

City Clerk File No. Ord. 11-124
Agenda No. 3.A. 1st Reading
Agenda No. 4.A. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

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

TITLE: **CITY ORDINANCE 11-124
AN ORDINANCE OF THE CITY OF JERSEY CITY, IN
THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING
FOR A SPECIAL EMERGENCY APPROPRIATION OF
\$9,500,000 FOR THE PAYMENT OF CONTRACTUALLY
REQUIRED SEVERANCE LIABILITIES RESULTING
FROM THE LAYOFF OR RETIREMENT OF CITY
EMPLOYEES**

WHEREAS, N.J.S.A. 40A:4-53 provides that a municipality may adopt an ordinance providing for a special emergency appropriation for contractually required severance liabilities resulting from the layoff or retirement of City employees; and

WHEREAS, the Municipal Council of the City of Jersey City, in the County of Hudson, New Jersey (the "City") has determined to authorize a special emergency appropriation to provide for the payment of contractually required severance liabilities resulting from the layoff or retirement of City employees; and

WHEREAS, the estimated cost of the payment of the required severance liabilities is \$9,500,000; NOW THEREFORE

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW JERSEY, AS FOLLOWS:

Section 1. Pursuant to N.J.S.A. 40A:4-53, the sum of \$9,500,000 is hereby appropriated for the payment by the City of contractually required severance liabilities resulting from the layoff or retirement of City employees, and the same shall be deemed a special emergency appropriation as defined and provided for in N.J.S.A. 40A:4-55.

Section 2. The portion of the authorization financed shall be provided for in succeeding annual budgets by the inclusion of at least one fifth of the amount authorized by this ordinance and financed and as provided in N.J.S.A. 40A:4-55.

Section 3. A copy of this ordinance shall be filed with the Director of the Division of Local Government Services.

Section 4. This ordinance shall take effect upon final passage and publication as required by law.

INFORMATION SHEET

Special Emergency Notes for Accumulated Absences

This is the second year where the City will take advantage of the law allowing us to sell notes for the payment of employees' accumulated time upon retirement or separation from the City. In prior years, accumulated absences were appropriated in the City's budget. In 2010 and 2011, legislative changes in health and pension benefits resulted in an unexpected rise in employee retirements. The accumulated time payouts for those retirees could not be supported within the budget without a negative impact on the tax payers of Jersey City. Also, to soften the initial impact on the City the retirees were required to accept their payouts in installments until a plan was developed to address these payments. In July 2010, the State Legislature amended the law allowing the use of special emergency notes for this purpose.

Recent Payment History

FY2009 – In 12 months, the City paid \$4.5 million for accumulated time.

FY2010 – In 12 months, the City paid \$8.4 million for accumulated time.

TY2010 – In 6 months, the City paid \$9.2 million for accumulated time.

CY2011 – As of October 2011, the City has paid out \$9.1 million for accumulated time. \$6.5 million of this represents payments made to 144 employees who retired or separated prior to 2011.

By law, "special emergency notes" must be paid off within five (5) years of issuance. Therefore, 20% or 1/5th of the issuance will be appropriated in the subsequent five (5) City budgets. In the CY 2011 budget, there is an appropriation for \$1,860,000 representing the first installment of last year's issuance.

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

ORDINANCE NO. Ord. 11-124
3.A. OCT 12 2011 4.A.
 TITLE:



An ordinance of the City of Jersey City, in the County of Hudson, New Jersey, providing for a special emergency appropriation of \$9,500,000 for the payment of contractually required severance liabilities resulting from the layoff or retirement of city employees.

RECORD OF COUNCIL VOTE ON INTRODUCTION											
OCT 12 2011 7-1											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
DONNELLY	✓			FULOP		✓		AHMAD	ABSENT		
LOPEZ	✓			RICHARDSON	✓			VELAZQUEZ	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING											
Councilperson				moved, seconded by Councilperson				to close P.H.			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				BRENNAN			
DONNELLY				FULOP				AHMAD			
LOPEZ				RICHARDSON				VELAZQUEZ			

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson				moved to amend* Ordinance, seconded by Councilperson				& adopted			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				BRENNAN			
DONNELLY				FULOP				AHMAD			
LOPEZ				RICHARDSON				VELAZQUEZ			

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF FINAL COUNCIL VOTE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				BRENNAN			
DONNELLY				FULOP				AHMAD			
LOPEZ				RICHARDSON				VELAZQUEZ			

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on OCT 12 2011

Adopted on second and final reading after hearing on _____

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on

APPROVED:

Robert Byrne, City Clerk

Peter M. Brennan, Council President

*Amendment(s):

Date: _____

APPROVED:

Jerramiah T. Healy, Mayor

Date _____

Date to Mayor _____

City Clerk File No. Ord. 11-125

Agenda No. 3.B. 1st Reading

Agenda No. 4.B. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

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

CITY ORDINANCE 11-125

TITLE: **AN ORDINANCE AMENDING CHAPTER 319 - (TOWERS AND TOWING) TO PERMIT PRIVATE TOWERS TO PROVIDE TOW POUND SERVICES TO THE CITY OF JERSEY CITY**

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY HEREBY ORDAINS:

WHEREAS, the City of Jersey City (the "City") desires to permit private towers to provide tow pound services to the City pursuant to N.J.S.A. 40:48-2.49 and N.J.S.A. 40:48-2.54; and

WHEREAS, the City will enjoy cost savings by eliminating the tow pound currently operated by the Jersey City Incinerator Authority;

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

A. The following amendments to Chapter 319 (Towers and Towing) Article VI (Department of Administration) are hereby adopted:

§ 319-3. License qualifications.

A. Off-street storage spaces. No Class A towing license or renewal thereof shall be issued unless the licensee or prospective licensee shall have the following indoor or outdoor off-street vehicle storage spaces within three (3) miles of the City of Jersey City limits:

(1) If Class I vehicles are to be stored therein, there shall be a minimum of one hundred fifty (150) [10] storage spaces for such Class I vehicles.

(2) If Class II or Class III vehicles are to be stored therein, there shall be a minimum of [15 spaces;] one hundred fifty (150) spaces [10] for Class I vehicles and fifteen (15) spaces [five] for Class II and III vehicles.

§ 319-11.- Schedule of maximum prices; disclosure.

A. Maximum fees to tow, transport, convey or move vehicles.

(1) No tower shall charge more than the following maximum fees to tow, transport, convey or otherwise move a vehicle from one location within the City of Jersey City to another location within three (3) miles of the City of Jersey City limits:

(a) Class I vehicle: \$150 (one hundred fifty dollars) inclusive of a forty-dollar (\$40) administrative fee. [\$120. In the event the vehicle is towed to the city's impound yard, the one hundred twenty-dollar (\$120) fee shall include a forty-dollar (\$40) administrative fee.]

[Amended 6-25-2008 by Ord. No. 08-093]

(b) Class II vehicles: \$200 (two hundred dollars) inclusive of a forty-dollar (\$40) administrative fee. [\$160. In the event the vehicle is towed to the city's impound yard, the one hundred sixty-dollar (\$160) fee shall include a forty-dollar (\$40) administrative fee.]

[Amended 6-25-2008 by Ord. No. 08-093]

(c) Class III vehicles: \$225 per hour (minimum two hours).

(2) In addition to the above charges, recovery of an overturned vehicle, uprighting it or removing it from a hill, ditch or other similar precarious position will be charged no more than the rate of \$50, \$125, and \$225 per hour for vehicle Classes I, II and III, respectively. If an issue arises as to these charges, it shall be the burden of the tower to provide documentation in the form of photographs as to the particular circumstances requiring the additional charges, i.e., position of the vehicle.

(3) No charge shall be imposed on a rotation list tow for waiting time, clean-up, yard fee or any other service not specifically authorized under this chapter.

(4) The above fees are chargeable once a vehicle is hooked-up by the tower.

B. Maximum fees for vehicle storage.

(1) No tower owner shall charge more than the following maximum fees per day, or portion thereof, for storage of a disabled vehicle towed away pursuant to this chapter:

(a) Class I vehicles: \$30 per day.

[Amended 6-25-2008 by Ord. No. 08-093]

(b) Class II vehicles: \$60 per day.

[Amended 6-25-2008 by Ord. No. 08-093]

(c) Class III vehicles: \$100 per day.

(2) No vehicle shall be released from storage by a tower unless proper owner and vehicle identification are shown.

C. Each driver of a tower shall have a schedule of the maximum prices when responding to the scene of a disabled, abandoned or other vehicle.

D. Before performing any service pursuant to this chapter, the licensee shall furnish the owner or driver of the vehicle with a copy of the schedule of prices. In the event that the owner or driver is incapacitated, the licensee shall furnish such schedule to the owner's authorized agent as defined herein before such person pays for the services rendered.

§ 319-15.- Rotating system of summoning towers.

A. The Director of the Jersey City Police Department is hereby authorized and directed to establish a just and equitable rotating system of licensees to be summoned to tow away and store a disabled vehicle. The rotating system shall be established so as to give as nearly as is practicable an equal share of the towing business to each licensee and to furnish protection to the owners of disabled vehicles. [There shall be a separate list for light-duty and heavy-duty towers with specific equipment requirements for each list to be promulgated by the Police Director; however, at minimum, a tower on the light-duty list shall have two tow trucks and a flatbed, and a tower on the heavy-duty list shall have two heavy-duty tow trucks.] The Director of the Police Department shall be guided by the following minimum requirements for the rotating system:

(1) [Only a Class A licensee] Only duly licensed operators may be in the rotation system and shall not have more than one position on the rotating list regardless of how many supplemental licenses the licensee shall hold.

(2) A licensee tower on the rotating list shall not be removed therefrom before he or she is accorded an opportunity to be heard after receiving written charges preferred against the licensee. No licensee shall lose his or her turn in the rotating system until the licensee is accorded this opportunity to be heard; provided, however, that the Police Director may immediately suspend any licensee if it is determined to be in the best interests of the citizens or the rotation system. A licensee may request in writing to be removed from the rotating list. When so removed, the licensee shall not be eligible to be placed on the rotating list for a period of one year from the date removed.

(3) Each licensee in the rotating system shall be given equal time and opportunity as all other licensees in the rotating system, and there shall be no discrimination for any reason whatsoever.

(4) No police officer or other official of the city shall have any authority to remove or skip over any licensee in the rotating system. If any licensee commits any violation of the motor vehicle laws of the State of New Jersey, the proper action taken against such licensee shall be by way of summons for the motor vehicle violation. If the infraction involves a violation of this chapter or any provision of the Jersey City Code, charges specifying the offense shall be presented to the Director of the Jersey City Police Department, who shall thereupon cause a hearing to be held in accordance with the provisions of this chapter.

(5) No licensee shall be allowed to take a turn at the top of the rotating list unless the licensee first submits proof to the Division of Commerce that the licensee has a sufficient number of empty and available storage spaces upon the storage area designated in the application of the licensee for said license.

(6) Licensees will respond to Jersey City Police Department requests for service within twenty (20) minutes.

B. Whenever it is necessary to have a disabled vehicle towed away, the police who arrive at the scene shall forthwith notify police headquarters to summon a licensed tower from the rotating list in accordance with the procedure established by the Director of the Police Department.

C. The owner or driver of a disabled vehicle shall use the services of the licensed tower summoned by the police unless the owner is a member of an organization which supplies towing services for its members and the owner or driver requests the use of such organization's tower. If the request is made to the police at the scene, the police shall forthwith notify police headquarters to call the organization and relay the request and all necessary information supplied by the owner's membership card to the organization.

D. In the event that the tower summoned by the police is delayed and it is necessary to remove the disabled vehicle out of the line of traffic or for other safety reasons, then the police emergency tower may remove the vehicle to the nearest point out of the way of the free flow of traffic allowing the vehicle to remain there until towed away by the tower summoned by the police.

E. In accordance with N.J. Stat. § 39:10A-1 (2010), in [Hi] the event that a disabled vehicle is towed away and stored by a licensee pursuant to this chapter and the owner of the vehicle or such owner's agent or next of kin does not authorize a further disposition of the vehicle within three days after it is towed to the storage place, the licensee may, upon giving written notice by certified mail to the owner or the owner's authorized agent, pursue any and all remedies he or she may have in law for the disposition of the vehicle and the collection of the fees.

F. In the event that the owner or driver of the disabled vehicle is incapacitated by reason of injuries or otherwise and is unable to authorize the further disposition of the vehicle after it is towed away by the licensee, then the licensee shall forthwith ascertain from the police the name and address of the owner's agent or next of kin and contact him or her to ascertain the further disposition of the vehicle. The licensee shall also send to said agent or next of kin the bill for services and a copy of

the schedule of prices as is required by this chapter. As per N.J. Stat. § 39:10A-1 (2010), this notification "shall be by first class mail, with a certificate of mailing."

G. As per N.J.S.A. 39:10A 1, vehicles left unclaimed may be sold at public auction after 20 business days but shall be sold no later than 90 business days. Licensees will have the right to recover their fees from the vehicle owner when the vehicle is to be auctioned, with the difference between the moneys owed the owner and the auction price to be returned to the City. Licensees will prepare all the paperwork associated with the transfer of title in accordance to procedure established by the Police Director. Licensees will maintain (and provide to the City) adequate records relating to the processing of tows, impounds, releases including storage fees and other receipts. Licensees will also provide quarterly financial statements prepared in accordance with generally accepted accounting principles summarizing fees and income collected.

H. When possible, all viable personal property from the impounded vehicles must be removed from the vehicle by the owner or owner's agent prior to being towed to the licensee's tow pound. Licensees will provide access for release of vehicles to the public between the hours of 8 AM to 6 PM Monday through Saturday.

~~§ 319-18.- Impound yard-surrender fee; penalty.~~

~~Vehicle owners who wish not to claim and or remove their vehicle from the city's impound yard must sign a certificate of ownership which transfers ownership to the Jersey City Incinerator Authority and pay a surrender fee of \$150 to cover costs relating to the disposal of the vehicle. Failure to do so may result in the owner being cited with a summons for abandonment of motor vehicle pursuant to N.J.S.A. 39:4-56.5 which will subject the owner, for the first offense, to a fine of not less than \$100 nor more than \$500, and his license or driving privilege may be suspended or revoked for not more than two years. For any subsequent violation, the owner will be subject to a fine of not less than \$500 nor more than \$1,000, and his license or driving privilege may be suspended or revoked for not more than five years.]~~

- B. The Mayor and/or Business Administrator are hereby authorized to execute any agreements appropriate or necessary to effectuate the purposes of this ordinance.
- C. All ordinances or portions of ordinances which are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.
- D. If any provision or paragraph of this Ordinance shall be held invalid by any court of competent jurisdiction, the other provisions or paragraphs of this Ordinance shall not be affected, except so far as the provision or paragraph declared invalid shall be inseparable from the remainder or any portion thereof.
- E. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- F. This ordinance shall take effect at the time and in the manner as provided by law.
- G. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

Note: All new material is underlined; words in [brackets] are omitted. For purposes of advertising only, new matter is **boldface** and repealed matter by *italics*.

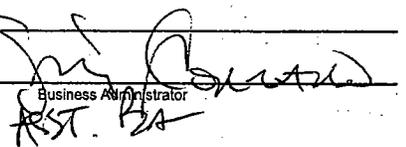
GC/gc
09/20/11

APPROVED AS TO LEGAL FORM

Corporation Counsel

APPROVED: _____

APPROVED: _____
Business Administrator



Certification Required

Not Required

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 :

AN ORDINANCE AMENDING CHAPTER 319 - (TOWERS AND TOWING) TO PERMIT PRIVATE TOWERS TO PROVIDE TOW POUND SERVICES TO THE CITY OF JERSEY CITY

2. Name and Title of Person Initiating Ordinance/Resolution :

JOHN KELLY, BUSINESS ADMINISTRATOR

3. Concise Description of the Program, Project or Plan Proposed in the Ordinance/Resolution:

THE AMENDMENT TO THE ORDINANCE WILL REPLACE THE CITY-OPERATED CAR POUND WITH PRIVATELY OPERATED CAR POUNDS.

4. Reasons (Need) for the Proposed Program, Project, etc.:

CLOSING THE CITY-OPERATED POUND WILL SAVE THE CITY OVER \$300,000 PER YEAR.

5. Anticipated Benefits to the Community:

THE COST SAVINGS WILL BE PASSED ON TO TAXPAYERS THROUGH A REDUCTION IN THE ANNUAL APPROPRIATION TO THE JERSEY CITY INCINERATOR AUTHORITY.

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 contributions.)

THERE IS NO COST ASSOCIATED WITH THIS AMENDMENT.

7. Date Proposed Program or Project will Commence:

THE PROGRAM WILL BEGIN UPON THE EFFECTIVE DATE OF THE ADOPTED ORDINANCE AMENDMENT.

8. Anticipated Completion Date:

THE TRANSITION WILL BE COMPLETE WITHIN 60 DAYS OF THE EFFECTIVE DATE OF THE ADOPTED ORDINANCE AMENDMENT.

9. Person Responsible for Coordinating Proposed Program/Project:

GREGORY CORRADO, FOR THE BUSINESS ADMINISTRATOR'S OFFICE
OREN DABNEY, FOR THE JERSEY CITY INCINERATOR AUTHORITY

I certify that all the facts presented herein are accurate. To my knowledge.



Signature of Department Director

10/6/11

Date



MEMORANDUM

DEPARTMENT OF ADMINISTRATION

To: Council President Brennan and Council Members
From: Gregory J. Corrado, Assistant Business Administrator
Re: Jersey City Car Pound
Date: October 5, 2011

As part of the Business Administrator's efforts to make City operations more efficient, we are identifying City functions that replicate private sector businesses with the intention to determine whether it would be beneficial for the City to discontinue providing the duplicated function.

One example of private sector duplication is the City Car Pound operated by the Jersey City Incinerator Authority (JCIA). The Car Pound runs at a deficit and is readily replaced by the private sector. In 2010, the Car Pound deficit was over \$325,000. This is especially disturbing considering that no other nearby municipality or county runs a car pound. It is the Administration's intention to close the pound and permit private towers to store towed cars.

Not only will the closing of the car pound save City operating expenses, but it will also save approximately \$1.4 million in construction costs at the new Department of Public Works (DPW) compound at East Linden Avenue.

In addition, the closing will make the current Car Pound land available for sale immediately (as opposed to when the East Linden Avenue compound is complete). The Car Pound land sale would provide needed revenue for CY2012, and result in the land being returned to City tax role for revenue in future years.

Description of Current Operations

Currently, private towers respond on a rotating basis to requests for service by the Jersey City Police Department (JCPD). Cars are then towed to the Jersey City Car Pound on Burma Road at the edge of Liberty State Park.

Towing Rates are strictly controlled by City Ordinance (Chapter 319); towing policy and procedures are promulgated by the Jersey City Police Director. The owners of the vehicles pay the towing and storage fees when they claim their vehicles.

Unfortunately, many vehicle owners do not pick up their vehicles promptly or do not pick up their vehicles at all and thereby abandon them. After a period of ninety days abandoned vehicles

are sold at auction, often at prices less than the total towing and storage fees owed. This leaves the City with substantial financial losses.

According to the JCIA official 2010 financial audit, the Car Pound ran a deficit of \$242,376. This loss does not include associated costs of benefits, payroll, maintenance, utilities, purchasing, accounting, legal, and liability issues related to the running of the Pound. These associated costs would increase the loss above \$242,376.

In addition, the JCPD maintains two full-time civilians at the car pound (to receive payments and process vehicle release paperwork) for a total of approximately \$80,000 per year.

Currently, the design of the DPW compound contains the provision for a new car pound which will cost approximately \$1.9 million to construct. This includes paving, foundations, car racks, lighting, fencing, and security. If the area is instead only paved for industrial parking, the cost will be approximately \$500,000. The net savings will be \$1.4 million.

Proposed Towing Operations

The Administration investigated towing practices of several nearby municipalities (Bayonne, Hoboken, Newark, Orange) and counties (Hudson, Essex). Not one of them operates a car pound; all of them rely on private entities to tow and store vehicles.

Therefore, the Administration proposes to permit towers to store cars on their property and dispose of them according to applicable law. When an abandoned car is sold at auction, the difference between the sale price and the towing/storage fees will go to the City. To the vehicle owners, the towing process would not change at all. Only the location of their towed vehicle would change.

The Administration toured several tow pound facilities as part of analyzing the merits of this proposal. Two companies have already expressed interest in participating. Dente Brothers, located at 27 Raymond Blvd. in Newark, performs towing and storage for the City of Newark and the New Jersey State Police on the northern segment of the New Jersey Turnpike. GXR Auto, located at 10 East Linden Ave. in Jersey City, is immediately across the street from the new DPW/JCIA compound. GXR Auto has performed services at the City tow pound in recent years.

Once the ordinance amendment is effective, the pound will need to be emptied. The JCIA holds public auctions to dispose of abandoned vehicles. At the most recent auction on August 31, 2011, over 120 vehicles were sold. The current stock of vehicles will be similarly auctioned off as per state statute. Vehicles retained by the Prosecutor's Office would be relocated to the DPW compound on Route 440.

It has wrongly been suggested the City's license agreement with the JCIA will need to be amended to reflect this change. The New Jersey Department of Community Affairs has determined that all elements in the license agreement outside the NJ statute authorizing the

establishment of the JCIA are ultra vires and not permissible. The closing of the tow pound complies with the DCA's determination.

In order to achieve this end, the City's towing ordinance needs to be amended to increase minimal storage capacity to address the City's needs. At the same time, the Administration recommends taking this opportunity to increase base towing rates. The following is an analysis of comparative towing and storage rates.

Towing Rates Comparison

Government Entity	Towing Class I Vehicles (cars and SUVs)	Towing Class II Vehicles (larger vehicles)	Towing Class III Vehicles (very large <14,000 lbs.)
Jersey City <i>Current</i>	\$120	\$160	\$225 per hour
Jersey City <i>Proposed</i>	\$150	\$200	\$225 per hour
Bayonne	\$70 plus \$1.75/mile	\$100 plus \$1.75/mile	200 per hour (2 hour minimum)
Newark	\$175 plus \$4/mile	\$350 plus \$7/mile	\$350 plus \$7/mile
City of Orange	\$125	\$250 per hour	\$350 per hour
Essex County	\$60 plus \$2.50/mile	150% of Class I rate (\$90 plus \$3.75 mile)	250% of Class I rate (\$150 plus \$6.25/mile)
NJ State Police (Turnpike Towing)	\$175	\$375	\$375

Attached is the proposed ordinance amending Chapter 319 – Towers and Towing. The Administration intends to present the amendments for consideration at the next Council Meeting. Your anticipated support and approval is greatly appreciated.

C: Mayor Healy
 Rosemary McFadden, Chief of Staff
 Jack Kelly, Business Administrator
 William Matsikoudis, Corporation Counsel
 Joanne Monahan, First Asst. Corporation Counsel

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

ORDINANCE NO. Ord. 11-125
3. B. OCT 12 2011 4. B.



An ordinance amending Chapter 319 (Towers and Towing) to permit private towers to provide tow pound services to the City of Jersey City.

RECORD OF COUNCIL VOTE ON INTRODUCTION											
				OCT 12 2011				8-0			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
DONNELLY	✓			FULOP	✓			AHMAD			ABSENT
LOPEZ	✓			RICHARDSON	✓			VELAZQUEZ			

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING											
				moved, seconded by Councilperson				to close PH.			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				BRENNAN			
DONNELLY				FULOP				AHMAD			
LOPEZ				RICHARDSON				VELAZQUEZ			

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
				moved to amend* Ordinance, seconded by Councilperson				& adopted			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				BRENNAN			
DONNELLY				FULOP				AHMAD			
LOPEZ				RICHARDSON				VELAZQUEZ			

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF FINAL COUNCIL VOTE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				BRENNAN			
DONNELLY				FULOP				AHMAD			
LOPEZ				RICHARDSON				VELAZQUEZ			

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on OCT 12 2011

Adopted on second and final reading after hearing on _____

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on

APPROVED:

Robert Byrne, City Clerk

Peter M. Brennan, Council President

*Amendment(s):

Date: _____

APPROVED:

Jerramiah T. Healy, Mayor

Date _____

Date to Mayor _____