

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

City Clerk File No. Res. 10-437  
 Agenda No. 10.A  
 Approved: JUL 01 2010  
 TITLE:



## RESOLUTION AUTHORIZING APPROVAL OF THE FISCAL YEAR 2011 TEMPORARY BUDGET

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, it will be necessary to award contracts, incur commitments and make payments during fiscal year 2011 prior to the adoption of the municipal budget for fiscal year 2011, and

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

WHEREAS, the total amount of the temporary budget appropriations contained herein, amounting to \$168,120,550 which include appropriations of \$61,494,297 for debt service and \$106,626,253 for operating expenses, does not exceed 26.25% (\$110,454,451) of the previous year's total budgetary appropriations exclusive of the aforementioned exceptions.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City, that the temporary budget totaling \$168,120,550 including \$61,494,297 for debt service, which may be fully appropriated without regard to any limitation, are hereby appropriated to provide for said purposes in the temporary budget for the 2011 fiscal year, and

BE IT FURTHER RESOLVED that the amounts required by statute for the payment of the 2010 and 2011 County and School taxes, which are not included as part of this temporary budget, shall be paid as and when due, and

BE IT FURTHER RESOLVED that the dedicated revenues, in accordance with N.J.S.A. 40A:4-39, for the period from the beginning of the 2011 fiscal year until the date of budget adoption are hereby appropriated for the purposes to which said revenues are dedicated by the aforementioned statute, or other legal requirement.

APPROVED: \_\_\_\_\_

APPROVED: \_\_\_\_\_

Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required

Not Required

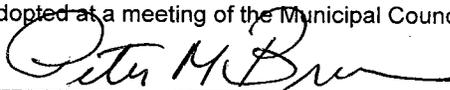
APPROVED 6-2

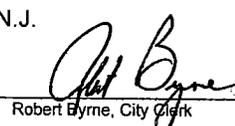
RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				7/1/10							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	✓			FULOP	ABSENT			VEGA	✓		
LOPEZ		✓		RICHARDSON		✓		BRENNAN, PRES	✓		

✓ 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

JUL 0 1 2010		
	DIVISION	FY 2011
20-110	MAYOR'S OFFICE SW	\$270,375
	MAYOR'S OFFICE OE	\$15,225
20-120	CITY CLERK SW	\$192,413
	CITY CLERK OE	\$30,083
20-123	CITY COUNCIL SW	\$150,528
	CITY COUNCIL OE	\$21,945
20-100	ADMINISTRATOR'S OFFICE SW	\$593,841
	ADMINISTRATOR'S OFFICE OE	\$26,119
20-101	MANAGEMENT & BUDGET SW	\$62,396
	MANAGEMENT & BUDGET OE	\$88,646
20-102	PURCHASING SW	\$175,928
	PURCHASING OE	\$13,781
20-103	REAL ESTATE SW	\$51,056
	REAL ESTATE OE	\$3,596
20-104	MAYOR'S ACTION BUREAU SW	\$145,688
	MAYOR'S ACTION BUREAU OE	\$840
20-106	COMMUNICATIONS SW	\$122,719
	COMMUNICATIONS OE	\$2,310
20-107	UTILITY MANAGEMENT SW	\$153,123
20-105	PERSONNEL SW	\$127,775
	PERSONNEL OE	\$43,391
20-108	ECONOMIC OPPORTUNITY SW	\$118,388
	ECONOMIC OPPORTUNITY OE	\$1,575
20-109	RISK MANAGEMENT SW	\$72,713
	RISK MANAGEMENT OE	\$971
20-112	ARCHITECTURE SW	\$138,338
	ARCHITECTURE OE	\$6,694
20-113	ENGINEERING, TRAFFIC & TRANSPORTATION SW	\$533,138
	ENGINEERING, TRAFFIC & TRANSPORTATION OE	\$337,103
20-140	INFORMATION TECHNOLOGY SW	\$269,325
	INFORMATION TECHNOLOGY OE	\$408,765
20-145	COLLECTIONS SW	\$203,606
	COLLECTIONS OE	\$44,218
20-146	OFFICE OF TAX ABATEMENT SW	\$57,750
	OFFICE OF TAX ABATEMENT OE	\$662
20-134	ACCOUNTS & CONTROL SW	\$148,838
	ACCOUNTS & CONTROL OE	\$1,544
20-131	TREASURY & DEBT MANAGEMENT SW	\$125,475
	TREASURY & DEBT MANAGEMENT OE	\$2,704
20-133	PAYROLL SW	\$132,300
	PAYROLL OE	\$2,741
20-136	PENSION SW	\$56,936
	PENSION OE	\$945
20-147	INTERNAL AUDIT SW	\$42,000
	INTERNAL AUDIT OE	\$814
20-150	ASSESSOR SW	\$262,553
	ASSESSOR OE	\$73,815
20-155	LAW SW	\$716,756
	LAW OE	\$248,535
26-290	PUBLIC WORKS - DIRECTOR SW	\$143,219
	PUBLIC WORKS - DIRECTOR OE	\$24,649
28-375	PARK MAINTENANCE SW	\$647,010
	PARK MAINTENANCE OE	\$193,200
26-291	BUILDING & STREET MAINTENANCE SW	\$677,965
	BUILDING & STREET MAINTENANCE OE	\$308,716
26-315	AUTOMOTIVE SERVICES SW	\$237,589
	AUTOMOTIVE SERVICES OE	\$604,459
20-175	NEIGHBORHOOD IMPROVEMENT SW	\$164,115
	NEIGHBORHOOD IMPROVEMENT OE	\$4,988
28-370	RECREATION SW	\$1,400,000
	RECREATION OE	\$200,000
27-330	HEALTH & HUMAN SERVICES DIRECTOR SW	\$214,331
	HEALTH & HUMAN SERVICES DIRECTOR OE	\$18,716
27-331	HEALTH SW	\$579,948
	HEALTH OE	\$172,217
27-332	CULTURAL AFFAIRS SW	\$168,263
	CULTURAL AFFAIRS OE	\$100,000
27-335	SENIOR CITIZEN AFFAIRS SW	\$61,556
	SENIOR CITIZEN AFFAIRS OE	\$19,235
27-333	CLINICAL SERVICES SW	\$40,450
	CLINICAL SERVICES OE	\$40,000
27-334	AIDS EDUCATION PROGRAM	\$5,250

25-265	FIRE SW	\$18,500,000
	FIRE OE	\$371,621
25-266	UNIFORM FIRE SAFETY SW	\$61,688
	UNIFORM FIRE SAFETY OE	\$3,938
25-267	OSHA - FIRE OE	\$91,875
25-240	POLICE SW	\$28,000,000
	POLICE OE	\$700,000
20-170	HEDC DIRECTOR SW	\$148,691
	HEDC DIRECTOR OE	\$6,221
22-195	CONSTRUCTION CODE SW	\$524,974
	CONSTRUCTION CODE OE	\$38,325
22-196	TENANT LANDLORD RELATIONS SW	\$19,714
	TENANT LANDLORD RELATIONS OE	\$3,360
27-360	COMMUNITY DEVELOPMENT OE	\$1,313
22-197	COMMERCE SW	\$239,295
	COMMERCE OE	\$10,894
22-171	ECONOMIC DEVELOPMENT SW	\$101,916
	ECONOMIC DEVELOPMENT OE	\$1,890
21-180	CITY PLANNING SW	\$199,589
	CITY PLANNING OE	\$4,305
22-198	HOUSING CODE ENFORCEMENT SW	\$242,550
	HOUSING CODE ENFORCEMENT OE	\$13,781
21-181	PLANNING BOARD	\$21,866
21-185	BOARD OF ADJUSTMENT	\$18,191
21-175	HISTORIC DISTRICT COMMISSION	\$105
21-186	ZONING OFFICER SW	\$104,213
	ZONING OFFICER OE	\$5,276
25-260	AMBULANCE SERVICE	\$1,800,000
30-416	JERSEY CITY MUSEUM	\$260,000
30-417	AFRICAN AMERICAN MUSEUM	\$32,550
26-305	JERSEY CITY INCINERATOR AUTHORITY	\$7,350,000
23-210	INSURANCE	\$2,000,000
23-220	EMPLOYEE GROUP INSURANCE	\$17,500,000
30-410	MUNICIPAL PUBLICITY	\$16,800
30-411	OTHER MUNICIPAL ADVERTISING	\$5,250
30-412	CELEBRATION OF PUBLIC EVENTS	\$5,250
30-413	PROFESSIONAL AFFILIATIONS	\$6,300
30-418	ETHICAL STANDARDS BOARD	\$5,250
31-430	ELECTRICITY	\$787,500
31-431	STREET LIGHTING	\$787,500
31-432	MUNICIPAL RENT	\$819,000
31-433	OFFICE SERVICES	\$357,315
31-434	GASOLINE	\$288,750
31-435	TELECOMMUNICATIONS	\$319,725
30-415	ACCUMULATED ABSENCES	\$6,000,000
30-471	PRIOR YEAR BILLS	\$4,061
36-478	MUNICIPAL EMPLOYEES PENSION FUND	\$1,484,683
36-473	SOCIAL SECURITY	\$1,140,563
36-474	CONSOLIDATED POLICE & FIRE PENSION	\$140,000
36-475	EMPLOYEES NON CONTRIBUTORY PENSION	\$65,051
36-476	PENSIONED EMPLOYEES	\$26,243
36-477	WIDOW & DEPENDENT POLICE-FIRE	\$189
43-490	MUNICIPAL COURT SW	\$1,050,000
	MUNICIPAL COURT OE	\$91,744
43-495	PUBLIC DEFENDER SW	\$22,638
	PUBLIC DEFENDER OE	\$67,804
42-400	JERSEY CITY PARKING AUTHORITY	\$323,462
29-390	FREE PUBLIC LIBRARY	\$2,027,428
46-886	RESERVE FOR TAX APPEALS	\$78,750
	<b>TOTAL MUNICIPAL OPERATING</b>	<b>\$106,626,253</b>
	<b>MAXIMUM ALLOWABLE TEMPORARY</b>	
	<b>BUDGET BASED ON 26.25% LIMITATION</b>	
	<b>OF PRIOR YEAR BUDGET</b>	<b>\$110,454,451</b>
	DEBT SERVICE APPROPRIATIONS	
	EXCLUDED FROM THE 26.25% LIMITATION	
	MUNICIPAL DEBT SERVICE	
45-900	MATURING SERIAL BONDS - GENERAL QUALIFIED	\$4,342,000
45-901	MATURING SERIAL BONDS - GENERAL REFUNDING	\$4,669,751
45-902	BOND INTEREST - GENERAL QUALIFIED	\$6,016,367
45-903	BOND INTEREST - GENERAL REFUNDING	\$15,218,434
45-904	BOND ANTICIPATION NOTES - INTEREST	\$1,145,876
45-906	BOND ANTICIPATION NOTES - PRINCIPAL - REFUNDING	\$6,263,455
45-916	GREEN TRUST LOAN - NJDEPA WAYNE ST. PARK	\$9,021
45-920	GREEN TRUST LOAN - APPLE TREE	\$14,669
45-921	GREEN TRUST LOAN - ROBERTO CLEMENTE PARK	\$17,661
45-922	GREEN TRUST LOAN - SGT. ANTHONY PARK	\$9,017
45-923	GREEN TRUST LOAN - MARION PAVONIA POOL	\$26,428
45-924	GREEN TRUST LOAN - MULTI PARK DEVELOPMENT	\$38,243
45-925	727 GREEN TRUST PROGRAM (MONTGOMERY GATEWAY)	\$3,110
45-926	GREEN TRUST LOAN - BERRY LANE PARK	\$8,084
45-917	DEMOLITION BOND LOAN	\$77,376
45-918	FIRE PENSION REFUNDING BONDS - INTEREST	\$949,562
45-919	POLICE PENSION REFUNDING BONDS - INTEREST	\$1,414,875
45-927	HCIA POOLED LOAN	\$480,000

	MUNICIPAL WATER DEBT	
45-909	QUALIFIED BONDS - PRINCIPAL	\$280,000
45-910	QUALIFIED REFUNDING BONDS - PRINCIPAL	\$3,455,000
45-913	QUALIFIED REFUNDING BONDS - INTEREST	\$1,532,254
45-914	QUALIFIED BONDS BONDS - INTEREST	\$456,088
	TYPE I SCHOOL DEBT SERVICE	
48-940	MATURING SERIAL BONDS - SCHOOL QUALIFIED	\$10,780,000
48-941	BOND INTEREST - SCHOOL QUALIFIED	\$4,287,026
	<b>SUBTOTAL - DEBT SERVICE</b>	<b>\$61,494,297</b>
	<b>TOTAL - TEMPORARY BUDGET</b>	<b>\$168,120,550</b>

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

City Clerk File No. Res. 10-438

Agenda No. 10.B

Approved: as amended JUL 01 2010

TITLE:



## RESOLUTION CERTIFYING A PRELIMINARY MUNICIPAL TAX LEVY TO BE UTILIZED IN THE CALCULATION OF THE MUNICIPAL PORTION OF THE THIRD AND FOURTH QUARTER INSTALLMENTS OF PROPERTY TAXES.

COUNCIL OFFERED, AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, on July 14, 1994, The Public Laws of 1994, Chapter 72 of the State of New Jersey were enacted; and

WHEREAS, the law, which is an act concerning the delivery and payment of real property tax bills, requires that the Governing Body of each municipality operating under the State Fiscal Year, shall certify, by resolution, a preliminary municipal tax levy to be utilized in the calculation of the municipal portion of the third and fourth installments of property taxes; and

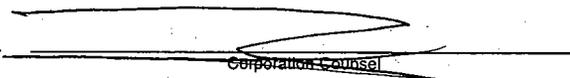
WHEREAS; section 16 of P.L. 1994, c.72 states that the amount of the preliminary municipal tax levy shall be calculated in such a manner as to level insofar as possible the four quarterly installments of the tax bill; and

WHEREAS, the Tax Collector recommends that the municipal portion of the preliminary tax levy be set at \$200,000,000.00. Thereby creating a level general tax rate for 2010; and

NOW THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City, in accordance with Public Laws of 1994, Chapter 72, certifies a preliminary municipal tax levy to be \$

APPROVED:   
Business Administrator

APPROVED AS TO LEGAL FORM

  
Corporation Counsel

Certification Required

Not Required

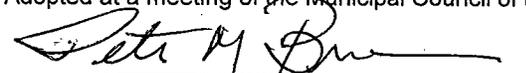
APPROVED as amended 5-3

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 7/17/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY		✓		FULOP	ABSENT			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

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

City Clerk File No. Res. 10-439

Agenda No. 10.C

Approved: as amended JUL 01 2010

TITLE:



## RESOLUTION ADOPTING A CASH MANAGEMENT PLAN FOR THE CITY OF JERSEY CITY FOR FISCAL YEAR 2011

**COUNCIL**

**offered and moved**

**adoption of the following resolution:**

**WHEREAS**, N.J.S.A. 40A:5-14 requires municipalities to adopt a cash management plan and shall deposit, or invest, or both deposit and invest its funds pursuant to this plan; and,

**WHEREAS**, the purpose of the cash management plan is to assure the investment of local funds in interest bearing accounts and other permitted investments; and,

**WHEREAS**, the cash management plan shall set policies for selecting and evaluating investment instruments accordingly; and,

**WHEREAS**, the cash management plan shall include:

- (1) the designation of Public Depositories as defined in Section 1 of P.L. 1970, c.236 (C.17:9-41) and may permit deposits in such public depositories as permitted in section 4 of P.L. 1970, c.236 (C.17:9-44); and,
- (2) the designation of any fund that meets the requirements established pursuant to Section 8 of P.L. 1977, c.396 (c.40A:5-15.1) and the authorization for investments permitted pursuant to Section 8 of P.L. 1977, c.396 (C.40A:5-15.1); or,
- (3) any combination of the designations or authorizations permitted pursuant to this subsection; and,

**WHEREAS**, the cash management plan shall be approved annually by majority vote of the governing body and may be modified from time to time in order to reflect changes in Federal or State law or regulations, or in the designation of depositories, funds or investment instruments or the authorization for investments; and,

**WHEREAS**, the cash management plan shall require a monthly report to the governing body summarizing all investments made or redeemed since the last meeting. The report shall set forth each organization holding local unit funds, the amount of securities purchased or sold, class or type of securities purchased, book value, earned income, fees incurred, and market value of all investments of the report date and other information that may be required by the governing body; and,

**WHEREAS**, the cash management plan shall be subject to the annual audit conducted pursuant to N.J.S.A. 40A:5-4; and,

**WHEREAS**, any official involved in the designation of depositories or in the authorization for investments as permitted pursuant to Section 8 of P.L. 1977, c.396 (C.40A:5-15.1), or the selection of an entity seeking to sell an investment to the City who has a material business or personal relationship with that organization shall disclose that relationship to the governing body and to the Local Finance Board and the Municipal Ethics Board in writing; and,

TITLE:

**WHEREAS**, the registered principal of any security brokerage firm selling securities to the local unit shall be provided with, and sign an acknowledgment that the principal has seen and reviewed the City's cash management plan, except that with respect to the sale of a government money market mutual fund, the registered principal need only be provided with and sign an acknowledgment that the government money market mutual fund whose securities are being sold to the City meet the criteria of a government money market mutual fund as set forth in Paragraph (1) of Subsection c. of Section 8 of P.L. 1977, c.396 (C.40A:5-15.11); and,

**WHEREAS**, the Chief Financial Officer shall be charged with administering the cash management plan; and,

**WHEREAS**, the Chief Financial Officer charged with the custody of moneys shall deposit or invest them as designed or authorized by the cash management plan and shall thereafter be relieved of any liability for loss of such moneys due to the insolvency or closing of any depository designated by, or the decrease in value of any investment authorized by the cash management plan; and,

**WHEREAS**, the Chief Financial Officer has submitted for the Council's approval a proposed cash management plan with the approval of the Mayor and Business Administrator; and,

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

1. The cash management plan proposed by the Chief Financial Officer with the approval of the Mayor and Business Administrator is adopted as the cash management plan of the City of Jersey City for FY 2011; and,
2. All officers of the City of Jersey City with custody of public funds are directed pursuant to N.J.S.A. 40A:5-14 to deposit and or invest those funds in accordance with the adopted cash management plan.

APPROVED: *Donna Mayer, CFO*

APPROVED AS TO LEGAL FORM

APPROVED: *[Signature]*  
Business Administrator

*[Signature]*  
Corporation Counsel

Certification Required

Not Required

APPROVED AS AMENDED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 7/1/10											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD	✓		
DONNELLY	✓			FULOP	ABSENT			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

**CITY OF JERSEY CITY  
CASH MANAGEMENT POLICY  
FISCAL YEAR 2011**

Pursuant to N.J.S.A. 40A:5-14, the City of Jersey City's Cash Management Policy or Philosophy for selecting and evaluating investment instruments shall:

- 1) Consider preservation of capital, by ensuring that the principal invested is safe and secure.
- 2) Consider liquidity, by ensuring that the security can readily be converted to cash.
- 3) Consider current and historical investment returns, by comparing and examining such returns.
- 4) Consider diversification, by spreading investment principal among a number of investment instruments.
- 5) Consider maturity requirements, by timing the maturity of the investment to match the need for cash.
- 6) Consider costs and fees, by analyzing the expenses associated with buying, storing and redeeming investment instruments.
- 7) Be based on a cash flow analysis prepared by the Chief Financial Officer and be commensurate with the nature and size of the funds held by the City of Jersey City.
- 8) Be made on a competitive basis insofar as practicable.

Pursuant to N.J.S.A. 40A:5-15.1, the City of Jersey City may use moneys which may be in hand for the purchase of the following types of securities which, if suitable for registry, may be registered in the name of the City of Jersey City.

- 1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America (Treasury Bills, Notes and Bonds).
- 2) Government money market mutual funds.
- 3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an Act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor.
- 4) Bonds or other obligations of the local unit or bonds or other obligations of school districts of which the local unit is a part or within which the school district is located.

- 5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by local units.
- 6) Local government investment pools.
- 7) Deposits with the State of New Jersey Cash Management Fund.
- 8) Agreements for the repurchase of fully collateralized securities, if:
  - a.) the underlying securities are permitted investments pursuant to N.J.S.A. 40A:5-15.1;
  - b.) the custody of collateral is transferred to a third party;
  - c.) the maturity of the agreement is not more than 30 days;
  - d.) the underlying securities are purchased through banks approved by the Department of Banking and Insurance under the Government Unit Depository Protection Act (GUDPA);
  - e.) a master repurchase agreement providing for the custody and security of collateral is executed.

Also pursuant to N.J.S.A. 40A:5-15.1, the City of Jersey City will also abide by the following investment guidelines:

- 1) Any investment instruments in which the security is not physically held by the local unit shall be covered by a third party custodial agreement which shall provide for the designation of such investments in the name of the local unit and prevent unauthorized use of such investments.
- 2) Purchase of investment securities shall be executed by the "delivery versus payment" method to ensure that securities are either received by the local unit or a third party custodian prior to or upon the release of the local unit's funds.
- 3) Any investments not purchased and redeemed directly from the issuer, government money market mutual fund, local government investment pool, or the State of New Jersey Cash Management Fund, shall be purchased and redeemed through the use of a national or State bank located within this State or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L.1967, c.93 (C.49:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities.
- 4) When the City's Cash Management Plan permits investments for more than one (1) year, the investment must approximate the prospective use of the funds. This primarily relates to U.S. Securities and local bond issue purchase.

With the above Cash Management Policy in mind, the City's Cash Management Plan is indicated by the following designations of approved depositories and investment instruments.

As per the Cash Management Plan of the City of Jersey City, the City hereby designates the following entities as GUDPA approved depository banks:

- Bank of America **UNTIL SEPT 30, 2010**
- Bank of New York, NJ National Community Division
- Capital One Bank
- Dean Witter Trustee/ State of New Jersey Cash Management Plan
- MBIA Class/ Cutwater Asset Management
- Oritani
- PNC Bank
- Provident Savings Bank
- Sovereign Bank
- TD Bank North
- Wachovia Bank/Wells Fargo, NA

**NOTE:** All of the investment instruments permitted by N.J.S.A. 40A:5-15.1 can be purchased through the City's (GUDPA) banks with the possible exception of Government Money Market Funds, which would require broker/dealers. Since the process of selecting such services is a tedious one, when the City attempts to purchase such instruments, the pool of selected broker/dealers will be presented to the Municipal Council.

**The approved investment instruments selected by the City of Jersey City are:**

- 1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America (Treasury Bills, Notes and Bonds).
- 2) Government money market funds.
- 3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an Act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependable on any index or other external factor.
- 4) Bonds or other obligations of the local unit or bonds or other obligations of school districts of which The local unit is a part of within which the school district is located.
- 5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Department of Treasury, Division of Investment.
- 6) Local government investment pools, such as New Jersey Class, and the New Jersey Arbitrage Rebate Management Program.

7) Deposits with the State of New Jersey Cash Management Fund.

8) Repurchase agreements of fully collateralized securities, if:

- a) The underlying securities are permitted investments pursuant to N.J.S.A. 40A:5-15.1;
- b) The custody of the collateral is transferred to a third party;
- c) The maturity of the agreement is not more than 30 days;
- d) The underlying securities are purchased through banks approved by the Department of Banking and Insurance under the Government Unit Depository Projection Act (GUDPA).
- e) A master repurchase agreement providing for the custody and security of the collateral is executed.

**The approved designation of any Government Money Market Funds are:**

**NOTE:** The purchase of Government Money Market Funds requires the use of broker/dealers. Since the process of selecting such services is a tedious one, when the City attempts to purchase such instruments, the pool selected instruments and broker/dealers will be presented to the Municipal Council.

**The City's Cash Management Plan is further guided by the following principles of investment and risk:**

- Although many factors will contribute to the City's policy for selecting and evaluating investment instruments, the City recognizes that the security of such interest comes first, followed by liquidity, and then yield.
- Funds shall be managed to meet the City's cash flow needs; namely asset maturity decisions will be guided by cash flow factors.
- Careful attention to investment fee structure must be paid: for example, the fees for getting in and out of investments will be considered. Additionally, when investing in government money market funds, load fees (fees up front) and no-load fees (fee is covered as part of the yield) must be distinguished.
- The City will acknowledge the notion that "past performance is not a guarantee of future results" when gauging the potential success of its investments. Namely, since government money market funds are required to be rated, the City will study such ratings. The City will assess the performance of such funds, paying strict attention to their historical expenses, and the experience of their managers.
- The City will use the New Jersey Cash Management Fund as a benchmark for comparing the performance of government money market funds and Local Government Investment Pools. Since the

New Jersey Cash Management Fund has a wider variety of investments available to it than government money market funds and Local Government Investment Pools, it can be used as a reliable indicator of market performance.

- If solicited by financial advisors to assist the City in its investment decisions, the City shall (a) be prudent in taking their advice; (b) consider what they are selling; (c) establish how they will profit from the investment; (d) ascertain exactly what their fees are; (e) be aware of “churning” (generation of excess fees by moving from investment to investment).
- The City will completely understand all financial products purchased, namely, how the product is priced, the effect or interest rate changes on the value of the product and the liquidity of the product.
- The City will consult with Corporation Counsel whenever there is a question regarding the legal status of an investment instrument.
- The City will purchase certificate of deposits or repurchase agreements from broker/dealers (including bank related ones) since they are not permitted depositories of funds.
- If necessary, the City will consult with GFOA publications on investment practices and with the Bureau of Securities when it comes to ensuring that investment advisors, or broker/dealers and agents of broker/dealers are registered.

**General Cash Management Principles that the City’s Cash Management Plan shall adhere to are:**

- All moneys turned over to the Treasurer shall be deposited within forty-eight (48) hours in accordance with N.J.S.A. 40A:5-15.
- The Treasurer, with the approval of the Chief Financial Officer, shall minimize the possibility of idle cash accumulating in accounts by assuring that all amounts in excess of negotiated compensating balances (if applicable) are kept in interest bearing accounts or promptly swept into the investment portfolio.
- Cash may be withdrawn from investment pools under the discretion of the Chief Financial Officer to fund operations, and/or meet cash flow needs.
- The method of calculating banking fees and compensating balances (if applicable) shall be documented to the Governing Body at least annually.

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

City Clerk File No. Res. 10-440

Agenda No. 10.D



TITLE:

## WITHDRAWN

### RESOLUTION ESTABLISHING OFFICIAL DEPOSITORIES FOR THE CITY OF JERSEY CITY FOR FY 2011

**COUNCIL**

**offered and moved**

**adoption of the following resolution:**

**WHEREAS**, N.J.S.A. 40A:5-14 requires municipalities to adopt a cash management plans and pursuant to that plan, to designate public depositories as defined in N.J.S.A 17:9-41 and to deposit public funds in such depositories as permitted in N.J.S.A. 17:9-44; and,

**WHEREAS**, N.J.S.A. 40:A5-14 permits municipalities to deposit public funds in such designated depositories in accordance with N.J.S.A. 17:9-41 et seq.; and,

**WHEREAS**, N.J.S.A. 17:9-41 defines "public depository" as a bank located in this state, the deposits of which are insured by the FDIC or FSLIC and which receives or holds public funds on deposit; and,

**WHEREAS**, all of the banks listed below qualify as public depositories; and,

**NOW THEREFORE BE IT RESOLVED**, by the Municipal Council of the City of Jersey City that the following banks be designated official depositories of the City of Jersey City for FY 2011:

- Bank of America
- Bank of New York, NJ National Community Division
- Capital One Bank
- Dean Witter Trustee/ State of New Jersey Cash Management Plan
- MBIA Class/Cutwater Asset Management
- Oritani
- PNC Bank
- Provident Savings Bank
- Sovereign Bank
- TD Bank North
- Wachovia Bank/ Wells Fargo, NA

## WITHDRAWN

APPROVED: *Donna Mauer, Cyo*

APPROVED AS TO LEGAL FORM

APPROVED: \_\_\_\_\_  
Business Administrator

\_\_\_\_\_  
Corporation Counsel

Certification Required

Not Required

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 7/1/10											
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.

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

\_\_\_\_\_  
Robert Byrne, City Clerk

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

City Clerk File No. Res. 10-441

Agenda No. 10.E

Approved: JUL 01 2010

TITLE:



**RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY ACCEPTING A GRANT AND AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT WITH THE COUNTY HUDSON COUNTY OFFICE OF CULTURAL & HERITAGE AFFAIRS TOURISM DEVELOPMENT**

**COUNCIL** **AS A WHOLE, OFFERED AND MOVED ADOPTION** of the following Resolution:

**WHEREAS**, the City of Jersey City Department of Health and Human Services, Cultural Affairs Division, (City) requires funding from Hudson County Office of Cultural & Heritage Affairs, Tourism Development (Hudson County), to produce its annual Summerfest Concert Series at Liberty State Park during the months of July and August of 2010, which primarily serves the residents of Jersey City and the surrounding Hudson County communities; and

**WHEREAS**, Hudson County has awarded the City a grant in the amount of \$4,497.00 to support the Summerfest 2010 Concert Series; and

**WHEREAS**, the Hudson County has approved the services as outlined in the attached proposal prepared by the City; and

**WHEREAS**, the City will set-up an account for the grant funds; and

**WHEREAS**, N.J.S.A. 40A: 11-5(2) authorizes agreements between a municipality and a county.

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the City of Jersey City that subject to such modification as may be deemed necessary or appropriate by Corporation counsel, the Mayor or Business Administrator is authorized to execute the agreement, in substantially the form of the attached, with the Hudson County Office of Cultural & Heritage Affairs, Tourism Development for funding the Summerfest Concert Series 2010.

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											
				7/1/10							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	ABSENT			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

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

*[Signature]*  
Robert Byrne, City Clerk

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

City Clerk File No. Res. 10-442

Agenda No. 10.F

## WITHDRAWN



TITLE:

RESOLUTION AUTHORIZING THE GRANTING OF A PERMIT TO  
PYROTECNICO FIREWORKS FOR A FIREWORKS DISPLAY ON JULY 10, 2010

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, Pyrotecnico Fireworks has applied for a permit to display fireworks on July 10, 2010 on the pier just south of the Hyatt Hotel, Jersey City, New Jersey; and

WHEREAS, the application for fireworks display has been reviewed and approved by the Chief of Police and Deputy Chief Michael Blanchard, Fire Official, and is in compliance with the regulations of the Fire Prevention Code of the City; and

WHEREAS, Pyrotecnico Fireworks has obtained public liability insurance in the total amount of \$10,000,000 covering bodily injury and property damage with the City of Jersey City being named as an additional co-insured; and

WHEREAS, N.J.S.A. 21:3-3 provides that the permits for the display of fireworks must be authorized by resolution of the Municipal Council.

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

- (1) A permit be issued to Pyrotecnico Fireworks to display fireworks on the pier just south of the Hyatt Hotel, Jersey City, New Jersey on July 10, 2010; and
- (2) The permit be issued on condition that no fireworks display shall commence 9:00 p.m. on said date for a duration of no more than 8 minutes; and
- (3) The permit be canceled in the event Pyrotecnico Fireworks fails to comply with any of the provisions of the Fire Department Code of the City of Jersey City; and
- (4) A duplicate copy of the application and permit be forwarded to the Bureau of Explosives of the Department of Labor for filing and public inspection.

## WITHDRAWN

APPROVED: \_\_\_\_\_

APPROVED AS TO LEGAL FORM

APPROVED: \_\_\_\_\_

Business Administrator

Corporation Counsel

Certification Required

Not Required

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
											7/1/10
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.

Peter M. Brennan, President of Council

Robert Byrne, City Clerk

**Headquarters**

P.O. Box 149  
New Castle, PA 16103

OFFICE  
724. 652. 9555  
800. 854. 4705

FAX  
724. 652. 1288  
EMAIL  
Info@pyrotecnico.com  
WEB  
www.pyrotecnico.com

**U.S. Locations**

Atlanta, GA	877. 924. 0102
Las Vegas, NV	800. 956. 7976
Montgomery, AL	800. 255. 1199
New Orleans, LA	800. 783. 2513
Tampa, FL	888. 352. 7976

June 21, 2010

Mr. Robert Byrne, City Clerk  
City Council  
280 Grove Street  
Jersey City, NJ 07302

Dear Mr. Byrne:

I would like to request permission from City Council to perform a fireworks display on July 10, 2010 for the Hyatt Regency Hotel located at 2 Exchange Place, Jersey City New Jersey.

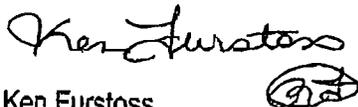
The display will be fired from the end of the pier, which the Hyatt is located on. The time of the display will be 9:00 PM with duration of 8 Minutes.

Permits for the display will be filed with Susan Pabon at the Jersey City Fire Department pending your approval.

As in the past Jersey City will be named additional insured on our ten million dollar liability policy.

Thank you for your time regarding this matter and I look forward to hearing from you.

Sincerely,  
Pyrotecnico



Ken Furstoss  
Sales / Production  
kfurstoss@pyrotecnico.com

<b>ACORD<sup>TM</sup></b>	<b>CERTIFICATE OF INSURANCE</b>	ISSUE DATE 06/28/2010
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**PRODUCER**  
 MCGRIFF, SEIBELS & WILLIAMS, INC.  
 P.O. Box 10265  
 Birmingham, AL 35202  
 800-476-2211

This certificate is issued as a matter of information only and confers no rights upon the Certificate Holder. This Certificate does not amend, extend or alter the coverage afforded by the policies below.

**COMPANIES AFFORDING COVERAGE**

Company A United States Fire Insurance

**INSURED**  
 S. Vitale Pyrotechnic Industries, Inc.  
 dba Pyrotechnico  
 P.O. Box 149  
 New Castle, PA 16103

Company B James River Insurance Company

Company C Westchester Surplus Lines Ins

Company D See Attachment

Company E

This is to certify that the policies of insurance described herein have been issued to the Insured named herein for the policy period indicated. Notwithstanding any requirement, term or condition of contract or other document with respect to which this certificate may be issued or may pertain, the insurance afforded by the policies described herein is subject to all the terms, conditions and exclusions of such policies. Limits shown may have been reduced by paid claims.

CO LT	TYPE OF INSURANCE	POLICY NUMBER	EFFECTIVE EXPIRATION	LIMITS OF LIABILITY
B	<b>GENERAL LIABILITY</b> <input checked="" type="checkbox"/> Commercial General Liability <input type="checkbox"/> Claims Made <input checked="" type="checkbox"/> Occurrence <input type="checkbox"/> Owners' and Contractors' Protection <input checked="" type="checkbox"/> Per Project Cap \$2,000,000 Gen Agg <input type="checkbox"/> General Aggregate Limit applies per: <input checked="" type="checkbox"/> Policy <input type="checkbox"/> Project <input type="checkbox"/> Location	000292602	01/14/2010 01/14/2011	EACH OCCURRENCE \$ 1,000,000 FIRE DAMAGE \$ 100,000 MEDICAL EXPENSE \$ EXCLUDED PERS. AND ADVERTISING INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 5,000,000 PRODUCTS AND COMP. OPER. AGG. \$ 2,000,000
A	<b>AUTOMOBILE LIABILITY</b> <input checked="" type="checkbox"/> Any Automobile <input type="checkbox"/> All Owned Automobiles <input type="checkbox"/> Scheduled Automobiles <input type="checkbox"/> Hired Automobiles <input type="checkbox"/> Non-owned Automobiles <input type="checkbox"/>	1337289354	01/14/2010 01/14/2011	COMBINED SINGLE LIMIT \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ COMPREHENSIVE \$1000 deductible COLLISION \$1000 deductible
D	<b>WORKERS' COMPENSATION AND EMPLOYERS' LIABILITY</b>	See Attachment for Workers Comp & Employers Liab Coverage Information		WC Statutory Limit <input checked="" type="checkbox"/> Other <input type="checkbox"/> EL EACH ACCIDENT \$ EL DISEASE (Each employee) \$ EL DISEASE (Policy Limit) \$
B	<b>EXCESS LIABILITY</b> <input checked="" type="checkbox"/> Occurrence <input type="checkbox"/> Claims Made	000296262	01/14/2010 01/14/2011	EACH OCCURRENCE \$ 4,000,000 AGGREGATE \$ 4,000,000
C	<b>EXCESS UMBRELLA COVERAGE</b>	G22054752003	01/14/2010 01/14/2011	Excess of Underlying \$4, Million \$ 5,000,000 \$ \$ \$ \$

Fireworks Display Date: July 10, 2010  
 Location: Jersey City Hyatt Hotel Pier, Jersey City, NJ  
 Jersey City Hyatt Hotel and City of Jersey City.  
 The above listed are Additional Insured respects to General Liability policy as required by written contract subject to policy terms, conditions and exclusions.

**CERTIFICATE HOLDER**

Niketa Sheth  
 1 Union Grove South, Apt. 16K  
 New York, NY 10003

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

Authorized Representative

*[Signature]*

# ADDITIONAL INFORMATION

ISSUE DATE

06/28/2010

**PRODUCER**

MCGRUFF, SEIBELS & WILLIAMS, INC.  
P.O. Box 10265  
Birmingham, AL 35202  
800-476-2211

**CERTIFICATE HOLDER**

Niketa Sheth  
1 Union Grove South, Apt. 16K  
New York, NY 10003

**INSURED**

S. Vitale Pyrotechnic Industries, Inc.  
dba Pyrotechnico  
P.O. Box 149  
New Castle, PA 16103

\*\*\*\* Pennsylvania -Workers Compensation and Employers Liability \*\*\*\*  
PROOF OF INSURANCE ONLY  
(Policy issued directly by State Workers Ins Fund to Named Insured)

Insurance Carrier: State Workers Insurance Fund

Policy Number: 05284171  
Policy Period: 5/27/2010 to 5/27/2011

Employers Liability Limits:  
Bodily Injury by Accident \$1,000,000 each accident  
Bodily Injury by Disease \$1,000,000 policy limit  
Bodily Injury by Disease \$1,000,000 each employee



Bond No: 21BSBFH9165  
Bond Amount: \$2,500.00  
Bond Term: 1/30/10 to 1/30/11

THE STATE OF NEW JERSEY  
DEPARTMENT OF LABOR  
OFFICE OF SAFETY COMPLIANCE

SURETY BOND

Discharging, Firing-off, Exploding or Displaying Fireworks,  
at any Public Exhibition or Exhibition.

Know All Men by these Presents, that we S. Vitale Pyrotechnics Ind. Inc. dba Pyrotechnico

Fireworks Vendor

1640 Garden Road, Vineland, NJ 08360 of (in the County of Cumberland), as  
Fireworks Vendor Street Address County Name

Principal, are held and stand firmly bound unto the Treasurer and Receiver General of the State of New Jersey in the just sum of TWO THOUSAND FIVE HUNDRED dollars (\$2,500) to be paid to the Treasurer and Receiver General or his successor in office, to which payment well and truly to be made, we hereby jointly and severally bind ourselves, our respective heirs, executors and administrators, successors and assigns, firmly by these presents.

The Condition of this Obligation, is such that if the said, Hartford Fire Insurance Company, his heirs, executors and administrators, successors and assigns, shall pay any judgment obtained in an action brought against the said S. Vitale Pyrotechnics Ind. Inc. dba Pyrotechnico for discharging,  
Fireworks Vendor Name

firing-off, exploding or displaying of said fireworks at any public exhibition or exhibitions hereof, for or on account of any loss, damage or injury resulting to persons or property by reason of the said discharging, firing-off, exploding or displaying of said fireworks, at said public exhibition or exhibitions; provided that said judgment is obtained in an action brought within a period of twelve months following the date of the public exhibition or exhibitions, in which cause of said action is alleged to have occurred, this obligation shall be void, otherwise it shall remain in full force and effect. The maximum amount of said bond shall in no way exceed the face amount of said bond no matter how many claims are made on said bond, in each Municipality, per display.

In Witness Whereof, we hereunto set our hands and seals, this 2nd day of February, 2010 .

S. Vitale Pyrotechnics Ind. Inc. dba Pyrotechnico  
Principal

Beth Stone  
WITNESS

Edward...  
WITNESS

Hartford Fire Insurance Company  
Mark W. Edwards, II  
Attorney In Fact

# POWER OF ATTORNEY

Direct Inquiries/Claims to:  
**THE HARTFORD**  
 BOND, T-4  
 P.O. BOX 2103, 690 ASYLUM AVENUE  
 HARTFORD, CONNECTICUT 06115  
 call: 888-256-3486 or fax: 860-757-5835  
 Agency Code: 21-250036

KNOW ALL PERSONS BY THESE PRESENTS THAT:

- Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut, (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, up to the amount of unlimited:

*R. E. Daniels, Shelby E. Daniels of Pensacola, FL;  
 William P. Hopkins Jr. of Atlanta, GA;  
 Mark W. Edwards II, Jeffrey M. Wilson, Ronald B. Gladrosich of Birmingham, AL*

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by  and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004 the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



*Paul A. Bergonholz*  
 Paul A. Bergonholz, Assistant Secretary

*M. Ross Fisher*  
 M. Ross Fisher, Assistant Vice President

STATE OF CONNECTICUT }  
 COUNTY OF HARTFORD } ss. Hartford

On this 1<sup>st</sup> day of February, 2004, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



*Scott E. Pracka*  
 Scott E. Pracka  
 Notary Public  
 My Commission Expires October 31, 2012

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of February 2, 2010 Signed and sealed at the City of Hartford.



*Gary W. Stumper*  
 Gary W. Stumper, Assistant Vice President

**Headquarters**

P.O. Box 149  
New Castle, PA 16103

OFFICE  
724. 652. 9555  
800. 854. 4705

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info@pyrotecnico.com

WEB  
www.pyrotecnico.com

**U.S. Locations**

Atlanta, GA	877. 924. 0102
Las Vegas, NV	800. 956. 7976
Montgomery, AL	800. 255. 1199
New Orleans, LA	800. 783. 2513
Tampa, FL	888. 352. 7976

June 28, 2010

Ms. Niketa Sheth  
1 Union Grove South  
Apt. 16K  
New York, NY 10003

Dear Niketa:

*A representative from our company will do a first light inspection at The Hyatt Hotel Pier, Jersey City, New Jersey the morning of first light on July 11<sup>th</sup>, 2010. We will be responsible for policing the fireworks display and search for and disposing of unfired fireworks.*

*Please also be aware that we do police the area after the fireworks display has been completed. This is our procedure for all of our shows.*

*If you have any questions, please do not hesitate to contact our office at 856-697-1023.*

Sincerely,

Raquel L. Flowers  
Fireworks Coordinator