number, and you will be able to access information about your account by referencing it.

Additionally, please note that State law requires all contractors and subcontractors with Public agencies to provide proof of their registration with the Division of Revenue. The law also amended Section 92 of the Casino Control Act, which deals with the casino service industry.

We have attached a Proof of Registration Certificate for your use. To comply with the law, if you are currently under contract or entering into a contract with a State agency, you must provide a copy of the certificate to the contracting agency.

If you have any questions or require more information, feel free to call our Registration Hotline at (609)292-1730.

I wish you continued success in your business endeavors.

Sincerely,


John E. Tully, CPA
Director

STATE OF NEW JERSEY
BUSINESS REGISTRATION CERTIFICATE

DEPARTMENT OF TREASURY/
DIVISION OF REVENUE
PO BOX 252
TRENTON, N.J. 08646-0252

TAXPAYER NAME:

HATCH MOTT MACDONALD, LLC

TRADE NAME:

ADDRESS:

27 BLEEKER ST
MILLBURN NJ 07041

SEQUENCE NUMBER:

1169109

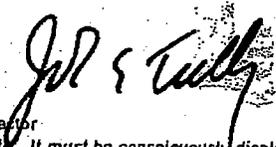
EFFECTIVE DATE:

01/01/05

ISSUANCE DATE:

11/23/05

FORM-BRC(08-01)


Director

This Certificate is NOT assignable or transferable. It must be conspicuously displayed at above address.

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/ resolution/cooperation agreement:

A Resolution authorizing the Award of a Professional Engineering Services Contract to Hatch-Mott MacDonald in connection with the five (5) Intersection Improvement Project (Project No. 09-002) for the Department of Administration, Division of Engineering, Traffic and Transportation

2. Name and title of person initiating ordinance/resolution, etc.:

Joao D'Souza, Director of Traffic and Transportation, Division of Engineering, Traffic and Transportation

3. Concise description of program, project or plan proposed in the ordinance/resolution:

Resolution authorizing the award of a professional engineering services contract in connection with the five (5) intersection project No. 09-002, Division of Engineering, Traffic and Transportation

Communipaw Avenue and Woodward Street
Washington Street and Bay Street
Washington Street and Morgan Street
Marin Boulevard and Ninth Street
Ocean Avenue and Kearney Avenue/Carteret Avenue

4. Reasons (need) for the proposed program, project, etc.:

Pressing need to improve traffic safety at the subject five intersections in the City of Jersey City

5. Anticipated benefits to the community:

Improve traffic safety and decrease vehicular travel time resulting in better air quality, lower pedestrian conflicts and vehicular incidents.

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contribution:

No cost to the City. From Grant accounts

The total cost for the project is Fifty-Eight Thousand Two Hundred Fifty Dollars and Zero Cents (\$58,250.00)

Design Costs -	(Lump Sum)	\$58,250.00
----------------	------------	-------------

7. Date proposed program, or project will commence:

Upon adoption of the Resolution by the Jersey City Municipal Council

8. Anticipated completion date:

Approximately six (6) months from the date a notice to proceed is issued by the Purchasing Agent.

9. Person responsible for coordinating proposed program, project, etc.:

Joao D'Souza, Director of Traffic & Transportation, Division of Engineering, Traffic and Transportation, 201.547.4470

10. Additional comments:

The Resolution has been proposed at the recommendation of Joao D'Souza, Director of Traffic & Transportation for the Division of Engineering, Traffic and Transportation, ex. 4470

Based on the information provided to me, I certify that all the facts presented herein are accurate, to the best of my knowledge.

William R. Fobbe
Municipal Engineer

5.21.10
Date

Signature of Department Director

Date

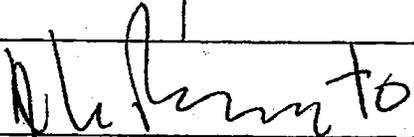
PUBLIC DISCLOSURE INFORMATION

Chapter 33 of the Public Laws of 1977 provides that no Corporation or Partnership shall be awarded any State, City, Municipal or Schools District contracts for the performance of any work or the furnishing of any materials or supplies, unless prior to the receipt of the bid or accompanying the bid of said corporation or partnership there is submitted a public disclosure information statement. The statement shall set forth the names and addresses of all stockholders in the corporation or partnership who own ten percent (10%) or more of its stock of any class, or of all individual partners in the partnership who own a ten percent (10%) or greater interest therein.

STOCKHOLDERS:

Name	Address	% owned
Please see attached Ownership Disclosure		

SIGNATURE:



Albert N. Beninato, PE

TITLE:

Executive Vice President

SUBSCRIBED AND SWORN TO
BEFORE ME THIS DAY

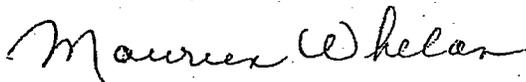
July 29

OF 2009

(TYPE OR PRINT NAME OF AFFIANT UNDER SIGNATURE)

NOTARY PUBLIC OF
MY COMMISSION EXPIRES: 20

(NOTE: THIS FORM MUST BE COMPLETED, NOTARIZED AND RETURNED WITH THIS PROPOSAL).



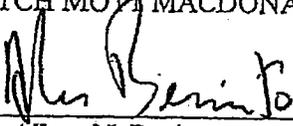
MAUREEN F. WHELAN
A NOTARY PUBLIC OF NEW JERSEY
My Commission Expires April 23, 2014

HATCH MOTT MACDONALD, LLC

Ownership Disclosure Statement

Hatch Mott MacDonald, LLC, a Delaware limited liability corporation, is a wholly-owned subsidiary of Hatch Mott MacDonald Holdings, Inc., a Delaware corporation, which in turn is a wholly-owned subsidiary of Hatch Mott MacDonald NY, Inc., a New York corporation, which in turn is a wholly-owned subsidiary of Hatch Mott MacDonald Group, Inc., a Delaware corporation. No natural person has more than a ten percent (10%) ownership interest in Hatch Mott MacDonald Group, Inc.

HATCH MOTT MACDONALD, LLC

By: 

Albert N. Beninato,
Executive Vice-President

**CERTIFICATION OF COMPLIANCE WITH THE CITY OF JERSEY CITY
CONTRACTOR PAY-TO-PLAY REFORM ORDINANCE 08-128 ADOPTED
ON SEPTEMBER 3, 2008**

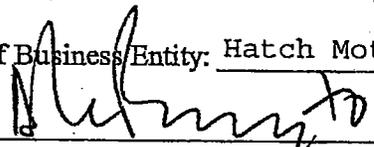
PART I - Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that Hatch Mott MacDonald, LLC (name of business entity) has not made any reportable contributions in the ****one-year period preceding August 3, 2009** (date City Council awards contract) that would be deemed to be violations of Section One of the City of Jersey City's Contractor Pay-to-Play Reform Ordinance 08-128 (attached hereto) and that would bar the award of this contract. I further certify that during the term of the contract Hatch Mott MacDonald, LLC (name of business entity) will not make any reportable contributions in violation of Ordinance 08-128.

PART II - Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

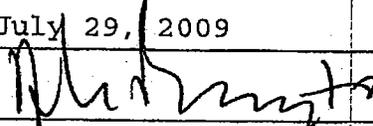
Name of Business Entity: Hatch Mott MacDonald, LLC

Signed  Title: Executive Vice President

Print Name Albert N. Beninato, PE Date: July 29, 2009

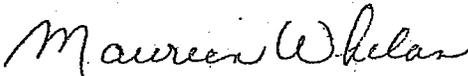
Subscribed and sworn before me
this 29 day of July, 2009.

My Commission expires:


(Affiant)

Albert N. Beninato, PE

(Print name & title of affiant) (Corporate Seal)


MAUREEN F. WHELAN
A NOTARY PUBLIC OF NEW JERSEY
My Commission Expires April 23, 2014

****Pursuant to Section 2 of Ordinance 08-128, no contributions or solicitation of contributions made prior to the effective date Ordinance 08-128 (September 23, 2008) shall be deemed to be a violation of the Ordinance.**



CITY OF JERSEY CITY
Division of Engineering
Traffic and Transportation
MEMORANDUM

DATE: May 19, 2010
TO: John Kelly, Business Administrator
FROM: Joao D'Souza, Director of Traffic & Transportation
SUBJECT: PROPOSED RESOLUTION
AWARD OF PROFESSIONAL ENGINEERING SERVICES CONTRACT
HATCH-MOTT MACDONALD – (PROJECT NO. 09-009)

Attached, for your review and signature, is a proposed Resolution authorizing the award of a Professional Engineering Services Contract to Hatch-Mott MacDonalD in connection with the Five (5) Intersection Improvement Project (No. 09-002). CMX, the initial Consultant awarded this project, has declared bankruptcy and will not be fulfilling their contract with the City to complete the design for the following five (5) intersections.

- Communipaw Avenue and Woodward Street
- Washington Street and Bay Street
- Washington Street and Morgan Street
- Marin Boulevard and Ninth Street
- Ocean Avenue and Kearney Avenue/Carteret Avenue

Hatch-Mott MacDonalD is a pre-qualified firm and has the necessary qualifications to undertake this project.

It is anticipated that this resolution will be listed on the Agenda for the May 26, 2010 Municipal Council Meeting.

Feel free to contact Joao D'Souza, Director of Traffic & Transportation, at ex. 4470 if you have any questions regarding this matter.

Thank you.


William R. Goble, P.E., Municipal Engineer

JDS:pcl

C: Chuck F. Lee, P.E., Asst. City Engineer
Robert Byrne, City Clerk

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

City Clerk File No. Res. 10-385

Agenda No. 10.W

Approved: JUN 09 2010

TITLE:



RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO HOLT, MORGAN, RUSSELL ARCHITECTS FOR ARCHITECTURAL AND ENGINEERING SERVICES, IN CONNECTION WITH THE LOEWS THEATER - REHABILITATION OF THE EXTERIOR FIRE STAIRS, PROJECT NO. 2010-019 FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ARCHITECTURE AND THE FRIENDS OF THE LOEWS, INC., A NON-PROFIT CORPORATION

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the City of Jersey City executed a lease on October 15, 2004, with the Friends of the Loew's Inc., for Block 1863, Lot N24 (the Loew's Theater), adopting Ordinances 04-033, amended by Ordinance 04-073 to approve the execution of a lease with the Friends of the Loew's Inc.; and

WHEREAS, as the result of subsequent negotiations over the lease terms, the parties have agreed to modify the Lease by execution of a Memorandum of Understanding; and

WHEREAS, by adoption of Ordinance 09-061 on May 20, 2009, the City of Jersey City approved the modification of the Lease and adoption of the Memorandum of Understanding in the form attached, subject to such modification as the Corporation Counsel or Business Administrator deems appropriate or necessary; and

WHEREAS, the Memorandum of Understanding in the form attached designated an historic preservation architect as acceptable to both parties; and

WHEREAS, on June 30, 2009, the Memorandum of Understanding was executed with the approval of the Business Administrator and the Corporation Counsel; and

WHEREAS, the City is acquiring these services as a statutorily permitted contract pursuant to the provisions of N.J.S.A. 19:44A-20.8 (Pay to Play Law); and

WHEREAS, Holt Morgan Russell Architects, 821 Alexander Street, Suite 115, Princeton, New Jersey 08540, possesses the necessary qualifications to undertake this project and has submitted the attached proposal dated May 5, 2010; and

WHEREAS, Holt, Morgan, Russell Architects, 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, these funds are available for this expenditure from Account Nos:

04-215-55-838-990 P.O. No. **99975** \$16,900.00

WHEREAS, Eric Holtermann, has completed and submitted a Business Entity Disclosure Certification which certified that Holt, Morgan, Russell Architects, has not made any reportable contributions to the political or candidate committees listed in the Business entity Disclosure Certification in the previous one year (2005 contributions are exempt), and that the contract will prohibit Holt, Morgan, Russell Architects from making any reportable contributions during the term of the contract; and

WHEREAS, Eric Holtermann, submitted a Chapter 271 Political Contribution Disclosure Certification on behalf of Holt, Morgan, Russell Architects; and

TITLE:

RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO HOLT, MORGAN, RUSSELL ARCHITECTS FOR ARCHITECTURAL AND ENGINEERING SERVICES, IN CONNECTION WITH THE LOEW'S THEATER - REHABILITATION OF THE EXTERIOR FIRE STAIRS, PROJECT NO. 2010-019 FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ARCHITECTURE AND THE FRIENDS OF THE LOEWS, INC., A NON-PROFIT CORPORATION.

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 of Holt, Morgan, Russell Architects for a lump sum fee not to exceed SIXTEEN THOUSAND NINE HUNDRED (\$16,900.00) DOLLARS.
2. A notice of this action shall be published in a newspaper of general circulation within the municipality within ten (10) days of the approval of this Resolution.
3. This Agreement shall be subject to the condition that Holt Morgan Russell Architects 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. 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
5. The Business Entity Disclosure Certification, Chapter 271 Political Contribution Certification, and the Determination of Value Certification attached hereto and incorporated herein by reference shall be placed on file with this resolution; and
6. In accordance with the Memorandum of Understanding, the aforesaid service agreement shall specify that in all matters the client of Holt, Morgan, Russell Architects for Project 2010-019 shall be "Friends of Loew's, a New Jersey not for profit corporation."

*J.A.
5/24/10*

I, Donna Mauer (DONNA MAUER), as Chief Financial Officer, hereby certifies that these funds are available for this expenditure in Account No. 04-215-55-838-990 for payment of the above Resolution.

ab
May 20, 2010

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: [Signature]
Business Administrator

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED **8-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				6/9/10							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			VEGA	✓		
DONNELLY		ABSENT		FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, 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]
Peter M. Brennan, President of Council

[Signature]
Robert Byrne, City Clerk

LEGISLATIVE FACT SHEET

This summary sheet is to be attached to any ordinance or resolution submitted for Council consideration. Incomplete or sketchy summary sheets will be returned. The department, division or agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. FULL TITLE OF LEGISLATION:

RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO HOLT, MORGAN, RUSSELL ARCHITECTS FOR ARCHITECTURAL AND ENGINEERING SERVICES, IN CONNECTION WITH THE LOEW'S THEATER - REHABILITATION OF THE EXTERIOR FIRE STAIRS, PROJECT NO. 2010-019 FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ARCHITECTURE AND THE FRIENDS OF THE LOEWS, INC., A NON-PROFIT CORPORATION.

2. NAME, TITLE, AND PHONE NUMBER OF PERSON INITIATING THE RESOLUTION:

Glenn A. Wrigley, A.I.A. Chief Architect, Division of Architecture.

3. DESCRIPTION OF THE PROGRAM, PROJECT, PLAN, PURCHASE, ETC.

The project provides design and construction administration serving to rehabilitate and repair existing fire exit stairs at the exterior of the theater.

4. ANTICIPATED COMMUNITY BENEFITS OR ASSESSMENT OF DEPARTMENTAL NEED:

Repair and rehabilitation benefits the community by improving egress from the Theater, thereby enhancing life safety in the event of an emergency.

**5. COST OF PROPOSED PROGRAM OR PURCHASE:
(IF EQUIPMENT PURCHASE, WHAT DOES IT REPLACE.
HOW WILL THE PROGRAM OR PURCHASE BE FUNDED?):**

Account No. 04-215-55-838-990 for a total cost not to exceed SIXTEEN THOUSAND NINE HUNDRED 00/100 DOLLARS (\$16,900.00).

6. IF CONTRACT, PROJECT OR PLAN DATE OF COMMENCEMENT:

Upon notification of award

7. ANTICIPATED COMPLETION OF PURCHASE DATE:

Approximately 16 weeks (4 months) after award .

I CERTIFY THE FACTS PRESENTED HEREIN ARE ACCURATE.



GLENN A. WRIGLEY, A.I.A.
CHIEF ARCHITECT

5-20-10
May 20, 2010

5 May, 2010

Mr. Chris Charas
City of Jersey City
Division of Architecture
575 Route 440
Jersey City, NJ 07305

Re: Proposal for Architectural and Engineering services related to the Rehabilitation of the Exterior Fire Stairs at the Loew's Theatre.

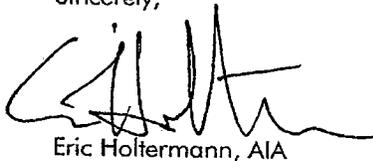
Dear Chris,

Please find attached a proposed fee for architectural and engineering services for Rehabilitation of the existing exterior fire stairs at the Loew's Theatre. In order to establish a fee, we have anticipated the following conditions:

1. Scope of work is based on the Structural Report by Harrison - Hamnett Structural Engineers, dated December 14, 2009. Scope includes design, construction documentation and limited construction phase services for a repair and rehabilitation of the existing Exterior Egress stairs at the North and South sides of the building.
2. As indicated on attached worksheet, survey, design and construction documentation effort will be shared by Harrison - Hamnett Engineers and HMR Architects. Harrison- Hamnett will attend at least 1 construction phase meeting. HMR Architects will attend up to 6 construction phase meetings (kick-off, closeout and up to 4 interim progress meetings).
3. A time period of approximately 10 weeks should be anticipated for development of biddable construction documents, from the time of authorization. Similar to other Jersey City projects, we will prepare technical specifications only. Front end specifications, including the bid form, will be provided by the Jersey City Division of Architecture.
4. We will prepare invoices for work on a monthly basis, based on the percentage of work completed by phase. A retainer is not required.

We have prepared this scope based on our understanding of the specialized characteristics of this proposed project. Please call if you have any questions. We look forward to continuing our work with you.

Sincerely,



Eric Holtermann, AIA

cc: Colin Egan, Friends of the Loews

5 May, 2010

**Holt Morgan Russell Architects
Architectural Services Fee Proposal Worksheet
Loew's Jersey Theatre - Exterior Stair Rehabilitation**

FEE CALCULATION

	H-H Struct'l	HMR Architects	Totals
Survey and Base Drawings	1,000	1,000	2,000
Construction Document Phase	4,000	2,000	6,000
Bidding	0	1,000	1,000
Construction Phase	1,000	5,400	6,400
Total Professional Fees:	6,000	9,400	\$15,400
Allow for Cost Estimator:			\$1,000
Allow for Reimbursables:	200	300	\$500
Total Fee:			\$16,900

COMPENSATION FOR ADDITIONAL SERVICES - HMR ARCHITECTS

Hourly billing rates for additional services:

Principal	\$/hr	\$185
Project Architect	\$/hr	\$125
Designer / Drafter	\$/hr	\$85 - 100

Secretarial services are included in the above r

NOTES

- 1 Fee is for limited Architectural and Structural Engineering services, as described in attached HMR letter.
- 2 Services of other consultants are not anticipated and are not included.
- 3 Structural Engineering fee includes 2 meetings, 1 at Survey Phase, and 1 at Construction Phase.

**CERTIFICATION OF COMPLIANCE WITH THE CITY OF JERSEY CITY
CONTRACTOR PAY-TO-PLAY REFORM ORDINANCE 08-128 ADOPTED
ON SEPTEMBER 3, 2008**

PART I - Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that HMR Architects, PA (name of business entity) has not made any reportable contributions in the **one-year period preceding January 2010 (date City Council awards contract) that would be deemed to be violations of Section One of the City of Jersey City's Contractor Pay-to-Play Reform Ordinance 08-128 (attached hereto) and that would bar the award of this contract. I further certify that during the term of the contract HMR Architects, PA (name of business entity) will not make any reportable contributions in violation of Ordinance 08-128.

PART II - Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: HMR Architects, PA

Signed [Signature] Title: President

Print Name: Robert W. Russell Date: 1/28/10

Subscribed and sworn before me
this 28th day of January, 2010
My Commission expires:

[Signature]
(Affiant)
Eric Holtermann, Corp. Sec'y
(Print name & title of affiant) (Corporate Seal)

10/7/2014
[Signature]

****Pursuant to Section 2 of Ordinance 08-128, no contributions or solicitation of contributions made prior to the effective date Ordinance 08-128 (September 23, 2008) shall be deemed to be a violation of the Ordinance.**

STATE OF NEW JERSEY
BUSINESS REGISTRATION CERTIFICATE

DEPARTMENT OF TREASURY/
DIVISION OF REVENUE
PO BOX 287
TRENTON, NJ 08646-0287

TAXPAYER NAME:

HOLT-MORGAN-RUSSELL ARCHITECTS, P.A.

TRADE NAME:

ADDRESS:

821 ALEXANDER ROAD, SUITE 115
PRINCETON, NJ 08540

SEQUENCE NUMBER:

0405042

EFFECTIVE DATE:

10/22/01

ISSUANCE DATE:

04/01/08

James J. [Signature]
Director
New Jersey Division of Revenue

CERTIFICATE OF EMPLOYEE INFORMATION REPORT

RENEWAL

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et seq. and this State Treasurer has approved said report. This approval will remain in effect for the period of 15 June 2012 to 15 June 2013.



HOLT MORGAN RUSSELL ARCHITECTS
821 ALEXANDER ROAD, SUITE 200
PRINCETON NJ 08540

Michael
Acting State Treasurer

BUSINESS ENTITY DISCLOSURE CERTIFICATION
FOR NON-FAIR AND OPEN CONTRACTS
Required Pursuant To N.J.S.A. 19:44A-20.8
<NAME OF CONTRACTING AGENCY>

The following is statutory text related to the terms and citations used in the Business Entity Disclosure Certification form.

"Local Unit Pay-To-Play Law" (P.L. 2004, c.19, as amended by P.L. 2005, c.51)

19:44A-20.6 Certain contributions deemed as contributions by business entity.

5. When a business entity is a natural person, a contribution by that person's spouse or child, residing therewith, shall be deemed to be a contribution by the business entity. When a business entity is other than a natural person, a contribution by any person or other business entity having an interest therein shall be deemed to be a contribution by the business entity.

19:44A-20.7 Definitions relative to certain campaign contributions.

6. As used in sections 2 through 12 of this act

"business entity" means any natural or legal person, business corporation, professional services corporation, limited liability company, partnership, limited partnership, business trust, association or any other legal commercial entity organized under the laws of this State or of any other state or foreign jurisdiction;

"interest" means the ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit, as appropriate;

Temporary and Executing

12. Nothing contained in this act shall be construed as affecting the eligibility of any business entity to perform a public contract because that entity made a contribution to any committee during the one-year period immediately preceding the effective date of this act.

The New Jersey Campaign Contributions and Expenditures Reporting Act (N.J.S.A. 19:44A-1 et seq.)

19:44A-3 Definitions. In pertinent part...

p. The term "political party committee" means the State committee of a political party, as organized pursuant to R.S.19:5-4, any county committee of a political party, as organized pursuant to R.S.19:5-3, or any municipal committee of a political party, as organized pursuant to R.S.19:5-2.

q. The term "candidate committee" means a committee established pursuant to subsection a. of section 9 of P.L.1973, c.83 (C.19:44A-9) for the purpose of receiving contributions and making expenditures.

r. the term "joint candidates committee" means a committee established pursuant to subsection a. of section 9 of P.L.1973, c.83 (C.19:44A-9) by at least two candidates for the same elective public offices in the same election in a legislative district, county, municipality or school district, but not more candidates than the total number of the same elective public offices to be filled in that election, for the purpose of receiving contributions and making expenditures. For the purpose of this subsection: ...; the offices of member of the board of chosen freeholders and county executive shall be deemed to be the same elective public offices in a county; and the offices of mayor and member of the municipal governing body shall be deemed to be the same elective public offices in a municipality.

19:44A-8 and 16 Contributions, expenditures, reports, requirements.

While the provisions of this section are too extensive to reprint here, the following is deemed to be the pertinent part affecting amounts of contributions:

"The \$300 limit established in this subsection shall remain as stated in this subsection without further adjustment by the commission in the manner prescribed by section 22 of P.L.1993, c.65 (C.19:44A-7.2)

BUSINESS ENTITY DISCLOSURE CERTIFICATION
FOR NON-PAID AND OPEN CONTRACTS
 Required Pursuant To N.J.S.A. 19:44A-20.8
CITY OF JERSEY CITY

Part I - Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that the <name of business entity> has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding (date of award scheduled for approval of the contract by the governing body) to any of the following named candidate committee, joint candidates committee; or political party committee representing the elected officials of the <name of entity of elected officials> as defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

Mariano Vega, Jr. Election Fund	Gaughan Election Fund
Friends of Peter Brennan Election Fund	Fulop 2009 Inc.
Committee to Elect Willie Flood	Friends of Viola Richardson for Ward F
Friends of Michael Sottolano	
Friends of Phil Kenny	Healy for Mayor 2009
Friends of Nidia R. Lopez	

Part II - Ownership Disclosure Certification

I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:

- Partnership
 Corporation
 Sole Proprietorship
 Subchapter S Corporation
 Limited Partnership
 Limited Liability Corporation
 Limited Liability Partnership

Name of Stock or Shareholder	Home Address
Philetus H. Holt III	3472 Lawrenceville Rd Princeton NJ 08540
Robert W. Russell	88 Rollingwood Princeton, NJ 08540
Eric Holtermann	45 N. Main St Pennington, NJ 08534

Part 3 - Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: HMR Architects, PA
 Signed: [Signature] Title: President
 Print Name: Robert W. Russell Date: 1/28/10

Subscribed and sworn before me this <u>28th</u> day of <u>January</u> , 2010 My Commission expires: <u>10/7/2014</u> <u>[Signature]</u>	<u>[Signature]</u> (Affiant) <u>Eric Holtermann, Corp. Sec'y</u> (Print name & title of affiant) (Corporate Seal)
--	--



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE

offered and moved adoption of the following ordinance:

CITY ORDINANCE 09-061

TITLE: AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE LEASE, BY WAY OF A MEMORANDUM OF UNDERSTANDING, FOR THE LOEW'S THEATER, BLOCK 1863, LOT N24, TO THE FRIENDS OF THE LOEW'S INC., A NON-PROFIT CORPORATION

COUNCIL

offered and moved adoption of the following Ordinance:

WHEREAS, the City of Jersey City executed a lease on October 15, 2004, with the Friend of the Loew's, Inc., for Block 1863, Lot N24 (the Loew's Theater); and

WHEREAS, by the adoption of Ordinances 04-033, amended by Ordinance 04-073, the City of Jersey City approved the execution of a lease with the Friends of the Loew's, Inc.; and

WHEREAS, the ordinances were authorized pursuant to N.J.S.A. 40A:12-14 of the Local Lands and Buildings Law (Law), which permits a Municipality to lease property to a non-profit corporation for nominal consideration for a public purpose as defined in N.J.S.A. 40A:12-15(i), subject to certain conditions; and

WHEREAS, the purpose of the lease was to enable Friends of the Loew's Inc., a non-profit organization of the State of New Jersey, to renovate the Property in accordance with the Construction Code, and operate and maintain the Property as a multi-cultural arts and entertainment center; and

WHEREAS, as the result of subsequent negotiations over the lease terms, the parties have agreed to modify the Lease by the execution of a Memorandum Of Understanding.

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

- i. The Mayor or Business Administrator is authorized to execute an amendment to the October 15, 2004 lease, by way of a Memorandum Of Understanding, with Friends of the Loew's, Inc., a non-profit corporation, which shall contain at a minimum the following mandatory terms and conditions of N.J.S.A. 40A:12-14 and N.J.S.A. 40A:12-15:
 - a) The property will be used solely for the following public purposes:

renovation of the Property in accordance with the Construction Code, and operate and maintain the Property as a multi-cultural arts and entertainment center, as more fully described in paragraphs 2 and 3 of the lease.
 - b) Friends of the Loew's, Inc. will submit an annual auditor's report to the City Clerk and a semi-annual report to the Business Administrator stating:
 - (i) the names and addresses of the principals of the corporation;
 - (ii) the use to which the leasehold was put, including the number of persons benefitting from the public purpose and whether they reside within or with the City;

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE LEASE, BY WAY OF A MEMORANDUM OF UNDERSTANDING, FOR THE LOEW'S THEATER, BLOCK 1863, LOT N24, TO THE FRIENDS OF THE LOEW'S INC., A NON-PROFIT CORPORATION

- (iii) the activities undertaken in furtherance of the public purpose;
- (iv) the approximate value or cost of such activities; and
- (v) an affirmation of the continued tax exempt status of the non-profit corporation pursuant to state and federal law.

2. The Memorandum Of Understanding shall be in substantially the form attached, subject to such modification as the Corporation Counsel or Business Administrator deems appropriate or necessary.
 - A. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
 - B. This ordinance shall be part of the Jersey City Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
 - C. This ordinance shall take effect at the time and in the manner provided by law.
 - D. The City Clerk and Corporation Counsel be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

NOTE: All material is new; therefore underlining has been omitted. For purposes of advertising only, new matter is indicated by bold face and amended matter by italic.

JM/he
4/17/09

APPROVED AS TO LEGAL FORM

APPROVED: _____

Corporation Counsel

APPROVED: _____
Business Administrator

Certification Required
Not Required

MEMORANDUM OF UNDERSTANDING (1/30/09)

The City of Jersey City (the "City") is the owner of the property known as the Loew's Jersey Theater, 54 Journal Square, Jersey City, New Jersey. The Friends of Loew's, Inc. is a New Jersey not for profit corporation formed for the sole purpose of the restoration and operation of the theatre for the benefit of the public. It is essential that a working relationship exists between the City and the Friends of Loew's, as the City's tenant, such that the interests of the public are protected and served with regard to the theatre, and that the theatre is restored to an active and attractive venue for entertainment and the arts.

Differences have arisen in the past between the City and the Friends of Loew's which both parties now seek to resolve, such that the required working relationship can be established and maintained.

Therefore, the parties wish to memorialize the understanding they have reached.

- 1) The relationship of Landlord and Tenant exists between the City and the Friends of Loew's.
- 2) This relationship is defined by the Lease between the parties dated October 15, 2004, which remains in full force and effect. The parties agree that this Lease is valid and binding and in full force and effect.
- 3) The Board of Trustees of the Friends of Loew's is responsible for the management of the theatre.
- 4) The Board of Trustees for the Friends of Loew's shall not exceed twenty-four (24) members, seventeen (17) members whom shall be selected by the Friends of Loew's for terms of five (5) years, two (2) members, who shall be appointed by the City Council President and shall serve at the pleasure of the Council President, but for a period of at least one (1) year; and, five (5) members, who shall be appointed by the Mayor and shall serve at the pleasure of the Mayor. The number of Board members shall not change for a period of three (3) years from the final date of adoption of the Memorandum of Understanding.
- 5) The balance of the Board consists of volunteers who are selected based upon their talents in management, the arts, or other areas which are important to the restoration and operation of the theatre.
- 6) The accomplishment of the aims and objectives of the Friends of Loew's and the Lease between the City and the Friends of Loew's consists of the following parameters:
 - A) Adequate planning, such that the financial needs of the project including without limitation capital improvements, are made known to the City sufficiently in advance that the City can take appropriate and effective steps to provide for funding in the

future municipal budgets, in compliance with the relevant statutes. As to the sources of funding outside of the usual budgetary process, such as the 111 First Street funds and UEZ funding, the City will cooperate with the Friends of Loew's to identify and/or raise such funds and/or to disburse such funds in a timely manner, to insure that the funds are used as intended for the work contemplated in the lease. Nothing contained herein shall be deemed to commit the City to encumber funds in any proposed municipal budget for the financial requirements of the theater.

- B) The provision of anticipated services, such as utilities, maintenance and repair, insurance and, if necessary, replacement of fixtures and equipment (but not capital improvements) as required under this Lease.
 - C) Cooperation between the parties in the planning and execution of necessary restorative work on the theatre itself.
 - D) Cooperation between the parties in the booking of events; such that the Friends of Loew's are able to accommodate such events without concern over the physical condition of the theatre or conflicts with City Sponsored Events, as defined in the Lease.
 - E) The holding of regular meetings of the Board to discuss current issues affecting the building, its operation, restoration and maintenance, and events to be held there.
 - F) The fostering of a spirit of mutual cooperation consistent with the duties and obligations of the Friends of Loew's and the City of Jersey City.
 - G) The creation and maintenance of open channels of communications to supplement the regular Board meetings.
- 7) It is agreed by both parties that the terms and conditions of the Lease apply to both parties and that each party will abide by the terms and conditions of the Lease.
- 8) As to the dealings between the parties, each will act in good faith and will deal fairly with the other.
- 9) The City shall make good faith efforts to secure and provide all funding called for in the lease including capital improvements operating capital and master planning. The City shall undertake the capital improvements as defined under the Lease, subject to Council appropriation and/ or approval, only if good faith efforts to locate funding for the capital improvements are unsuccessful. The City shall undertake said

capital improvements in conjunction and coordination with the Friends of the Loew's. The failure to provide funding as defined under the Lease or the failure of the Friends of the Loew's to meet deadlines specifically related to the City's failure to provide funds shall not be deemed to be a default of the Tenant under the terms of the Lease.

10) The City will take such steps as are necessary to accomplish the securing of funds from sources other than the City, as contemplated by the Lease, including without limitation:

- A) The appropriation of \$50,000.00 by the appropriate City parties/agencies/officials from the tax abatement extension resolution of the ADP Building matter upon the submission of a spending plan by Friends of Loew's, shall be expended in accordance with the spending plan and all actions shall be governed by all applicable Federal/State laws, including, but not limited to, the Local Public Contracts Law;
- B) The appropriation of the remaining funding received by the City from the New Gold Equities agreement once said funds have been received by the City and a new building at 111 First Street is approved. Friends of Loew's shall be entitled to \$333,000 payment from the City within ninety (90) calendar days from receipt by the City of said monies from New Gold Equities, which is triggered by site plan approval for a new building at 111 First Street. Friends of Loew's shall be entitled to an additional \$167,000 payment from the City within ninety (90) calendar days from receipt by the City of said monies from New Gold Equities, which will be triggered by the issuance of the Construction Permit for the new building at 111 First Street. Said monies shall then be appropriated by the applicable City parties/agencies/officials once it receives the submission of a spending plan by the Friends of Loew's and said monies shall be expended in accordance with the spending plan and all actions shall be governed by applicable Federal/State law, since these monies are deemed by law to the public funds under law; including, but not limited to, the Local Public Contracts Law; and,
- C) The applications for funds from the Jersey City Urban Enterprise Zone.
- D) The obligation of the City to cooperate with the Friends of Lowes in the making and prosecution of applications for UEZ funding shall continue throughout the term of the Lease and any extensions thereof.

- E) Within sixty (60) days of the final execution of the Memorandum of Understanding, the City shall provide Friends of Loew's with a written statement containing:
 - a) a specific timetable for the filing of funding applications with the UEZ as to capital improvements, operating capital and master planning; and,
 - b) the identities of alternate sources of funding, if UEZ funding is not available.
- F) Any capital improvement amounts set forth in the original Lease shall be increased by twelve (12%) percent to take into account increased costs since the original Lease.

11) Friends of Loew's will make all reasonable efforts to obtain funds from donations, ticket receipts, theatre rentals, grants and any other sources to supplement the funds provided by the City.

12) As to funds to be provided by the City, it will act promptly and in compliance with all applicable statutes and ordinances in providing these funds. The City will also take these commitments into account in drafting and adopting its annual budget.

13) The Friends of Loew's will cooperate with the City to insure that all contracts entered into by Friends of Loew's are negotiated in such a manner as to keep the City fully advised; through the City's members on the Board, of such negotiations; to abide by all terms and conditions under such contracts, including the requirements of governmental and quasigovernmental entities in connection with such contracts, as may be applicable; and to keep appropriate and accurate books and records such that the use of such funds can be accounted for. The Friends of Loew's agree that they shall be bound by the requirements of any and all applicable laws, ordinances, rules and regulations particularly as to the Local Public Contracts Law, especially as it relates to the expenditure of all public funds and/or any requirement under the Lease. Contracts for the rental of the theater shall be excluded from the provisions of this paragraph.

14) The parties will cooperate in the design, planning, phasing and scheduling and execution of work on the theatre structure and systems, as described in the Lease as Phase IA Construction. As to public funds, and/or any other situation required by this Lease, the Friends of Loew's shall be bound by any and all applicable laws, at any government level, particularly the Local Public Contracts Law.

15) The final plans and specifications developed by the Friends of Loew's' architect will be submitted to the City for the drafting of appropriate Requests for Proposals for such work, and the awarding of contracts by the City, while the direct oversight and management of such work will be done by the Friends of Loew's' architect in cooperation with the appropriate City offices and agencies. However, the plans and specifications developed by the Friends of Loew's' architect shall not be subject to

substantial and material modification without the approval of Friends of Loew's and the City, which shall not be unreasonably withheld.

16) The City shall exercise good faith in the oversight of the bidding process. No decision shall be made on such bids unless and until they have also been reviewed by the Friends of Loew's' architect, to insure that the bids meet such architect's approval on specific and material points, which shall not be unreasonably withheld. The City shall, with regard to the Friends of Loew's, exercise good faith and fair dealing in its review of bids, and will not exercise its right to reject any and all bids in a manner which predominantly delays or frustrates the purposes of the Friends of Loew's.

17) "Direct oversight and management" of work by Friends of Loew's' architect shall specifically include: scheduling and phasing of work; procurement of materials; site inspections; approval of submittals; authorization to proceed with specific tasks; the issuance of stop work and change orders; partial, conditional and final approvals of work; and, the like.

18) The City shall, where applicable and appropriate, promptly process such payments to contractors as are approved in writing by Friends of Loew's' architect and applicable City officials/professionals, upon such architect's/officials/professionals certifications that the work has been performed in compliance with the plans and specifications. The City will not arbitrarily or capriciously withhold such approval of payment. All requests for approval for payment will be processed by the City within fifteen (15) business days (Saturday, Sundays and holidays excluded) of receipt by the appropriate City officials and either approved for payment to be submitted to the City Council thereafter, or disapproved for payment. If payment is disapproved, the City shall specify, in writing, the reason(s) for disapproval with reference to the work performed and the non-compliance of the contractor. If the City fails to provide said written reason(s) by the close of business on the fifteenth (15th) business day (Saturday, Sunday and holidays excluded) following submission of the request for approval to the appropriate City officials, then the request shall be deemed approved for payment to be submitted to the City Council thereafter. The term "applicable and appropriate" shall mean that the Friends of Loew's' architect has certified that such work has been completed in accordance with specifications and that the City has no specific dispute that the work has not been certified in accordance with such specifications.

19) The parties recognize that the State of New Jersey has entered into a grant agreement with the City which, upon the execution of a subgrant agreement between the City and Friends of Loew's, will make funds available for improvements to make the theater accessible to persons with physical or developmental limitations. A resolution as to the subgrant agreement has been passed by the City Council, notwithstanding that the terms of the subgrant agreement have not been finalized. The parties will cooperate in a prompt and timely manner to insure that the terms of the subgrant agreement are finalized and the funds made available. Further, the parties will cooperate to insure that such funding remains available from the State of New Jersey.

20) The City and the Friends of Loew's mutually agree that HMR Architects is acceptable to both parties. The City and Friends of Loew's shall apply to the

Jersey City Urban Enterprise Zone and/or other non City funding sources and/or the City for the direct appropriation and approval, by the City Council, for funding for HMR. The relationship of architect and client shall be between HMR Architects and the Friends of Loew's.

21) Friends of Loew's' architect will render all invoices in such form as the City may require to insure prompt processing and compliance with all applicable laws and regulations.

22) Friends of Loew's shall be copied on all written communications between the City and Friends of Loew's' architect.

23) The City recognizes the autonomy of the Friends of Loew's and will not interfere with its right to enter into contracts and/or agreements which are not contrary to law (where applicable), contrary to the Lease and contrary to this memorandum, including contracts with licensed professionals.

24) In the event of disputes, the City and Friends of Loew's will make good faith efforts to resolve such disputes by consent, in an equitable and prompt manner, before recourse to the courts.

25) As to any technical defect in the Lease between the parties, such as the attestation of the same by the City Clerk, the City and Friends of Loew's will promptly attend to the remediation of such defect.

26) The Mayor and Council will take immediate steps to appoint members to the Board of Trustees.

27) Seven (7) days notice of the meeting of the Board of Trustees will be given to its members and the City. Seven (7) days notice of Council meetings and/ or Council resolutions/ ordinances shall be given to the Friends of the Loew's regarding Loew's/ Friends of the Loew's' issues.

28) The parties will cooperate to insure that the Board holds regular meetings at least quarterly and emergent meetings as needed.

29) Upon execution, this Memorandum will be deemed to be an addendum to the Lease between the parties, and all terms of the Lease inconsistent with this Memorandum shall be deemed subject to the provisions of this Memorandum.

30) The City, subject to the availability of funds, will fund the retention of a consultant, selected and hired by the Friends of Loew's in consultation with the City to advise on the master plan for the future operation of the Theatre. The City will not arbitrarily reject the Friend's of Loew's' choice. Subject to the approval of the consultant by the City Council and providing that funding is available from the City and that the funding has been appropriated for the purpose prior to retention, Friends of Loew's shall retain said consultant within one hundred eighty (180) calendar days of the full execution of this Memorandum of Understanding. This consultant shall not be a substitute for the

master plan process contemplated in the Lease nor shall the hiring of the consultant be deducted from the funds designated by the Lease for the master plan. Nothing herein shall be deemed to have the Friends of Loew's bound by the recommendations of the Consultant and the Friends of Loew's reserves the right to challenge any recommendations of the Consultant.

31) Three (3) representatives of the Friends of Loew's and three (3) representatives of the City shall meet not more than every two (2) months, or more frequently if mutually agreed to, with regard to meetings of a general nature. The same number of representatives from the Friends of Loew's and the City shall meet not more than monthly, or more frequently if mutually agreed to, to address issues concerning construction as well as to address Lease Agreement timelines/bench marks. Construction items shall take priority at said meetings. The parties agree, after the first year anniversary of the final execution of the Memorandum, to meet quarterly during the remainder of the Lease Agreement. The parties will endeavor to distribute a written agenda to each party at least three (3) business days prior to the meeting.

32) The provisions in Section 24 of the Lease, as to insurance covering "Products/Completed Operations Aggregate Limit" shall be reduced from \$2,000,000 to \$1,000,000.00.

33) The annual audit called for in Section 49 of the Lease shall be completed, and a copy forwarded to the City, through its Business Administrator, by June 1st of the year following the year in which the audit covers (i.e. an audit for 2008 must be done and forwarded by June 1, 2009).

34) The parties agreed that funding from The County of Hudson Open Space Trust Fund would be sought for the replacement of the side exit doors and the repair of the fire escapes, since UEZ funding originally budgeted for these items and become unavailable. The County did grant funds for the replacement of some of the doors, while indicating that a subsequent application for the balance of the doors and the fire escapes would be viewed favorably. As part of these changes, the City agrees to submit, within sixty (60) days of the final execution of the Memorandum of Understanding, an application to the UEZ Authority, or if the City deems appropriate, alternative funding source for funds to cover the air conditioning installation over and above \$600,000.00 currently granted from The County of Hudson Open Space Trust Fund for said work. Friends of the Loew's is presently in the design phase of that project and the City agrees, as part of the Memorandum, that said monies for air conditioning installation necessary to complete the project shall be funded as described above.

35) Recognizing that there have been and will be contracts entered into by the Friends of Loew's for events at the Theatre and that some of the work to be done would preclude the use of the Theatre for such events, the work would be scheduled around these bookings. Both sides would cooperate in such a way as to minimize the adverse impact of such work on the operations of the Theatre. On the City's part, this would require that the processing of applications for permits and the like, as well as the scheduling and completion of required inspections, would be done in a prompt and diligent manner. On the part of the Friends of Loew's, the Friends would allow adequate time for

contractors and the City's Construction Official to insure that the time allowed is sufficient for the work being done.

36) The City shall provide the Friends of Loew's with written responses within thirty (30) calendar days of final execution of this Memorandum of Understanding as to any outstanding questions the Friends of the Loew's have regarding the status of a Livable Cities Grant received by the City for the purposes of making ADA related improvements to the Loew's Theatre, monies received by the City for the Loew's Theatre as part of a tax abatement extension granted to the ADP building in Journal Square, and funds from the 111 First Street settlement. The answers provided by the City shall include description of all information that Friends of the Lowe's must provide when making an application to the City or other appropriate entity for the provision/ use of these various funds.

In conclusion, the parties recognize that the Loew's Jersey Theatre was a landmark public resource for generations of the residents of Jersey City and the surrounding area which fell into disrepair and disuse due to changes in the entertainment industry and the general deterioration of the Journal Square area, which had been a regional center of commerce and retail services. Now that the City and Journal Square are experiencing a renaissance, the parties will work to restore the theatre to its original place or importance as a popular and cultural resource consistent with its former ranking among the great theatres of America.

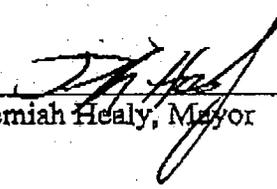
IN WITNESS WHEREOF, the parties have hereto set their hands and seal, or caused those present to be signed by the appropriate corporate officers as of the dates set forth below.

ATTEST:


Robert Byrne, City Clerk

Dated: JUN 30 2009

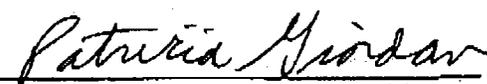
CITY OF JERSEY CITY,
a municipal corporation of the
State of New Jersey

By: 
Jeremiah Healy, Mayor

ATTEST:


Dated: 7/17/09

FRIENDS OF LOEW'S, INC.

By: 
Patricia Jordan
President

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

Ord. 09-061

ORDINANCE NO. _____

TITLE: 3.J. APR 22 2009 4.J. MAY 20 2009

An ordinance authorizing an amendment to the lease, by way of a memorandum of understanding for the Loew's Theater, Block 1863, Lot N24, to the Friends of the Loew's Inc., a non-profit corporation.



RECORD OF COUNCIL VOTE ON INTRODUCTION											
APR 22 2009 9-0											
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)

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING											
MAY 20 2009 9-0											
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 *PATRICIA GORDAN*
YVONNE BALZER

N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
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)

RECORD OF FINAL COUNCIL VOTE											
MAY 20 2009 9-0											
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 on first reading of the Council of Jersey City, N.J. on APR 22 2009

Adopted on second and final reading after hearing on MAY 20 2009

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on MAY 20 2009

Robert Byrne
Robert Byrne, City Clerk

APPROVED: *Mariano Vega*
Mariano Vega, Jr., Council President

Date: MAY 20 2009

APPROVED: *Jeremiah J. Walsh*
Jeremiah J. Walsh, Mayor

Date to Mayor MAY 21 2009

*Amendment(s):

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

City Clerk File No. Res. 10-386

Agenda No. 10.X

Approved: JUN 09 2010

TITLE:



RESOLUTION AWARDING A PROFESSIONAL SERVICE AGREEMENT TO MALCOLM PIRNIE, INC. TO PROVIDE THE CITY OF JERSEY CITY WITH ENVIRONMENTAL CONSULTING SERVICES

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City requires the services of an environmental engineering firm to perform technical and geoenvironmental consulting services, to review chromium and non-chromium remediation plans and conduct environmental investigations at Study Area 6A North, located on Route 440 and at 15 East Linden Avenue in connection to the City's acquisition plans; and

WHEREAS, Malcom Pirnie, Inc., 17-17 Route 208 North, Fair Lawn, New Jersey is qualified to perform these services and will provide these services at the rate of \$150 per hour, including expenses, for a total sum not to exceed \$325,000; 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 2009, the City, through the Department of Administration, Division of Engineering, publicly advertised a Request for Qualifications (RFQ) using the "fair and open process" as described under the Pay-to-Play Law; and

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

WHEREAS, in addition Macolm Pirnie, Inc. submitted a Qualification Statement in response to the City's RFQ and have signed the Pay-to-Play Certification required by the adoption of Ordinance 08-128; and

WHEREAS, funds in the amount of \$325,000 are available for the cost of these services from the Honeywell Site Preparation Fund Account No.: 04-226-55-000-029.

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

1. An agreement is awarded to Malcolm Pirnie, Inc. of Fair Lawn, New Jersey to provide the City of Jersey City with environmental consulting and remedial services at the rate of \$150 per hour, including expenses, not to exceed \$325,000.
2. 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.
3. The Mayor or Business Administrator is hereby authorized to execute an agreement in substantially the form attached subject to such modification as the Corporation Counsel deems appropriate or necessary.

City Clerk File No. Res. 10-386

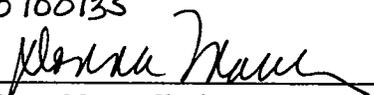
Agenda No. 10.X JUN 09 2010

TITLE:

RESOLUTION AWARDING A PROFESSIONAL SERVICE AGREEMENT TO MALCOLM PIRNIE, INC. TO PROVIDE THE CITY OF JERSEY CITY WITH ENVIRONMENTAL CONSULTING SERVICES

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.

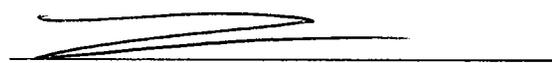
I hereby certify that there are sufficient funds available in Account No.: 04-226-55-000-029 for payment of this resolution. *PO 100135*


Donna Mauer, Chief Financial Officer

APPROVED: _____


Business Administrator

APPROVED AS TO LEGAL FORM


Corporation Counsel

APPROVED: _____

Certification Required

Not Required

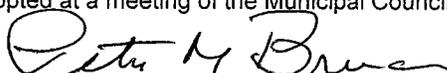
APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE								6/9/10			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			VEGA	✓		
DONNELLY		<i>ABSENT</i>		FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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


Peter M. Brennan, President of Council


Robert Byrne, City Clerk



CITY OF JERSEY CITY
Office of the Corporation Counsel

280 Grove Street
Jersey City, New Jersey 07302
Telephone: (201) 547-4667
Fax: (201) 547-5230

Jerramiah Healy, Mayor
Brian O'Reilly, Business Administrator

Bill Matsikoudis, Corporation Counsel

May 11, 2010

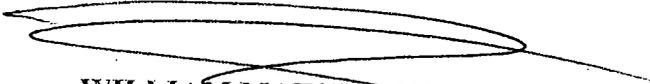
President and Members of the Municipal Council
City Hall 280 Grove Street
Jersey City, NJ 07302

**Re: Professional Service Agreement with Malcolm Pirnie, Inc. for
Environmental Consulting Services**

Dear President and Members of the Municipal Council:

Before you is a Resolution Awarding a Professional Services Agreement to Malcolm Piernie, Inc. to provide the City of Jersey City with environmental consultant services in connection to both review of remediation plans prepared by Honeywell to undertake remediation at the current location of the Jersey City Incinerator Authority and the Department of Public Works pursuant to the Settlement Agreement entered into by Jersey City and Honeywell. Additionally, the resolution will also cover work connected to environmental due diligence related to the City's relocation of the Department of Public Works and the Jersey City Incinerator Authority. This contract is being paid for in its entirety by the relocation fund established by Honeywell pursuant to the settlement of litigation between the City and Honeywell approved by the City Council.

Very truly yours,


WILLIAM MATSIKOUDIS
CORPORATION COUNSEL

WM/igp

c: Brian O'Reilly, Business Administrator
Robert Byrne, City Clerk

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

City Clerk File No. Res. 10-387

Agenda No. 10.Y

Approved: JUN 09 2010

TITLE:



RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO URBAHN ARCHITECTS, IN CONNECTION WITH PHASE II - CONSTRUCTION DOCUMENTS AND CONSTRUCTION ADMINISTRATION FOR THE NEW MUNICIPAL SERVICES COMPLEX, PROJECT NO. 2009-029 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 construction documents and construction administration in connection with the New Municipal Services Complex, 20 East Linden Avenue, Jersey City, New Jersey; and

WHEREAS, the City of Jersey City has solicited a proposal from Urbahn Architects who undertook and completed, the Phase I - Design Development, Environmental and Geotechnical Services scope of work for this project; under Resolution Res. 09-701; and

WHEREAS, Urbahn Architects, a pre-qualified firm submitted a proposal for their services totaling \$1,780,632.00; and

WHEREAS, Urbahn Architects, 30 Sherman Avenue, Glen Ridge, New Jersey 07028 possesses by virtue of their pre-qualification, the necessary qualifications to undertake this project and has submitted the attached proposal dated April 19, 2010; and

WHEREAS, Urbahn Architects 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.:

Acct. No. 04-226-55-000-029 P.O. No. 100117 \$1,780,632.00

WHEREAS, Donald Henry, Vice President has completed and submitted a Business Entity Disclosure Certification which certifies that Urbahn Architects has not made any reportable contributions to the political or candidate committees listed in the Business Entity Disclosure Certification in the previous one year (2005 contributions are exempt), and that the contract will prohibit Urbahn Architects from making any reportable contributions during the term of the contract; and

WHEREAS, Donald Henry, has submitted a Chapter 271 Political Contribution Disclosure Certification on behalf of Urbahn Architects; and

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 of Urbahn Architects for a lump sum fee not to exceed ONE MILLION SEVEN HUNDRED EIGHTY THOUSAND SIX HUNDRED THIRTY-TWO (\$1,780,632.00) DOLLARS.

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

City Clerk File No. Res. 10-387
 Agenda No. 10.Y
 Approved: JUN 09 2010
 TITLE: _____



RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO URBAHN ARCHITECTS, IN CONNECTION WITH PHASE II - CONSTRUCTION DOCUMENTS AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE NEW MUNICIPAL SERVICES COMPLEX, PROJECT NO. 2009-029 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 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), as Chief Financial Officer, hereby certifies that these funds are available for this expenditure in Account No. 04-226-55-000-029 for payment of the above Resolution.

ab
 April 19, 2010

APPROVED: _____
 APPROVED: B. O'Keilly
 Business Administrator

APPROVED AS TO LEGAL FORM

 Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				6/9/10							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M. Brennan
 Peter M. Brennan, President of Council

Robert Byrne
 Robert Byrne, City Clerk

LEGISLATIVE FACT SHEET

This summary sheet is to be attached to any ordinance or resolution submitted for Council consideration. Incomplete or sketchy summary sheets will be returned. The department, division or agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. FULL TITLE OF LEGISLATION:

RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO URBAHN ARCHITECTS, IN CONNECTION WITH PHASE II - CONSTRUCTION DOCUMENTS AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE NEW MUNICIPAL SERVICES COMPLEX, PROJECT NO. 2009-029 FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ARCHITECTURE

2. NAME, TITLE, AND PHONE NUMBER OF PERSON INITIATING THE RESOLUTION:

Glenn A. Wrigley, A.I.A. Chief Architect, Division of Architecture.

3. DESCRIPTION OF THE PROGRAM, PROJECT, PLAN, PURCHASE, ETC.

To provide the next phase of design services including construction documents, bidding and negotiation, and construction administration services for the New Municipal Services Complex, Project No. 2009-029.

4. ANTICIPATED COMMUNITY BENEFITS OR ASSESSMENT OF DEPARTMENTAL NEED:

Services provided will result in the design and eventual completion of a new facility that will replace current Public Works and JCIA facilities with a new energy-efficient, LEED Platinum facility.

**5. COST OF PROPOSED PROGRAM OR PURCHASE:
(IF EQUIPMENT PURCHASE, WHAT DOES IT REPLACE.
HOW WILL THE PROGRAM OR PURCHASE BE FUNDED?):**

Account No's 04-226-55-000-029 for a total cost not to exceed ONE MILLION SEVEN HUNDRED EIGHTY THOUSAND SIX HUNDRED THIRTY-TWO (\$1,780,632.00) DOLLARS.

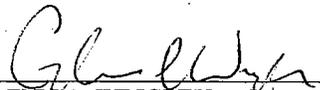
6. IF CONTRACT, PROJECT OR PLAN DATE OF COMMENCEMENT:

Upon notification of award

7. ANTICIPATED COMPLETION OF PURCHASE DATE:

Approximately nine (9) months

I CERTIFY THE FACTS PRESENTED HEREIN ARE ACCURATE.



GLENN A. WRIGLEY, A.I.A.
CHIEF ARCHITECT

4-20-10

April 20, 2010

49 West 37th Street
Sixth Floor
New York, NY 10018
T 212.239.0220
F 212.563.5621
www.urbahn.com

URBAHN ARCHITECTS

19 April 2010

Mr. Glenn Wrigley
Chief Architect
City of Jersey City
Department of Administration
Division of Architecture
575 Route 440
Jersey City, NJ 07305

Re: Fee Proposal for Municipal Services Complex Base Contract Procurement Group 2

Dear Glenn;

Attached for your approval is the fee schedule for the Base Contract work for the Municipal Services Complex at Linden Avenue. At this time we are requesting funding of the Procurement Group 2 set of fees. These fees cover the on going services necessary to finalize the Construction Documents and Bid Packages to issued for the construction of the Municipal Services Complex

Please do not hesitate to call either myself or if you have any questions or concerns about the fee proposal.

Sincerely,



Donald E. Henry Jr. AIA LEED AP
Partner

Cc: B. Rosner

File 0712.01

RECEIVED
2010 APR 20 AM 8:34
DIVISION OF ARCHITECTURE

FEE PROPOSAL

Phase	Percentage	Fee	Reimbursibles	Total	Procurement Group	Group 1	Group 2	Group 3
Phase 1: Schematic and Design Development								
1. NJR Project Commencement	3.00%	\$ 134,896	\$	\$ 134,896	1	\$ 134,896		
2. Schematic Design	10.00%	\$ 449,655	\$	\$ 449,655	1	\$ 449,655		
3. Design Development	20.00%	\$ 899,309	\$	\$ 899,309	1	\$ 899,309		
Subtotal		\$ 1,483,860	\$	\$ 1,483,860				
Phase 2: Package 1: Environmental Remediation and Site Preparation								
4. Construction Documents	35.00%	\$ 157,379	\$	\$ 157,379	1	\$ 157,379		
5. Bidding and Award	3.00%	\$ 13,490	\$	\$ 13,490	1	\$ 13,490		
6. Construction Administration	25.00%	\$ 112,414	\$	\$ 112,414	1	\$ 112,414		
7. Project Close Out	3.00%	\$ 13,490	\$	\$ 13,490	1	\$ 13,490		
8. Post Occupancy Review	1.00%	\$ 4,497	\$	\$			\$ 4,497	
Subtotal		\$ 301,269	\$	\$ 301,269				
Phase 3: Package 2: Early Foundations and Superstructure								
4. Construction Documents	35.00%	\$ 393,448	\$	\$ 393,448	2		\$ 393,448	
5. Bidding and Award	3.00%	\$ 33,724	\$	\$ 33,724	2		\$ 33,724	
6. Construction Administration	25.00%	\$ 281,034	\$	\$ 281,034	2		\$ 281,034	
7. Project Close Out	3.00%	\$ 33,724	\$	\$ 33,724	2		\$ 33,724	
8. Post Occupancy Review	1.00%	\$ 11,241	\$	\$ 11,241	2		\$ 11,241	
Subtotal		\$ 753,171	\$	\$ 753,171				
Phase 4: Package 3: Building Construction and Sitework								
4. Construction Documents	35.00%	\$ 1,022,964	\$	\$ 1,022,964	2		\$ 1,022,964	
5. Bidding and Award	3.00%	\$ 87,683	\$	\$ 87,683	2			\$ 87,683
6. Construction Administration	25.00%	\$ 730,689	\$	\$ 730,689	2			\$ 730,689
7. Project Close Out	3.00%	\$ 87,683	\$	\$ 87,683	2			\$ 87,683
8. Post Occupancy Review	1.00%	\$ 29,228	\$	\$ 29,228	2			\$ 29,228
Subtotal		\$ 1,958,246	\$	\$ 1,958,246				
Miscellaneous Services								
Geotechnical		\$ 40,000		\$ 40,000	1	\$ 40,000		
Survey (in previous proposal)		\$		\$				
Renderings		\$ 30,000		\$ 30,000	1	\$ 30,000		
Model		\$ 30,000		\$ 30,000	1	\$ 30,000		
Additional Printing		\$ 50,000		\$ 50,000	1	\$ 50,000		
Environmental Haz/Mat Services		\$ 264,550		\$ 264,550	1	\$ 264,550		
Coven Point Road Ederion Permitting & Administration/Negotiations		\$ 168,750		\$ 168,750	1	\$ 168,750		
Site Representative Fee		\$ 460,800		\$ 460,800	2			\$ 460,800
Controlled Testing and Inspection		\$ 150,000		\$ 150,000	2			\$ 150,000
Construction Technical Visits		\$ 50,000		\$ 50,000	2			\$ 50,000
Commissioning Agent		\$ 300,000		\$ 300,000	2			\$ 300,000
Subtotal		\$ 1,544,100	\$	\$ 1,544,100				
Grand Total		\$ 6,040,646	\$	\$ 6,040,646		\$ 2,363,932	\$ 1,780,632	\$ 1,896,081
Credit Schematic Design Start-up Fee				\$ 150,000		\$ 150,000		
Total for this proposal				\$ 5,890,646		\$ 2,213,932	\$ 1,780,632	\$ 1,896,081
				Procurement Group 1 Base A/E Services Fee		\$ 1,780,632		

EXHIBIT A

MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE N.J.S.A. 10:5-31 et seq., N.J.A.C. 17:27

GOODS, PROFESSIONAL SERVICES AND GENERAL SERVICE CONTRACTS

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq. as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to afford equal employment opportunities to minority and women workers consistent with Good faith efforts to meet targeted county employment goals established in accordance with N.J.A.C. 17:27-5.2, or Good faith efforts to meet targeted county employment goals determined by the Division, pursuant to N.J.A.C. 17:27-5.2.

EXHIBIT A (Cont)

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personal testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the targeted employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval
Certificate of Employee Information Report
Employee Information Report Form AA302

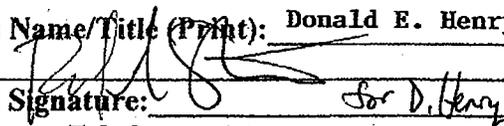
The contractor and its subcontractor shall furnish such reports or other documents to the Division of Public Contracts Equal Employment Opportunity Compliance as may be requested by the Division from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Public Contracts Equal Employment Opportunity Compliance for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code at N.J.A.C. 17:27

The undersigned vendor certifies on their company's receipt, knowledge and commitment to comply with:

EXHIBIT A
N.J.S.A. 10:5-31 and N.J.A.C. 17:27
MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE
Goods, Professional Services and General Service Contracts
(Mandatory Affirmative Action Language)

The undersigned vendor further agrees to furnish the required forms of evidence and understands that their contract/company's bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27.

Representative's Name/Title (Print): Donald E. Henry, Jr.

Representative's Signature: 

Name of Company: Urbahn Architects, PC

Tel. No.: (973) 639-0194 Date: 04-20-10

Certification 2009

CERTIFICATE OF EMPLOYEE INFORMATION REPORT
RENEWAL

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et. seq. and the State Treasurer has approved said report. This approval will remain in effect for the period of **15-NOV-2008** to **15-NOV-2015**

URBAHN ARCHITECTS, PC
60 PARK PLACE
NEWARK

NJ 07102



A handwritten signature in black ink, appearing to be "D. A. P.", written over a horizontal line.

State Treasurer

STATE OF NEW JERSEY
BUSINESS REGISTRATION CERTIFICATE

DEPARTMENT OF TREASURY
DIVISION OF REVENUE
PO BOX 252
TRENTON, N J 08646-0252

TAXPAYER NAME:
URBAHN ARCHITECTS, P.C.

TRADE NAME:

ADDRESS:
60 PARK PLACE SUITE 302
NEWARK NJ 07102

SEQUENCE NUMBER:

0100172

EFFECTIVE DATE:

ISSUANCE DATE:

07/14/95

06/07/05

J.P. & Tully
Director

FORM-BRC(08-01)

This Certificate is NOT assignable or transferable. It must be conspicuously displayed at above address.

**Minority/Woman Business Enterprise (MWBE)
Questionnaire for Bidders**

Jersey City Ordinance C-829 establishes a goal of awarding 20% of the dollar amount of total city procurement to minority and woman owned business enterprises.

To assist us in monitoring our achievement of this goal, please indicate below whether your company is or is not a minority owned and/or woman owned business, and return this form with your bid proposal.

Business Name : Urbahn Architects, PC
Address : 30 Sherman Avenue, Glen Ridge, NJ 07028
Telephone No. : (973) 639-0194
Contact Name : Donald E. Henry, Jr.

Please check applicable category :

Minority Owned Business (MBE) Minority & Woman Owned Business (MWBE)
 Woman Owned business (WBE) Neither

**Definitions
Minority Business Enterprise**

Minority Business Enterprise means a business which is a sole proprietorship, partnership or corporation at least 51% of which is owned and controlled by persons who are African American, Hispanic, Asian American, American Indian or Alaskan native, defined as follows:

African American: a person having origins in any of the black racial groups of Africa

Hispanic: a person of Mexican, Puerto Rican, Central or South American or other non-European Spanish culture or origin regardless of race.

Asian: a person having origins in any of the original peoples of the Far East, South East Asia, Indian subcontinent, Hawaii or the Pacific Islands.

American Indian or Alaskan Native: a person having origins in any of the original peoples of North America and who maintains cultural identification through tribal affiliation or community recognition.

Woman Business Enterprise

Woman Business Enterprise means a business which is a sole proprietorship, partnership or corporation at least 51% of which is owned and controlled by a woman or women.

DIVISION OF PURCHASING COPY

BUSINESS ENTITY DISCLOSURE CERTIFICATION
 FOR NON-FAIR AND OPEN CONTRACTS
 Required Pursuant To N.J.S.A. 19:44A-20.8
CITY OF JERSEY CITY

Part I – Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that the <name of business entity> has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding (date of award scheduled for approval of the contract by the governing body) to any of the following named candidate committee, joint candidates committee; or political party committee representing the elected officials of the <name of entity of elected officials> as defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

Mariano Vega, Jr. Election Fund	Gaughan Election Fund
Friends of Peter Brennan Election Fund	Fulop 2009 Inc.
Committee to Elect Willie Flood	Friends of Viola Richardson for Ward F
Friends of Michael Sottolano	
Friends of Phil Kenny	Healy for Mayor 2009
Friends of Nidia R. Lopez	

Part II – Ownership Disclosure Certification

I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:

- Partnership
 Corporation
 Sole Proprietorship
 Subchapter S Corporation
 Limited Partnership
 Limited Liability Corporation
 Limited Liability Partnership

Name of Stock or Shareholder	Home Address
Martin D. Stein	40 Montgomery Place, Apt. 1 Brooklyn, NY 11215
Donald L. Cucinotta	206 St. James Place, Brooklyn, NY 11238
Natale V. Barranco	3 William Puckey Drive, Cortlandt Manor NY 10567
Donald E. Henry, Jr.	30 Sherman Ave., Glen Ridge, NJ 07028
Rafael Stein	282 Shadyside Road, Ramsey, NJ 07446

Part 3 – Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity will be liable for any penalty permitted under law.

Name of Business Entity: Urbahn Architects, PC
 Signed: [Signature] Title: Vice-President
 Print Name: Donald E. Henry, Jr. Date: 04-20-10

Subscribed and sworn before me this <u>20th</u> day of <u>APRIL</u> , 20 <u>10</u> <u>[Signature]</u> My Commission expires:	<u>[Signature]</u> (Affiant) <u>Donald E. Henry, Jr., Secretary</u> (Print name & title of affiant) (Corporate Seal)
---	---

BERNARD ROSNER
 NOTARY PUBLIC, State of New York
 No. 01RO6181239
 Qualified in Kings County
 Commission Expires January 28 2012

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

City Clerk File No. Res. 10-388

Agenda No. 10.Z

Approved: JUN 09 2010

TITLE:



RESOLUTION AUTHORIZING AN EXTRAORDINARY UNSPECIFIABLE SERVICES CONTRACT WITH MULLER BOHLIN ASSOCIATES, INC.

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION :

WHEREAS, the City of Jersey City has the need for grant consulting services in order to fund various ongoing services and new projects for the benefit of the citizens of Jersey City; and

WHEREAS, the City desires to award a contract as an "extraordinary unspecifiable service" pursuant to N.J.S.A. 40A:11-5(1)(a)(ii); and

WHEREAS, the City has a need to acquire these services pursuant to the fair and open provisions of N.J.S.A. 19:44A-20.4 et seq; and

WHEREAS, the Business Administrator has determined and certified in writing that the value of the contract will exceed \$17,500.00; and

WHEREAS, pursuant to the fair and open provisions of N.J.S.A. 19:44A-20.5 et seq, a Request for Qualifications (RFQ) was issued by the Department of Administration/Office of Management and Budget; and

WHEREAS, the City of Jersey City received 3 proposals from Bruno Associates, Muller Bohlin Associates, and T&M Associates in response to its RFQ; and

WHEREAS, Muller Bohlin Associates submitted the proposal judged to best meet the City's needs; and

WHEREAS, Muller Bohlin Associates has agreed to provide and deliver services in the manner specified by the Office of Management and Budget; and

WHEREAS, Muller Bohlin Associates has agreed to perform these services for a total contract amount not to exceed \$244,730.00; and

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

WHEREAS, the award of contract is contingent upon sufficient funds being appropriated in the FY2010 temporary and permanent budgets in the following account:

Department/Division	
Acct NO. 10-01-201-20-101-312	\$1,000.00

City Clerk File No. Res. 10-388

Agenda No. 10.Z JUN 09 2010

TITLE:

RESOLUTION AUTHORIZING AN EXTRAORDINARY UNSPECIFIABLE SERVICES CONTRACT WITH MULLER BOHLIN ASSOCIATES, INC.

WHEREAS, the remaining contract funds will be made available in the FY 2011 temporary and permanent budgets; and

WHEREAS, Muller Bohlin Associates has certified that they have not made any reportable contributions in the one-year period preceding the award of this contract that would be deemed to be violations of Section One of the City of Jersey City's Contractor Pay-to-Play Reform Ordinance 08-128;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the said proposal of the aforementioned Muller Bohlin Associates be accepted and that a contract be awarded to said company in the above amount, and the City's Purchasing Agent is directed to have such a contract drawn up and executed; and be it further

RESOLVED, that upon certification by an official of employee of the City authorized to receive the material pursuant to the contact, 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, contract is awarded as an "extraordinary unspecifiable service" pursuant to N.J.S.A. 40A:11-5(1)(a)(ii); and

RESOLVED, 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); and be it further

RESOLVED, if funds are not available for the contract in the FY2011 temporary and permanent budgets, the contract will be terminated.

I, Donna Mauer Donna Mauer, Chief Financial Officer, certify that funds in the amount of \$1000.00 are available in Account No. 10-01-201-20-101-312

PO #: 100120

APPROVED: B O Keilly
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED **8-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
6/9/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			VEGA	✓		
DONNELLY	ABSENT			FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

CERTIFICATION IN SUPPORT OF AWARDING A CONTRACT TO MULLER BOHLIN ASSOCIATES AS AN EXTRAORDINARY, UNSPECIFIABLE SERVICE

DATE: June 2, 2010
TO: Municipal Council
FROM: Brian O'Reilly, Acting Business Administrator 
SUBJECT: Resolution awarding EUS contract to Muller Bohlin Associates

This is to request your approval of a resolution authorizing a contract to be executed as follows:

Firm: Muller Bohlin Associates
Cost: Not to exceed \$244,730
Period: 12 months
Purpose: To provide grants consulting and administration services

This is requested to be awarded without competitive bids as an Extraordinary, Unspecifiable Service (N.J.S.A. 40A:11-5(1)(a)(ii)). I do hereby certify as follows:

1. Provide a clear description of the work to be done.

The scope of work will include advising the City on Federal, State, County, and Private Foundation grant funding programs, researching and developing grant applications, and administration of grant funding once received.

2. Describe in detail why the contract meets the provisions of the statute and rules:

The criteria for consultant selection include expertise, high success rate, and proven reputation in the field of grants consulting and administration. These programs are subject to federal, state, and county regulations with which the consultant must be very familiar and which need to be applied to local operations. As such, selection of the consultant cannot be solely a cost-based (i.e., formal bid) decision. In addition, the consulting services proposed are not included in the list of services permitted under competitive contracting (N.J.S.A. 40A:11-4.1 et seq), nor do they qualify as "professional services" as defined by the local public contracts law (N.J.S.A. 40A:11-1 et seq).

3. **The service is of such a specialized and qualitative nature that the performance of the service cannot be reasonably described by written specifications because:**

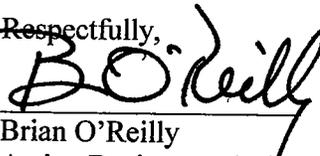
The development of grant applications requires expertise in a specialized field involving federal, state, and county funding programs, mandates, laws, and regulations. It is unlikely that the City can predict the volume and nature of grant opportunities with sufficient precision to develop written specifications, hence the issuance of an RFQ as opposed to an RFP.

4. **Describe the informal solicitation of quotations:**

The City utilized a fair and open process, pursuant to N.J.S.A. 19:44A - 20.4 et seq in which requests for qualifications were advertised on the City's official website (jerseycitynj.gov) for a period of 10 days prior to receipt of qualification statements. Statements were evaluated by the Department of Administration and Muller Bohlin Associates selected as the vendor best able to provide the services required.

5. **I have reviewed the rules of the division of local government services pursuant to N.J.A.C. 5:34-2.1 et seq. and certify that the proposed contract may be considered an Extraordinary, Unspecifiable Service in accordance with the requirements thereof.**

Respectfully,



Brian O'Reilly
Acting Business Administrator
City of Jersey City

CITY OF JERSEY CITY

PROJECT: Grant Services

RESPONDENT: Muller Bohlin Associates, Inc.

RESPONDENT'S CHECKLIST

Item	Respondent Initials	Purchasing Review
A. Non-Collusion Affidavit properly notarized	SOB	
B. Public Disclosure Statement	SOB	
C. Mandatory Affirmative Action Language	SOB	
D. Americans with Disabilities Act	SOB	
E. MWBE Questionnaire	SOB	
F. Affirmative Action Compliance Notice	SOB	
G. Employee Information Report	SOB	
H. Business Registration Certificate	SOB	
I. City Pay-to-Play Certification	SOB	
J. Original signature(s) on all required forms.	SOB	

NON COLLUSION AFFIDAVIT
STATE OF NEW JERSEY
CITY OF JERSEY CITY ss:

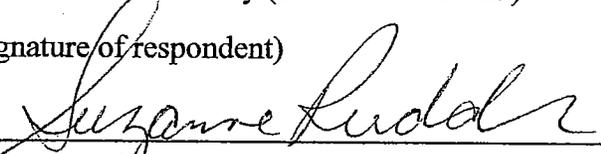
I certify that I am, Suzanne Rudder, Senior Vice President,

For the firm of Muller Bohlin Associates, Inc.

the bidder making the proposal for the above named project, and that I executed the said proposal with full authority so to do; that said bidder has not, directly or indirectly entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free, competitive bidding in connection with the above named project; and that all statements contained in said proposal and in this affidavit are true and correct, and made with full knowledge that the City of Jersey City relies upon the truth of the statements contained in said proposal and in the statements contained in this affidavit in awarding the contract for the said project.

I further warrant that no person or selling agency has been employed to solicit or secure such contract upon an agreement or understanding for a commission, percentage, brokerage or contingent fee, except bona fide employees or bona fide established commercial or selling agencies maintained by (N.J.S.A.52: 34-25)

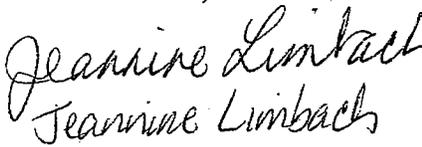
(Signature of respondent)



Suzanne Rudder, Senior Vice President

SUBSCRIBED AND SWORN TO
BEFORE ME THIS DAY 10th of May OF 2010

(TYPE OR PRINT NAME OF AFFIANT UNDER SIGNATURE)


Jeannine Limbach

NOTARY PUBLIC OF *New Jersey*
MY COMMISSION EXPIRES: 2014

(NOTE: THIS FORM MUST BE COMPLETED, NOTARIZED AND RETURNED WITH THIS PROPOSAL).

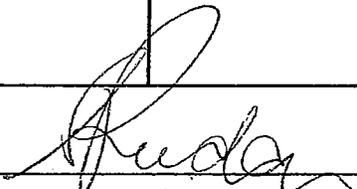
Jeannine Limbach
Notary Public of New Jersey
My Commission Expires March 17, 2014

PUBLIC DISCLOSURE INFORMATION

Chapter 33 of the Public Laws of 1977 provides that no Corporation or Partnership shall be awarded any State, City, Municipal or Schools District contracts for the performance of any work or the furnishing of any materials or supplies, unless prior to the receipt of the bid or accompanying the bid of said corporation or partnership there is submitted a public disclosure information statement. The statement shall set forth the names and addresses of all stockholders in the corporation or partnership who own ten percent (10%) or more of its stock of any class, or of all individual partners in the partnership who own a ten percent (10%) or greater interest therein.

STOCKHOLDERS:

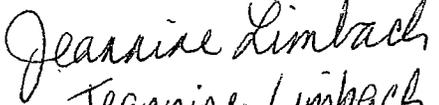
Name	Address	% owned
Tiffany Bohlin	P.O. Box 1517 Perth Amboy, NJ 08861	100%

SIGNATURE : 

TITLE: Senior Vice President

SUBSCRIBED AND SWORN TO
BEFORE ME THIS DAY 10th of May OF 2010

(TYPE OR PRINT NAME OF AFFIANT UNDER SIGNATURE)

NOTARY PUBLIC OF New Jersey
MY COMMISSION EXPIRES: 2014 


(NOTE: THIS FORM MUST BE COMPLETED, NOTARIZED AND RETURNED WITH THIS PROPOSAL).

Jeannine Limbach
Notary Public of New Jersey
My Commission Expires March 17, 2014

**MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE
N.J.S.A. 10:5-31 and N.J.A.C. 17:27**

**Goods, Professional Services and General Service Contracts
(Mandatory Affirmative Action Language)**

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex. Except with respect to affectional or sexual orientation, the contractor will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex.

The contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to employ minority and women workers consistent with the applicable county employment goals established in accordance with N.J.A.C. 17:27-5.2, or a binding determination of the applicable county employment goals determined by the Division, pursuant to N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex, and that it will discontinue the

**MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE
N.J.S.A. 10:5-31 and N.J.A.C. 17:27 (continued)**

use of any recruitment agency which engages in direct or indirect discriminatory practices..The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the applicable employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions. The contractor and its subcontractors shall furnish such reports or other documents to the Division of Contract Compliance & EEO as may be requested by the Division from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Contract Compliance & EEO for conducting a compliance investigation pursuant to **Subchapter 10 of the Administrative Code at N.J.A.C. 17:27 .**

The undersigned vendor certifies that he/she received, read, and is aware of the commitment to comply with:

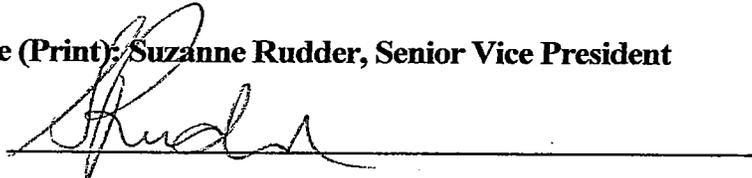
N.J.S.A. 10:5-31 and N.J.A.C. 17:27

**MANDATORY EQUAL EMPLOYMENT OPPORTUNITY LANGUAGE
Goods, Professional Services and General Service Contracts
(Mandatory Affirmative Action Language)**

The undersigned vendor further agrees to furnish the required forms of evidence and understands that his/her bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27 .

Representative's Name/Title (Print): Suzanne Rudder, Senior Vice President

Representative's Signature: _____



Name of Company: Muller Bohlin Associates, Inc.

Tel.No.: 732-201-0513

Date: May 10, 2010

AMERICANS WITH DISABILITIES ACT OF 1990
Equal Opportunity for Individuals with Disability

The contractor and the City of Jersey, (hereafter "owner") do hereby agree that the provisions of Title 11 of the Americans With Disabilities Act of 1990 (the "Act") (42 U.S. C. 5121 01 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs, and activities provided or made available by public entities, and the rules and regulations promulgated pursuant there unto, are made a part of this contract.

In providing any aid, benefit, or service on behalf of the owner pursuant to this contract, the contractor agrees that the performance shall be in strict compliance with the Act.

In the event that the contractor, its agents, servants, employees, or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the contractor shall defend the owner in any action or administrative proceeding commenced pursuant to this Act.

The contractor shall indemnify, protect, and save harmless the owner, its agents, servants, and employees from and against any and all suits, claims, losses, demands, or damages, of whatever kind or nature arising out of or claimed to arise out of the alleged violation.

The contractor shall, at its own expense, appear, defend, and pay any and all charges for legal services and any and all costs and other expenses arising from such action or administrative proceeding or incurred in connection therewith. In any and all complaints brought pursuant to the owner's grievance procedure, the contractor agrees to abide by any decision of the owner which is rendered pursuant to said grievance procedure. If any action or administrative proceeding results in an award of damages against the owner, or if the owner incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure, the contractor shall satisfy and discharge the same at its own expense.

The owner shall, as soon as practicable after a claim has been made against it, give written notice thereof to the contractor along with full and complete particulars of the claim. If any action or administrative proceeding is brought against the owner or any of its agents, servants, and employees, the owner shall expeditiously forward or have forwarded to the contractor every demand, complaint, notice, summons, pleading, or other process received by the owner or its representatives.

It is expressly agreed and understood that any approval by the owner of the services provided by the contractor pursuant to this contract will not relieve the contractor of the obligation to comply with the Act and to defend, indemnify, protect, and save harmless the owner pursuant to this paragraph.

It is further agreed and understood that the owner assumes no obligation to indemnify or save harmless the contractor, its agents, servants, employees and subcontractors for any claim which may arise out of their performance of this Agreement.

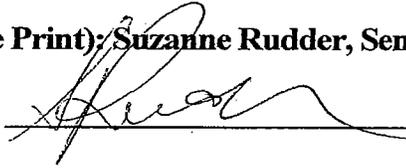
AMERICANS WITH DISABILITIES ACT OF 1990

Equal Opportunity for Individuals with Disability (continued)

Furthermore, the contractor expressly understands and agrees that the provisions of this indemnification clause shall in no way limit the contractor's obligations assumed in this Agreement, nor shall they be construed to relieve the contractor from any liability, nor preclude the owner from taking any other actions available to it under any other provisions of the Agreement or otherwise at law.

Representative's Name/Title Print): Suzanne Rudder, Senior Vice President

Representative's Signature: _____

A handwritten signature in black ink, appearing to read 'Suzanne Rudder', is written over a horizontal line. The signature is cursive and somewhat stylized.

Name of Company: Muller Bohlin Associates, Inc.

Tel. No.: 732-201-0513

Date: May 10, 2010

MINORITY/WOMAN BUSINESS ENTERPRISE (MWBE)

Questionnaire for Bidders

Jersey City Ordinance C-829 establishes a goal of awarding 20% of the dollar amount of total city procurement to minority and woman owned business enterprises.

To assist us in monitoring our achievement of this goal, please indicate below whether your company is or is not a minority owned and/or woman owned business, and return this form with your proposal.

Business Name: Muller Bohlin Associates, Inc.

Address: P.O. Box 1517, Perth Amboy, NJ 08861

Telephone No.: 732-201-0513

Contact Name: Tiffany Bohlin, President

Please check applicable category :

Minority Owned

Minority & Woman Owned

Woman Owned

Neither

Definition of Minority Business Enterprise

Minority Business Enterprise means a business which is a sole proprietorship, partnership or corporation at least 51% of which is owned and controlled by persons who are African American, Hispanic, Asian American, American Indian or Alaskan native, defined as follows:

African American: a person having origins in any of the black racial groups of Africa

Hispanic: a person of Mexican, Puerto Rican, Central or South American or other non-European Spanish culture or origin regardless of race.

Asian: a person having origins in any of the original peoples of the Far East, South East Asia, Indian subcontinent, Hawaii or the Pacific Islands.

American Indian or Alaskan Native: a person having origins in any of the original peoples of North America and who maintains cultural identification through tribal affiliation or community recognition.

Woman Business Enterprise

Woman Business Enterprise means a business which is a sole proprietorship, partnership or corporation at least 51% of which is owned and controlled by a woman or women.

AFFIRMATIVE ACTION COMPLIANCE NOTICE

N.J.S.A. 10:5-31 and N.J.A.C. 17:27

GOODS AND SERVICES CONTRACTS

(INCLUDING PROFESSIONAL SERVICES)

This form is a summary of the successful bidder's requirement to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27.

The successful bidder shall submit to the public agency, after notification of award but prior to execution of this contract, one of the following three documents as forms of evidence:

(a) A photocopy of a valid letter that the contractor is operating under an existing Federally approved or sanctioned affirmative action program (good for one year from the date of the letter);

OR

(b) A photocopy of a Certificate of Employee Information Report approval, issued in accordance with N.J.A.C. 17:27-4;

OR

(c) A photocopy of an Employee Information Report (Form AA302) provided by the Division and distributed to the public agency to be completed by the contractor in accordance with N.J.A.C. 17:27-4.

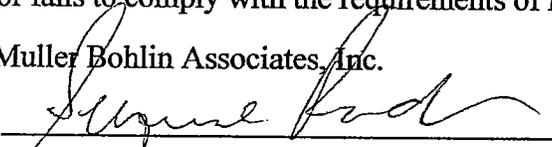
The successful vendor may obtain the Affirmative Action Employee Information Report (AA302) from the contracting unit during normal business hours.

The successful vendor(s) must submit the copies of the AA302 Report to the Division of Contract Compliance and Equal Employment Opportunity in Public Contracts (Division). The Public Agency copy is submitted to the public agency, and the vendor copy is retained by the vendor.

The undersigned vendor certifies that he/she is aware of the commitment to comply with the requirements of N.J.S.A. 10:5-3 1 and N.J.A.C. 17:27 and agrees to furnish the required forms of evidence.

The undersigned vendor further understands that his/her bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-3 1 and N.J.A.C. 17:27.

COMPANY: Muller Bohlin Associates, Inc.

SIGNATURE: 

DATE: 5-10-10

PRINT

NAME: Suzanne Rudder

TITLE: Senior Vice President

STATE OF NEW JERSEY
BUSINESS REGISTRATION CERTIFICATE

DEPARTMENT OF TREASURY/
DIVISION OF REVENUE
PO BOX 252
TRENTON, N J 08646-0252

TAXPAYER NAME:
MULLER, BOHLIN ASSOCIATES INC.

TRADE NAME:

ADDRESS:
264 DERRON AVENUE
PATERSON NJ 07504

SEQUENCE NUMBER:
0709082

EFFECTIVE DATE:
12/11/98

ISSUANCE DATE:
04/09/07



Acting Director
New Jersey Division of Revenue

FORM-BRC(08-01)

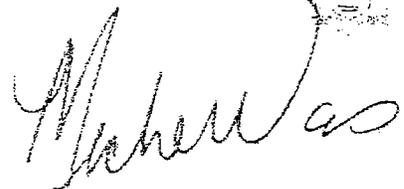
This Certificate is NOT assignable or transferable. It must be conspicuously displayed at above address.

CERTIFICATE OF EMPLOYEE INFORMATION REPORT

RENEWAL

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et seq. and the State Treasurer has approved said report. This approval will remain in effect for the period of 15-MAR-2007 to 15-MAR-2014

MULLER, BOHLIN ASSOCIATES INC
254 DERROM AVENUE
PATERSON NJ 07504



Acting State Treasurer

**CERTIFICATION OF COMPLIANCE WITH THE CITY OF JERSEY CITY
CONTRACTOR PAY-TO-PLAY REFORM ORDINANCE 08-128 ADOPTED
ON SEPTEMBER 3, 2008**

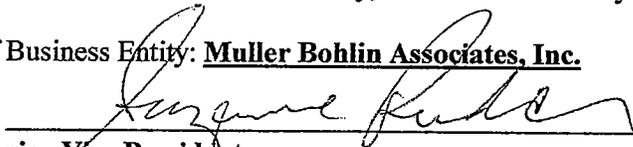
PART I - Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify That Muller Bohlin Associates, Inc. (name of business entity) has not made any reportable contributions in the **one-year period preceding May 10, 2010 (date City Council awards contract) that would be deemed to be violations of Section One of the City of Jersey City's Contractor Pay-to-Play Reform Ordinance 08-128 (attached hereto) and that would bar the award of this contract. I further certify that during the term of the contract (name of business entity) will not make any reportable contributions in violation of Ordinance 08-128.

PART II - Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: Muller Bohlin Associates, Inc.

Signed: 

Title: Senior Vice President

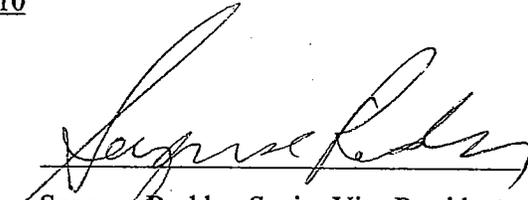
Print Name: Suzanne Rudder

Date: May 10, 2010

Subscribed and sworn before me
this day 10 of May, 2010

My Commission expires:

March 17, 2014


Suzanne Rudder, Senior Vice President
(Corporate Seal)

**Pursuant to Section 2 of Ordinance 08-128, no contributions or solicitation of contributions made prior to the effective date Ordinance 08-128 (September 23, 2008) shall be deemed to be a violation of the Ordinance



Jeannine Limbach
Notary Public of New Jersey
My Commission Expires March 17, 2014

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

City Clerk File No. Res. 10-389
 Agenda No. 10.Z.1
 Approved: JUN 09 2010
 TITLE:



RESOLUTION AUTHORIZING THE JERSEY CITY POLICE DEPARTMENT TO APPLY FOR FUNDS UNDER THE FY 10 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) STATE PROGRAM THROUGH THE HUDSON COUNTY PROSECUTORS OFFICE

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

WHEREAS, the City of Jersey City Department of Police is eligible as a law enforcement agency to submit an application for funding to the Hudson County Prosecutor's Office that will be submitted in a consolidated application for all Hudson County law enforcements agencies;

WHEREAS, the Department of Justice has announced that Jersey City has been designated to receive an allocation of \$381,534;

WHEREAS, The Jersey City Police Department will utilize \$381,534 for the continuation of foot and vehicular patrols that will address quality of life complaints, under cover tactical gang - and drug enforcement operations.

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

1. The Jersey City Police Department is hereby authorized to apply for funding from the FY 09 Edward Byrne Memorial Justice Assistance Grant (JAG) State Program through the Hudson County Prosecutors Office

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

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required
 Not Required

APPROVED 7-0-1

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				6/9/10							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	ABSTAIN		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

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

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

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

ORDINANCE/RESOLUTION FACT SHEET

Date Submitted to BA. _____

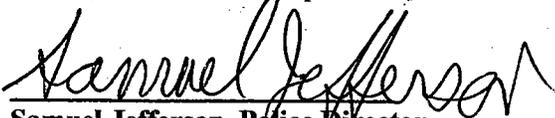
This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets shall be returned with the resolution or ordinance. The department, division, or agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

Full Title of Ordinance/Resolution/Cooperation Agreement:

RESOLUTION AUTHORIZING THE JERSEY CITY POLICE DEPARTMENT TO APPLY FOR FUNDS UNDER THE FY 10 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) STATE PROGRAM THROUGH THE HUDSON COUNTY PROSECUTORS OFFICE

1. **Names and Title of Person Initiating Ordinance/Resolution:**
Samuel Jefferson, Police Director
2. **Concise Description of the Program, Program Project or Plan Proposed in the Ordinance/Resolution**
Authorization to apply for funds under the FY 10 Edward Byrne Memorial Justice Assistance Grant (JAG) State Program.
3. **Reasons (Need) for the Proposed Program, Project etc:**
To continue and extend community-based policing programs that will improve quality of life throughout various neighborhoods in Jersey City.
4. **Anticipated Benefits to the Community:**
Assigned patrols will significantly help to deter disorderly conduct reduce criminal activity.
5. **Cost of Proposed Program Project, etc. (Indicate the dollar amount of City, State and Federal Funds to be used, as well as match and in-kind contributions.):**
No matching requirement.
6. **Date Proposed Program or Project will Commence:**
To be announced
7. **Anticipated Completion:**
To be announced
8. **Person Responsible for Coordinating Proposed Program/Project:**
Samuel Jefferson, Director of Police

I certify that all the facts presented herein are accurate.


Samuel Jefferson, Police Director


Thomas Comey, Police Chief

5-24-2010

DATE

DATE

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

City Clerk File No. Res. 10-390

Agenda No. 10.Z.2

Approved: JUN 09 2010

TITLE:



RESOLUTION ASSIGNING TAX SALE CERTIFICATE FROM GREGORY JUDGE TO THE CITY OF JERSEY CITY FOR 111 ARLINGTON AVENUE AND REDEEMING ASSOCIATED TAX SALE CERTIFICATES

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

WHEREAS, Community Empowerment Organization, Inc. (CEO) is the owner of certain property located at Block 2013, Lot 23.B, and more commonly known by the street address of 111 Arlington Avenue, (the property); and

WHEREAS, the property was designated as an affordable housing project by the City of Jersey City (City); and

WHEREAS, Gregory Judge is the owner of the Tax Sale Certificate No. 2008-1392; and

WHEREAS, the City conveyed this property for the development of the two (2) affordable housing units to CEO. CEO was unable to develop affordable units on this site and the City by Ordinance No. 08-019 sought the reacquisition of the property; and

WHEREAS, lot clean up liens and outstanding taxes have accrued on the property during CEO's ownership and it is recommended that the City purchase the outstanding liens; and

WHEREAS, the City of Jersey City has filed suit under City of Jersey City v. Community Empowerment, et al. Docket No. HUD-C-2-10 for return of the property and the tax lien in addition other liens have also accrued on the property during CEO's ownership; and

WHEREAS, the City is desirous of accepting an assignment of the Tax Sale Certificate No. 2008-1392 from Gregory Judge in order to have a priority lien on the property; and

WHEREAS, funds in the amount of \$16,671.86 are available in Account No. 17-293-56-000-025.

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

1. The City shall accept an assignment of the tax sale certificate on 111 Arlington Avenue, Jersey City, New Jersey.

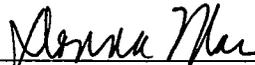
TITLE:

- 2. The City's tax collector is authorized to redeem the tax sale certificate and accept an assignment in an amount not to exceed:

Certificate No. 2008-1392 in the amount of \$14,439.69 and assignment premium of \$1,000.00 together with second quarter taxes \$1,232.17.

- 3. The Business Administrator or Corporation Counsel are authorized to execute any documents necessary or appropriate to effectuate the purpose of the within resolution.

I, Donna Mauer, hereby certify that sufficient funds in the amount of \$16,671.86 are available in Account No. 17-293-56-000-025. *PO 100119*



Donna Mauer, Chief Financial Officer

VS/dc

APPROVED: _____


Business Administrator

APPROVED AS TO LEGAL FORM



APPROVED: _____

Corporation Counsel

Certification Required

Not Required

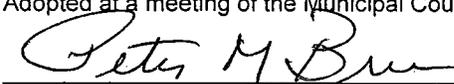
APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
6/9/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			VEGA	✓		
DONNELLY	ABSENT			FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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



Peter M. Brennan, President of Council



Robert Byrne, City Clerk



CITY OF JERSEY CITY
Office of the Corporation Counsel

280 Grove Street
Jersey City, New Jersey 07302
Telephone: (201) 547-4667
Fax: (201) 547-5230

Jerramiah Healy, Mayor
Brian O'Reilly, Business Administrator

Bill Matsikoudis, Corporation Counsel

May 25, 2010

President and Members of the Municipal Council
City of Jersey City
280 Grove Street
Jersey City, NJ 07302

Re: 111 Arlington Avenue, Jersey City, New Jersey

Dear President and Members of the City Council:

The City of Jersey City was the owner of certain property known as Block 2010, Lot 23.6 on the City's tax map, and more commonly known by the street address of 111 Arlington Avenue. Community Empowerment Organization, Inc. (CEO), a nonprofit corporation organized for the purposes of constructing or rehabilitating property for occupancy by families or persons of low and moderate income, proposed to construct a two family house on the property pursuant to the Fair Housing Act. N.J.S.A 52:27D-301 et seq.

By adoption of Jersey City Ordinance 03-159, the City of Jersey City authorized the conveyance of 111 Arlington Avenue to CEO and by deed dated November 30, 2005, conveyed title to CEO. A lot clean-up lien and outstanding taxes of approximately \$15,671.86 have accrued on the property during CEO's ownership. This is in addition to the other liens and judgments on the property. It therefore has been determined that it is no longer feasible for CEO, to develop this property as affordable housing as originally proposed by CEO and by Jersey City Ordinance No. 08-019 and the City is seeking the reacquisition of 111 Arlington Avenue.

In furtherance of the reacquisition from CEO, the City has filed a lawsuit entitled City of Jersey City v. Community Empowerment, et al., Docket No. HUD-C-2-10. In proceeding in the case, it has been determined that outstanding tax liens have accrued on the property together with various judgments during CEO's ownership of the property. In order to maintain a priority lien on the property, it is advisable to purchase an assignment of the existing tax sale certificates and to foreclose on it so that the City of Jersey City can reacquire the property located at 111 Arlington Avenue. The purpose of this resolution is to authorize the City of Jersey City, to obtain the tax sale certificate from the holder, Gregory Judge, and purchase it and begin the process of reacquiring the property as contemplated by Jersey City Ordinance 08-019. The resolution authorizes the City to redeem the tax sale certificate and any accrued property taxes up to an amount not exceeding \$15,671.86 and pay an assignment premium of \$1,000.00 on the outstanding Tax Certificate No.2008-1392 in order to have a priority lien on the property.

Respectfully submitted,



WILLIMAM MATSIKLOUDIS
CORPORATION COUNSEL

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

City Clerk File No. Res. 10-391

Agenda No. 10.Z.3

Approved: JUN 09 2010

TITLE:



CANCELLATION OF TAX BALANCES, LOT CLEANING CHARGES, ABATEMENT CHARGES, SPECIAL IMPROVEMENT CHARGES, AND CREDITS OF \$10.00 OR LESS FOR THE FISCAL YEAR 2010 & PRIOR

COUNCIL OFFERED, AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, various tax balances and credits for the fiscal year 2010 and prior years appears on the Tax Collector's records as of June 30, 2010; and

WHEREAS, bookkeeping and maintenance of such balances have become too costly for the City of Jersey City; and

WHEREAS, a list of these subject properties with such balances is maintained by the Tax Collector and could be verified for this purpose; and

WHEREAS, the Tax Collector deems that it is in the best interest of the City of Jersey City that these balances be canceled from accounting ledger files; **NOW, THEREFORE, BE IT**

RESOLVED, by the Municipal Council of the City of Jersey City, that an authorization to cancel these balances be and is hereby granted.

SEE ATTACHED SCHEDULE

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

APPROVED AS TO LEGAL FORM
[Signature]
 Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
6/9/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, 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]
 Peter M. Brennan, President of Council

[Signature]
 Robert Byrne, City Clerk

Ten Dollars and Under

Account#	Block	Suffix	Lot	Suffix	Qualifier	Year	Qtr	Open Amount
514190	00010		00023			2009	3	\$0.01
514190	00010		00023			2009	4	\$0.01
514190	00010		00023			2010	1	\$0.01
514190	00010		00023			2010	2	\$0.01
584660	00015		00031		C0905	2010	1	\$0.24
584840	00015		00031		C1208	2010	2	\$0.02
584845	00015		00031		C1209	2010	1	\$1.03
584920	00015		00031		C1402	2010	2	\$1.22
585325	00015		00031		C2206	2010	2	\$0.02
585510	00015		00031		C2510	2010	2	\$1.04
585530	00015		00031		C2603	2010	2	\$0.02
642730	00015		00032		C0708	2010	2	\$7.35
643480	00015		00032		C2706	2010	2	\$8.69
643485	00015		00032		C2707	2010	2	\$9.73
554576	00015		00044		C0707	2010	2	\$0.18
554691	00015		00044		C0807	2010	1	\$8.68
554998	00015		00044		C1101	2009	4	\$0.35
555474	00015		00044		C1501	2010	1	\$0.88
523027	00020		00002	33	X	2009	4	\$0.01
523027	00020		00002	33	X	2010	1	\$0.01
596910	00020		00003	11	C0805	2010	2	\$0.29
597025	00020		00003	11	C1011	2009	3	\$0.01
597305	00020		00003	11	C1501	2010	2	\$0.39
597515	00020		00003	11	C1811	2010	2	\$0.14
597730	00020		00003	11	C2210	2010	2	\$0.11
597805	00020		00003	11	C2502	2010	1	\$0.53
620175	00020		00003	12	C0801	2010	2	\$0.50
620355	00020		00003	12	C1110	2010	1	\$2.65
620390	00020		00003	12	C1206	2010	2	\$0.39
620605	00020		00003	12	C1805	2010	2	\$0.02
620685	00020		00003	12	C1910	2010	2	\$1.49
620705	00020		00003	12	C2002	2010	1	\$0.56
461301	00020		00022	0212		2010	1	\$0.04
461632	00020		00022	0314		2009	4	\$0.97
458828	00020		00022	0804		2010	2	\$0.64
461715	00020		00022	1114		2010	2	\$0.22
462010	00020		00022	1115		2010	2	\$0.22
460790	00020		00022	1510		2010	1	\$0.57
458604	00020		00022	1903		2009	4	\$1.00
459255	00020		00022	1905		2010	2	\$0.77
461566	00020		00022	2912		2010	2	\$0.82
461889	00020		00022	2914		2010	2	\$1.08
461590	00020		00022	3212		2010	1	\$2.37
573685	00033		00020		C0314	2010	2	\$0.02

573765	00033		00020	C0501	2010	1	\$0.94	
573875	00033		00020	C0609	2010	2	\$0.53	
574050	00033		00020	C0P02	2010	2	\$0.59	
527291	00036		00040		2009	1	\$0.01	
590170	00036		00040	C000A	2009	2	\$0.01	
631135	00036		00040	C1503	2009	3	\$0.35	
631445	00036		00040	C1913	2010	1	\$0.01	
521393	00060		00052	C0337	2010	2	\$0.18	
547158	00060		00065		2009	3	\$0.01	
582440	00060	02	00024	C0125	2010	1	\$1.81	
610285	00060	03	00008	C0214	2010	1	\$0.34	
597180	00060	04	00021	T01	2010	1	\$1.84	
614485	00060	07	00001	C0P74	2010	1	\$0.47	
613415	00060	07	00001	C1014	2010	1	\$1.55	
614705	00060	07	00001	CP118	2010	2	\$0.89	
614795	00060	07	00001	CP136	2010	2	\$0.61	
615270	00060	07	00001	CP231	2010	2	\$0.61	
615330	00060	07	00001	CP243	2010	2	\$0.45	
615370	00060	07	00001	CP251	2009	4	\$0.01	
517037	00065		0000B	1	C001Q	2010	2	\$2.30
517391	00065		0000B	1	C004H	2010	1	\$1.09
536367	00067		00036		C0001	2009	4	\$0.30
551630	00068		00048		C0P06	2010	2	\$0.87
599435	00070		00068		C1201	2010	1	\$0.10
599530	00070		00068		C1404	2010	1	\$0.95
599535	00070		00068		C1405	2010	1	\$0.74
599685	00070		00068		C1802	2010	2	\$0.40
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623135	00075		00154	W	C2106	2010	2	\$0.35
623435	00075		00154	W	C2803	2009	4	\$0.67
623855	00075		00154	W	C3706	2010	2	\$0.26
624000	00075		00154	W	C4008	2010	2	\$0.79
624060	00075		00154	W	C4202	2010	2	\$0.24
624105	00075		00154	W	C4302	2009	3	\$0.07
3624	00102		00050			2010	2	\$1.23
617250	00109		00004		C017K	2009	4	\$0.10
565143	00130		00090		C1304	2010	1	\$0.07
578985	00130		00092		C0105	2010	2	\$0.01
526582	00139		00122		C007C	2010	1	\$0.50
526962	00139		00122		C0P13	2010	2	\$1.13
527093	00139		00122		C0P26	2010	2	\$0.87
567842	00141		0000B	3	C0308	2010	2	\$5.24
580565	00173		0000K		C0708	2010	2	\$0.28
519025	00202		0000N		C0001	2010	1	\$0.16
391284	00208		00048			2010	1	\$0.01
391433	00208		00063			2010	1	\$7.34

560326 00215		0000A		T01	2010	1	\$1.47
13243 00220	221	0000A	4		2010	2	\$0.10
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591135 00228		00001		C0519	2010	2	\$0.14
591220 00228		00001		C0615	2010	1	\$0.05
591460 00228		00001		C0821	2010	1	\$0.09
591490 00228		00001		C0906	2010	2	\$5.54
549253 00228		00002		C0805	2010	1	\$1.33
483933 00235		000P1	2C		2010	2	\$6.67
506543 00235		000P1	GU9		2010	2	\$0.34
413773 00235		00166	C		2009	4	\$2.48
15016 00236		0000B	1W		2010	2	\$3.59
528505 00237		0000U		C001A	2009	3	\$0.01
16360 00239		0000M			2010	1	\$9.01
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16923 00241		00004			2010	1	\$0.01
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21238 00258		00029			2010	1	\$2.17
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597090 00269		00007		C0002	2010	2	\$2.41
597095 00269		00007		C0003	2010	2	\$2.58
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426353 00273		0016A	4D		2010	2	\$3.90
426478 00273		0016A	7D		2010	2	\$5.52
24257 00277		00021			2010	1	\$9.36
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414151 00279		000R1	6		2009	3	\$0.01
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512772 00281		00030		C0002	2010	2	\$2.75
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641740 00311		00068		C0404	2010	2	\$4.65
29983 00313		00013			2010	2	\$8.80

30387 00314		0000S		2010	2	\$0.40	
30205 00314		000G1		2010	2	\$8.46	
447565 00319		00026	3E	2010	2	\$5.94	
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630865 00330		00010		2010	1	\$0.19	
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470526 00349		00035	AP16		2010	2	\$0.06
37671 00352		00009			2010	1	\$0.01
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38711 00355		0000P			2010	2	\$0.03
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608995 00388		00024			2009	3	\$3.54
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580020 00402		0000D			2009	4	\$1.42
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563320 00412		00039			2010	1	\$2.17
563338 00412		00040			2010	1	\$2.17
563346 00412		00041			2010	1	\$2.17
48868 00414		0000B			2009	3	\$4.98
48934 00414		00011			2009	3	\$6.54
50336 00431		00030	A		2010	2	\$2.00
51862 00501		0004A	39		2010	2	\$7.05
469460 00502		0006J	4C		2010	1	\$3.62
475756 00508		0000A	2C		2010	2	\$0.08
52134 00508		00026			2009	3	\$0.01
52936 00510		00037			2009	3	\$0.01
457317 00517		00038	S		2010	2	\$1.70
55095 00518		00016			2009	3	\$4.45
410449 00518		00043	1R		2010	2	\$7.71
55368 00519		0000A			2010	1	\$7.58
55608 00520		00008			2010	1	\$0.15
56101 00522		00014	A		2010	2	\$1.07
392217 00522		00027	D		2009	3	\$0.01
468215 00524		000A5	26		2010	2	\$4.16
56838 00526		00010			2009	4	\$6.97
57331 00528		00001	D		2010	1	\$2.05
493882 00528	5	00085	303		2010	2	\$4.75
58255 00529	5	00009			2010	1	\$1.60
572900 00529	5	00028			2010	1	\$8.35
429035 00551		0020A	9		2010	2	\$3.13

467985	00551	14110	BC		2010	2	\$1.21	
59741	00553	0000M			2010	2	\$6.86	
60160	00555	00002	C		2010	2	\$0.61	
60186	00555	00007			2010	2	\$3.85	
60194	00555	00008			2010	2	\$2.58	
607350	00555	0000C		C000A	2010	1	\$0.11	
607360	00555	0000C		C000C	2010	1	\$0.20	
60236	00555	00080	B		2010	2	\$0.79	
572610	00559	00034			2010	1	\$7.57	
63339	00566	00021	A		2010	1	\$0.19	
63354	00566	00024	B		2010	1	\$1.60	
63511	00567	0000A	6		2009	4	\$3.70	
64030	00570	0000B	2		2010	2	\$7.97	
65219	00574	00115			2010	2	\$0.10	
65342	00574	00139			2010	2	\$8.83	
65359	00574	00140			2010	2	\$5.84	
65573	00575	00022	C		2010	1	\$4.34	
66894	00577	00035			2009	3	\$0.01	
68189	00586	00002			2009	3	\$5.56	
68445	00586	00031	A		2010	2	\$9.14	
69062	00586	5	00067		2010	1	\$4.12	
69120	00588	0000C	1		2009	4	\$0.60	
70284	00589	5	00004		2010	2	\$2.23	
417139	00593	A	00PLB	11L	2010	2	\$3.94	
417188	00593	A	00PLB	11S	2009	4	\$0.42	
417824	00593	A	00PLB	16S	2010	1	\$3.45	
419044	00593	A	00PLC	7E	2010	2	\$5.35	
421610	00593	A	00PLG	5T	2009	3	\$0.01	
421669	00593	A	00PLG	6C	2010	1	\$0.10	
422741	00593	A	00PLG	11S	2010	2	\$4.38	
422873	00593	A	00PLG	12K	2009	4	\$3.59	
423012	00593	A	00PLG	14E	2010	1	\$3.74	
423509	00593	A	00PLG	16S	2010	2	\$6.29	
387449	00595		0000A	3	2009	3	\$0.01	
387449	00595		0000A	3	2010	2	\$0.09	
70680	00595		00016		2009	3	\$6.80	
71217	00597		00011		2010	1	\$9.36	
71233	00597		00013		2010	1	\$4.77	
71548	00600		00064	A	2010	2	\$6.77	
73163	00618		00016		2010	2	\$4.89	
73239	00618		00023		2010	2	\$0.51	
430538	00635		000B2	D16	2010	2	\$8.22	
635690	00637		00035	8	C0250	2010	2	\$10.00
635885	00637		00035	8	C0353	2010	1	\$1.61
636000	00637		00035	8	C0436	2010	1	\$4.98
636330	00637		00035	8	C0630	2010	2	\$0.67
636380	00637		00035	8	C0640	2009	4	\$4.54

636540 00637		00035	8	C129X	2009	4	\$0.20
636890 00637		00035	8	C352X	2009	4	\$8.72
637060 00637		00035	8	C450X	2009	4	\$1.60
76596 00693		00077	F		2009	3	\$0.01
561233 00694	A	0000M	4	T01	2010	1	\$3.94
76778 00696		00028			2010	2	\$8.43
76901 00696		00044			2010	1	\$7.07
77073 00699		00007	D		2010	2	\$9.84
77719 00701		00039			2010	1	\$4.94
77784 00701		00073	A		2010	1	\$8.01
77891 00702		0000E			2009	4	\$1.03
78311 00703		00020			2009	4	\$4.54
78410 00703		00029			2009	3	\$0.01
78444 00703		00032			2010	2	\$1.81
79764 00706	5	00021			2010	2	\$9.66
80168 00708		00020	A		2009	3	\$0.01
489427 00708		00024			2009	3	\$0.01
80267 00709		00054			2010	1	\$1.99
81067 00710		00023			2009	4	\$5.84
630250 00714		00046		C001B	2010	2	\$0.08
630295 00714		00046		C002C	2010	1	\$6.71
82479 00716		00016	B		2010	2	\$8.00
457655 00723		0018A	B01		2010	1	\$2.58
389874 00724		00013	A		2009	4	\$2.69
84962 00726		00043			2009	3	\$0.01
85506 00734		00017			2009	4	\$3.59
408781 00735		00018	C5		2010	2	\$2.18
605495 00738		00066	A	C001R	2010	1	\$0.01
572790 00739		00012		C0101	2010	1	\$4.40
572795 00739		00012		C0102	2010	1	\$4.40
572800 00739		00012		C0201	2010	1	\$4.24
561258 00747		0000M	2	T01	2010	2	\$2.83
515833 00747		00208		C002A	2009	4	\$0.01
516039 00747		00208		C004G	2009	4	\$0.01
89789 00748		00037			2009	3	\$0.01
557173 00749		00035		C003R	2010	2	\$0.01
90456 00749		00072			2010	1	\$1.06
90514 00749		00078			2009	3	\$0.01
92007 00755		00005			2010	1	\$0.33
640795 00757		00220		C0001	2010	1	\$1.74
93690 00762		00025			2009	3	\$0.01
95687 00767		00001	D		2010	2	\$7.35
504456 00767		0000J	1R		2010	2	\$6.38
96032 00767		00048			2009	3	\$1.07
96149 00768		00056	E		2010	2	\$5.37
97238 00773		00006			2010	2	\$0.10
397851 00773		00030	F		2010	1	\$6.22

97717 00774	00021	A		2010	1	\$0.01
578880 00774	00025		C0002	2009	4	\$9.34
580870 00774	00066		COP10	2010	2	\$0.97
580875 00774	00066		COP11	2010	2	\$0.97
396606 00775	00015	B		2010	1	\$3.44
99341 00777	00007	A		2010	2	\$0.03
99929 00778	00016	B		2009	3	\$0.01
102707 00787	00024			2009	4	\$2.03
102749 00787	00028			2010	2	\$0.50
404400 00789	000A2	C1		2009	4	\$0.02
404285 00789	000A2	A10		2010	1	\$1.20
103218 00791	0000C			2009	3	\$0.24
103259 00791	0000H	2		2009	3	\$0.01
413286 00791	0002A	B2		2010	1	\$4.92
413302 00791	0002A	C2		2010	2	\$6.64
103465 00791	00292	A		2009	4	\$1.91
103572 00792	0000A			2009	3	\$0.01
104349 00793	00059			2010	1	\$0.63
105635 00795	00113			2009	3	\$0.01
106153 00797	00005			2009	3	\$0.01
106153 00797	00005			2010	2	\$2.00
107136 00807	00003	D		2009	4	\$7.68
107821 00808	00029			2010	2	\$8.63
108415 00809	00037			2009	4	\$0.50
109116 00810	00026	B		2009	4	\$5.10
109181 00811	0000B	1		2010	2	\$7.96
110098 00812	00021			2010	2	\$9.69
110122 00812	00023			2010	1	\$4.11
111161 00815	00503			2009	4	\$0.10
111740 00818	0000B			2010	1	\$3.23
111849 00818	00305	A		2009	4	\$2.70
606315 00819	00416	A	C0004	2009	4	\$0.04
413096 00821	00387	2R		2010	2	\$2.75
403493 00821	00387	3R		2010	2	\$2.74
607315 00823	00038		C0002	2010	2	\$2.42
408369 00824	0044A	3A		2010	2	\$4.07
408476 00824	0044A	4C		2010	2	\$0.20
114595 00826	00019	A		2009	4	\$1.49
114843 00827	00001	2T		2009	3	\$0.01
114884 00827	00001	7T		2009	4	\$3.43
115097 00827	00010			2010	2	\$0.82
115600 00828	00004	6T		2010	2	\$0.76
596030 00828	00005	99	T01	2009	4	\$7.79
116517 00830	00005			2010	1	\$0.50
116541 00830	00006	H		2010	2	\$6.95
566992 00830	00017	S	C003L	2010	1	\$4.13
116780 00830	00017	Y1		2009	4	\$2.19

590215 00830	00017	Y2	C108A	2010	2	\$8.16
117119 00841	00019			2010	1	\$0.17
117408 00841	00048	A		2009	3	\$0.20
117580 00842	00018			2009	4	\$0.21
117705 00843	00001			2010	2	\$0.73
117911 00843	00019	B		2010	1	\$0.95
118497 00845	00032			2010	2	\$9.12
118869 00846	00022			2009	4	\$3.67
119735 00848	00008			2010	1	\$0.90
119636 00848	0000A			2009	4	\$8.03
119867 00848	00021	B		2010	2	\$8.64
606965 00848	00037	E	C001L	2010	1	\$4.42
606970 00848	00037	E	C001R	2010	1	\$4.42
606980 00848	00037	E	C002R	2010	1	\$4.92
605555 00848	00037	E	C003R	2010	1	\$4.92
120840 00852	00007			2010	2	\$1.04
121749 00856	00002	3T		2009	4	\$4.31
122572 00857	00037			2009	3	\$0.01
122606 00858	00001	B		2010	1	\$5.95
123778 00861	00002	9T		2010	1	\$0.05
123943 00861	00004	K		2009	3	\$0.01
425678 00861	00013	2ER		2010	2	\$4.36
540054 00861	00025		C0002	2010	2	\$4.53
540070 00861	00025		C0004	2010	2	\$4.75
540096 00861	00025		C0006	2010	2	\$4.75
126508 00867	00020	A		2009	4	\$4.02
126979 00868	00163			2009	4	\$0.40
127001 00868	00166	H		2010	1	\$0.06
127076 00868	00177			2009	4	\$1.95
573185 00868	00195			2010	2	\$5.08
128355 00871	00042			2010	1	\$8.02
128603 00871	00184			2009	4	\$8.89
128637 00871	00187			2009	4	\$7.21
640890 00873	00244		C0001	2010	2	\$1.36
429274 00873	00248	2		2010	2	\$1.13
129783 00874	00092			2009	3	\$0.01
129890 00874	00106			2009	3	\$0.01
130997 00878	00163			2010	1	\$0.01
131581 00881	00184	A		2010	1	\$0.01
132373 00886	00026			2009	3	\$0.01
133041 00888	00039			2010	2	\$8.46
133389 00889	00007	A		2010	2	\$0.05
133413 00889	00009			2010	2	\$3.63
134189 00891	00006			2010	1	\$0.82
135806 00895	00001	F		2010	1	\$0.01
408559 00896	00021	2		2010	2	\$3.77
434936 00896	00031	1L		2010	2	\$3.81

434977	00896		00031	3L	2010	2	\$3.35
434985	00896		00031	3R	2010	2	\$3.35
137471	00901		00005		2009	3	\$0.36
137372	00901		0000C		2010	1	\$5.15
137380	00901		0000C	2	2010	1	\$5.29
447870	00908		00016	1N	2010	2	\$5.17
139832	00909		00009	Y	2009	3	\$0.10
140822	00910		00048	A	2009	3	\$0.01
142224	00916		00037	NO	2009	4	\$0.34
142596	00917		00037		2010	2	\$7.97
143230	00918		00004	A	2009	4	\$2.23
143248	00918		00005	A	2009	4	\$2.23
143255	00918		00006	A	2009	4	\$2.23
143263	00918		00007	A	2009	4	\$5.12
143800	00919		00001	SO	2010	2	\$9.40
405241	00919		00015		2009	4	\$0.01
145870	00925		00031		2010	1	\$5.33
147181	00927		00054	B	2010	1	\$9.50
147744	00930		00035		2010	2	\$0.02
147983	00931		00019	C	2010	2	\$9.66
149831	00936		00027		2009	3	\$0.20
150292	00937		00016	A	2009	4	\$1.33
150409	00937		00029		2010	2	\$7.69
152215	00943		00025		2010	1	\$0.01
456723	00944		0001E	C	2010	1	\$7.06
152975	00945		00026		2010	1	\$0.83
152991	00945		00028		2010	1	\$4.12
153718	00948		00027	A	2009	4	\$1.72
154070	00951		00030		2010	1	\$0.05
154955	00955		00035		2010	2	\$4.80
630600	00961		00044		2010	2	\$0.57
155515	00973		00001	A	2009	2	\$0.01
155515	00973		00001	A	2009	3	\$0.01
155515	00973		00001	A	2009	4	\$0.01
155515	00973		00001	A	2010	1	\$0.01
519942	01252		00002		2009	3	\$0.01
159947	01253	C	00005		2009	3	\$0.01
584065	01253	E	00010	99	2010	1	\$0.19
160895	01255	5	00071		2009	4	\$9.35
160903	01255	5	00072		2009	4	\$5.45
161299	01256	5	0000C		2010	1	\$6.39
163055	01257	D	00015		2010	2	\$0.83
164756	01257	J	00001		2010	2	\$0.02
166322	01258		00027		2010	2	\$6.97
167569	01260	5	00010	A	2010	2	\$3.38
168138	01264	A	00A22	PL	2009	4	\$1.95
168997	01264	C	00134	A	2010	2	\$0.66

169789 01268		00012	B		2010	1	\$0.12
170274 01268	5	00036			2009	3	\$0.77
171074 01271		00021	C		2010	1	\$0.20
171496 01271		00076	G		2009	3	\$0.01
171777 01272		00015	A		2010	1	\$8.63
172171 01272	5	00030			2010	2	\$9.70
173542 01273	5	00006	A		2010	1	\$0.18
173930 01274		00036			2009	4	\$1.67
173997 01274		00042			2010	2	\$0.01
175919 01275	C	00036			2009	3	\$0.01
177469 01277	5	00010			2009	3	\$0.01
177725 01278		0000A	21		2009	3	\$0.01
178087 01279	B	0000A	15		2009	4	\$4.42
179994 01280	B	00026	A		2010	2	\$0.02
180067 01280	B	00033			2009	3	\$0.01
182014 01280	D	00078			2010	1	\$7.00
182196 01281	5	00007	A		2010	2	\$7.59
182089 01281	5	0000A	2		2010	2	\$0.63
182808 01281	A	00064	A		2010	1	\$5.95
183178 01281	B	00043	A		2010	1	\$3.15
184515 01282	B	00006	B		2010	1	\$1.57
184838 01282	C	00031			2009	3	\$0.01
185009 01282	D	00016			2010	2	\$2.40
185223 01282	E	00062	A		2010	1	\$6.80
186072 01282	J	00029	A		2010	2	\$7.20
184457 01282	L	00013			2010	2	\$9.09
187021 01283		00044	A		2010	1	\$3.28
190199 01284	D	0000F	60		2010	2	\$3.00
511675 01285	5	00001			2010	2	\$0.52
534099 01288	1	00043		C30J2	2009	3	\$0.01
480376 01288	A	00019	02G		2010	1	\$7.39
482190 01288	A	00019	09S		2009	4	\$0.25
495424 01288	A	00019	22L		2010	2	\$9.05
495689 01288	A	00019	23N		2010	1	\$7.64
495721 01288	A	00019	23R		2010	2	\$9.05
481838 01288	A	00019	08G1		2010	2	\$3.28
485029 01288	A	00019	16F3		2010	1	\$3.07
495101 01288	A	00019	21B2		2010	2	\$9.49
501072 01288	A	00025	45K		2010	1	\$1.62
502120 01288	A	00025	52J		2010	1	\$1.16
412957 01293		0000M	2		2010	2	\$2.90
191379 01294		00022	A		2010	1	\$1.82
192112 01297		00027			2009	4	\$0.09
194050 01301		00040			2009	3	\$0.01
593255 01303		00009	99		2010	1	\$0.02
194423 01303		00036			2009	4	\$1.90
195461 01305		00025			2010	1	\$0.01

195487 01305		00027		2009	4	\$1.06
196337 01307		00028		2010	2	\$6.17
196824 01308		00015		2010	1	\$5.85
196998 01309		0000A	6	2009	3	\$0.01
197046 01309		0000B	8	2010	1	\$2.87
198556 01314		00005	A	2010	1	\$0.74
199315 01316		0000A	1	2010	1	\$6.89
200212 01318		00003	B	2010	2	\$9.04
200162 01318		0000W	3	2010	2	\$0.06
201384 01319		00163	C	2010	2	\$5.16
202960 01326		00007	A	2010	2	\$7.12
203265 01327		0000A	14	2010	1	\$1.95
205070 01334		00014		2009	3	\$0.01
205120 01334		00019		2009	4	\$2.55
205310 01335		00020	A	2010	1	\$7.63
205815 01336		00034		2010	2	\$0.25
206102 01337		00033		2010	2	\$4.69
208124 01342		00033		2010	1	\$1.30
208314 01342		00056		2010	2	\$0.80
208934 01344		00013		2009	3	\$2.89
209387 01345		00031		2010	2	\$0.03
209411 01345		00034		2010	2	\$1.48
436931 01345		0020B	3F	2010	2	\$5.47
436626 01345		0022B	2D	2010	2	\$3.23
209593 01346		00017	A	2010	1	\$9.92
210856 01348		00008	B	2010	2	\$0.95
212217 01352		0000A	14	2009	3	\$0.01
212837 01353		0000D	13	2010	2	\$8.13
212902 01353		0000E	15	2010	1	\$1.04
212969 01353		0000F	1	2010	2	\$3.96
213231 01354		0000A	18	2010	2	\$0.50
213470 01354		00017		2009	3	\$0.10
213652 01354		00040	A	2010	2	\$7.54
213736 01356		00004	A	2009	3	\$4.66
213801 01356		00015		2010	1	\$7.22
214270 01358		00138	A	2010	1	\$4.34
433540 01359	5	0030A	1	2010	1	\$0.68
215079 01360		00001	B	2010	1	\$3.10
215194 01360		00012		2010	2	\$8.17
215285 01360		00021		2010	2	\$2.01
216184 01361	5	00020	A	2010	1	\$2.94
216465 01362		00078		2010	1	\$0.42
434928 01367		00001	F	2009	3	\$0.02
218891 01367		00001	G	2009	3	\$0.01
595520 01367		00043		2010	2	\$0.01
219824 01368		00045		2010	2	\$1.09
219949 01368		00061		2010	2	\$5.98

220038 01368		00071		2010	1	\$6.11	
220152 01369		00080	A	2009	4	\$3.62	
220160 01369		00082	A	2010	2	\$6.77	
221135 01371		00063	A	2010	1	\$6.00	
221879 01372		00039	A	2010	1	\$6.59	
222216 01373		00031		2010	2	\$7.07	
222737 01373		0044D	DUP	2010	2	\$5.37	
223099 01375		00017	A	2010	1	\$3.93	
223347 01375		00030		2009	4	\$0.76	
223958 01376		00041	A	2010	1	\$5.20	
224790 01377		00025	B	2010	1	\$5.70	
225060 01378		00004		2010	2	\$8.53	
225565 01379		0000E	43	2010	2	\$5.88	
226209 01379		00088	A	2010	1	\$0.83	
226571 01380		0000W	20	2009	3	\$0.01	
228734 01412		0000A	5	2010	2	\$0.10	
229237 01413		00023		2010	1	\$6.32	
230359 01415	5	00025		2009	3	\$0.01	
231175 01419		00006	A	2010	1	\$1.74	
231183 01419		00006	B	2010	1	\$0.54	
231225 01419		00007	D	2010	2	\$2.12	
231233 01419		00007	E	2010	1	\$0.38	
232264 01422		00024		2010	2	\$3.83	
232751 01424	A	00012	C	2010	1	\$8.20	
233866 01427		00026		2009	4	\$3.07	
235226 01430		00043		2009	4	\$4.39	
601305 01431		00023		2010	1	\$0.78	
583885 01435		0000E	99	2010	2	\$9.64	
237453 01438		0000D	2D	2010	1	\$0.92	
237958 01440		0000A	3	2010	1	\$0.01	
238766 01463		0000B	27	2010	1	\$1.18	
239368 01464		0000A	4	2010	2	\$2.00	
239566 01464		00019		2009	3	\$2.00	
240549 01466		00006	B	2010	2	\$6.43	
240341 01466		0000R	21	2010	2	\$1.03	
241281 01469		0000M	32	2010	2	\$7.77	
242396 01470		00007	M	2009	4	\$2.88	
243501 01471	D	00011		2009	3	\$0.01	
243618 01472		00010		2010	1	\$0.95	
243626 01472		00011	A	2010	1	\$0.74	
244269 01472		00073		2010	2	\$5.77	
244749 01473		00040		2009	4	\$2.38	
245027 01474		00006	B	2010	1	\$6.44	
245332 01474		00037		2010	2	\$0.10	
246280 01475		00057		2009	4	\$2.68	
246496 01475		00079		2009	4	\$2.13	
561290 01480		0000E	6	T01	2009	4	\$1.18

441352 01497		00018	P12	2010	1	\$1.72	
440958 01497		00019	15	2010	2	\$6.70	
437863 01497	18	10088		2009	4	\$0.01	
438382 01497	18	10257		2010	1	\$5.41	
438663 01497	18	11052		2009	3	\$0.01	
439182 01497	18	20251		2009	4	\$2.00	
439679 01497	18	20542		2010	1	\$4.17	
514034 01500		00032		C025E	2010	2	\$2.20
513408 01500		00032		C402B	2010	2	\$8.91
514786 01500		00032		CPU14	2010	2	\$0.96
514901 01500		00032		CPU48	2010	2	\$0.96
524173 01500		00055		C068H	2009	4	\$0.14
574820 01500		00066		C010E	2010	1	\$0.01
575130 01500		00067		C109C	2010	1	\$2.41
595655 01507		00034		X	2010	2	\$3.07
494682 01602		00029			2010	2	\$0.83
251678 01611		00019			2010	2	\$5.82
573505 01613		00093			2010	2	\$9.00
252791 01614		00002			2009	3	\$0.01
252692 01614		0000L			2009	3	\$0.01
254672 01616		00038			2010	1	\$4.66
256644 01630		00176			2010	1	\$6.90
258343 01653		00141			2010	2	\$7.15
259168 01656		0000A			2010	2	\$6.12
259531 01656		00254			2010	1	\$2.16
586930 01656		00268			2009	3	\$0.01
259952 01657		00299			2009	3	\$0.03
260463 01658		00351			2010	2	\$0.01
260588 01659		00374			2010	2	\$1.94
260596 01659		00375			2010	2	\$8.72
260802 01659		00398			2009	4	\$0.07
261412 01661		00016	B		2009	3	\$3.93
261511 01661		00031			2010	1	\$5.55
263822 01740		00002			2010	2	\$1.01
264028 01740		00027			2010	1	\$4.76
467415 01740		0024A	21		2010	1	\$5.84
264432 01742		00014			2010	2	\$0.06
264929 01744		00012			2010	2	\$0.01
264937 01744		00013			2010	2	\$0.01
593550 01744		00016	99		2010	1	\$0.76
265058 01744		00041	A		2010	2	\$0.01
266098 01746	5	0000H	4		2009	3	\$0.01
266825 01748		0000A	1		2010	1	\$0.02
266973 01748		0000N			2009	3	\$0.01
267450 01748		00059			2010	1	\$0.01
267914 01749		00012	A		2009	4	\$8.95
269456 01750		00087	B		2009	3	\$0.90

583855 01750		000B1	99		2010	2	\$0.13
413492 01750		0034A	5		2010	1	\$3.23
392472 01751		00011	L		2009	4	\$1.96
583670 01754		00011	99		2010	2	\$0.02
581945 01759		0086C	99		2010	1	\$3.78
273565 01760		00023			2010	2	\$7.00
274126 01762		00014			2009	4	\$1.94
274134 01762		00015			2009	4	\$1.35
274142 01762		00016			2009	4	\$1.35
274167 01763		00001			2009	4	\$1.66
274175 01763		00002			2009	4	\$1.54
274183 01763		00003			2009	4	\$1.50
274191 01763		00004			2009	4	\$1.73
275172 01764		00011	A		2010	1	\$0.12
275958 01765		0000G	1		2010	1	\$1.27
277475 01766		00072			2009	3	\$0.01
278150 01769		00068			2010	1	\$3.70
278754 01770		00063			2010	1	\$1.91
278762 01770		00064			2010	1	\$1.32
279059 01771		0000D	1		2010	1	\$5.07
279414 01771		00037			2010	2	\$9.51
280164 01772		00057	C		2010	2	\$1.10
280263 01772		00071			2009	4	\$0.61
570040 01775	1	00091		C0607	2009	4	\$3.74
281642 01779		0000H	2		2010	2	\$7.48
282210 01780		00043			2010	2	\$7.42
282228 01780		00044			2010	2	\$1.05
282236 01780		00044	DUP		2010	2	\$0.10
560540 01781		0000A	1	T01	2010	1	\$7.19
283663 01784		00003	C		2010	2	\$3.72
284893 01789		00036	A		2010	2	\$0.10
285312 01790		0000E			2009	4	\$1.06
285403 01790		00012	B		2010	2	\$6.83
286096 01791		0000C	13		2010	2	\$7.16
286963 01793		00005	W		2010	1	\$0.15
286823 01793		0000E			2010	2	\$0.43
287748 01794		0000H	5		2010	2	\$1.00
446690 01794		0005A	303		2010	1	\$0.07
292078 01801		00124			2010	2	\$0.05
292524 01803		00000	3		2010	1	\$0.34
293498 01806		00053	C		2010	1	\$9.04
293654 01806		00097			2010	2	\$0.50
455071 01807		000E2	C5		2010	2	\$1.91
476994 01807		0024B	44		2010	1	\$4.30
294967 01810		00011	A		2010	1	\$2.25
295295 01810		00039			2010	1	\$0.09
295675 01811		00076	A		2010	1	\$0.01

455741 01811		00F24	405		2010	1	\$2.11
456020 01811		00F25	203		2009	4	\$1.84
456145 01811		00F25	305		2010	2	\$2.97
456251 01811		00F25	405		2010	2	\$2.23
296566 01815		00008	E		2009	3	\$0.01
296780 01816		0000J			2010	2	\$9.55
427591 01818		00024	A1		2010	2	\$0.10
487470 01818		00028	305		2010	2	\$3.02
297697 01819		00005	B		2010	1	\$7.76
629845 01820		00103		C003A	2010	2	\$0.50
298851 01821		00065			2009	4	\$0.01
299404 01822		00033	E		2010	1	\$0.20
487983 01825	C	00013	6		2010	2	\$2.39
485466 01827		000K1	205		2010	1	\$7.46
302927 01828		00016	D		2009	4	\$7.99
303370 01828	5	00004	A		2009	4	\$0.01
431759 01828	5	0010A	105		2010	2	\$0.25
431775 01828	5	0010A	107		2010	2	\$0.03
612075 01829		00024		C0409	2009	4	\$2.43
630020 01834		0000C	7	C0004	2009	4	\$1.00
305391 01834		00010	C		2009	4	\$0.66
453324 01835		00020	3K		2009	3	\$1.51
486431 01835		00022	306		2010	1	\$0.11
486498 01835		00022	402		2010	2	\$4.97
515429 01835		00025	C	C0403	2010	2	\$3.47
411827 01836	5	00042	1B		2010	1	\$3.25
412031 01836	5	00042	2K		2010	2	\$2.54
412387 01836	5	00042	5F		2010	2	\$0.24
306472 01836	5	00060	B		2010	1	\$1.76
468629 01836	5	0036A	B1		2010	1	\$5.30
468645 01836	5	0036A	B3		2010	2	\$2.89
469007 01836	5	0036A	D7		2010	2	\$3.84
469106 01836	5	0036A	E1		2009	3	\$1.06
307363 01838		00032			2010	1	\$9.48
308064 01840		00065	A		2010	1	\$0.20
308247 01841		00017			2010	2	\$8.08
308940 01842		00030	C		2010	1	\$0.51
308957 01842		00030	D		2009	4	\$0.01
431353 01842		0005A	4F		2010	1	\$2.30
431544 01842		0005A	6H		2010	1	\$0.59
431544 01842		0005A	6H		2010	2	\$0.76
579675 01843		00052	99	C0002	2010	1	\$1.92
310557 01845		00016	G		2009	4	\$3.18
310904 01846		0000S			2009	3	\$0.01
399675 01847		000A1	112B		2010	2	\$1.71
399790 01847		000A1	208E		2010	2	\$2.07
400127 01847		000A1	410A		2010	2	\$1.51

400200 01847		000A1	510A	2010	1	\$3.14	
311985 01849		00026	B	2010	2	\$3.82	
471086 01849		0042A	2R	2009	4	\$2.26	
435164 01850		0014A	1	2010	1	\$8.77	
313833 01858		0000D	4	2010	2	\$2.00	
553552 01860	1	00017		2010	2	\$1.18	
314120 01860	A	00001	P	2009	4	\$0.76	
314492 01861		00022		2009	4	\$4.41	
315085 01863		00004	B	2010	2	\$0.02	
315655 01867		00005		2009	4	\$2.23	
315747 01867		00016		2010	2	\$0.09	
316786 01871		00029		2009	3	\$0.01	
317842 01875		00031	G	2009	3	\$0.01	
319160 01878		00004	B	2009	3	\$0.01	
393116 01889		0000G	10	2010	2	\$8.42	
607065 01895		0000A	2	C002R	2010	2	\$0.01
323899 01895		0000K	2		2009	3	\$4.43
602345 01899		00026		C0309	2010	2	\$0.03
602370 01899		00026		C0400	2009	4	\$0.26
602665 01899		00026		C1002	2010	2	\$0.03
602700 01899		00026		C1101	2010	2	\$3.79
602750 01899		00026		C1203	2009	4	\$9.14
602785 01899		00026		C1402	2010	2	\$0.02
602840 01899		00026		C1505	2009	3	\$0.01
602900 01899		00026		C1701	2010	2	\$0.02
602935 01899		00026		C1800	2010	1	\$1.00
411181 01904		0010A	6		2010	1	\$6.58
325597 01905		00008	A		2010	2	\$7.35
325605 01905		00008	B		2010	2	\$9.61
326371 01906		00004	A		2010	2	\$7.27
326629 01907		00023	B		2010	1	\$9.94
326637 01907		00024	A		2010	1	\$3.55
326678 01907		00025	C		2009	3	\$0.01
327189 01907	5	00070			2010	2	\$8.82
396424 01912		0000P	3		2010	1	\$0.48
328518 01912		00020			2009	4	\$5.60
328765 01913		0000A			2010	2	\$0.01
410100 01913		00028			2010	1	\$3.56
329326 01914		00012	A		2010	1	\$0.04
329755 01916		00002	G		2010	1	\$6.24
396861 01917		00008	C		2009	3	\$0.01
330340 01918		0000E	3		2009	4	\$7.02
330704 01918		00023	DUP		2010	1	\$9.82
330787 01918		00039			2010	2	\$0.50
330902 01918		00059	61		2010	1	\$5.18
331082 01919		0000H			2010	2	\$2.03
333740 01924		0000M	1		2010	2	\$7.06

333906	01924		00011	DUP	2010	2	\$0.12
334318	01925		0000S		2010	1	\$1.50
336123	01929		0000D	1	2010	1	\$1.65
336594	01929		00049	E	2010	2	\$5.46
337006	01930		00048	A	2010	2	\$0.08
402701	01937		00005		2010	1	\$6.47
338871	01939		0000B		2010	2	\$6.86
593535	01939		00017	99	2009	4	\$4.62
339135	01939		00019		2009	4	\$0.29
339580	01940		00048	A	2010	1	\$1.21
340679	01946	A	0000M	1	2010	1	\$8.04
343970	01956		0000N	1	2010	1	\$3.05
345140	01959		00052		2010	2	\$4.13
346064	01961		0000P		2010	1	\$6.99
347336	01964		00022	A	2010	1	\$0.79
347377	01964		00025		2009	4	\$0.18
348649	01969		00035		2010	2	\$6.25
350694	01975		0000C	1	2009	3	\$0.79
351890	01977		00084	B	2010	1	\$3.85
352328	01978		00008		2010	1	\$7.61
352104	01978		0000D	1	2010	1	\$0.45
352385	01978		00012		2009	4	\$1.69
352575	01978		00035		2010	2	\$0.10
596465	01979		00039		2010	1	\$0.06
355206	01984		0000H		2010	1	\$3.71
355552	01984		00021		2010	1	\$0.18
355602	01984		00024		2009	4	\$0.87
356832	01986		00035		2010	1	\$5.38
587695	01988		00009	99	2010	1	\$5.92
357954	01989		00060		2010	2	\$7.16
358291	01990		00046		2010	1	\$5.13
362061	02001		00011	B	2010	1	\$0.46
363150	02008		00005	E	2009	3	\$0.03
363531	02009		00017		2010	1	\$8.39
364364	02010		00053	C	2010	1	\$6.52
365411	02013		00001	A	2010	2	\$9.71
365627	02013		00016	A	2010	1	\$9.69
366161	02014		00011	E	2010	1	\$8.41
366252	02014		00014	F	2010	1	\$8.69
572045	02040		00014		2010	1	\$0.11
368951	02041		0000G	1	2010	1	\$3.83
368969	02041		0000G	2	2010	2	\$0.01
369397	02041		00058		2010	1	\$8.25
369587	02042		0000F	DUP	2010	1	\$1.13
370320	02043		0000J		2010	2	\$0.01
370700	02044		0000A		2010	2	\$0.10
370973	02044		0000P	1	2010	2	\$1.08

371104 02044		00015			2010	1	\$4.97
371674 02045		00047			2010	1	\$1.09
371716 02045		00051			2009	4	\$3.39
372136 02046		00041			2010	1	\$0.01
544403 02049		00001		C0307	2010	1	\$0.89
372920 02050		00004	A		2010	1	\$0.01
374116 02054		00010			2010	2	\$0.54
374124 02054		00011	A		2010	2	\$0.58
377291 02071		00009			2010	2	\$6.28
377713 02074		0000U			2010	2	\$2.77
493049 02077		00032			2010	1	\$5.54
379248 02081		00023			2009	3	\$0.01
379255 02081		00024			2009	3	\$0.01
379271 02081		00027			2009	3	\$0.01
379289 02081		00028			2009	3	\$0.01
379339 02081		00032			2009	3	\$0.01
379347 02081		00033			2009	3	\$0.01
379354 02081		00034			2009	3	\$0.01
379362 02081		00035			2009	3	\$0.01
379370 02081		00036			2009	3	\$0.01
379388 02081		00037			2009	3	\$0.01
379396 02081		00038			2009	3	\$0.01
379404 02082		000A9			2010	2	\$6.20
379743 02083		00080	B		2010	1	\$2.04
572100 02083		00095			2010	1	\$0.01
379909 02085	5	0000A	5		2009	4	\$2.39
518340 02086		00039			2010	2	\$0.05
394684 02124		00006	C		2010	1	\$5.96
396028 02125		00001	M		2009	3	\$0.01

(825 row(s) affected)

\$2,272.07

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

City Clerk File No. Res. 10-392

Agenda No. 10.Z.4

Approved: JUN 09 2010

TITLE:



RESOLUTION AUTHORIZING THE CITY COLLECTOR TO TRANSFER FISCAL YEAR 2010 AND PRIOR YEAR REAL ESTATE TAX CREDITS, AND OTHER MUNICIPAL CHARGE BALANCES TO OPERATIONS.

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

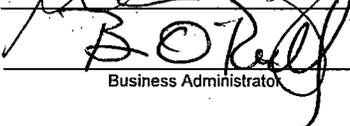
WHEREAS, various credits and/or overpayments appear on the Tax Collector's records for FISCAL YEAR 2010 AND PRIOR, as of JUNE 30, 2010; and

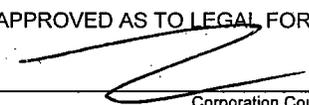
WHEREAS, the Tax Collector of the City Of Jersey City wishes to transfer these credit balances to operations with the intent to maintain an efficient bookkeeping of the tax accounting records; and

WHEREAS, it is in the best interests of the City of Jersey City that these balances be transferred to operations;

NOW, THEREFORE BE IT RESOLVED, by the Municipal Council of the City Of Jersey City, that the Tax Collector of the City Of Jersey City be and is hereby authorized to transfer these balances to operations; and,

BE IT FURTHER RESOLVED, by the Municipal Council of the City of Jersey City that these funds shall be made available by the city treasurer on a legitimate claim for these credits or overpayments.

APPROVED: 
 APPROVED: 
 Business Administrator

APPROVED AS TO LEGAL FORM

 Corporation Counsel

Certification Required
 Not Required

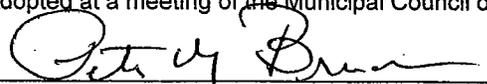
APPROVED 8-0

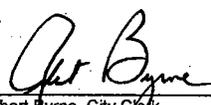
RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
6/9/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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


 Peter M. Brennan, President of Council


 Robert Byrne, City Clerk

10-392

Credits To Be Transferred To Operations

<u>Account#</u>	<u>Block</u>	<u>Suffix</u>	<u>Lot</u>	<u>Suffix</u>	<u>Qualifier</u>	<u>Year</u>	<u>Qtr</u>	<u>Credit Amount</u>
511295	00003		00027			2010	1	-\$242,474.17
522904	00010		00009	X		2010	1	-\$10.00
584315	00015		00031		C0202	2009	4	-\$3,437.05
584315	00015		00031		C0202	2009	4	-\$72.39
584315	00015		00031		C0202	2009	4	-\$93.53
584265	00015		00031		C0203	2009	4	-\$700.30
584265	00015		00031		C0203	2009	4	-\$99.20
584265	00015		00031		C0203	2009	4	-\$29.18
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591770 00228	00001		C1120	2010	2	-\$15.25
591815 00228	00001		C1208	2009	3	-\$22.69
591830 00228	00001		C1211	2009	4	-\$3,201.50
591835 00228	00001		C1212	2009	4	-\$2,887.09
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548701 00228	00002		C0103	2010	2	-\$17.63
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548826 00228	00002		C0208	2010	2	-\$29.49
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549584 00228	00002		C1108	2010	3	-\$116.97
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14928 00235	00164			2010	2	-\$0.63
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471490 00236	00032	3D		2010	1	-\$851.27
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16709 00240	0000B	1		2008	2	-\$169.69
16840 00240	0000Y			2009	4	-\$0.01
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17624 00243	0000E	1		2009	3	-\$15.44
17657 00243	0000H	1		2009	4	-\$0.01
17723 00243	0000P			2010	2	-\$87.62
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389486 00249	00004	A		2010	3	-\$241.98
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577205 00252	000G3	99	C009W	2009	3	-\$3,196.47
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23580 00275	00024	C		2010	1	-\$0.50
23697 00276	0000A	1		2010	2	-\$564.99
23721 00276	0000C			2010	1	-\$3,323.52
23804 00276	0000G			2010	2	-\$0.06
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25536 00281	0000C	1		2009	3	-\$0.01
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25635 00281	0000J			2009	3	-\$515.46
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424002 00282	00025	4R		2010	2	-\$0.03
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638285 00284	00001		C0315	2009	4	-\$138.54
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26641 00285	00025		2010	3	-\$97.79
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475079	00304		000G2	1		2010	2	-\$49.93
27698	00305		0000J			2010	2	-\$495.00
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446302	00306		0000H	2		2009	4	-\$3.82
475129	00306		00018	1F		2010	2	-\$26.38
475137	00306		00018	1R		2010	2	-\$0.10
28423	00307		0000G			2010	1	-\$3,679.99
28571	00307		0000V			2010	1	-\$0.16
414755	00309		00010	2		2010	1	-\$897.39
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434779	00310		00005	B10		2010	2	-\$4.30
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37275 00351		00027			2009	4	-\$1.26
37358 00352		0000A	1		2009	4	-\$0.78
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551994 00352		00027		C0002	2010	2	-\$254.28
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38687 00355		0000M			2009	4	-\$1,261.20
38760 00355		0000V			2009	3	-\$482.79
38802 00355		0000Z			2009	3	-\$2.57
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38935 00356		000G1			2010	2	-\$163.44
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427500	00357	00024	2A		2009	3	-\$60.28
447227	00357	000E1	109		2010	3	-\$26.53
447359	00357	000E1	210		2010	1	-\$96.52
403584	00359	00037			2009	4	-\$0.11
506816	00359	00080			2009	4	-\$1,898.87
506840	00359	00083			2010	4	-\$8.95
40675	00362	0000B	3		2009	4	-\$0.01
40865	00375	00047			2010	2	-\$600.00
412874	00378	00042	277A		2010	3	-\$0.54
628255	00381	1	00001	C0101	2010	2	-\$831.39
628430	00381	1	00001	C0302	2010	1	-\$0.44
628430	00381	1	00001	C0302	2010	2	-\$0.01
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628615	00382		00037	C0104	2010	1	-\$0.01
628825	00382		00037	C0223	2009	3	-\$338.43
628920	00382		00037	C0316	2009	4	-\$0.01
628990	00382		00037	C0401	2009	4	-\$0.49
629020	00382		00037	C0407	2010	1	-\$1,874.58
629040	00382		00037	C0411	2009	3	-\$63.61
629090	00382		00037	C0421	2010	1	-\$722.45
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401695	00384		00045		2009	4	-\$2,121.36
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597045	00385		00032	C0002	2009	3	-\$42.07
43653	00386		0000A		2010	1	-\$2,433.23
43919	00387		00021		2009	3	-\$166.42
43976	00387		00027		2010	2	-\$197.03
637640	00387		00029	A C0007	2010	1	-\$290.21
44594	00388		00010		2010	1	-\$0.01
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44115	00388		000A1		2010	3	-\$1,186.67
44842	00389		0000R		2009	3	-\$32.62
44859	00389		0000S		2010	2	-\$97.78
44875	00389		0000V		2010	3	-\$6.50
45104	00390		00003		2010	1	-\$11.55
534347	00390		00025	A C001L	2009	4	-\$0.01
534354	00390		00025	A C001R	2009	4	-\$2.84
536953	00391		00004	C0004	2010	1	-\$1.29
45286	00391		0000J		2004	2	-\$1.50

45336 00391	00000			2009	4	-\$1,771.34
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45518 00391	00012			2009	4	-\$0.01
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553933 00392	00023	B	C0004	2010	2	-\$1,296.87
553941 00392	00023	B	C0005	2009	3	-\$363.44
46128 00392	00030			2009	3	-\$3.00
414698 00393	00016	3B		2010	2	-\$638.45
46466 00393	00025			2010	1	-\$0.30
47845 00409	00007			2010	3	-\$0.51
47886 00409	00011			2005	4	-\$0.01
48108 00410	00007	A		2010	3	-\$148.64
605455 00410	0000F	2	C003R	2009	4	-\$1,344.80
605460 00410	0000F	2	C004L	2009	3	-\$1,383.07
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48165 00410	00015			2010	2	-\$2,120.76
48447 00411	00044	A		2009	4	-\$0.01
48512 00411	00069	A		2010	1	-\$0.02
607370 00411	00081		C0002	2010	2	-\$4.17
607385 00411	00081		C0005	2010	2	-\$48.83
48652 00412	0000G			2010	2	-\$149.43
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642045 00414	00021		C0012	2010	1	-\$0.02
48991 00415	0000D			2010	2	-\$1,574.89
596240 00415	00059			2009	2	-\$177.81
49536 00417	00008			2010	1	-\$1,449.81
637810 00417	00008		C0002	2010	2	-\$62.07
637825 00417	00008		C0005	2009	3	-\$312.00
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538918 00417	0000S		C0001	2010	2	-\$70.34
641475 00418	0000C		C0004	2010	1	-\$291.51
50039 00430	00002	B		2009	3	-\$0.01
50070 00430	00006			2009	3	-\$2.72
553008 00430	00044		C0002	2010	2	-\$1,824.09
645940 00430	00046		C0112	2010	3	-\$500.00
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50393 00431	00050	C		2010	2	-\$110.77
50856 00447	0000D	2		2009	3	-\$4,676.34
51599 00501	0004A	12		2009	4	-\$0.80
51722 00501	0004A	25		2009	4	-\$0.01
51748 00501	0004A	27		2009	4	-\$0.01
52001 00502	00011			2009	4	-\$0.10

469395	00502	0006J	2D		2010	3	-\$156.67	
469312	00502	0006J	BA		2009	2	-\$133.20	
52209	00508	00033	A		2009	3	-\$0.36	
52290	00508	00045			2010	2	-\$1,175.89	
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581655	00510	00041		C0013	2010	2	-\$0.01	
581665	00510	00041		C0017	2010	1	-\$0.70	
53322	00511	0000P	1		2010	1	-\$10.00	
53355	00511	0000S			2009	4	-\$1.26	
53652	00512	0000L	1		2010	3	-\$4,290.87	
578000	00512	00033			2010	2	-\$32.00	
53884	00512	00037			2010	2	-\$3,303.64	
53926	00512	00041			2010	1	-\$0.01	
639350	00512	00041		C0005	2010	2	-\$35.79	
639385	00512	00041		C0012	2010	1	-\$1,688.92	
54049	00513	00001	C		2010	3	-\$16.99	
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54114	00513	00005	M		2010	2	-\$109.54	
479444	00516	00011	F		2009	3	-\$0.85	
479444	00516	00011	F		2010	2	-\$0.56	
54676	00516	00021	F		2010	2	-\$76.67	
457515	00517	00038	44		2010	1	-\$1,871.03	
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413633	00518	00042	1		2010	1	-\$0.85	
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55400	00519	00002	A		2005	3	-\$301.77	
576075	00519	00007		C003R	2010	3	-\$8.59	
55442	00519	00008			2009	3	-\$36.36	
55640	00520	00013	B		2010	2	-\$1,780.01	
56192	00522	00019			2010	2	-\$0.10	
56515	00525	00006	A		2009	4	-\$1.39	
56986	00526	00026	B		2010	3	-\$6.57	
57273	00527	00017			2010	1	-\$3.60	
57364	00528	00001	G		2009	3	-\$0.49	
57364	00528	00001	G		2009	4	-\$0.49	
57364	00528	00001	G		2010	1	-\$1.74	
57364	00528	00001	G		2010	2	-\$1.74	
57497	00528	00024			2010	3	-\$25.21	
57794	00528	5	00060		2009	3	-\$62.50	
57794	00528	5	00060		2009	4	-\$62.50	
57794	00528	5	00060		2010	1	-\$62.50	
57794	00528	5	00060		2010	2	-\$125.00	
57828	00528	5	00066		2009	4	-\$0.23	
493973	00528	5	00085	403	2009	4	-\$0.01	
58073	00529	00018	B		2010	3	-\$39.56	
58099	00529	00020	A		2010	3	-\$189.57	
629645	00529	5	00002	B	C003L	2010	2	-\$1,022.23

629675	00529	5	00019	A	C0003	2010	3	-\$5.81
58628	00530	5	00037	B		2010	1	-\$1.45
58669	00530	5	00040	A		2009	3	-\$47.38
59337	00552		00032			2009	4	-\$0.01
59410	00552		00043			2009	3	-\$1,261.20
59485	00552		00050			2009	4	-\$0.01
59592	00552		00061			2010	1	-\$0.01
59899	00553		00009			2009	4	-\$0.01
59782	00553		0000R			2010	2	-\$1,401.37
59816	00553		0000U			2010	2	-\$1,870.90
59907	00553		00011			2009	4	-\$0.01
60335	00556		0000G			2009	4	-\$744.86
564484	00556		00020		C002R	2010	3	-\$3.14
60699	00557		0000D	2		2009	3	-\$300.00
60699	00557		0000D	2		2009	4	-\$0.01
577865	00557		00019	A	C0008	2010	2	-\$2,488.37
61010	00557		00033	A		2010	2	-\$0.36
479063	00557		0020A	2L		2010	1	-\$0.02
61135	00558		00012			2010	3	-\$14.59
61192	00558		00020			2010	1	-\$14.25
61242	00558		00026	A		2010	1	-\$1.00
61499	00559		00022			2010	1	-\$0.20
61606	00560		00018	A		2010	2	-\$59.78
388009	00562		00022			2009	4	-\$3.00
62315	00562		00027	A		2009	4	-\$4.97
451062	00562		0030A	1L		2009	3	-\$700.70
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451120	00562		0030A	4L		2010	2	-\$1,359.59
62406	00563		00005	C		2010	2	-\$174.21
62588	00563		00029	F		2009	4	-\$0.01
62612	00563		00031	D		2010	3	-\$0.65
630500	00563		00034			2010	1	-\$32.06
62810	00564		00062	C		2009	3	-\$26.24
62810	00564		00062	C		2010	3	-\$10.93
63149	00565		00017			2010	3	-\$0.13
63339	00566		00021	A		2009	4	-\$0.01
63388	00566		00027	A		2010	1	-\$592.34
63396	00566		00028	C		2009	3	-\$56.32
63404	00566		00029	A		2009	3	-\$24.61
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63552	00567		00036			2010	2	-\$2,992.13
63651	00567		00083			2009	3	-\$163.09
595140	00569		00003	99		2010	2	-\$121.57
64188	00570		00045			2010	3	-\$41.94
64329	00570		00065			2010	2	-\$73.15

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572735 00571		00078		2010	2	-\$10.00
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645845 00574		00107		2010	3	-\$345.17
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65151 00574		00109		2010	2	-\$450.00
65193 00574		00113		2010	2	-\$1,203.63
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65615 00575		00025		2010	2	-\$3,814.32
66092 00576		00019	C	2009	4	-\$0.01
388793 00576		00042	F	2010	3	-\$29.02
66498 00577		00008	A	2010	3	-\$79.75
66407 00577		0000C		2009	3	-\$211.31
66530 00577		00010	B	2010	2	-\$0.01
66902 00577		00035	A	2010	1	-\$84.22
66977 00577		00047		2010	2	-\$235.34
67462 00582		00077		2009	4	-\$157.64
67488 00582		00085		2009	3	-\$10.00
67785 00583		00011	E	2009	3	-\$91.97
68049 00584		00012		2009	3	-\$10.00
68205 00586		00004		2009	3	-\$1,346.22
68239 00586		00009	C	2009	4	-\$0.01
68254 00586		00013	B	2009	4	-\$0.01
68403 00586		00024	E	2009	4	-\$480.00
68643 00586		00077	C	2010	2	-\$20.00
492736 00586		00082		2009	4	-\$120.60
69070 00586	5	00068		2010	1	-\$0.01
69153 00588		0000E	2	2010	2	-\$1.54
69203 00588		0000K		2010	1	-\$2.28
397133 00588		0000M	2	2010	1	-\$2,128.19
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69252 00588		0000R	2	2009	4	-\$0.01
69443 00588		00015		2010	3	-\$172.11
69609 00588		00046		2009	4	-\$0.01
70102 00589		00028	A	2010	2	-\$0.05
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416057 00593	A	00PLB	4R	2010	2	-\$1.04
416230 00593	A	00PLB	6A	2009	3	-\$528.40
416743 00593	A	00PLB	9D	2010	3	-\$0.28
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417402	00593	A	00PLB	14F	2010	3	-\$78.47
417766	00593	A	00PLB	16K	2010	3	-\$69.48
417774	00593	A	00PLB	16L	2010	3	-\$10.12
418897	00593	A	00PLC	6G	2010	1	-\$0.10
419481	00593	A	00PLC	9R	2009	4	-\$0.01
419614	00593	A	00PLC	10L	2009	3	-\$502.79
419648	00593	A	00PLC	10P	2010	1	-\$93.90
419689	00593	A	00PLC	11A	2010	2	-\$49.67
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420596	00593	A	00PLC	17G	2010	1	-\$1,790.92
420695	00593	A	00PLC	17T	2010	3	-\$5.56
420745	00593	A	00PLG	1E	2010	3	-\$16.34
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420836	00593	A	00PLG	1R	2009	3	-\$315.15
420877	00593	A	00PLG	1W	2010	1	-\$1.00
420901	00593	A	00PLG	2C	2010	2	-\$1.82
421057	00593	A	00PLG	2V	2009	4	-\$0.10
421396	00593	A	00PLG	4P	2009	3	-\$2.51
421461	00593	A	00PLG	5B	2009	3	-\$549.83
421487	00593	A	00PLG	5D	2010	2	-\$28.07
421719	00593	A	00PLG	6H	2010	2	-\$61.58
422915	00593	A	00PLG	12P	2010	1	-\$0.01
422956	00593	A	00PLG	12V	2010	1	-\$649.10
423202	00593	A	00PLG	15E	2009	3	-\$30.56
423624	00593	A	00PLG	17J	2009	3	-\$983.45
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70722	00595		00020		2009	3	-\$6.45
70904	00596		00041		2010	1	-\$10.67
71159	00597		00003		2010	2	-\$266.23
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71860	00610		00020	A	2010	2	-\$2.00
393579	00610		00020	C	2009	4	-\$13.31
72116	00613	5	0000N	1	2009	4	-\$0.01
72405	00615		00024	A	2010	2	-\$4.79
72603	00616		00021		2009	4	-\$0.93
72611	00616		00022		2010	3	-\$49.97
73072	00618		00003		2010	1	-\$2,039.51
432435	00618		00009	5	2010	2	-\$4.95
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432484	00618		00009	24	2009	4	-\$6.85
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413625	00629		00011	3R	2010	2	-\$644.19
73775	00631	A	0000P	2	2009	3	-\$42.02
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635520 00637	00035	8	C0127	2010	2	-\$419.64
635540 00637	00035	8	C0146	2009	3	-\$50.58
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635570 00637	00035	8	C0152	2009	4	-\$46.34
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635575 00637	00035	8	C0223	2009	4	-\$52.55
635590 00637	00035	8	C0226	2009	3	-\$59.50
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635600 00637	00035	8	C0228	2010	1	-\$1,260.99
635605 00637	00035	8	C0229	2009	3	-\$36.43
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635625 00637	00035	8	C0233	2009	3	-\$77.32
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635630 00637	00035	8	C0234	2009	3	-\$47.58
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635675 00637	00035	8	C0247	2010	2	-\$35.60
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635675 00637	00035	8	C0247	2010	2	-\$1,507.83
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635695 00637	00035	8	C0251	2010	2	-\$0.87
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635715 00637	00035	8	C0255	2009	3	-\$80.32
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635785 00637	00035	8	C0329	2009	3	-\$36.43
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635835 00637	00035	8	C0339	2010	1	-\$92.14
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636140 00637	00035	8	C0528	2009	3	-\$70.40
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636270 00637	00035	8	C0558	2009	3	-\$74.62
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636290 00637	00035	8	C0562	2010	2	-\$1,895.18
636290 00637	00035	8	C0562	2010	2	-\$96.40
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636455 00637	00035	8	C0655	2010	1	-\$550.15
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636570 00637	00035	8	C150X	2010	2	-\$33.89
636685 00637	00035	8	C247X	2010	1	-\$488.13
636770 00637	00035	8	C324X	2009	4	-\$0.31
636885 00637	00035	8	C351X	2010	1	-\$93.11
636935 00637	00035	8	C361X	2010	2	-\$6.03
636955 00637	00035	8	C425X	2010	2	-\$161.05
637155 00637	00035	8	C529X	2009	4	-\$59.97
637325 00637	00035	8	C627X	2010	1	-\$0.09
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74658 00640	00080	A	HM	2007	1	-\$89.79
74898 00640	00107		HM	2007	4	-\$89.76
389650 00643	00060	B		2010	2	-\$1,271.44
593065 00643	0030A	99		2010	2	-\$15,003.04
593080 00662	00196	99	HM	2010	1	-\$397.42
75655 00664	00159	A	HM	2010	1	-\$1,684.82
588220 00664	00163	99	HM	2009	3	-\$0.50
75762 00664	00173		HM	2009	4	-\$0.01
75762 00664	00173		HM	2010	2	-\$988.33
428581 00666	00117		HM	2010	1	-\$880.83
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483420 00699	00017			2010	3	-\$5,837.70
483453 00699	00020			2010	2	-\$3,158.26
580055 00699	00074		C0001	2010	3	-\$1,240.78
77297 00699	00079	C		2009	3	-\$153.80

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77867 00702		0000B			2010	1	-\$0.01
77875 00702		0000C			2010	3	-\$11.47
77909 00702		0000F			2010	1	-\$0.28
78303 00703		00019			2009	4	-\$1,927.21
79152 00706		0000C			2010	2	-\$2,360.42
79491 00706	5	00004			2010	1	-\$0.20
79889 00708		00004			2009	4	-\$0.30
80234 00709		00050	D		2009	3	-\$1,927.22
80663 00709	5	00080			2010	2	-\$237.79
572910 00709	5	00110			2010	2	-\$273.82
589985 00709	5	00110		T01	2010	2	-\$9.31
81125 00710		00029			2009	4	-\$185.23
400531 00712		0000A	10		2009	4	-\$2.23
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626925 00712		00018		C0002	2010	2	-\$963.22
81497 00713		00011	DUP		2010	3	-\$54.75
467217 00713		0015A	404		2010	2	-\$27.00
81919 00714		00009			2009	4	-\$3.02
401919 00714		0000E	5		2009	4	-\$638.33
82081 00714		00041	A		2009	4	-\$0.01
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630270 00714		00046		C003A	2009	3	-\$765.12
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630275 00714		00046		C004A	2010	1	-\$175.61
81836 00714		000F9			2010	2	-\$0.10
82164 00715		00004	A		2009	3	-\$440.41
82164 00715		00004	A		2010	1	-\$467.61
426791 00715		000D1	D1		2010	2	-\$43.11
475566 00716		00001	503		2010	3	-\$1.46
82420 00716		00012			2009	4	-\$0.66
82578 00716		00027	B		2009	3	-\$160.52
82651 00716		00041			2010	2	-\$176.74
82917 00717		00030			2010	3	-\$40.65
407734 00717		00044			2009	3	-\$296.44
578385 00719		00006			2010	2	-\$2,341.14
83329 00719		0000B			2010	2	-\$2,113.98
83345 00719		0000D	1		2009	4	-\$1,511.80
83501 00719		00023	A		2010	2	-\$66.73
83659 00720		00020			2010	3	-\$263.42
83915 00722	A	00014			2010	4	-\$4,706.77
83964 00722	A	00019			2010	2	-\$99.35
466789 00722	A	0012A	2L		2010	2	-\$31.14
471656 00722	B	0002A	3C		2010	2	-\$381.43
84350 00724		00001	B		2009	4	-\$0.01
84376 00724		00003			2009	4	-\$250.00

84632 00726	00007		2010	1	-\$13.63
84657 00726	00013	A	2009	3	-\$70.88
84699 00726	00017		2009	3	-\$0.01
84731 00726	00021		2009	4	-\$5.00
85324 00731	0000G		2010	3	-\$22.11
582045 00731	00013	99	2010	2	-\$1,907.15
85605 00734	00028		2010	3	-\$0.12
85811 00734	00076		2010	2	-\$101.25
408799 00735	00018	C6	2009	4	-\$0.09
408815 00735	00018	D2	2009	4	-\$7.15
408815 00735	00018	D2	2010	2	-\$8.05
408831 00735	00018	D4	2010	2	-\$65.36
86132 00735	00037		2009	3	-\$488.80
86397 00735	00399	B	2010	2	-\$13.17
86462 00736	00281		2010	2	-\$0.81
549717 00736	00310	C001R	2010	2	-\$625.54
549725 00736	00310	C002F	2010	3	-\$2,107.20
549741 00736	00310	C003F	2010	1	-\$723.59
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640870 00738	00048	C0401	2010	1	-\$95.80
457531 00738	00058	1	2009	3	-\$732.63
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457531 00738	00058	1	2010	3	-\$876.45
457549 00738	00058	2	2009	3	-\$432.57
457549 00738	00058	2	2009	4	-\$647.61
87361 00738	00071		2009	4	-\$0.01
87411 00738	00077	C	2010	3	-\$97.79
87544 00739	00005		2009	3	-\$29.53
87593 00739	00010		2010	3	-\$25.30
87627 00739	00013		2009	4	-\$0.01
454520 00739	00015	2C	2010	1	-\$312.13
454736 00739	00015	PS6	2009	4	-\$0.01
427245 00740	000A1	10	2009	3	-\$25.66
454447 00740	000B6	403	2009	4	-\$0.01
508333 00742	00154		2009	4	-\$0.10
88112 00743	00005		2010	3	-\$10.00
88237 00743	00022		2010	3	-\$23.43
88369 00743	00035		2009	3	-\$48.56
88377 00743	00038		2010	3	-\$2.54
88633 00744	00017		2009	3	-\$2.85
88674 00744	00027		2009	3	-\$500.00
88930 00745	00006		2009	3	-\$1,700.49
88898 00745	0000L		2010	1	-\$5.02
450197 00746	00311	D5	2010	2	-\$32.62
450262 00746	00311	F3	2009	3	-\$39.78
578445 00746	00317	C0001	2009	3	-\$148.11

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515783 00747	00208	C001C	2010	2	-\$1,032.40	
515791 00747	00208	C001D	2010	1	-\$840.64	
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515825 00747	00208	C001G	2010	1	-\$1,289.32	
515858 00747	00208	C002C	2010	2	-\$511.95	
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515916 00747	00208	C003B	2010	1	-\$1,026.86	
515916 00747	00208	C003B	2010	2	-\$981.54	
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515940 00747	00208	C003E	2010	2	-\$1,852.91	
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515973 00747	00208	C004A	2010	2	-\$1,735.93	
515981 00747	00208	C004B	2010	1	-\$1,539.40	
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516013 00747	00208	C004E	2010	1	-\$1,432.98	
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89672 00748	00025		2009	3	-\$2.98	
89698 00748	00027		2009	2	-\$34.90	
89714 00748	00029	A	2010	3	-\$29.12	
89763 00748	00035		2009	3	-\$284.08	
607030 00748	00092	C002B	2010	2	-\$0.01	
607040 00748	00092	C003B	2010	3	-\$9.18	
90001 00748	0078C	DUP	2009	3	-\$2,862.49	
557124 00749	00035	C001F	2010	1	-\$1,220.16	
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90639 00749	00092		2009	4	-\$250.00	
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92510 00756	00329	B		2010	2	-\$262.66
92544 00756	00334			2009	3	-\$0.84
92544 00756	00334			2010	2	-\$2.56
92577 00756	00337			2010	2	-\$47.03
587285 00756	00351			2010	2	-\$1,888.73
434365 00756	0329A	1		2009	4	-\$0.01
92700 00757	0000D	1		2010	2	-\$123.16
593180 00757	00119	99		2010	1	-\$6.58
92791 00757	00123			2010	3	-\$2,777.60
92858 00757	00135			2009	3	-\$0.01
92858 00757	00135			2009	4	-\$0.01
92940 00757	00220			2010	1	-\$786.59
640795 00757	00220		C0001	2009	4	-\$1.74
590240 00758	00013		C001B	2010	2	-\$61.64
590250 00758	00013		C003D	2010	3	-\$5.24
93385 00758	00112			2009	4	-\$0.01
93385 00758	00112			2010	3	-\$20.18
529958 00758	00121			2010	1	-\$0.20
578890 00762	00028	A	C0001	2010	2	-\$1,647.57
93963 00763	00029	A		2010	1	-\$1,984.53
94250 00764	00004			2009	4	-\$7.80
94532 00764	00042			2010	2	-\$10.10
479519 00765	00001	2A		2009	3	-\$10.00
479519 00765	00001	2A		2010	3	-\$1.18
479683 00765	00001	4F		2009	3	-\$658.74
479683 00765	00001	4F		2010	1	-\$99.20
479758 00765	00001	P1		2010	3	-\$11.05
94748 00765	0000M			2010	1	-\$1,862.17
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617160 00765	00047		C002B	2010	2	-\$79.17
95364 00766	00028			2010	1	-\$0.10
95422 00766	00035			2010	2	-\$2,966.69
95513 00766	00044			2010	2	-\$3,256.18
95562 00767	0000A	1		2010	3	-\$12.87
95844 00767	00029			2009	4	-\$0.01
434993 00767	00040	1R		2010	2	-\$0.40
96339 00771	00010	A		2009	3	-\$56.25
96479 00771	00027			2009	4	-\$100.00
96479 00771	00027			2010	2	-\$1,983.45
96628 00771	00055	A		2010	3	-\$0.83
97121 00773	0000H			2009	4	-\$1.00
97121 00773	0000H			2010	1	-\$0.41
97121 00773	0000H			2010	2	-\$0.66
97402 00773	00030	D		2010	1	-\$0.50
97493 00773	00053	B		2010	2	-\$25.02
97576 00774	00003			2009	3	-\$224.63

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97709 00774	00020		2009	3	-\$16.39	
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577950 00774	00066	C0202	2010	2	-\$72.21	
581065 00774	00066	C0P17	2010	2	-\$6.74	
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119818 00848	00017			2010	2	-\$0.10
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152272 00943	00031		2009	3	-\$2.38
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456780 00944	0001E	4	2009	3	-\$307.51
456806 00944	0001E	6	2010	3	-\$19.56
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152850 00945	00013		2010	2	-\$1,152.77
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153320 00947		00022			2009	3	-\$4.00
553115 00948	2	00046			2010	1	-\$60.28
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154559 00954		00002			2010	3	-\$38.82
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154831 00955		00012	G		2009	4	-\$0.01
154948 00955		00034			2004	1	-\$211.50
155788 00975		00003			2009	4	-\$0.01
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156489 00981		0000A	2		2009	2	-\$11,960.36
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504225 01200		00016	1	HM	2010	2	-\$2,610.58
158212 01200		00057	B	HM	2010	2	-\$266.02
158691 01251		00083			2010	1	-\$60.00
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629550 01252		00003		C0226	2010	1	-\$1,230.80
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629595 01252		00003		C0235	2010	1	-\$1,372.68
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517789 01253		00077			2010	3	-\$473.84
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159483 01253	B	00008			2009	4	-\$0.01
159715 01253	B	00031			2010	1	-\$0.30
159830 01253	B	00043			2009	4	-\$0.82
159962 01253	C	00007			2010	3	-\$126.18
518183 01254		00069			2010	1	-\$91.20
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161216 01256		00008			2010	2	-\$2,339.45
161562 01256	5	00020			2010	1	-\$0.68
161570 01256	5	00021			2010	1	-\$10.12
161612 01256	5	00025			2010	1	-\$709.39
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161786 01257		00002			2010	2	-\$56.33
407437 01257		00024			2009	3	-\$52.05
407460 01257		00034			2010	2	-\$1,871.81
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162529 01257	C	00001			2010	2	-\$108.44

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162966	01257	D	00006		2009	3	-\$31.58
162982	01257	D	00008		2009	4	-\$0.01
163030	01257	D	00013		2009	3	-\$1,667.90
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163592	01257	E	00013		2010	3	-\$51.36
163618	01257	E	00015		2009	4	-\$0.01
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164558	01257	H	00004		2009	4	-\$0.01
164574	01257	H	00006		2009	4	-\$0.70
164574	01257	H	00006		2010	1	-\$0.02
164574	01257	H	00006		2010	2	-\$0.86
164590	01257	H	00008		2009	4	-\$0.01
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584185	01257	K	00029		2010	2	-\$544.97
165183	01257	L	00018		2009	3	-\$222.10
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165472	01257	N	00068		2010	2	-\$129.25
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165670	01257	P	00048		2010	2	-\$2,373.35
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166447	01258		00039		2010	2	-\$118.16
166470	01258		00042		2009	4	-\$0.01
590205	01258		0011A	99	2009	3	-\$15.00
590205	01258		0011A	99	2010	1	-\$305.39
446237	01258	5	00079	1	2010	3	-\$2.24
446252	01258	5	00079	3	2010	3	-\$2.54
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167338	01260		00018	B	2010	3	-\$9.92
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637710	01260		00025		2010	1	-\$70.94
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505461	01262	2	00013		2009	3	-\$288.30
506071	01262	3	00040		2010	2	-\$137.38
506113	01262	3	00044		2009	3	-\$209.21
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167841	01264		00018		2009	3	-\$0.78
167841	01264		00018		2010	2	-\$0.05
167965	01264		00042		2010	2	-\$0.64

168393	01264	B	00146		2010	2	-\$110.77
168484	01264	B	00155		2009	3	-\$232.76
168500	01264	C	00A10	PL	2009	3	-\$11.59
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169292	01265		00067		2009	3	-\$191.39
169334	01265		00071		2010	1	-\$0.20
169698	01267		0000P	1	2009	4	-\$483.26
169722	01268		00001		2010	2	-\$202.08
169979	01268	5	00013		2010	1	-\$0.53
170076	01268	5	00025		2010	2	-\$37.88
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170464	01269		00011	A	2009	3	-\$204.92
170480	01269		00013	A	2009	4	-\$0.01
170712	01269		00055	A	2009	2	-\$4,299.31
170712	01269		00055	A	2009	3	-\$2,951.20
505024	01269		00076		2009	4	-\$2,434.53
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170860	01271		0000F	1	2009	3	-\$15.23
171199	01271		00034		2010	1	-\$276.66
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171827	01272		00020	A	2009	3	-\$1,824.19
171900	01272	5	00003		2009	4	-\$0.01
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172734	01273		00077		2010	3	-\$55.00
172783	01273		00082		2009	4	-\$0.04
173385	01273		00142		2010	2	-\$3.94
173443	01273		00148		2009	3	-\$225.53
173500	01273	5	00003	B	2004	3	-\$0.01
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173716	01273	5	00155		2010	2	-\$109.73
173849	01274		00026	A	2009	3	-\$2,189.38
174839	01274		00140		2009	3	-\$219.48
175257	01275	A	0000A	12	2009	4	-\$1.90
175869	01275	C	00031		2010	1	-\$1,798.32
176024	01275	C	00047		2009	4	-\$0.01
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176214	01276		00046		2010	1	-\$2,225.73
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583990	01276		0073A	99	2009	4	-\$0.01
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176495	01276	A	00007		2009	4	-\$1,228.45
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176727	01277		0000A	6	2010	2	-\$100.38
176784	01277		0000A	13	2010	1	-\$0.41
176966	01277		00015	R4	2010	2	-\$102.79
176982	01277		00015	U1	2009	4	-\$0.14
177238	01277		00029		2010	1	-\$2,064.67
610170	01277		00043	C0002	2009	4	-\$0.01
497321	01278		00009		2010	1	-\$1,035.38
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177642	01278		0000A	6	2010	2	-\$5.79
600085	01278		00015		2010	2	-\$1.17
178715	01279	C	00026		2009	4	-\$0.01
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179218	01280	A	00014		2010	3	-\$7.83
179473	01280	A	00028		2009	3	-\$25.44
179648	01280	A	00060	D	2009	3	-\$1,575.79
179861	01280	B	00011		2010	2	-\$1,888.51
180885	01280	C	00033		2009	3	-\$286.17
180901	01280	C	00034		2009	4	-\$0.01
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181065	01280	C	00041	A	2010	1	-\$665.48
181214	01280	C	00077		2009	3	-\$289.90
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181826	01280	D	00057		2010	1	-\$1,455.34
182030	01280	D	00080		2009	3	-\$1,609.80
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590700	01281	A	0005A	99	2010	2	-\$300.00
182824	01281	A	00066	A	2009	4	-\$0.43
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183319	01281	B	00058		2009	3	-\$3.00
183509	01281	B	00077	A	2009	3	-\$50.00
183517	01281	B	00078	A	2009	4	-\$0.50
184200	01281	D	00011		2009	4	-\$0.01
184358	01281	E	00065	D	2009	4	-\$205.19
184721	01282	C	00001	F	2010	2	-\$0.02
184762	01282	C	00023		2009	4	-\$0.01
184762	01282	C	00023		2010	2	-\$67.28
184796	01282	C	00026	A	2010	3	-\$4.29
184804	01282	C	00028	A	2009	4	-\$0.01
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185124	01282	D	00031		2009	3	-\$236.35
185769	01282	H	00012	B	2010	1	-\$10.00
185793	01282	J	00001		2009	3	-\$0.01
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185900	01282	J	00012	B	2010	3	-\$70.88	
186072	01282	J	00029	A	2009	4	-\$0.08	
186387	01282	K	00038	B	2009	4	-\$1,142.02	
186510	01282	L	00006		2009	3	-\$1,384.48	
186957	01283		00036		2009	3	-\$0.51	
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187054	01283		00048		2009	4	-\$0.66	
187062	01283		00049		2009	3	-\$0.21	
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187716	01283		00122		2009	3	-\$209.34	
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187906	01283	A	00138		2010	1	-\$5.41	
188219	01283	A	00181	A	2010	2	-\$4.46	
188250	01283	A	00185	A	2010	1	-\$0.01	
188706	01284	5	00023	F	2009	3	-\$0.01	
527564	01284	5	00035		2010	2	-\$139.34	
472613	01284	5	0019F	205	2009	3	-\$0.01	
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190165	01284	D	0000F	57	2009	4	-\$846.14	
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530618	01288	1	00041		C004H	2010	2	-\$2,264.86
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531897	01288	1	00041		C14B2	2009	3	-\$1,792.60
531970	01288	1	00041		C14F2	2009	3	-\$0.40
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531038	01288	1	00042		C007H	2009	2	-\$707.00
531038	01288	1	00042		C007H	2009	4	-\$455.57
531053	01288	1	00042		C007J	2009	3	-\$1.38
531384	01288	1	00042		C010C	2009	3	-\$378.06
531533	01288	1	00042		C011D	2010	3	-\$11.36
531574	01288	1	00042		C011H	2009	4	-\$1.78
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531178	01288	1	00042		C08C2	2010	2	-\$3.00
531780	01288	1	00042		C13C1	2010	2	-\$81.44
533273	01288	1	00043		C025H	2010	1	-\$594.00
533513	01288	1	00043		C027H	2010	1	-\$1,904.73
533646	01288	1	00043		C28F1	2009	3	-\$0.77

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533828	01288	1	00043	C29G1	2010	1	-\$14.67
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480350	01288	A	00019	02E	2010	2	-\$1,493.51
480400	01288	A	00019	02J	2009	4	-\$0.01
480467	01288	A	00019	03B	2010	3	-\$61.46
480798	01288	A	00019	04E	2004	2	-\$27.00
480798	01288	A	00019	04E	2010	2	-\$9.49
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482380	01288	A	00019	10N	2010	1	-\$0.03
491696	01288	A	00019	12S	2009	4	-\$2.50
491381	01288	A	00019	13L	2010	2	-\$266.06
491902	01288	A	00019	14O	2010	2	-\$126.85
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495341	01288	A	00019	22D	2010	1	-\$0.02
495606	01288	A	00019	23F	2010	2	-\$6.49
495689	01288	A	00019	23N	2009	4	-\$0.09
495721	01288	A	00019	23R	2009	3	-\$323.63
495739	01288	A	00019	23S	2009	3	-\$286.12
496109	01288	A	00019	25H	2009	3	-\$133.06
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484931	01288	A	00019	16C3	2010	1	-\$101.25
495010	01288	A	00019	20J1	2010	2	-\$0.58
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495127	01288	A	00019	21C2	2010	2	-\$1,378.23
495309	01288	A	00019	21L2	2010	1	-\$0.03
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498683	01288	A	00024	27E	2010	2	-\$559.35
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499194	01288	A	00024	34A	2010	1	-\$0.65
499335	01288	A	00024	35G	2009	4	-\$1,543.20
499483	01288	A	00024	37A	2010	2	-\$72.33
499616	01288	A	00024	38B	2009	3	-\$319.14
499855	01288	A	00024	40H	2009	3	-\$181.23
499889	01288	A	00024	40K	2010	3	-\$0.78
500785	01288	A	00025	44D	2010	2	-\$68.94
503060	01288	A	00025	47G	2009	4	-\$0.01
503094	01288	A	00025	47J	2009	4	-\$0.22
503185	01288	A	00025	47S	2010	2	-\$68.94
503359	01288	A	00025	48L	2009	4	-\$0.01
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502138 01288	A	00025	52K	2009	4	-\$0.05	
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192971 01300	A	00092		2010	1	-\$0.01	
193045 01300	A	00099		2009	3	-\$0.10	
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193839 01301		00017	A	2010	1	-\$285.83	
193862 01301		00020		2010	1	-\$1,163.41	
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194530 01303		00048		2010	2	-\$0.24	
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195115 01304		00024		2010	2	-\$2,359.79	
195230 01304		0028A	DUP	2009	4	-\$0.01	
195370 01305		00009	A	2010	2	-\$91.27	
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195529 01305		00031		2010	2	-\$1,000.00	
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195693 01306		00003		2009	3	-\$16.17	
195578 01306		0000A	6	2009	3	-\$977.79	
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196600 01308	0000D	14	2009	4	-\$250.00
196816 01308	00014		2009	3	-\$0.74
197202 01309	00005		2010	3	-\$5.73
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197046 01309	0000B	8	2009	4	-\$1.66
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197624 01311	00010		2010	2	-\$100.46
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197764 01311	00024	A	2010	2	-\$17.82
197798 01311	00043	B	2010	1	-\$1,349.62
197871 01311	00051	A	2009	3	-\$2.88
198135 01312	00007		2010	2	-\$6.08
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198416 01312	00035	A	2009	4	-\$2.38
198986 01315	00023		2009	4	-\$0.03
199091 01315	00032		2010	2	-\$50.30
199158 01315	00038		2009	3	-\$317.35
199471 01316	00044		2010	1	-\$3,745.81
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200212 01318	00003	B	2009	3	-\$14.88
200238 01318	00008	A	2009	4	-\$1.00
200139 01318	0000B	5	2009	4	-\$0.01
200162 01318	0000W	3	2009	4	-\$2.62
200162 01318	0000W	3	2010	1	-\$0.02
200170 01318	0000Y	3	2009	3	-\$0.09
200170 01318	0000Y	3	2009	4	-\$0.10
200188 01318	0000Z	2	2009	3	-\$532.68
200345 01318	00021	A	2010	1	-\$1.00
200709 01318	00181	A	2010	2	-\$15.11
201319 01319	00156	B	2009	3	-\$16.20
201426 01319	00169	B	2009	4	-\$945.30
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201848 01322	00177		2010	3	-\$0.40
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588235 01323	00021	99	2010	1	-\$1.11
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496653 01326	00105		2009	3	-\$913.85
203505 01327	00020		2010	2	-\$1,101.91
203620 01328	00005	A	2009	3	-\$72.69
204537 01331	00004	DUP	2010	2	-\$5.25
205013 01334	00008		2009	4	-\$2,022.16
204958 01334	0000A	1	2009	3	-\$87.42

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205849 01336	00037		2009	3	-\$9.80
564625 01336	00042		2010	2	-\$156.47
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205898 01337	00005	A	2010	3	-\$9.76
205948 01337	00016		2010	2	-\$0.61
205955 01337	00017		2010	2	-\$0.17
206656 01339	00020		2010	1	-\$663.28
206656 01339	00020		2010	2	-\$634.02
207209 01341	00001	A	2010	2	-\$286.15
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207563 01341	00036	B	2010	2	-\$0.42
207779 01342	00009		2010	1	-\$41.73
207829 01342	00011	DUP	2009	4	-\$0.15
207886 01342	00015		2009	3	-\$633.34
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207886 01342	00015		2010	1	-\$667.75
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208124 01342	00033		2009	3	-\$0.03
524223 01342	00062		2009	4	-\$0.01
527242 01342	00063		2009	3	-\$280.71
208355 01343	00001		2010	1	-\$350.00
208389 01343	00004		2010	1	-\$150.00
573440 01344	00070		2010	3	-\$2,116.84
209239 01345	00009	B	2010	2	-\$23.19
209379 01345	00030		2009	4	-\$119.83
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209668 01346	00025	A	2010	2	-\$10.50
209890 01347	0000D		2004	1	-\$0.06
210054 01347	00015	A	2010	3	-\$16.64
210286 01347	00045		2010	2	-\$1,861.39
210302 01347	00047		2009	3	-\$1,584.29
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210302 01347	00047		2010	1	-\$1,982.76
210302 01347	00047		2010	2	-\$1,895.30
210450 01347	00065		2009	3	-\$1,062.81
210773 01348	00001		2010	1	-\$299.72
210575 01348	0000A	35	2010	1	-\$1,401.06
210575 01348	0000A	35	2010	2	-\$1,339.25
211003 01348	00025		2009	4	-\$0.01
211151 01348	00037		2010	1	-\$1,667.08
211193 01348	00043		2010	3	-\$19.51
211243 01348	00052		2010	3	-\$5.63
211565 01349	00004		2009	4	-\$244.29
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211342	01349		0000A	18	2010	1	-\$1,241.44
211508	01349		0000B	28	2010	3	-\$5.26
211722	01349		00019	A	2010	2	-\$0.18
211805	01350		0000B	22	2009	4	-\$2,539.85
211805	01350		0000B	22	2010	1	-\$1,631.24
211805	01350		0000B	22	2010	1	-\$463.89
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211821	01350		0000B	24	2010	1	-\$290.24
211839	01350		0000B	25	2010	1	-\$191.51
211953	01350		00014	A	2009	3	-\$9.91
211995	01350		00020	A	2009	3	-\$178.47
212464	01352		00008		2009	3	-\$0.02
212241	01352		0000C	7	2009	4	-\$257.41
212241	01352		0000C	7	2009	4	-\$0.01
213124	01353		00006	C	2009	3	-\$753.59
212670	01353		0000B	8	2010	1	-\$0.68
212738	01353		0000C	12	2010	2	-\$0.22
213306	01354		0000A	26	2010	2	-\$1,356.20
213512	01354		00021	A	2010	3	-\$95.18
213769	01356		00010		2010	3	-\$1,035.26
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213850	01356		00094	A	2010	1	-\$1.00
213983	01357		0000A	15	2009	4	-\$0.01
214296	01358		00139	A	2010	2	-\$13.30
214577	01359		00158		2009	3	-\$1,417.08
214577	01359		00158		2009	4	-\$1,417.07
214577	01359		00158		2010	1	-\$1,773.49
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214759	01359	5	0000K		2010	3	-\$13.64
214957	01359	5	00029		2009	4	-\$0.01
215129	01360		00006	A	2010	2	-\$751.79
215186	01360		00011		2009	3	-\$237.49
216093	01361	5	00007	A	2009	4	-\$1,275.37
216465	01362		00078		2009	3	-\$0.60
217059	01363		00052	A	2009	4	-\$2,185.12
217273	01364		00001	M	2010	1	-\$0.02
217315	01364		00002	C	2010	1	-\$0.72
217455	01364		00010		2010	2	-\$142.44
217539	01364		00019		2009	4	-\$0.01
217646	01365		00002	B	2010	1	-\$17.62
217745	01365		00011		2010	2	-\$1,264.66
218883	01367		00001	C	2010	1	-\$0.01
219063	01367		00006	D	2010	1	-\$2,190.63
218784	01367		0000D	1	2010	1	-\$172.03
218784	01367		0000D	1	2010	2	-\$164.44
218826	01367		0000F	1	2010	1	-\$1,136.81
219188	01367		00020	A	2009	4	-\$2.00

219287	01367		00030		2010	2	-\$0.24
393421	01367		00034	C	2010	2	-\$53.97
554022	01367		00042		2010	1	-\$2,186.71
219535	01368		00011	B	2010	3	-\$91.60
219741	01368		00036		2009	4	-\$0.01
220079	01369		00066		2009	3	-\$122.38
220103	01369		00072		2009	4	-\$0.01
220319	01369		00138	A	2009	3	-\$1,054.31
220491	01370		00048	A	2009	4	-\$1.32
220830	01371		00002	A	2010	2	-\$0.09
221010	01371		00037		2010	3	-\$1.00
221069	01371		00047	A	2009	3	-\$0.03
221697	01372		00028	D	2010	1	-\$2.57
221911	01372		00041	B	2009	3	-\$112.23
222067	01373		00013		2010	2	-\$109.48
600885	01373		00027		2009	3	-\$587.07
222307	01373		00041	A	2009	2	-\$14.77
222596	01373		00077		2009	4	-\$0.01
222877	01375		00005	A	2010	3	-\$6.23
223388	01375		00032		2010	1	-\$1,596.14
223453	01375		00034		2010	1	-\$1,418.79
223578	01375		00044	H	2010	2	-\$1,434.19
223990	01376		00042	J	2009	3	-\$1,204.51
224485	01376		00042	M	2010	2	-\$620.72
224121	01376		00052		2010	3	-\$8.06
387241	01378		00051	A	2010	2	-\$207.02
226555	01380		0000E	38	2010	2	-\$1,330.28
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227900	01405		00075		2010	2	-\$1,410.44
228288	01409		00011	B	2010	2	-\$2.32
228544	01410		00014	B	2009	3	-\$0.22
228585	01410		00020		2009	3	-\$213.40
229252	01413		00025		2010	1	-\$1,440.07
229252	01413		00025		2010	2	-\$1,376.55
229393	01414		00002	C	2010	1	-\$1,145.68
415026	01414		0017C	B3	2010	1	-\$7.65
415042	01414		0017C	B5	2009	4	-\$106.28
415083	01414		0017C	C1	2009	4	-\$0.01
415083	01414		0017C	C1	2010	2	-\$15.33
415364	01414		0017C	BAS2	2009	4	-\$0.01
229864	01415		00014		2005	2	-\$0.63
229864	01415		00014		2009	3	-\$19.97
229864	01415		00014		2009	4	-\$4.07
229864	01415		00014		2010	1	-\$0.76
229864	01415		00014		2010	2	-\$0.34
230243	01415	5	00007	C	2010	3	-\$0.03
230250	01415	5	00007	D	2009	4	-\$6.95

230250	01415	5	00007	D	2010	1	-\$0.64
230250	01415	5	00007	D	2010	2	-\$13.55
230268	01415	5	00008	A	2010	2	-\$188.40
230268	01415	5	00008	A	2010	3	-\$2,041.08
587685	01415	5	00018	99	2009	4	-\$683.99
587685	01415	5	00018	99	2010	1	-\$61.58
587685	01415	5	00018	99	2010	2	-\$1,334.16
230649	01418		00005		2010	2	-\$3,305.75
230938	01418		00035		2010	2	-\$1,371.46
450767	01418		00038		2009	3	-\$716.75
231142	01419		00005		2010	1	-\$9.12
231506	01421		00002	D	2009	4	-\$0.01
231514	01421		00002	E	2010	1	-\$2,770.19
231597	01421		00006	C	2009	3	-\$199.22
231654	01421		00009	B	2009	3	-\$26.64
231654	01421		00009	B	2009	4	-\$0.20
231837	01421		00020		2009	4	-\$46.76
231936	01421		00026		2009	4	-\$0.01
231936	01421		00026		2010	2	-\$0.01
232082	01422		00013		2009	3	-\$106.60
232215	01422		00021		2009	4	-\$1,273.95
232215	01422		00021		2010	3	-\$453.65
415349	01423		00018		2009	3	-\$299.58
232561	01424		00007		2010	3	-\$18.25
232645	01424		00018		2009	3	-\$383.34
232819	01424	B	00001	B	2009	3	-\$1,179.01
233122	01425		00014		2010	1	-\$962.19
233189	01425		00019	A	2010	3	-\$97.78
233445	01426		0000C		2010	2	-\$1,399.36
234047	01427		00046		2009	3	-\$25.00
234161	01427		00058		2009	4	-\$0.01
234161	01427		00058		2010	1	-\$0.01
234419	01428		00026	C	2010	2	-\$0.31
234476	01428		00034	A	2010	1	-\$50.00
234609	01428		00052	A	2010	3	-\$22.42
234930	01430		00007	A	2009	4	-\$1.04
235168	01430		00034	A	2009	3	-\$3.00
235606	01431		00014	B	2010	2	-\$237.32
235614	01431		00015		2010	2	-\$2,244.52
601305	01431		00023		2009	4	-\$0.78
236133	01432		00012	B	2009	4	-\$3.56
236844	01435		00006		2010	1	-\$0.20
583885	01435		0000E	99	2009	3	-\$38.67
237156	01436		00009	A	2010	2	-\$300.00
237123	01436		0000W	6	2010	1	-\$0.01
237214	01436		00012	K	2010	3	-\$0.35
237347	01438		0000C	2	2010	1	-\$3,014.93

237560	01438		00011		2009	4	-\$0.01
237586	01438		00013		2009	4	-\$1.00
238261	01441		00005	A	2010	2	-\$66.73
238212	01441		0000G		2010	2	-\$79.17
238295	01441		00013	A	2009	4	-\$1,212.87
238477	01462		00006	B	2009	3	-\$38.00
238766	01463		0000B	27	2009	4	-\$0.01
239145	01463		00018	B	2010	3	-\$16.49
240556	01466		00006	C	2009	3	-\$1,276.79
241158	01469		0000M	19	2009	4	-\$0.35
241158	01469		0000M	19	2010	2	-\$0.57
241265	01469		0000M	30	2004	2	-\$2.05
241422	01469		00011		2010	1	-\$1,305.29
241828	01469	A	00022	A	2010	3	-\$10.78
241851	01469	A	00025	A	2010	2	-\$62.66
241992	01469	B	00041	A	2009	3	-\$121.94
242438	01470		00010	A	2010	3	-\$4.96
242644	01470		00033	A	2010	2	-\$88.89
509919	01471	A	00080	C	2010	3	-\$136.56
242891	01471	A	00083		2010	2	-\$122.72
243014	01471	A	00095		2010	3	-\$21.77
584035	01471	B	00019		2010	3	-\$2,035.23
243311	01471	C	00007		2009	4	-\$759.55
243329	01471	C	00008		2010	2	-\$9.26
243428	01471	C	00018		2009	4	-\$875.75
243774	01472		00026	A	2010	3	-\$82.70
244004	01472		00048	E	2009	4	-\$0.01
244087	01472		00055		2010	3	-\$10.00
244137	01472		00060		2009	4	-\$0.01
244137	01472		00060		2010	3	-\$3.90
244327	01473		0000B	1	2010	1	-\$1,135.03
244673	01473		00031	A	2010	3	-\$45.00
244681	01473		00033	34	2010	2	-\$0.62
244749	01473		00040		2010	1	-\$1,120.85
245001	01474		00004	D	2009	3	-\$20.00
245233	01474		00027		2010	3	-\$249.20
245381	01474		00042		2010	1	-\$0.01
245415	01474		00045	A	2010	1	-\$743.97
245472	01474		00051		2010	2	-\$1.00
245670	01474		00072	A	2010	3	-\$55.74
246249	01475		00053		2009	4	-\$250.00
246298	01475		00058		2009	4	-\$17.41
246454	01475		00075		2009	4	-\$96.51
246579	01476		0000B	2	2010	2	-\$100.00
246876	01477		0000R		2009	3	-\$605.10
247296	01482		0000G		2009	3	-\$801.96
247734	01483		00007	A	2010	2	-\$5.52

247494	01483		0000A	DUP	2010	2	-\$0.45
247502	01483		0000B		2009	4	-\$0.01
247692	01483		0000J		2010	2	-\$45.59
247924	01485		00026		2010	1	-\$1.41
248161	01485	5	00007	A	2009	4	-\$228.39
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248161	01485	5	00007	A	2010	2	-\$700.00
248310	01485	5	00021	D	2009	3	-\$15.05
525410	01485	5	00022		2010	3	-\$89.99
248344	01485	5	0006B	DUP	2010	1	-\$1,241.44
248468	01487		00004		2010	2	-\$88.73
441147	01497		00018	C3	2009	4	-\$165.83
441147	01497		00018	C3	2010	2	-\$219.71
441204	01497		00018	C9	2009	4	-\$6.52
441204	01497		00018	C9	2010	2	-\$95.42
441220	01497		00018	C11	2009	3	-\$0.10
440826	01497		00019	2	2010	2	-\$139.42
440966	01497		00019	16	2010	1	-\$785.65
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441006	01497		00019	20	2009	1	-\$558.92
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437541	01497	18	10081		2010	2	-\$2,954.79
437665	01497	18	10083		2010	3	-\$0.35
437939	01497	18	10142		2009	4	-\$2,010.90
438051	01497	18	10145		2009	4	-\$0.03
438101	01497	18	10166		2010	2	-\$647.58
529750	01497	18	11024		2004	3	-\$361.30
529750	01497	18	11024		2009	4	-\$0.01
439356	01497	18	20332		2009	3	-\$218.23
439414	01497	18	20334		2010	2	-\$1,927.15
529784	01497	18	20352		2009	3	-\$26.02
439794	01497	18	20642		2010	2	-\$444.15
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439752	01497	18	20671		2009	4	-\$3,231.62
439893	01497	18	20673		2009	3	-\$0.25
529800	01497	18	20713		2009	4	-\$4,815.97
440305	01497	18	20715		2009	4	-\$0.60
440198	01497	18	20733		2010	2	-\$1,032.97
440255	01497	18	20734		2009	4	-\$0.01
440347	01497	18	20765		2010	2	-\$277.25
440297	01497	18	20784		2010	3	-\$15.73
440800	01497	18	20878		2010	2	-\$1,821.32
513820	01500		00032	C020D	2010	2	-\$2,672.46
513853	01500		00032	C026D	2010	2	-\$9.77
513887	01500		00032	C032D	2009	3	-\$177.14
514083	01500		00032	C035E	2009	3	-\$177.14
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514083 01500	00032	C035E	2009	4	-\$6,771.69
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513507 01500	00032	C102C	2006	1	-\$181.36
513507 01500	00032	C102C	2009	3	-\$20.78
513630 01500	00032	C205C	2010	2	-\$2,424.65
513630 01500	00032	C205C	2010	2	-\$211.91
513176 01500	00032	C208A	2010	3	-\$7.96
513366 01500	00032	C308B	2010	1	-\$1,289.98
513416 01500	00032	C403B	2010	1	-\$20.59
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514885 01500	00032	CPU46	2010	2	-\$67.54
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520346 01500	00043		2007	3	-\$71,617.83
520346 01500	00043		2007	4	-\$71,617.83
525162 01500	00055	C007S	2009	3	-\$22.47
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524868 01500	00055	C086M	2009	1	-\$221.68
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524918 01500	00055	C096N	2009	3	-\$20.79
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538017 01500	00063	C308B	2010	2	-\$0.41
537563 01500	00063	C401A	2010	2	-\$0.21
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574800 01500	00066	C002E	2009	3	-\$170.05
574825 01500	00066	C012E	2009	4	-\$0.06
574825 01500	00066	C012E	2010	1	-\$0.18
574825 01500	00066	C012E	2010	2	-\$0.58
574830 01500	00066	C014E	2009	3	-\$57.98
575590 01500	00067	C105D	2010	2	-\$23.18
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575645 01500	00067	C204D	2010	3	-\$0.19
575685 01500	00067	C212D	2010	2	-\$0.89
575725 01500	00067	C308D	2010	1	-\$16.36

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249649	01505	5	0000D	1		2009	3	-\$33.46
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389999	01514	C	00307			2010	1	-\$0.20
250183	01601		0000J	1		2009	3	-\$2,678.27
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250282	01603		00032			2009	3	-\$528.57
250886	01606		00029			2010	2	-\$1.83
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251348	01610		00011	A		2009	4	-\$0.01
251496	01611		0000A			2010	2	-\$0.50
583845	01611		0000B			2010	2	-\$2.92
252015	01613		00015	A		2009	4	-\$0.22
594030	01613		00020	99		2009	4	-\$0.01
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252817	01614		00009	A		2010	1	-\$71.81
253096	01614		00041			2009	3	-\$326.48
446096	01614		00089			2009	4	-\$1,968.31
253591	01615		0000J			2009	4	-\$0.01
254086	01615		00063			2009	4	-\$1.00
254086	01615		00063			2010	2	-\$754.51
254193	01615		00075			2009	4	-\$0.01
254508	01616		00014			2010	1	-\$40.40
254573	01616		00024			2009	3	-\$387.80
254664	01616		00037			2009	4	-\$1,401.40
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409078	01617	B	00063			2009	4	-\$0.60
409078	01617	B	00063			2010	1	-\$0.67
255760	01628		00095			2009	4	-\$33.58
255943	01629		00109			2009	4	-\$1.87
256289	01630		00130			2010	2	-\$124.23
256289	01630		00130			2010	3	-\$0.01
256636	01630		00175			2010	3	-\$131.42
517573	01631		00001			2010	1	-\$5,102.73
256727	01631		00016			2009	4	-\$0.01
256818	01631		00033			2010	1	-\$2,342.35
517599	01631		00035			2010	2	-\$0.34
568709	01631		00041			2010	2	-\$463.06
568709	01631		00041			2010	3	-\$463.06
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256925 01632		0000F		2010	1	-\$1,188.24
256974 01632		0000L		2010	3	-\$0.99
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257444 01634		00014		2009	3	-\$18.85
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258830 01655		0000E		2010	2	-\$31.84
258855 01655		0000G		2009	3	-\$957.95
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259317 01656		00222		2010	1	-\$177.34
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259416 01656		00234		2009	4	-\$0.01
259697 01657		00031		2009	3	-\$1,095.40
260273 01658		00321		2009	3	-\$52.73
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260570 01659		00373		2010	2	-\$78.49
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261115 01660		00437		2010	3	-\$16.57
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261560 01661		00036		2010	2	-\$187.50
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262261 01663	5	00018	A	2010	2	-\$0.15
262311 01663	5	00024	A	2010	3	-\$5.85
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262808 01665		00004		2009	4	-\$2,054.75
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262915 01665		00031		2009	3	-\$9.86
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262980 01665	5	00008	A	2009	4	-\$7.76
263145 01698		00023		2009	3	-\$193.56
263228 01699		00021	A	2010	2	-\$0.30
263384 01701		0000B	4	2009	4	-\$200.00
263434 01701		00014	B	2009	4	-\$0.01
263467 01701		00021	A	2010	2	-\$369.09
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265900 01746	0000E	2	2009	4	-\$8,333.79
266130 01747	00013	C	2009	4	-\$0.01
266205 01747	00018	D	2009	4	-\$1.93
266312 01747	00029	A	2010	2	-\$0.05
266320 01747	00030	B	2010	1	-\$33.12
266338 01747	00031	A	2010	2	-\$0.05
266494 01747	00048		2009	4	-\$1,615.46
266718 01747	00072	A	2009	4	-\$1,346.22
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267625 01748	00074		2009	3	-\$1,288.12
267971 01749	00019		2010	3	-\$79.57
268110 01749	00035		2010	2	-\$0.05
268367 01749	00057	C	2009	4	-\$1,232.85
268383 01749	00058		2009	3	-\$18.12
268557 01749	00073		2010	1	-\$2.77
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268870 01750	00026	A	2009	4	-\$2.97
268961 01750	00035	A	2010	1	-\$2,092.72
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269159 01750	00055	A	2009	3	-\$322.61
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413385 01750	0030A	6	2010	1	-\$22.25
403998 01750	0042A	4	2010	2	-\$361.08
404053 01750	0044A	4	2009	3	-\$301.84
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271148 01757	00060	A	2010	1	-\$0.01
271304 01757	00080	A	2010	1	-\$11.97
271338 01757	00090		2009	3	-\$0.14
271544 01758	00014		2009	4	-\$1,558.78
271981 01758	00055		2010	2	-\$2,479.27
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272443 01759	0000E		2010	2	-\$78.24
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273276 01759	00084	A	2010	3	-\$2.66
512657 01759	00095		2010	3	-\$12.14
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273987 01760	00068		2010	2	-\$797.80
273995 01760	00069		2010	2	-\$797.80
274407 01763	00029		2009	3	-\$3.80
594975 01763	00054	99	2009	4	-\$0.42
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274910 01763	00080	A	2009	4	-\$0.01
275271 01764	00023	B	2010	3	-\$6.22
275347 01764	00031	C	2009	3	-\$1,478.01
275537 01764	00053	A	2010	2	-\$907.02
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275578 01764	00058		2010	1	-\$0.05
276048 01765	00019		2009	4	-\$0.01
276105 01765	00025		2009	3	-\$149.64
276329 01765	00043	B	2009	3	-\$8.15
276394 01765	00048	A	2009	4	-\$3.00
276444 01765	00052	B	2009	3	-\$22.71
276675 01765	00076	A	2010	3	-\$82.31
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277095 01766	00030	A	2009	3	-\$293.06
277475 01766	00072		2010	1	-\$1.84
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277657 01769	00014		2010	2	-\$10.21
277764 01769	00026	A	2009	4	-\$0.01
409953 01769	00041	1	2010	2	-\$55.33
278432 01770	00030		2009	3	-\$1.51
278689 01770	00056		2010	2	-\$126.75
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279315 01771	00027		2010	2	-\$3,073.50

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280156 01772		00055	B		2009	3	-\$10.00
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547844 01775	1	00085		C0314	2010	2	-\$5.64
547893 01775	1	00085		C0403	2009	3	-\$75.11
547893 01775	1	00085		C0403	2009	4	-\$75.11
547901 01775	1	00085		C0404	2009	4	-\$0.01
607885 01775	1	00087		C0033	2009	3	-\$29.76
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607885 01775	1	00087		C0033	2010	2	-\$35.60
607915 01775	1	00087		C0039	2010	3	-\$13.53
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608040 01775	1	00087		C0064	2010	2	-\$75.40
570175 01775	1	00091		C0505	2010	2	-\$2,871.80
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569962 01775	1	00091		C0601	2009	3	-\$75.11
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570030 01775	1	00091		C0606	2009	4	-\$177.14
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570120 01775	1	00091		C0615	2010	2	-\$387.53
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589735 01775	1	00093		C0116	2010	3	-\$0.30
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280966 01777		0000B			2010	2	-\$5.00

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281246 01777	00077	A		2010	3	-\$104.55
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281527 01778	0000B	1		2009	4	-\$0.01
282053 01780	00032			2009	3	-\$124.82
282160 01780	00040			2010	2	-\$60.44
282178 01780	00040	DUP		2010	2	-\$53.43
282749 01780	00098			2009	3	-\$12.34
283028 01782	00026			2009	4	-\$949.44
283069 01782	00031	A		2009	4	-\$0.01
283267 01782	00101			2009	4	-\$0.01
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283291 01782	00104			2010	1	-\$0.56
283374 01782	00112			2009	4	-\$0.01
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283606 01783	00024	A		2010	1	-\$1,849.38
283960 01785	00008			2009	4	-\$0.01
283895 01785	0000A			2009	4	-\$0.06
284075 01786	0000G	6		2005	4	-\$12.71
284083 01786	00017	A		2010	3	-\$7.87
284125 01786	00020			2010	1	-\$675.89
284232 01786	00028			2010	1	-\$200.40
284232 01786	00028			2010	2	-\$191.55
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284257 01786	00030			2010	3	-\$2.20
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284703 01789	00013			2009	4	-\$0.01
285171 01789	00131			2010	3	-\$62.59
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285650 01790	00037	A		2010	1	-\$1,590.82
285718 01790	00128			2009	4	-\$0.79
285775 01790	00133			2010	2	-\$3.85
285775 01790	00133			2010	3	-\$250.00
286237 01791	00004	A		2009	3	-\$0.01
286468 01792	00082			2004	2	-\$271.14
286625 01792	00103			2009	3	-\$793.57
286922 01793	00005	M		2010	2	-\$3,188.00
286963 01793	00005	W		2009	3	-\$120.98
287094 01793	00037	B		2009	4	-\$0.01
287193 01793	00043	A		2009	3	-\$25.02
287243 01793	00047	B		2009	4	-\$0.01
287367 01793	00066	A		2009	3	-\$119.87
287417 01793	00071	A		2009	4	-\$5.00

287466 01793	00075	S	2009	4	-\$0.01
287771 01794	0000W	5A	2010	1	-\$3.90
288126 01794	00015		2010	1	-\$0.01
288175 01794	00016	F	2010	2	-\$117.12
390526 01794	00042		2010	3	-\$2,035.04
446625 01794	0005A	203	2009	3	-\$386.86
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446625 01794	0005A	203	2010	1	-\$484.16
446625 01794	0005A	203	2010	2	-\$462.80
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446716 01794	0005A	305	2010	1	-\$523.18
446799 01794	0005A	406	2009	3	-\$395.37
446799 01794	0005A	406	2009	4	-\$395.36
288340 01794	0011B	DUP	2009	3	-\$0.01
288365 01795	0000D	1	2009	3	-\$736.88
288365 01795	0000D	1	2009	4	-\$736.88
288365 01795	0000D	1	2010	1	-\$922.22
288506 01795	00037	A	2009	4	-\$0.01
288738 01795	00073	A	2009	4	-\$0.01
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584050 01796	00110	99	2009	3	-\$369.53
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291740 01801	00072		2009	4	-\$0.84
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292615 01803	00041			2009	3	-\$14.60
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622285 01811	0000F	14	C00C1	2010	2	-\$63.90
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301408	01825	C	00016			2009	3	-\$0.09
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411397	01904		0010A	3M	2009	3	-\$38.36
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325548	01905		00006	C	2009	4	-\$0.01
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328963	01913		00014		2009	4	-\$1,142.48
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329151	01914		0000D		2009	4	-\$0.10
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352096 01978	0000D		2009	2	-\$829.84
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364810	02011	00013	E		2010	2	-\$47.26
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367748	02034	00023			2010	2	-\$113.55
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372250	02047	00014			2010	2	-\$82.10
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375410 02063	0000D			2009	4	-\$0.30

375618	02063		00048	A		2010	3	-\$9.00
645925	02069		00028	A	C0002	2010	2	-\$79.03
506360	02069		00030			2009	3	-\$0.44
506360	02069		00030			2009	4	-\$0.44
412999	02070		00031			2009	4	-\$2.01
619855	02071		00010		C00BR	2010	2	-\$1,010.37
377713	02074		0000U			2010	1	-\$0.10
593205	02074		00010	99		2010	3	-\$112.21
377937	02074		00030	A		2009	4	-\$0.99
493197	02077		00047			2010	1	-\$1,133.26
572090	02082		00001			2010	1	-\$4,877.11
379560	02083		00013			2009	4	-\$0.01
572100	02083		00095			2009	4	-\$0.01
381673	02092		0000H			2010	3	-\$12.37
381871	02092		00027			2010	2	-\$745.91
382267	02095		0000L	1		2010	2	-\$242.88
382275	02095		0000M	1		2010	2	-\$297.25
588750	02095		00025	99		2010	2	-\$1,721.99
393926	02101		00013			2009	3	-\$269.57
518902	02101		00014			2010	1	-\$130.13
394692	02124		00006	D		2009	3	-\$725.22
394718	02124		00006	F		2009	4	-\$0.01
395921	02125		00001	B		2010	2	-\$145.53
396010	02125		00001	L		2010	1	-\$0.01
397992	02128	A	00011	L		2010	1	-\$7.90
428615	02128	B	00012	Q		2010	1	-\$719.21
384909	02135		00023			2009	4	-\$0.05
571975	02135		00026			2009	4	-\$18.52
384917	02136		00001			2009	4	-\$881.42
397265	02145		00055	B		2009	3	-\$743.40
493742	02145		00062			2009	3	-\$6,212.44
493742	02145		00062			2009	4	-\$6,212.43
519207	02154	2	00002	G		2009	4	-\$0.01
519140	02154	3	00002	J		2010	3	-\$14.87

(4073 row(s) affected)

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

City Clerk File No. Res. 10-393
 Agenda No. 10.Z.5
 Approved: JUN 09 2010
 TITLE: _____



RESOLUTION AUTHORIZING THE EXECUTION OF A REMEDIATION AGREEMENT WITH HONEYWELL INTERNATIONAL, INC. AFFECTING CITY-OWNED RIPARIAN PROPERTY KNOWN AS BLOCK 1746.5, LOT H2 AND BLOCK 1751, LOT 12

Council **Offered and moved adoption of the following**
Resolution:

WHEREAS, the City of Jersey City (City) is the owner of riparian property known as Block 1746.5, Lot H2 and Block 1751, Lot12 (Property); and

WHEREAS, a section of the Property is underwater lands located in the Hackensack River; and

WHEREAS, pursuant to the Consent Order Regarding Sediments and Financial Assurances entered by the United States District Court for the District of New Jersey in the matter of Interfaith Community Organization, et al v. Honeywell International, et al, Civ. No. 95-2097(DMC) Honeywell International, Inc. (Honeywell) is conducting remediation of chromium ore processing residue and chromium impacted sediments subject to the oversight of the Court and a Special Master appointed by the Court; and

WHEREAS, Honeywell's remediation is also being conducted in accordance with the Administrative Consent Order I and Administrative Consent Order II entered into with the New Jersey Department of Environmental Protection in The Matter of AlliedSignal, Inc. and the Hudson County Chromate Chemical Production Wastes Sites; and

WHEREAS, Honeywell agrees to remediate sediments located on the underwater lands which are section of the City's Property; and

WHEREAS, the City desires to enter into a Remediation Agreement with Honeywell.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that subject to such modifications as deemed necessary or appropriate by Corporation Counsel, the Mayor or Business Administrator is authorized to execute the Remediation Agreement attached hereto.

RR
6-2-10

APPROVED: _____ APPROVED AS TO LEGAL FORM _____
 APPROVED: *B. O'Reilly* Business Administrator _____ Corporation Counsel

Certification Required

Not Required

№ 201086

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
6/9/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M. Brennan
 Peter M. Brennan, President of Council

Robert Byrne
 Robert Byrne, City Clerk

REMEDIATION AGREEMENT

This Remediation Agreement (“Remediation Agreement”) is made as of this ___th day of _____, 2010, between **HONEYWELL INTERNATIONAL INC.** having offices at 101 Columbia Road, Morristown, New Jersey 07962 (“Honeywell”) and **CITY OF JERSEY CITY** having an address of 280 Grove Street, Jersey City, New Jersey 07302 (“Owner”).

WHEREAS, pursuant to the Consent Order Regarding Sediments and Financial Assurances, entered by the United States District Court for the District of New Jersey in the matter of *Interfaith Community Organization, et al. v. Honeywell International Inc., et al.*, Civ. No. 95-2097 (DMC), Honeywell is conducting remediation of chromium ore processing residue (“COPR”) and chromium impacted sediments subject to the oversight of the Court and Senator Robert G. Torricelli who has been appointed Special Master; and

WHEREAS, Honeywell’s remediation is also being conducted in accordance with the Administrative Consent Order I and Administrative Consent Order II entered into with the New Jersey Department of Environmental Protection in *The Matter Of AlliedSignal Inc. and the Hudson County Chromate Chemical Production Waste Sites*, each dated June 17, 1993 and as amended by a Supplemental Administrative Consent Order dated November 1993 (collectively the “ACO”) and

WHEREAS, Owner holds record title to certain underwater lands either adjacent to or part of to Lot H2 in Block 1746.5 and Lot 12 in Block 1751 of the tax map of City of Jersey City, Hudson County (the “Underwater Property”), and

WHEREAS, Honeywell intends to remediate sediments located on the underwater lands for which Owner has a riparian interest by installing and maintaining a sand and gravel cover

over portions of the sediments (collectively “the Sediment Remedy”) in compliance with its obligations .

NOW THEREFORE, without any admissions and to avoid the expense and inconvenience of litigation or administrative action, each party for itself and its successors and assigns, does mutually promise, covenant and agree as follows:

1. Access Easement for Remediation and Maintenance: Simultaneous with the execution of this Remediation Agreement, Owner shall execute and deliver to Honeywell the Easement in the form set forth at Exhibit A attached hereto and made a part hereof. Owner hereby represents and warrants that :

- (i) Owner is the owner in fee simple of the Underwater Property and will not assign, sell, or otherwise alienate its interests in the Underwater Property until after Honeywell has duly recorded the Easement;
- (ii) permission for entry and access to the Underwater Property need not be obtained from any other party, and
- (ii) it shall not unreasonably interfere with the right of access to the Underwater Property granted by the Easement.

(b) Neither this Remediation Agreement or the Easement shall provide Honeywell with any rights to enter upon, or occupy, any portion, if any, of the uplands on Lot H2 in Block 1746.5 and Lot 12 in Block 1751 of the tax map of City of Jersey City or any other uplands property of Owner nor shall this Remediation Agreement or the Easement be construed to convey a general public right of access to or use of the Underwater Property.

2. Indemnification By Honeywell.

(a) Honeywell shall defend, indemnify and hold harmless Owner, its parents, successors, affiliates, assigns and their respective directors, officers, employees and any third party who takes title or any interest in the Underwater Property in any manner from Owner (the "Indemnified Parties") from and against any and all claims, losses, damages, demands, liabilities, causes of action and expenses, including but not limited to all attorneys fees and costs, ("Claims") that are asserted by, resulting from, or related to:

- (i) demands arising out of, or related to, the presence or alleged presence on the underwater portion of the Underwater Property of any chromium impacted sediments;
- (ii) demands, directives or orders of USEPA, NJDEP, the Court or Special Master, or any Federal, state or local agency charged with enforcing environmental laws, arising out of, or related to, the presence or alleged presence on the underwater portion of the Underwater Property of any chromium impacted sediments, and
- (iii) demands from third parties arising out of, or related to, the presence on the underwater portion of the Underwater Property of any chromium impacted sediments.

(b) Honeywell shall defend the Indemnified Parties at Honeywell's sole cost and expense. The defense of a Claim shall be by counsel selected by Honeywell, and approved by the Indemnified Parties in writing, which approval shall not be unreasonably withheld, conditioned or delayed and which counsel may, in the exercise of Honeywell's reasonable discretion, also represent Honeywell in such action.

(c) The Indemnified Parties shall cooperate and assist Honeywell with the defense of any Claims and shall make available to Honeywell all records, materials and agents for use by Honeywell in defending any Claims.

(d) Honeywell shall have the duty to defend all Claims and may, after prior written disclosure to the Indemnified Parties, consent to the entry of any judgment with respect to any Claim which provides the Indemnified Parties a general release of all Claims from the Claimant. Any settlement, compromise or resolution of a Claim that does not contain a general release from the Claimant shall require the prior written consent of the Indemnified Parties, which consent shall not be unreasonably withheld, conditioned or delayed.

(e) Promptly after acquiring knowledge of any potential Claim(s) for which the Indemnified Party(s) may seek indemnification, the Indemnified Party(s) shall give written notice thereof to Honeywell setting forth with reasonable particularity the underlying facts.

3. Release:

(a) Owner hereby releases and covenants not to sue Honeywell with respect to any Claim(s) arising under common-law doctrines or laws, including without limitation Claims arising in whole or in part pursuant to the Comprehensive Environmental Response Compensation and Liability Act, 42 U.S.C. §§ 9601 et seq., the New Jersey Spill Compensation and Control Act, N.J.S.A. §§ 58:10-23.11a et seq., the New Jersey Hazardous Discharge Site Remediation Act, N.J.S.A. 58:10b 1 et. seq., Claims for economic loss, including but not limited to, loss of use, lost rental income, diminution in property value and/or “stigma” arising out, of or related to the presence of chromium impacted sediments on the Underwater Property or the installation or maintenance of the Sediment Remedy.

(c) This release and covenant not to sue shall be binding upon Owner and its subsidiaries, corporate successors, assigns and affiliates of each of the foregoing including without limitation any third party who takes title or any interest in the Underwater Property in any manner from any of the foregoing.

(d) This release and covenant not to sue shall extend to the current, future and former officers, directors, shareholders, agents, affiliates, and subsidiaries of Honeywell.

(e) Actions to enforce the terms of this Remediation Agreement are excluded from this release and covenant not to sue.

(f) Actions or claims arising solely by acts or omissions of Honeywell or its representatives or agents while on the Underwater Property performing any activities pursuant to this Remediation Agreement or the Easement are excluded from this release and covenant not to sue.

4. Insurance: Prior to entry on the Underwater Property pursuant to the Easement or otherwise, Honeywell shall provide Owner with a Certificate of Insurance evidencing that it or its contractors carry worker's compensation insurance as required by statute as well as comprehensive general liability and property liability insurance with liability limits of not less than Five Million Dollars (\$5,000,000) for injury to or death of one or more persons in any one occurrence, and for damage to or destruction of property in any one occurrence. The insurance policies and Certificates of Insurance of Honeywell, or its contractors shall name Owner as an additional insured.

5. Implementation of Remediation - Maintenance of Remedial Systems.

(a) Upon receipt of all necessary permits and approvals from the United States Army Corps of Engineers, NJDEP, the Court and any other relevant federal, state, or local agencies,

Honeywell shall, at no cost or expense to Owner, through its consultants and/or subcontractors, implement the remedial action work plan(s) for the Underwater Property and install the Sediment Remedy.

(b) Following implementation of the remedial action work plan(s) for the Underwater Property Honeywell shall, at no cost or expense to Owner, undertake all monitoring, maintenance and reporting required by the Court, EPA, and/or NJDEP.

5. Cooperation and Further Assurances.

(a) Owner and Honeywell shall take all reasonable steps to ensure that any transferee of any interest in the Underwater Property, including but not limited to purchasers and lessees, shall receive appropriate notice of the obligations contained in this Remediation Agreement impacting the Underwater Property.

(b) Owner shall take reasonable steps to prevent the disturbance of the Sediment Remedy installed by Honeywell at the Underwater Property. Owner shall not enter into any agreement with any third-party which could reasonably be expected to result in the disturbance of the Sediment Remedy installed by Honeywell at the Underwater Property. Owner shall promptly inform Honeywell of any change in the status of the Underwater Property which could result in the disturbance of the Sediment Remedy installed by Honeywell at the Underwater Property.

(c) Owner shall fully cooperate with Honeywell in obtaining all federal, state, or local permits and other permissions necessary or appropriate to implement the Sediment Remedy. Owner shall promptly execute any application, permit or other document to be made or submitted by Honeywell which requires the signature or consent of the Owner. If Owner fails to

do so, this Remediation Agreement shall constitute an irrevocable power of attorney coupled with an interest, authorizing Honeywell to do so as Owner's attorney-in-fact.

(c) Each of the parties to this Remediation Agreement shall execute and deliver, or cause to be executed and delivered, such documents and do or cause to be done, such other acts and things as might be reasonably requested by any other party to this Remediation Agreement to assure that the benefits of the agreements described in this Remediation Agreement are realized by each party. The parties hereto acknowledge and agree that if a breach of this Paragraph occurs, money damages will not provide adequate compensation. Therefore, each party hereto shall be entitled to specific performance of the provisions of this Paragraph.

(c) To the extent required by applicable law, Owner shall maintain at the Underwater Property (or at the nearest designated facility) a list of restrictions, if any, applying to the Underwater Property or which will apply to the Underwater Property, for inspection by governmental officials which list shall be supplied, and updated as necessary, by Honeywell.

7. Acknowledgment by the Parties. Each party hereto acknowledges and agrees that:

(a) Each is receiving accommodations, benefits and consideration as a result of the provisions of this Remediation Agreement the receipt and sufficiency of which is hereby acknowledged.

(b) The provisions of this Remediation Agreement set forth a reasonable manner to resolve the rights and obligations of the parties without the cost or inconvenience of litigation.

(c) Each is fully represented by legal counsel of its choice.

(d) Each is fully aware of the terms contained in this Remediation Agreement and has freely, voluntarily and without coercion or duress of any kind, entered into this Remediation Agreement.

(e) Each understands the uncertainty of any past, present or future projection of liability, costs, schedules, Remediation and governmental agency requirements.

8. Representations And Warranties. Each of the representations, warranties, acknowledgments, agreements, confirmations and covenants below and elsewhere in this Remediation Agreement are a material inducement to the parties' entering into this Remediation Agreement. Each of the parties represents, warrant and covenant to the others as follows:

(a) Each has the right, power and authority to enter into and perform all acts required by this Remediation Agreement.

(b) This Remediation Agreement is a valid, legal and binding obligation and is enforceable according to its terms.

(c) Each party will provide the other party with a written demand and a reasonable opportunity to cure any noncompliance with the terms, conditions and covenants contained in this Remediation Agreement.

9. General Provisions.

(a) Governing Law. This Remediation Agreement shall be governed by, and construed and interpreted in accordance with the laws of the State of New Jersey.

(b) Entire Understanding; Entire Agreement. This Remediation Agreement represents the entire understanding of the parties hereto and may not be amended or modified except by a writing executed by the parties effected thereby.

(c) Waiver. No waiver of any provision herein shall be effective unless set forth by a written instrument signed by the party or parties benefiting from such provision. Any relaxation of any of the time periods set forth in this Remediation Agreement shall not effect a waiver of any of the terms herein.

(d) Execution of Agreement. This Remediation Agreement may be signed in counterparts, all of which shall be considered an original and together they shall constitute one and the same instrument.

(e) Notices. Each notice, demand or other communication made in connection with this Remediation Agreement shall be in writing and shall be deemed to be given to and served upon the addressee thereof (i) upon actual delivery if presented personally or sent by facsimile transmission (receipt confirmed) to such addressee at its address set forth below, (ii) one (1) business day after being sent by overnight courier (receipt confirmed) or (iii) three (3) business days after deposit in the United States mail by registered or certified mail, first-class postage prepaid:

If to Honeywell:

John Morris
Honeywell International Inc.
101 Columbia Road
Morristown, NJ 07962
(973) 455-4003
john.morris@honeywell.com

and

Thomas Byrne, Esq.
Honeywell International Inc.
101 Columbia Road
Morristown, New Jersey 07962
(973) 455-2775 (telephone)
(973) 455-5904 (facsimile)
tom.byrne@honeywell.com

with a copy not constituting notice to:

Michael Daneker, Esq.
Arnold & Porter, LLP
555 Twelfth Street, NW
Washington, DC 20004

(202) 942-5000 (telephone)
(202) 942-5999 (facsimile)
michael.daneker@aporter.com

If to Owner:

By notice complying with this Paragraph, any party may from time to time designate a different address as its address for the purpose of the receipt of notices hereunder. "Business Day" shall mean any day other than Saturday, Sunday or any other day on which national banks in Newark, New Jersey are closed for business.

(g) Relationship of the Parties. This Remediation Agreement does not create, and shall not be constructed to create any agency, joint venture or partnership among the parties.

(h) Counsel Fees; Other Costs. Each party shall bear its own attorneys' fees and costs incident to the preparation, negotiation and execution of this Remediation Agreement.

(i) Survival. All of the covenants and warranties contained herein shall survive the execution and performance of this Remediation Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Remediation Agreement as of the day and year first above written.

ATTEST

CITY OF JERSEY CITY

By: _____

Name: _____

Name: _____

Title: _____

Title: _____

ATTEST

Name: _____

Title: _____

HONEYWELL INTERNATIONAL INC.

By: _____

Name: _____

Title: _____

EXHIBIT A
EASEMENT

Prepared by:

Edward F. McTiernan
Gibbons PC

THIS EASEMENT is made on this _____ day of _____, 2010, by **CITY OF JERSEY CITY** having an address of 280 Grove Street, Jersey City, New Jersey 07302 (“Grantor”) to and for the benefit of **HONEYWELL INTERNATIONAL INC.** having offices at 101 Columbia Road, Morristown, New Jersey 07962 (“Honeywell”).

RECITALS

A. By Deed dated November 4, 1954 recorded on in Deed Book 2610, page 190 in the Office of the Hudson County Clerk, Grantor acquired title to those portions of the real Property commonly known as Lot H2 in Block 1746.5 and Lot 12 in Block 1751, Jersey City, Hudson County, more specifically identified on Schedule A annexed hereto that fall below the mean high water line (the “Underwater Property”);

B. Grantor desires to provide Honeywell the right pursuant to a Remediation Agreement dated [DATE] to enter upon the Underwater Property to perform certain environmental remediation.

NOW THEREFORE, for the mutual promises contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Grantor grants to Honeywell an easement subject to the following terms and conditions:

1. Rights Granted - Grantor hereby declares that the Underwater Property is subject to and encumbered by a non-exclusive, perpetual easement in, to, upon the Underwater Property subject to the terms and conditions hereafter set forth ("Easement").

2. Limitations on Grantee's Activities - Honeywell, and its contractors, representatives and agents, as well as any governmental officials performing inspections or oversight related to Honeywell's activities, may, enter upon, occupy or use the Underwater Property or any portion thereof to perform all investigative and remedial activities necessary or desirable to comply with the Consent Order Regarding Sediments and Financial Assurances, entered by the United States District Court for the District of New Jersey in the matter of *Interfaith Community Organization, et al. v. Honeywell International Inc., et al.*, Civ. No. 95-2097 (DMC), the New Jersey Department of Environmental Protection, Administrative Consent Order I and Administrative Consent Order II In The Matter Of AlliedSignal Inc. and the Hudson County Chromate Chemical Production Waste Sites, each dated June 17, 1993 and as amended by a Supplemental Administrative Consent Order dated November 1993, and any other federal, state, or local agency permits, authorizations, directives, orders, or judgments related to the investigation and remediation of chromium impacted sediments on the Underwater Property or the monitoring or maintenance of remedial measures implemented thereon. Honeywell's activities may include, without limitation, performing such environmental sampling, tests, borings, surveys, engineering studies, the placement of a sand and gravel cover, the construction of wetlands, tidal marsh, combined sewer improvements, and aquatic habitat improvements thereon as Honeywell may deem necessary or advisable to otherwise construct, install, repair, maintain, and replace to address chromium impacted sediments. Nothing in this Easement shall be construed to convey a general public right of access to or use of the Underwater Property.

3. Enforcement - In the event of any violation of the terms and conditions of this Easement, either party may institute any proceedings to enforce these terms and conditions including the institution of suit to enjoin such violations and to compel compliance.

4. Successors and Assigns - The terms and conditions of this Easement and the rights and obligations created as a result thereof, shall run with the land and shall be binding upon any person to whom title to the Underwater Property is transferred as well as upon the successors, assigns, agents, designees, personal or legal representatives of all such persons. Whenever in this Easement any party shall be designated or referred to by name or general reference, such designation shall have the same interpretation and effect as if the words "successors, assigns, agents, designees or personal or legal representatives" have been inserted after each and every designation.

5. Entire Agreement - This Easement represents the entire understanding of the parties on this matter and no oral statements or collateral documents may modify this Easement.

6. Governing Law - This Easement shall be governed by and construed in accordance with the laws of the State of New Jersey.

This Easement is signed by Grantor's duly authorized representative as of the date first written above.

Witness/Attest

CITY OF JERSEY CITY

Name:

Name:
Title:

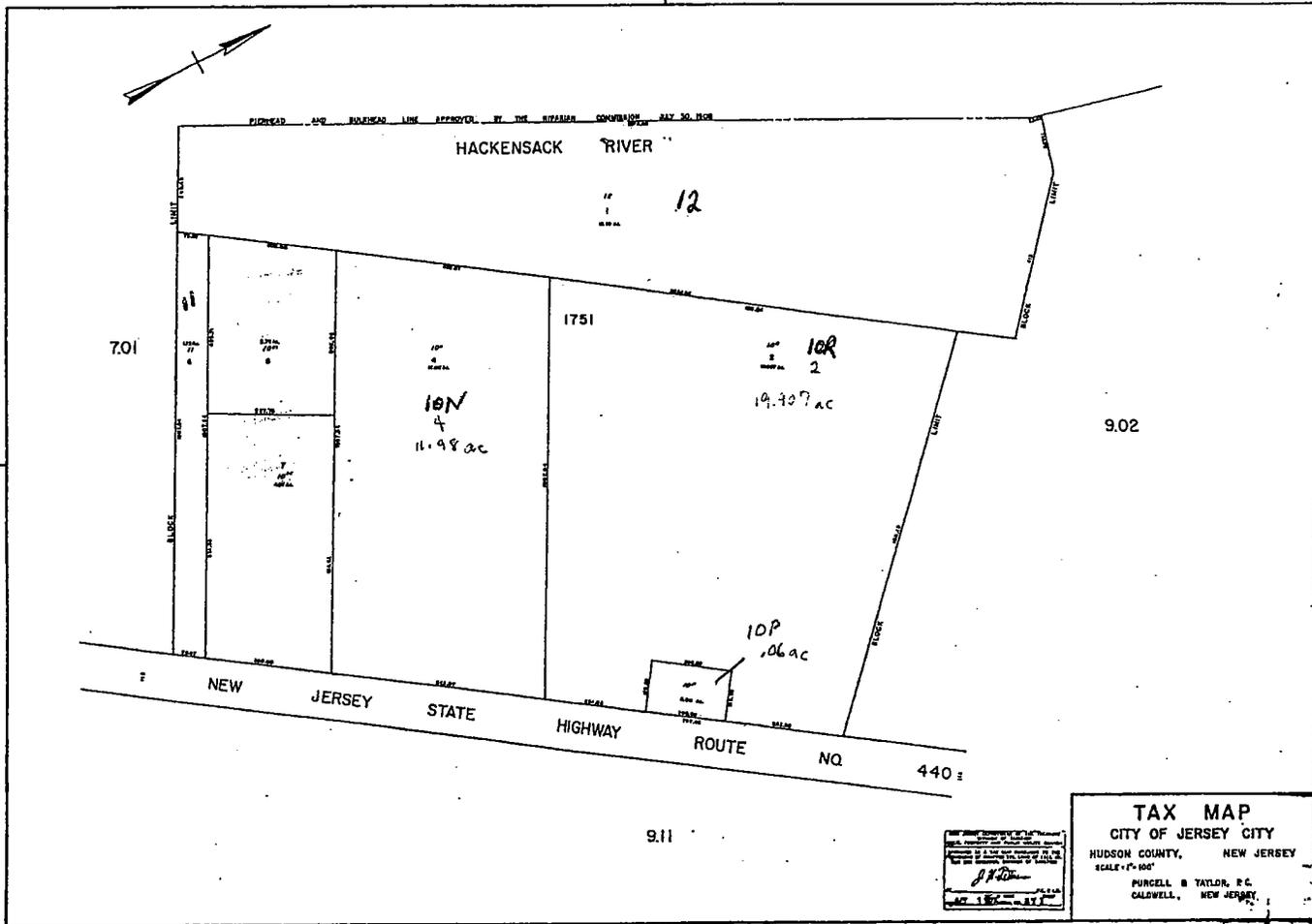
Record and Return To:

GIBBONS PC
One Gateway Center
Newark, New Jersey 07102
Attention: Edward F. McTiernan, Esq.

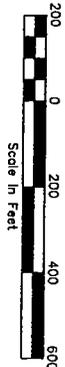
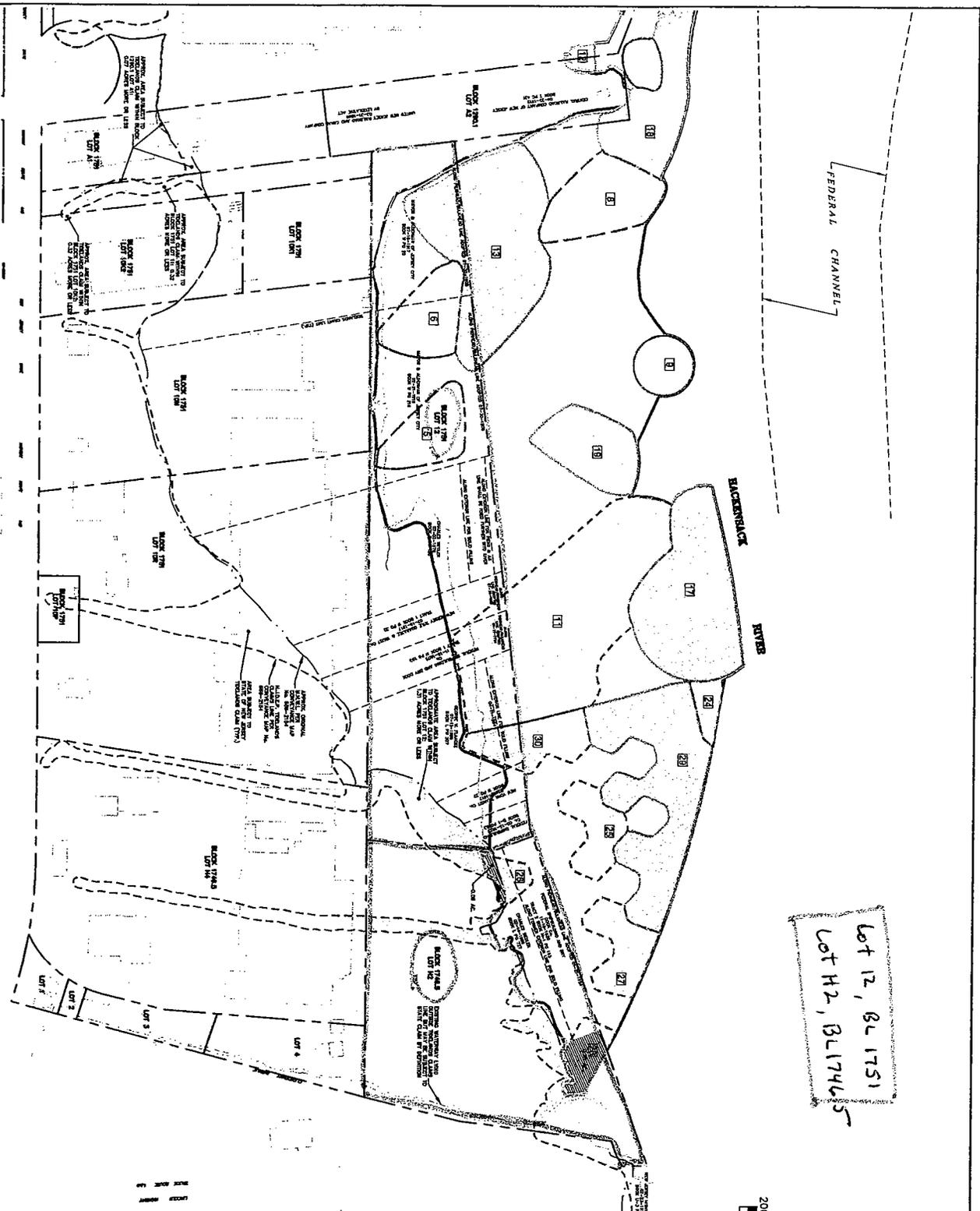
Schedule A

[Legal Description to Easement]

All that certain lot, piece or parcel of land, situate, lying and being in City of Jersey City Hudson County, State of New Jersey and known and designated as on Lot H2 in Block 1746.5 and Lot 12 in Block 1751 on the official tax map.



Lot 12



LEGEND

- APPROXIMATE ORIGINAL HIGH WATER LINE PER CONVEYANCE MAP No. 686-2154
- - - NAD83 TIDELANDS CLAIM LINE PER CONVEYANCE MAP No. 686-2154
- - - APPROXIMATE AREA SUBJECT TO CLAIM
- ▭ 6" CAP AREA
- ▭ 12" CAP AREA
- ▭ MONITORED NATURAL RECOVERY AREA
- ▨ CAP AREA SUBJECT TO TIDELANDS CLAIM BY STATE OF NEW JERSEY
- 21 CAP AREA ID NUMBER

SOURCE: MAP SHOWING REMAINING STATE TIDELANDS CLAIMS BLOCK 1201, LOTS 1 & 2, BLOCK 1751, LOTS 1061, 1062, 11 & 12, C.M.S. 6/6/08.

ENVIRON
214 CHARLES STREET, SUITE 201, NEW JERSEY 07310-3640
www.environment.com

1		MAP OF TIDELANDS	
DATE		DESIGNED BY	
8/14/09		AS SHOWN	
SCALE		DRAWN BY	
1" = 100'		CADD FILE	
DATE		APPROVED BY	
9/15/09		DATE	
R/D DATE		DATE	

DATE	DRAWN	REVISIONS

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

City Clerk File No. Res. 10-394
Agenda No. 10.Z.6
Approved: JUN 09 2010
TITLE:



**RESOLUTION APPROVING THE AUDIT OF TAX EXEMPTIONS FOR
1) PLAZA X URBAN RENEWAL ASSOCIATES, LLC; 2) CAL HARBOR
SO PIER URBAN RENEWAL ASSOCIATES, LP; 3) CAL HARBOR V
URBAN RENEWAL ASSOCIATES, LP; AND 4) CAL HARBOR VII
URBAN RENEWAL ASSOCIATES, LP**

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

WHEREAS, by the adoption of Ordinance 00-146, the City of Jersey City authorized and approved the application of Plaza X Urban Renewal Associates, LLC [Plaza X] for a 20-year tax exemption pursuant to the Long Term Tax Exemption Law NJSA 40A:20-1, et seq. for the construction of a 532,932 gross square foot office/retail building in Block 15, Lots 35 and 36, on the Official Tax map of the City of Jersey City; and

WHEREAS, under the terms of the Financial Agreement and the Addendum to the Financial Agreement, Plaza X is required to pay an Annual Service Charge equal to 2% of the Total Project Cost, initially estimated to be \$1,576,419; and

WHEREAS, by the adoption of Ordinance 00-156, the City of Jersey City authorized and approved the application of Cal-Harbor So Pier Urban Renewal Associates, LP, [Cal Harbor South Pier] for a 15 year tax exemption pursuant to the Long Term Tax Exemption Law, NJSA 40A:20-1 et seq for the construction of a building with 343 room hotel with 20,000 gross square foot commercial space in Block 10 Lots 7.02, 9 and 10 on the Official Tax Map of the City of Jersey City; and

WHEREAS, under the terms of the Financial Agreement, as amended, Cal Harbor South Pier is required to pay an Annual Service Charge equal to 2% of the Total Project Cost, initially estimated to be \$640,092; and

WHEREAS, by the adoption of Ordinance 00-155, the City of Jersey City authorized and approved the application of Cal Harbor V Urban Renewal Associates, LP, [Cal Harbor V] for a 20 year tax exemption pursuant to the Long Term Tax Exemption law, NJSA 40A:20-1 et seq for the construction of a 826,840 gross square foot office building and parking in Block 10 Lot 2 on the Official Tax Map of the City of Jersey City; and

WHEREAS, under the terms of the Financial Agreement, as amended, Cal Harbor V is required to pay an Annual Service Charge equal to 2% of the Total Project Cost, initially estimated to be \$2,645,888; and

WHEREAS, by the adoption of Ordinance 99-063, the City of Jersey City authorized and approved the application of Cal Harbor VII Urban Renewal Associates, LP [Cal Harbor VII] for a 20 year tax exemption, pursuant to the Long Term tax Exemption Law, NJSA 40A:20-1 et seq for the construction of a 195,000 gross square foot office and retail space in Block 8 Lot 1 on the Official Tax Map of the City of Jersey City; and

WHEREAS, under the terms of the Financial Agreement, as amended, Cal Harbor VII is required to pay an Annual Service Charge equal to 2% of the Total Project Cost, estimated to be \$909,934; and

WHEREAS, pursuant to the Financial Agreements and NJSA 40A:20- 3(h), Total Project Cost is the aggregate of certain costs, one element of which, actual construction costs, cannot be verified and confirmed until after the date a project is substantially complete; and

TITLE:

WHEREAS, the City of Jersey City engaged the services of a firm of certified public accountants with proven experience in construction cost auditing, SAX MACY FROMM & CO, to conduct audits of each of the above projects after they were substantially completed, to determine actual Total Project Cost as defined by law and in the Financial Agreements, and to calculate commensurate adjustments to the Annual Service Charges; and

WHEREAS, after their initial findings and following protracted negotiations with and among the entities and the City of Jersey City, the parties have agreed that actual Total Project Cost should be increased to include certain additional Total Project Costs which will result in a gross increase of \$485,000 or 8.5% in the gross Annual Service Charges payable to the City of Jersey City, above the amount initially estimated, payable as follows: \$125,000 from Plaza X and collectively, \$360,000 to be allocated among Cal Harbor South Pier; Cal Harbor V, and Cal Harbor VII; and

WHEREAS, the adjusted Annual Service Charges to be paid to the City of Jersey City, shall commence as of July 1, 2008 and continue for the remaining term of the respective tax exemptions; and

WHEREAS, in order to allow the City to anticipate and rely on the funds and properly account for and expend the funds, the City of Jersey City needs to approve the agreed upon Total Project Costs and authorize the execution of an agreement(s) with the entities.

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

1. Total Project Cost for Plaza X Urban Renewal Associates, LLC, Cal Harbor So Pier Urban Renewal Associates, LP, Cal Harbor V Urban Renewal Associates, LP, Cal Harbor VII Urban Renewal Associates, LP is hereby agreed upon and confirmed, and will result in an increase of approximately 8.5% in the gross Annual Service Charge or \$485,000 over the Annual Service Charge initially estimated at the time of application.
2. The increase in the Annual Service charge shall be payable as follows: \$125,000 from Plaza X and collectively, \$360,000 to be allocated among Cal Harbor South Pier, Cal Harbor V, and Cal Harbor VII, and shall commence as of July 1, 2008 and shall be paid for the remainder of the terms of the respective tax exemptions.
3. The Mayor or Business Administrator is hereby authorized to execute an agreement(s) in substantially the form attached, subject to such modification as the Corporation Counsel or Business Administrator deems appropriate or necessary.

APPROVED: _____

APPROVED AS TO LEGAL FORM _____

APPROVED: B O'Keilly

Business Administrator

Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				6/9/10							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			VEGA	✓		
DONNELLY	ABSENT			FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk



CITY OF JERSEY CITY

Office of the Corporation Counsel

280 Grove Street
Jersey City, New Jersey 07302
Telephone: (201) 547-4667
Fax: (201) 547-5230

Jerramiah Healy, Mayor
Brian O'Reilly, Business Administrator

Bill Matsikoudis, Corporation Counsel

June 3, 2010

Peter Brennan, Council President
and Members of the City Council
280 Grove Street
Jersey City, New Jersey 07302

RE: Resolution Approving the Audit of Tax Exemptions for 1) Plaza X Urban Renewal Associates, LLC; 2) Cal Harbor So Pier Urban Renewal Associates, LP; 3) Cal Harbor V Urban Renewal Associates, LP; and 4) Cal Harbor VII Urban Renewal Associates, LP

Dear Council President and Council Members:

The above is a resolution that upon adoption will resolve a long standing dispute over the amount of service charges to be paid to the City of Jersey City by the developers of four major projects that were completed several years ago. The settlement will provide the City with an *immediate additional payment* of nearly \$1 million. Over the course of the remaining term of the tax exemptions¹ (3 for an additional 12 years and one for 7 years) at the rate of \$485,000 per year, will generate over \$5 million in *additional* service charges to the City. That is an increase of approximately 8.5% over the amount estimated in the application approved by the Council in 1999-2000.

In 1999 the City approved a 15 year tax exemption for Cal Harbor So Pier Urban Renewal Associates, LP. In 2000, the City also approved a 20 year tax exemption for each of the following; Plaza X Urban Renewal Associates, LLC; Cal Harbor V Urban Renewal Associates, LP; and Cal Harbor VII Urban Renewal Associates, LP. At the time of application, these projects promised to add well over two million square feet of commercial/office space to the City's tax base and generate more than \$5.7 million in new revenue to the City in the form of service charges. Within 2 years of approval, the projects were substantially complete and produced the revenues promised.

The service charges for all of these projects were based upon two percent of "total project cost". This is an option under the Long Term tax Exemption Law, N.J.S.A. 40A:20-1 et seq that is especially attractive to lenders, since it essentially fixes the service charge for the life of the tax exemption, subject only to certain statutory increases. The elements of Total Project Cost are defined

¹Tax exemptions are commonly referred to as tax abatements.

Page 2 •

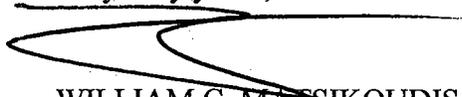
in N.J.S.A. 40A:20-3(h) and the Financial Agreement and are further refined in accordance with industry standards.

Upon project completion, the City engaged the services of SAX MACY FROMM, an accounting firm experienced in construction costs, to audit Total Project Cost. During the course of the audit a dispute arose over the what costs should be included or excluded from the calculation of Total Project Cost. The principle disparity was focused on two elements of cost, real estate commissions and construction costs. The developers and their experts relied on the estimates of Total Project Cost set forth in their application for tax exemption. They asserted that real estate commissions were not a valid cost since they were costs incurred "in house". Upon further consideration, we concluded that there was not a substantial likelihood of success if we challenged this position. The real dispute, therefore, was over construction costs of the project as the project was defined in the application and financial agreement.

Historically, the City has generally avoided approval of tax exemptions based upon a percentage of Total Project Cost. Auditing of Total Project Cost is fraught with difficulty, contention and expense. In addition, because it is fixed for the term, the service charge does not allow for additional revenue to the City when there is an upturn in the market. That is why for the vast majority of tax exemptions approved by the City, the City elects to receive a percentage of project revenue. However, N.J.S.A. 40A:20-12(b) does allow the City to opt for a percentage of Total project Cost and that was what the City agreed to for these 4 projects when they were approved in 1999-2000.

After careful analysis and review, given the expense and uncertainty of litigation, and presented with a proposed settlement that will generate an immediate payment to the City of nearly \$1 million and the payment of over \$5 million to the City in additional service charges over the course of the terms of these tax exemptions, it is my recommendation that the City adopt this resolution and approve the settlement of total project cost.

Very truly yours,



WILLIAM C. MATSIKOUDIS
CORPORATION COUNSEL

WCM/he

cc: Robert Byrne, City Clerk
John Kelly, Business Administrator
Joanne Monahan, First Asst. Corporation Counsel

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

City Clerk File No. Res. 10--395

Agenda No. 10.Z.7

Approved: JUN 09 2010

TITLE:



RESOLUTION APPROVING THE CORRECTIVE ACTION PLAN FOR THE FISCAL YEAR ENDING JUNE 30, 2009

COUNCIL
of the following resolution:

offered and moved adoption

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to cause an annual audit of its books, accounts and financial transactions to be made and completed within six months after the close of its fiscal year; and

WHEREAS, the audit for fiscal year ending June 30, 2009 was presented to the governing body on March 16, 2010; and

WHEREAS, in accordance with OMB Circular A-133, 98-07, and Local Finance Notice CFO 97-16, all government units must prepare and submit a Corrective Action Plan as part of the annual audit process; and

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

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

WHEREAS, the Corrective Action Plan must be approved by the governing body of the local unit and is to be submitted to the Division of Local Government Services no later than sixty days from the receipt of the audit report; and

NOW, THEREFORE BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the Corrective Action Plan for fiscal year ended June 30, 2009 is hereby approved.

BE IT FURTHER RESOLVED, that a copy of the Corrective Action Plan will be placed on file in the Office of the City Clerk.

APPROVED: *Rosanna Murray CFO*

APPROVED AS TO LEGAL FORM

APPROVED: *B. O'Keefe*
Business Administrator

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				6/9/10							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	ABSENT			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Peter M. Brennan
Peter M. Brennan, President of Council

Robert Byrne
Robert Byrne, City Clerk

CITY OF JERSEY CITY

HUDSON COUNTY



CORRECTIVE ACTION PLAN

FY 2009 ANNUAL AUDIT

**COMMENTS AND RECOMMENDATIONS
FOR THE YEAR ENDED JUNE 30, 2009**

Name of Municipality: CITY OF JERSEY CITY
County: Hudson
Audit Report Year: June 30, 2009
Department: Health & Human Service
Division: Health Department
Respondent: Vera Smith

Finding Number: 1 (Page 54)

1. Description:

The Animal Control department was late in filing four monthly dog reports with the State of New Jersey, and was therefore delinquent on its remittance to the State.

2. Analysis:

All monthly dog reports should be remitted within 30 days of month's end.

3. Corrective Action:

The Health Department has trained and delegated the office staff to ensure that the licenses are filed on a monthly basis with the State Health Department. They have implemented that there be a lead person and a backup for all reporting and voucher submittals.

4. Implementation Date:

May 1, 2010

Name of Municipality: CITY OF JERSEY CITY
County: Hudson
Audit Report Year: June 30, 2009
Department: Housing and Economic Development
Division: Construction Code Official
City Planning
Respondent: Ray Meyer
Robert Cotter

Finding Number: 2 (Page 54)

1. Description:

Testing of application files of the Planning and Construction departments revealed instances of missing or incomplete supporting documentation.

2. Analysis:

The Planning and Construction departments should institute policies to retain all supporting documentation for all applications and their corresponding permit files.

3. Corrective Action:

Building Department – during the course of the audit, documents were being moved between the Building Department and Large Doc's. In addition to the documents being scanned, access to all records have been strictly limited to designated personnel to prevent possible tampering or misfiling. The Building Department will insure that designated personnel will be on hand to supply documentation when needed.

City Planning has developed an Excel "Fee Calculator" sheet that is in Beta testing as of this date. It was developed in response to the audit report that essentially called for a more accountable and transparent procedure for calculating the fees for various applications for development.

4. Implementation Date:

Building Department – Currently Implemented
City Planning – April 2010

Name of Municipality: CITY OF JERSEY CITY
County: Hudson
Audit Report Year: June 30, 2009
Department: Recreation
Division: Recreation
Respondent: Joe Macchi

Finding Number: 3 (Page 54)

1. Description:

A review of the cash receipts records of the City's Recreation Department revealed various deficiencies in controls, over cash receipts. Specifically, cash receipt ledgers were not maintained, applications and other records were not available for audit review and instances of fees charged without proper approval of the governing body were noted.

2. Analysis:

The Recreation Department must institute stronger controls over cash receipts.

3. Corrective Action:

The following policies and procedures have been implemented:

- All new registration forms have updated fees on the application.
- New ledger/ receipt books have been implemented.
- All Treasury deposit slips will be double checked prior to being sent down via messenger

4. Implementation Date:

April 27, 2010

Name of Municipality: CITY OF JERSEY CITY
County: Hudson
Audit Report Year: June 30, 2009
Department: Administration
Division: Purchasing
Respondent: Peter Folgado

Finding Number: 4 (Page 54)

1. Description:

P.L. 2004, c.57 requires all government contracting units in the State of New Jersey to obtain Business Registration Certificates for all vendors awarded contracts in excess of 15% of the entity's bid threshold. Audit sampling of the City's vouchers revealed several cases in which the City has not obtained Business Registration Certificates, or alternately, did not obtain them until after purchase orders or payments were issued.

2. Analysis:

The City should make certain it obtains Business Registration Certificates for all vendors awarded contracts in excess of 15% of its bid threshold, \$3,150 in the City's case, and vendors expected to be utilized for a series of small purchases that in aggregate exceed 43,150 over the course of a fiscal year.

3. Corrective Action:

The Division of Purchasing has put in a policy that funds will not be encumbered without the proof of a BRC. Purchasing will continue to ensure that this deficiency does not continue.

4. Implementation Date:

Currently Implemented

Name of Municipality: CITY OF JERSEY CITY
County: Hudson
Audit Report Year: June 30, 2009
Department: Administration
Division: Payroll
Respondent: Patricia Yurchak

Finding Number: 5 (Page 54)

1. Description:

During a test of the City's payroll, several W-4 forms, direct deposit authorizations and voluntary deduction authorizations were not available for auditor review.

2. Analysis:

The City should retain all employee W-4 forms, direct deposit authorizations and voluntary deduction authorizations in employee files.

3. Corrective Action:

The Division of Payroll will ensure that all required documents are maintained.

4. Implementation Date:

Immediately

Name of Municipality: CITY OF JERSEY CITY
County: Hudson
Audit Report Year: June 30, 2009
Department: Administration
Division: Municipal Court
Respondent: Maria Pagan

Finding Number: 6 (Page 55)

1. Description:

Municipal Court bank reconciliation were not performed in the manner as performed in the manner as prescribed by the financial procedures manual published by the State of New Jersey, Administrative Office of the Courts. As a result, adjustments were not properly classified or identified, and not made to the cash books.

2. Analysis:

The Court should review procedures for the bank reconciliation process with the staff for all accounts and require they be performed in a manner prescribed by the Administrative Office of the Court. Bank reconciliation balances should include reconciliation to the Cash Book balances. The adjustments need to be properly classified and posted to the ATS/ACS system, or to the TIPS/FY Bail system. The unreconciled items, such as cash overages and shortages, differences between the cash book and bank statement, and void and bad checks need to be identified for adjustment for the Cash Books to properly reflect adjusted balances.

3. Corrective Action:

Staff was advised and adjustments are reconciled and posted on ATS/ACS system including manual ledger kept for TIPS/FY bails. Bad check procedures were implemented and spreadsheets are kept on voids, shortage and overage and are reconciled daily.

4. Implementation Date:

Currently implemented



JERSEY CITY MUNICIPAL COURT
365 Summit Avenue
Jersey City, New Jersey 07306
(201) 209-6700

Bad Check and Charge Back procedures

The fiscal unit will receive all Bad checks along with charge back letters. Process will be performed in the manner prescribed by the Administrative office of the Courts. The purpose is to record payments returned to the court for insufficient funds and if the defendant fails to make the subsequent payment after 10 days, the system will list the ticket on a weekly report that is eligible for a warrant to be issued by the court. The adjustment procedure in the system will be as follows:

- Review and identify the amount for each ticket
- Reconcile bank account to checks
- If the matter is a tips ticket, send manual notice to defendant (see attach sample). Send copies of bad check and notice to cashier unit in case new payment is received after notice.
- Ledger all checks with each ticket amount. (see attach spread sheet)
- Make copies of checks, ledger sheet and create adjustment by backing out payment, creating a bad check status in system.

Please be reminded, that all tickets paid by check that do not have complete name and address in the system will not allow a back out on the bad check screen.

The charge backs are researched by date in the daily cashier web journal from the charge back information letter that is faxed to the Director's office. Once the ticket number is located in the system, a call is placed to the state help desk at 609 343-7002 and copy of information letter with ticket number if faxed to 609 292- 4255. A state user will return call and give a reference number to remotely back out payment.

Dec. 1, 2008

JERSEY CITY MUNICIPAL COURT
365 SUMMIT AVE.
JERSEY CITY, NEW JERSEY 07306

RETURN CHECK NOTICE

YOUR CHECK # _____ CHECK AMOUNT _____ >

TEL. 201 209-6700
Mon thru Fri. 9:00 am to 3:30 pm

Summons # _____
Notice date _____

This office is in receipt of your check which was returned by the bank due to insufficient funds. Payment must be received in this office in the form of **Cash, Certified Check, or Money Order within ten days of this notice** to avoid a complaint being signed against you for the violation of NJS 2C:21-5 issuing a worthless check and a warrant may be issued for your arrest. In addition, unless payment is received within ten days we will notify the Division of Motor Vehicles and your driving privilege may be suspended or revoked.

Amt. Due _____

By Order of the Judge,
Shiela Venable, J.S.C.
Acting Chief Judge, Jersey City Municipal Court

State vs. _____

Name of Municipality: CITY OF JERSEY CITY
County: Hudson
Audit Report Year: June 30, 2009
Department: Administration
Division: Municipal Court
Respondent: Maria Pagan

Finding Number: 7 (Page 55)

1. Description:

While testing the ATS/ACS disbursements relating to bail refunds, forfeitures, reinstatements and applied, it was noted that original documents were not made available for audit review. As a result, the authorizing signatures could not be confirmed.

2. Analysis:

The Court should require the staff to perform procedures relating to the proper maintenance of all supporting documentation for the cash disbursement transactions of the Court. In addition, the Court should perform a regular review of the procedures to ensure compliance with the processes.

3. Corrective Action:

Upon review of the 2009 finding on September 1, 2009 the Courts have analyzed the Audit findings and both the bail and general accounts are current and reconciled daily in the ATS/ACS, Tips/FY bails.

4. Implementation Date:

Currently Implemented

Name of Municipality: CITY OF JERSEY CITY
County: Hudson
Audit Report Year: June 30, 2009
Department: Administration
Division: Municipal Court
Respondent: Maria Pagan

Finding Number: 8 (Page 55)

1. Description:

During the test of time payments, there were several instances in which the time payment installment orders were not provided, and as such, were not supported by proper authorization of the Judge and recalculated time payments could not be traced to supporting documentation.

2. Analysis:

The court should implement procedures for the completion and authorization of the plans, and the maintenance of the order with the original complain/ticket. Additionally, the tasks of overseeing and executing the transactions of time payment plans should be assigned to specific Court employees to ensure that there is a regular review and monitoring of compliance with the regulations for the outstanding time payment plans.

3. Corrective Action:

The Court is now keeping all print outs of extended time payments authorized and signed by a Judge and recorded in the court room. All time payments extensions are filed by screen print in docket/ticket numeric order and posted on the systems according to rules prescribed by the Administrative office of the Courts. Record rooms have been expanded for the proper filing of records according to retention. Specific employees are assigned to data entry and criminal records. These rooms are restricted to employees only for the purpose of securing court files.

4. Implementation Date:

Currently Implemented

TIME PAYMENT FOLLOW-UP PROCEDURES
QUICK REFERENCE INFORMATION

1. IF A TICKET HAS A TIME PAYMENT STATUS OF DELINQUENT (DLQ) OR PROPOSED SUSPENSION (PSUS), A PAYMENT OF ANY AMOUNT WILL RETURN THE TIME PAYMENT STATUS TO OPEN.
2. ORDERS THAT ARE NOT SIGNED BY THE JUDGE AND PROCESSED THROUGH NOTICE OF D/L SUSPENSION SCREEN WILL BECOME CUMULATIVE AND APPEAR IN RMDS WEEKLY UNTIL PROCESSED.
3. TIME PAYMENT FOLLOW-UP PROCEDURES HAVE MADE THE D/L SUSPENSION MANDATORY. THE COURT MAY CHOOSE, HOWEVER, TO ALLOW THE DEFENDANT TO SATISFY THE ORDER OF SUSPENSION WITHOUT THE NECESSITY OF A COURT APPEARANCE.
4. IF A JUDGE WISHES TO RESCIND THE ORDER OF SUSPENSION, THE COURT MUST MANUALLY CREATE A RESCINDING ORDER FOR THE DEFENDANT TO PROVIDE DMV. THE DEFENDANT WOULD THEN PAY A \$50 RESTORATION FEE TO DMV.
5. ONCE A TICKET IS IN DRIVERS-LICENSE-SUSPENDED (DSUS) STATUS, NO ADDITIONAL TICKETS CAN BE MODIFIED TO THE TIME PAYMENT ORDER AND ONLY ORDER INFORMATION CAN BE UPDATED.
6. ONCE A TICKET IS IN DSUS STATUS, THE DEFENDANT MUST PAY THE AMOUNT DUE IN FULL. THE DEFENDANT MUST PROVIDE THEIR RECEIPT TO DMV WHERE AN ADDITIONAL \$30.00 RESTORATION FEE MUST BE PAID.



JERSEY CITY MUNICIPAL COURT
365 Summit Avenue
Jersey City, New Jersey 07306
(201) 209-6700

FILE COPY

MEMORANDUM

Date: March 10, 2010
To: Court Administrators, Deputy Court Administrators and Clerks
From: Maria Pagan, Court Director *MP*
Re: Procedure- Parking Court Appearance

It has come to my attention that individuals pleading Not Guilty to parking and traffic violations are being sent to the court rooms with a summary screen print of the total amounts due. I have found that some sentences are signed by Judges as lump sum payments and not as individual adjudications for each ticket.

- All violators seeking to contest a ticket must fill out the appropriate form to request a future date. Upon receipt, all requests will be forwarded to Data Entry for pulling and scheduling.
- Exceptions will be made to this policy in the event a true emergent matter and/or situation occurs. The violator will be permitted to appear in court and will be directed by court staff accordingly. For example, If a violator: A) has driven from Connecticut, in a snowstorm, B) is leaving the country, C) has an emergency with small children, etc.
- All staff, prior to sending the violators to court must ensure that each parking ticket has an electronic screen print, in order for the Judge to adjudicate and sign each individual ticket. See attached electronic screen print sample.

Please be reminded Administrators, Deputy Court Administrators and/or Clerks are authorized to enter a sentence in the computer after a Judge completes the sentence in writing and signs the document.

Kindly adhere to the above procedure immediately. Should have any questions, please feel free to contact me directly in the absence of your Supervisor.

cc.: Hon. Nesle A. Rodriguez, CJMC
Linda Kraft, Assistant Chief Court Administrator
Wendy Walker, Assistant Chief Court Administrator

MP/WR

Electronic Screen Print

TFF00656 NJ AUTOMATED TRAFFIC SYSTEM 02/22/10
 COPY OF UNIFORM ELECTRONIC TICKET 02:50 P
 JERSEY CITY MUNICIPAL COURT

TICKET NO: 000000 COURT DATE: COURT TIME: :
 DL/NUMBER: ST: EXP DATE: EYE: SEX:
 DEFT NAME:FR: MI: LAST: BIRTH DATE:
 ADDR1: ADDR2:
 CITY: ST: ZIP: PHONE: - - RI:
 PLATE NO: ST: EXP DATE: VEH MK: YR: TYPE:
 COLOR: VIOLATION: OFFENSE DATE: TIME: :
 COMM VEH: HAZ MAT: METER NO: LOC CODE: MUN CODE:
 LOCATION: MUNICIPALITY:
 DATE ISSUED: POLICE UNIT: OFF ID:
 VIN NUMBER: NO. OF TICKETS PRINTED BY PEO:

PLEA: _____ FINE: _____ SENTENCE: _____
 PLEA DATE: _____ COST: _____
 FINDING: _____ MISC: _____ X _____
 MISC: _____ SIGNATURE OF JUDGE / DATE

PLEASE ENTER TICKET NUMBER

ENTER TICKET NUMBER AND HIT ENTER TO INITIATE PROCESSING OF REQUEST
 ALT AND 'PA1' - TRAFFIC MAIN MENU ALT AND 'PA2' - ON REQUEST JOB MENU

Name of Municipality: CITY OF JERSEY CITY
County: Hudson
Audit Report Year: June 30, 2009
Department: Administration
Division: Municipal Court
Respondent: Maria Pagan

Finding Number: 9 (Page 56)

1. Description:

During the audit procedures performed on the Open Bail accounts, we noted the Court did not reconcile open cash bail to the ATS/ACS system. It was noted that the primary differences related to forfeited bail amounts turned over to the Treasurer of the City without adjustment to the ATS/ACS system. In addition, there were significant time lags on the entry of refunded bail into the ATS/ACS system. The Court does not currently reconcile the noncash component of Open Bail.

2. Analysis:

The Court needs to investigate, analyze and cross-reference the differences in the monthly balances for aged differences. Simultaneously, the Court should implement procedures to reconcile current activity on a month to month basis to ensure accurate balances in Open Bail for both the cash and noncash components.

3. Corrective Action:

Daily reconciliation on all bail and general accounts has been implemented. Fiscal staff has been added for the recording and posting of data on spreadsheets and to cross reference accounts to cash books. (See attached spreadsheets)

4. Implementation Date:

Currently Implemented

Jersey City Municipal Court
Monthly Cashbook Adjustments 2010

MONTH	Bad Checks	Over Payments	Bail Rein	Other	Web Adj	Total
July	(\$6,175.00)	(\$764.50)	(\$10,213.00)	(\$169.00)	(\$1,207.00)	(\$18,528.50)
August	(\$2,818.00)	(\$1,481.99)	(\$8,471.00)	\$0.00	(\$1,067.00)	(\$13,837.99)
September	(\$4,256.00)	(\$1,681.89)	(\$7,331.00)	\$0.00	(\$4,599.00)	(\$17,867.89)
October	(\$5,933.00)	(\$843.85)	(\$8,941.00)	\$0.00	(\$1,487.00)	(\$17,204.85)
November	(\$10,085.00)	(\$666.50)	(\$7,149.00)	\$0.00	(\$971.00)	(\$18,871.50)
December	(\$2,116.00)	(\$1,423.48)	(\$6,213.00)	\$1,720.00	(\$1,920.00)	(\$9,952.48)
January	(\$3,149.00)	(\$612.00)	(\$3,795.00)	\$0.00	(\$2,337.00)	(\$9,893.00)
February	(\$1,474.00)	(\$779.50)	(\$2,950.00)	\$0.00	(\$841.00)	(\$6,044.50)
March	(\$2,918.00)	(\$1,119.00)	(\$6,122.00)	\$1,819.00	(\$913.00)	(\$9,253.00)
April						\$0.00
May						\$0.00
June						\$0.00
TOTAL	(\$38,924.00)	(\$9,372.71)	(\$61,185.00)	\$3,370.00	(\$15,342.00)	(\$121,453.71)

ATS Bank Reconciliation

For the Month of _____

<u>Column A</u>	<u>Column B</u>
Account Balance (per Bank Statement) _____ (A1)	Book Balance (From last month) _____ (B1)
Deposit in Transit	Account Balance (from cash book) + _____ (B2)
(a) _____	
(b) _____	Disbursements (Last Month's) - _____ (B3)
(c) _____ + _____ (A2)	
Bad Checks (Not in ATS)	Interest + _____ (B4)
(a) _____	
(b) _____	Service Charge - _____ (B5)
(c) _____ + _____ (A3)	
Outstanding Checks	Check Charge - _____ (B6)
(a) _____	
(b) _____	Misc. ± _____ (B7)
(c) _____ - _____ (A4)	
Misc. (Bank Errors) ± _____ (A5)	
Adjusted Bank Balance ===== (A6) =====	Adjusted Book Balance ===== (B8) =====

*****NOTE:** The left and right side of this worksheet must balance ! ! ! !

Name of Municipality: CITY OF JERSEY CITY
County: Hudson
Audit Report Year: June 30, 2009
Department: Administration
Division: Municipal Court
Respondent: Maria Pagan

Finding Number: 10 (Page 56)

1. Description:

While testing of the ATS/ACS receipts for Traffic and Complaint Fines, and Traffic and Criminal Bail, it was noted that the original tickets/complaints and bail recognizance forms were not provided, in many instances. Consequently, the authorizing signature of the Judge could not be noted.

2. Analysis:

The Court's Management should require a periodic review of internal control procedures relating to the utilization and maintenance of all supporting documentation for the cash receipting processes of the Court.

3. Corrective Action:

The internal controls are set in place whereby a copy of time payments are date stamped and signed by a Judge and posted in the system within 24 hours. Time payments are noted in Court and recordings can be verified to the disposition. All bail recognizances's are filed in numeric order and signed by surety. (See attached procedures on bail).

4. Implementation Date:

Currently Implemented

DAILY FINANCIAL PROCEDURES – BAIL ACCOUNT

ATS DAILY BAIL PROCEDURES

Bail Monies Received

1. Cash, checks, credit cards, money orders or bond transactions received when a traffic bail is posted are to be entered into ATS on the day received by the municipal court.
2. Individually numbered manual receipts must be completed for all traffic bails received. All traffic bail must be entered into ATS along with the unique manual bail receipt number.
3. All traffic and criminal bail monies posted/dispursed for outside agencies should be receipted through the ATS out-of-town bail entry screen.
4. When posting a bond in ATS, please enter the bondsman as the surety with the money type 'BO' for bond. The ATS Daily Bail Journal will list all bonds posted and provide subtotals for cash/checks and bonds.

Bail Refunds

1. All bail refund checks must be made payable to the surety. If the bail is to be used for the payment of fines and costs, the refund check should be made payable to the surety and then endorsed back to the court. The refund check would then be entered into ATS as an in-court payment and deposited into the General Account.
2. If the judge modifies the bail amount, the entire bail posted amount must be refunded and the new amount re-posted in ATS. An appropriate manual notation should be made on the Bail Journal to clearly explain the adjustment.
3. Bonds posted in ATS must also be refunded in the system even though a check is not written to the surety. This transaction will insure that the Monthly Bail Cashbook, Non-Cash Bail Section, is updated accordingly.

Bail Forfeitures/Reinstatements

1. When a monetary bail is forfeited by the judge, a check must be written from the Bail Account and deposited into the General Account. To record the disbursement, the forfeiture must be entered into ATS and the system will automatically disburse the money at the end of the month to the appropriate agency.
2. When processing a bond forfeiture in ATS, a check is not written from the Bail Account. The bail bond forfeiture will, however, appear on the Daily Bail Journal and the Monthly Bail Cashbook as a non-cash disbursement.

3. When a check is received from a bonding company as a result of a forfeiture, it should be entered into ATS as a new bail posted with the appropriate money type code (i.e., bc -- cash; bk -- check). The bail should then be forfeited in the system and the transaction will appear on the Daily Bail Journal as well as the Applied Batch Report.
4. When processing a monetary bail reinstatement, a check must be written from the General Account and deposited into the Bail Account. The bail reinstatement must be entered into ATS to ensure that the Daily Journals, Monthly Bail Cashbook and Monthly General Account Cashbook are updated.
5. When processing a bail bond reinstatement in ATS, a check is not written from the General Account. The bail bond reinstatement will, however, appear on the Daily Bail Journal and Monthly Bail Cashbook as a non-cash bail.

ATS Daily Bail Journal

1. The Daily Bail Deposit must reconcile with the Daily Bail Journal, Traffic Section.

ACS DAILY BAIL PROCEDURES

Bail Monies Received

1. Cash, checks, credit cards, money orders, ROR and bond transactions received when a criminal bail is posted are to be entered into ACS on the day received by the municipal court.
2. Manual cash receipts for the payment of bail may only be used when on-line access to ACS is not available.
3. When recording ACS bail taken by law enforcement or an outside agency, the manual receipt number should be entered into the manual receipt number field on the Bail Post screen.
4. When posting a bond in ACS, please enter the bondsman as the surety with the money type 'BO' for bond. The ACS Daily Bail Journal will subtotal non-cash bail and cash bail.
5. Non-traffic bail monies posted for outside agencies should be receipted through the ATS out-of-town bail entry screen.

Bail Refunds

1. All bail refund checks must be made payable to the surety. If the surety allows the bail to be used for the payment of fines and costs, the check should be endorsed back to the court. ACS will automatically make the payment to the General Account when the bail posted is applied to the payment of fines and costs.
2. Bonds posted in ACS must also be refunded in the system, even though a check is not written to the surety. This transaction will ensure that the Monthly Bail Cashbook is updated accordingly.

Bail Forfeitures/Reinstatements

1. When a monetary bail is forfeited by the judge, a check must be written from the Bail Account and deposited into the General Account. To record the disbursement, the forfeiture must be entered into ACS and the system will automatically disburse the money at the end of the month to the appropriate agency.
2. When processing a bail bond forfeiture in ACS, a check is not written from the Bail Account. The bail bond forfeiture will, however, appear on the Daily Bail Journal and the Monthly Bail Cashbook as a non-cash disbursement.

3. If a check is received from a bonding company as a result of the forfeiture, the forfeiture will appear as cash, providing the following: enter receipt number and year in Bail Procedures Menu; then proceed to Bail Modify screen; change money type to CK, enter check number and press enter; deposit the bonding company's check into Bail Account and write a bail forfeiture check from the Bail Account and deposit into the General Account. The Daily Journals, Monthly Bail Cashbook and General Account Cashbook will be updated accordingly.
4. When processing a monetary bail reinstatement, a check must be written from the General Account and deposited in the Bail Account. The bail reinstatement must be entered into ACS to insure that the Daily Journals, ACS Monthly Bail Cashbook and Monthly General Cashbook are updated.
5. When processing a bail bond reinstatement in ACS, a check is not written from the General Account. The bail bond reinstatement will, however, appear on the Daily Bail Journal and the Monthly Bail Cashbook as a non-cash bail.

ACS Daily Bail Journal

1. The daily bail deposit must reconcile with the daily Bail Journal, Criminal Section.

Name of Municipality: CITY OF JERSEY CITY
County: Hudson
Audit Report Year: June 30, 2009
Department: Administration
Division: Municipal Court
Respondent: Maria Pagan

Finding Number: 11 (Page 56)

1. Description:

While performing the test of ATS/ACS dismissals and reversals, we noted in several instances that original tickets or complaints were not provided.

2. Analysis:

The Court should implement procedures for maintenance of documentation related to the transactions involving dismissals and reversals.

3. Corrective Action:

All dispositions and modification of records are kept in numeric order. Procedures are in place for maintaining files and all transactions of reversals and dismissals are recorded on journals for proper reconciliation of the fiscal office.

4. Implementation Date:

Currently Implemented

ATS REVERSAL PROCEDURES

All adjustments to web payments must be made through the ATS Web Reversal Screens. There are two basic types of web reversals as described in the following paragraphs.

True Reversal - The true reversal screen is used when a Municipal Court Judge orders a change to a disposed traffic ticket that was previously paid through NJMCdirect. This transaction will reverse the payment from ATS and automatically issue a credit to the charge card for the amount originally paid. In addition, the status on the traffic ticket will be changed to 'active' and all ATS Financial Reports will be updated. The ticket number and credit card are required when initiating this process.

ChargeBack - A customer may dispute a charge by contacting the credit card company. The credit card processing company (NOVA) will then debit the amount processed through NJMCdirect.com. Nova will send a letter to the court explaining the reason for the dispute and action taken by Nova. A sample of the Merchant Chargeback Advise Form and a list of Nova Chargeback Reason Codes can be found on pages 51 - 53.

Upon receipt of the Merchant Chargeback Advise Form, the municipal court should confirm that a prior reversal transaction was not entered on the traffic ticket. If a previous reversal was **not entered**, the ATS Chargeback function should be used to reverse the payment in ATS. This transaction will result in the ticket returning to "active" status and will also be reflected on all ATS Financial Reports.

While the need for these transactions are infrequent, it is necessary to contact the ATS Help Desk prior to using ATS reversal procedures.

**SECTION II:
SCHEDULE OF FINANCIAL STATEMENT FINDINGS
FOR THE YEAR ENDED JUNE 30, 2009**

Name of Municipality: CITY OF JERSEY CITY
County: Hudson
Audit Report Year: June 30, 2009
Department: Administration
Division: Management & Budget
Respondent: Donna Mauer, CFO

Finding Number: FS09-01 (page# 47)

1. Condition:

Unfunded Deferred Charges to both Future Taxation and Water Rents exist for projects in excess of five years old.

2. Recommendation:

The City should follow up on any Unfunded Deferred Charges in Excess of five years old, determine whether the corresponding projects are completed and provide funding for any projects completed. This comment is repeated from the prior year.

3. Corrective Action:

The City is in the process of reviewing Unfunded Capital Authorizations and will either cancel or fund these projects.

4. Implementation Date:

Ongoing

Name of Municipality: CITY OF JERSEY CITY

County: Hudson
Audit Report Year: June 30, 2009
Department: Administration
Division: Management & Budget
Respondent: Donna Mauer, CFO

Finding Number: FS09-02 (page# 47)

1. Condition:

The City's current fixed asset accounting system is non-functional and does not provide for any of the requirements per N.J.A.C. 5:30-5.6.

2. Recommendation:

The City must upgrade its fixed asset accounting system. The City should consider hiring a vendor to update and inventory all fixed assets on hand, then utilize the functions of its current accounting system to maintain an accurate record-keeping. A specific position or individual should be designated with the responsibility of maintaining an accurate accounting of fixed assets once the correct inventory is updated.

3. Corrective Action:

The City has hired an Asset and Valuation firm to conduct a fixed asset valuation on all City-owned property with a capitalization value of \$5,000 or greater, for a period of two years. The firm has recently finished the valuation and the released the fixed asset report for review.

4. Implementation Date:

Currently Implemented

Name of Municipality: CITY OF JERSEY CITY

County: Hudson
Audit Report Year: June 30, 2009
Department: Administration
Division: Management & Budget
Respondent: Donna Mauer, CFO

Finding Number: FS09-03 (page# 49)

1. Condition:

No actuarial information is available for not disclosure, as required by GASB 45 and LFN 2007-15.

2. Recommendation:

The City must make certain an actuarial valuation of its OPEB is performed as per the requirements set forth in GASB 45 so proper note disclosure per GASB 45 and LFN 2007-15 can be made.

3. Corrective Action:

The City has hired an actuarial to value our OPEB, they have completed the valuation and the City is waiting for the final report.

4. Implementation Date:

Complete