

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

City Clerk File No. Res. 09-981
Agenda No. 10A
Approved: DEC 16 2009
TITLE:



RESOLUTION AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION

COUNCIL

offered and moved

adoption of the following resolution:

WHEREAS, it is necessary to provide an additional appropriation in the Fiscal Year 2010 temporary budget to make available the money necessary for the continuance of City services during the temporary budget period, and

WHEREAS, no adequate provision has been made in the Fiscal Year 2010 temporary budget for the aforesaid purpose, and N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose mentioned above, and

WHEREAS, the total temporary budget resolutions adopted in Fiscal Year 2010 pursuant to the provisions of N.J.S.A. 40A:4-19,20, including this resolution, totals \$321,268,129.

NOW THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City (not less than two thirds of all members thereof affirmatively concurring) that in accordance with the aforementioned statutes;

1. An emergency temporary appropriation is hereby created for:

	FROM	TO
20-123 MUNICIPAL COUNCIL OE	29,000	44,000
20-101 MANAGEMENT & BUDGET OE	145,000	225,700
20-102 PURCHASING SW	386,675	586,700
20-102 PURCHASING OE	26,500	28,500
20-103 REAL ESTATE SW	106,900	163,000
20-106 COMMUNICATIONS SW	258,550	388,600
20-107 UTILITY MANAGEMENT SW	318,000	518,000
20-108 ECONOMIC OPPORTUNITY SW	241,000	371,000
20-112 ARCHITECTURE SW	282,700	467,700
20-113 ENGINEERING, TRAFFIC & TRANSPORTATION SW	1,115,250	1,740,250
20-120 CITY CLERK SW	457,854	700,000
20-133 PAYROLL SW	258,500	399,000
20-133 PAYROLL OE	2,610	4,110
20-136 PENSION OE	900	1,400
20-140 INFORMATION TECHNOLOGY SW	557,000	857,000
20-145 COLLECTIONS SW	425,940	666,000
20-150 ASSESSOR SW	519,900	820,000
20-155 LAW SW	1,574,125	2,424,200
20-175 NEIGHBORHOOD IMPROVEMENT OE	5,875	8,200

TITLE:

RESOLUTION AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION

		From	TO
21-186	ZONING SW	214,500	331,000
22-197	COMMERCE SW	455,875	735,875
22-196	TENANT/LANDLORD SW	39,950	65,000
22-198	HOUSING CODE ENFORCEMENT SW	489,925	770,000
26-290	PUBLIC WORKS DIRECTOR'S OFFICE OE	46,900	48,800
26-291	BUILDING & STREET MAINTENANCE SW	1,402,300	2,202,300
26-291	BUILDING & STREET MAINTENANCE OE	756,625	886,675
26-315	AUTOMOTIVE OE	1,318,750	1,698,425
27-330	HEALTH & HUMAN SERVICES DIRECTOR SW	443,125	683,200
27-331	HEALTH SW	1,264,050	1,974,100
27-335	SENIOR AFFAIRS SW	140,325	260,400
28-375	PARKS & FORESTRY OE	372,575	387,875
43-490	MUNICIPAL COURT SW	2,159,250	3,459,300
43-490	PUBLIC DEFENDER SW	44,890	51,000
43-495	PUBLIC DEFENDER OE	75,000	101,000
23-220	EMPLOYEE GROUP INSURANCE	32,275,000	38,166,000
36-473	SOCIAL SECURITY	2,086,250	3,086,250
45-902	BOND INTEREST-GENERAL QUALIFIED	5,689,059	5,772,224
42-400	JERSEY CITY PARKING AUTHORITY	717,000	812,000
	CCTV-MAINTENANCE	0	749,027
	RECYCLING TONNAGE	0	231,403
	SBDC GOOD FAITH WAIVER	0	150,000
	HCOS-HACKENSACK RIVER WATERFRONT PARK	0	1,125,000
	HCOS-BOYD MCGUINNESS PARK RENOVATION	0	140,000
	HCOS-CITY HALL PRESERVATION STUDY	0	25,000
	LOCAL SAFETY PROGRAM-MLK DRIVE INTERSECTION	0	477,240

1. Said emergency temporary appropriation will be provided for in the Fiscal Year 2010 Municipal Budget.

APPROVED *Maureen D. Dealy*
 APPROVED *Asst. Business Administrator*

APPROVED AS TO LEGAL FORM
[Signature]
 Corporation Counsel

Certification Required
 Not Required

APPROVED 7-1
12/16/09

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			VEGA	✓		
DONNELLY	✓			FULOP		✓		FLOOD		ABSENT	
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. 09-982

Agenda No. 10.B

Approved: DEC 16 2009

TITLE:



RESOLUTION APPROVING THE APPOINTMENT OF RODNEY HADLEY AS THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS OF THE CITY OF JERSEY CITY

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, N.J.S.A. 40:69A-43(b) provides that each department of the City of Jersey City shall be headed by a director, who shall be appointed by the Mayor with the advice and consent of the Municipal Council; and

WHEREAS, every director serves during the term of office of the Mayor and until the appointment and qualification of a successor; and

WHEREAS, by letter dated December 9, 2009, the Mayor has advised the Council that he has appointed , who resides at 1021 Laurel Trail, Martinsville, New Jersey 08836, as the Director of the Department of Public Works effective January 1, 2010 and seeks the advice and consent of the Council to his appointment; and

WHEREAS, Rodney Hadley is well qualified to serve as the Director of the Department of Public Works.

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

- (1) The appointment of Rodney Hadley as the Director of the Department of Public Works is approved; and
- (2) He shall serve during a term of office of the Mayor and until the appointment and qualification of a successor.

RB/sjg

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											
				12/16/09							
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.

[Signature]
Peter M. Brennan, President of Council

[Signature]
Robert Byrne, City Clerk

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

City Clerk File No. Res. 09-983

Agenda No. 10.C

Approved: DEC 16 2009



TITLE: **RESOLUTION RE-APPOINTING IRWIN ROSEN AS A PART-TIME JUDGE IN THE JERSEY CITY MUNICIPAL COURT**

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

WHEREAS, Chapter 3-23 of the Jersey City Municipal Code provides for part-time judges of the Municipal Court; and

WHEREAS, the term of Irwin Rosen as a part-time judge expired on August 14, 2004; and

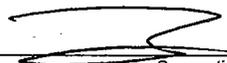
WHEREAS, the Mayor has appointed Irwin Rosen of 75 Liberty Avenue, Jersey City, New Jersey 07306 for a three year term as a part-time Judge of the Municipal Court of Jersey City subject to the advice and consent of the Municipal Council.

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

1. the appointment of Irwin Rosen as a part-time Judge of the Municipal Court of Jersey City is approved;
2. the term shall commence on December 16, 2009 and expire on December 15, 2012

WM/igp
December 9, 2009

APPROVED: 
ASST. Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

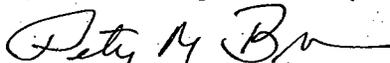
Certification Required
Not Required

APPROVED 8-0
12/16/09

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD		ABSENT	
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. 09-984

Agenda No. 10.D

Approved: DEC 16 2009

TITLE:



RESOLUTION AUTHORIZING THE WAIVER OF THE TWENTY (20) DAY WAITING PERIOD FOR ORDINANCE 09-125.

Ordinance of the Municipal Council of the City of Jersey City approving the application for State Incentive Grant by Newport Office Center VI, LLC, subject to New Jersey Economic Development Authority approval. [DTCC]

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

WHEREAS, at its meeting of November 24, 2009 at 6:00 p.m. the Municipal Council introduced Ordinance 09-125; and

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

WHEREAS, it is necessary that this ordinance become effective immediately; and

WHEREAS, on November 10, 2009, the New Jersey Economic Development Authority (NJEDA) approved the State Incentive Grant pursuant to the Economic Redevelopment and Growth Grant (ERG) program set forth in N.J.S.A. 52:27D-489c for Newport Office Center VI in the amount of \$14,600,00, subject to the approval of Jersey City. This grant will be used to fund, in part, the relocation of 1600 employees of the Depository Trust and Clearing Corporation [DTCC] to 570 Washington Boulevard, which will have a net positive economic benefit to the City of Jersey City.

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

- (1) an emergency is hereby declared for the reasons set forth herein; and
- (2) pursuant to N.J.S.A. 40:69A-181(b) the twenty (20) day waiting period prior to the effective date of Ordinance 09-125 is hereby waived so that this Ordinance is effective immediately.

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

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				12/16/09							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD			ABSENT
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.

[Signature]
 Peter M. Brennan, President of Council

[Signature]
 Robert Byrne, City Clerk

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

City Clerk File No. Res. 09-985
 Agenda No. 10.E
 Approved: DEC 16 2009
 TITLE:



**RESOLUTION AUTHORIZING THE SETTLEMENT OF THE
 SUIT OF GLENN MURRAY AGAINST THE CITY OF JERSEY
 CITY**

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

WHEREAS Glenn Murray having filed suit against the City of Jersey City in the Superior Court of New Jersey under docket number HUD-L-2994-07; and

WHEREAS, the Complaint alleges that plaintiff was caused to fall due to a dangerous condition on Montgomery Street, in the City of Jersey City; and

WHEREAS plaintiff incurred medical expenses in excess of \$22,817; and

WHEREAS the Corporation Counsel has recommended a settlement of \$22,500; and

WHEREAS plaintiff has agreed to this settlement and has signed the required Release; and

WHEREAS the necessary funds for this settlement are available in the City of Jersey City Insurance Fund accounts.

NOW THEREFORE, be it resolved by the City Council of the City of Jersey City that:

- 1) Corporation Counsel be authorized to settle this lawsuit for \$22,500;
- 2) The Jersey City Insurance Fund Commission be authorized to issue a check for \$22,500 payable to plaintiff and his attorney;

I certify that funds for this expenditure are available in the City of Jersey City Insurance Fund Commission Fund account.

SRM:kn

Peter Soriero, Risk Manager

APPROVED: _____ APPROVED AS TO LEGAL FORM _____
 APPROVED: Business Administrator Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD		ABSENT	
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. 09-986

Agenda No. 10.F

Approved: DEC 16 2009

TITLE:



RESOLUTION HONORING CORNELIUS R. PARKER JR.

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

WHEREAS, Cornelius R. Parker Jr. a native of Jersey City is a second general funeral director. His father, the late Cornelius Sr. established the Parker Funeral Home in 1895 with over ten locations in New York City, before settling in Jersey City; and

WHEREAS, Cornelius R. Parker Jr. attended Jersey City Public Schools and graduated from Lincoln High School in 1934. Under his father's tutelage, Cornelius Jr. started his early mortuary training. In 1936, a year before his father passed away, Cornelius graduated as the youngest mortician in the state and the highest scorer on the prerequisite State Board Examinations. At the young age of 21 he became the man of the family and helped his mother provide for his five younger siblings.; and

WHEREAS, Cornelius R. Parker Jr. met his lovely wife, the former Emma Weedon, in Jersey City and their union yielded eight children, Cornelius III (deceased), James, Vernard, Veronica, Valerie, Victoria, Vanessa and Vonya; and

WHEREAS, Cornelius R. Parker Jr. became highly vocal and visible in the community in the 1960s and an active member of the NAACP, the Jersey City Board of Education and the Jersey City Medical Center; and

WHEREAS, Cornelius R. Parker Jr., a life-long member of Metropolitan A.M.E. Church, was instrumental in arranging a 1968 visit from Rev. Dr. Martin Luther King Jr., a visit that became the civil rights leader's final public appearance. Following Rev. Dr. King's assassination Cornelius was the first to recommend that the newly erected Public School No. 11 be named in his memory; and

WHEREAS, Cornelius R. Parker Jr. ran on Thomas F. X. Smith's ticket and was elected Councilman, Ward F in 1977. He served a four year term until 1981; and

NOW THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Jersey City does hereby honor **Cornelius R. Parker Jr.** for his many years of distinguished professional and public service to the citizens of Jersey City and wishes him health and happiness in the future.

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: *[Signature]*
ASST. Business Administrator

 Corporation Counsel

G:\WPDOCS\IRENEResost\HonoringParker, Cornelius.wpd

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				12/16/09							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD		ABSENT	
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.

[Signature]
 Peter M. Brennan, President of Council

[Signature]
 Robert Byrne, City Clerk

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

City Clerk File No. Res. 09-987

Agenda No. 10.6

Approved: DEC 16 2009

TITLE:

RESOLUTION HONORING PATRICK MCCARTHY

Fr. Mychal Judge Division One, Hudson County,
Ancient Order of Hibernians in America's
Hibernian of the Year - 2010



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

WHEREAS, Patrick (Patty) McCarthy was born on July 15, 1954 in Jersey City. He is the second of eight children born to Richard and Jean (Weidle) McCarthy. Patty attended St. John the Baptist Elementary School and Dickinson High School; and

WHEREAS, Patty is employed by the Jersey City Board of Education where he currently serves as the Principal Custodian at Christa McAuliffe, Public School #28; and

WHEREAS, Patty has been married to Frances Lyons-McCarthy for twenty years. He is the proud father of former Miss Colleen, Anna McCarthy; and

WHEREAS, Patty is dedicated to his family, but he is also involved with many other organizations throughout the City of Jersey City. Patty is the Vice Chairman of the Jersey City Democratic Committee. He worked countless hours on the campaigns for presidential, state and local elections. He serves as the Committeeman of Ward A, District 2 in Jersey City. He is also a member of the Moose Lodge #266, the ASME 2262 Local Union, Project Children, and the Knights of Columbus; and

WHEREAS, Patty is extremely proud of his Irish heritage and is involved with the Ancient Order of Hibernians, the Friendly Sons of St. Patrick and the Jersey City St. Patrick's Day Parade Committee in many different capacities. Patty received the honor of being named Irishman of the Year in 2003 by the St. Patrick's Day Parade Committee; and

WHEREAS, on Saturday, December 12, 2009, the Fr. Mackle Judge Division One, Hudson County, New Jersey, Ancient Order of Hibernians in America will host its 7th Annual Christmas Dinner Dance at which time, Patty McCarthy will be honored as Hibernian of the year - 2010.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Jersey City does hereby honor Patty McCarthy, Fr. Mackle Judge Division One, Hudson County, Ancient Order of Hibernian in America's Hibernian of the Year - 2010.

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: [Signature]
Business Administrator

Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD			ABSENT
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.

[Signature]
Peter M. Brennan, President of Council

[Signature]
Robert Byrne, City Clerk

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

City Clerk File No. Res. 09-988
 Agenda No. 10.H.
 Approved: DEC 16 2009
 TITLE:



RESOLUTION HONORING PATRICIA NIERSTEDT, RN, MS Fr. Mychal Judge Division One, Hudson County, Ancient Order of Hibernians in America's Humanitarian of the Year - 2010

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

WHEREAS, Patricia (Pat) Borelli Nierstedt was born in Jersey City, N.J. to Martin and Dolores (Galvin) Borelli. She is the second oldest of seven siblings. Pat is proud of her Irish heritage, with three of her great-grandparents hailing from Mayo, Roscommon, and Fermanagh. Her roots are deep in Jersey City. Pat's grandparents were married in St. Michael's Church in 1923 and her parents were married at St. Aloysius Church in 1950; and

WHEREAS, Pat Nierstedt attended St. Aloysius Grammar School and High School and graduated from St. Francis School of Nursing in Jersey City. She earned a Bachelor's Degree in Nursing and a Master's Degree in Health Administration, both from Jersey City University. Pat has a thirst for knowledge and is close to completing her second Masters Degree in Nursing Education at Felician College. Pat also holds a National Certification in Emergency and Trauma Nursing. She is on the New Jersey Executive Board of the Emergency Nurses Association. Pat is also a member of the New Jersey State Trauma Council and Trauma Nurse Society; and

WHEREAS, Pat Nierstedt has been employed at Hackensack University Medical Center for the past four years where she is the Trauma Nurse Coordinator of their Level II Trauma Center. Prior to taking that position, she worked at Jersey City Medical Center in the Emergency/Trauma Department for more than 25 years. While working in the Emergency Department, she compassionately cared for hundreds of patients over the years. She continues to work per diem in the Jersey City Medical Center Emergency Department; and

WHEREAS, Pat Nierstedt has been married for more then 25 years to Jersey City Police Captain Charles Nierstedt. She is the loving mother of Laura, Matthew and Robyn who are the light of her life; and

WHEREAS, on Saturday, December 12, 2009, the Fr. Mychal Judge Division One, Hudson County, New Jersey, Ancient Order of Hibernians in America will host its 7th Annual Christmas Dinner Dance at which time, Patricia Nierstedt, RN, MS, will be honored as Humanitarian of the year - 2010.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Jersey City does hereby honor Patricia Nierstedt, RN, MS, Fr. Mychal Judge Division One, Hudson County, Ancient Order of Hibernians in America's Humanitarian of the Year - 2010.

APPROVED: _____
 APPROVED: [Signature]
 Asst. Business Administrator

APPROVED AS TO LEGAL FORM _____
 Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD		ABSENT	
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.

[Signature]
 Peter M. Brennan, President of Council

[Signature]
 Robert Byrne, City Clerk

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

City Clerk File No. Res. 09-989

Agenda No. 10.1

Approved: DEC 16 2009



TITLE:

**RESOLUTION AUTHORIZING THE ACCEPTANCE
OF A GRANT AWARD FROM THE HUDSON
COUNTY OPEN SPACE TRUST FUND FOR THE
CITY HALL HISTORIC PRESERVATION STUDY**

COUNCIL
of the following resolution:

offered and moved adoption

WHEREAS, the Hudson County Open Space Trust Fund ("County Trust Fund"), provides grants to municipal governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, on November 19, 2009 the City of Jersey City ("City") was designated to receive \$25,000 from the Hudson County Open Space Trust Fund; and

WHEREAS, the City of Jersey City would like to accept the funds from the Hudson County Open Space Trust for the purposes of acquiring, preserving and maintaining open space within the City; and

WHEREAS, this grant will assist in increasing the availability of recreational resources through open space acquisition and conservation, and development; and

WHEREAS, the feasibility study is needed to develop a scope of work for greening and preserving the historical integrity of City Hall, one of Jersey City's oldest landmarks; and

WHEREAS, the acceptance of this grant will enhance efforts by the City of Jersey City to create recreational resources for the residence and tourist of Jersey City.

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

1. Jerramiah T. Healy, Mayor and/or Brian O'Reilly, Business Administrator, are hereby authorized to execute a contract and/or grant agreement with the Hudson County Open Space Trust Fund Grant Program; and
2. The Office of Management and Budget is authorized to establish an account in the amount of \$25,000 for the City Hall Historic Preservation Study.

City Clerk File No. Res. 09-989

Agenda No. 10.I DEC 16 2009

TITLE:

APPROVED: *Donna Murray, C.L.O.*
 APPROVED: *[Signature]*
 Ass't. Business Administrator

APPROVED AS TO LEGAL FORM

[Signature]
 Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			VEGA	✓		
DONNELLY	✓			FULOP	✓			FLOOD		ABSENT	
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. 09-990

Agenda No. 10.J

Approved: DEC 16 2009



TITLE:

RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD FROM THE HUDSON COUNTY OPEN SPACE TRUST FUND FOR THE HACKENSACK RIVER WATERFRONT PARK ACQUISITION

COUNCIL

offered and moved adoption

of the following resolution:

WHEREAS, the Hudson County Open Space Trust Fund ("County Trust Fund"), provides grants to municipal governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, On November 19, 2009 the City of Jersey City ("City") was designated to receive \$1,125,000 from the Hudson County Open Space Trust Fund; and

WHEREAS, the City of Jersey City would like to accept the funds from the Hudson County Open Space Trust for the purposes of acquiring, preserving and maintaining open space within the City; and

WHEREAS, this grant will assist in increasing the availability of recreational resources through open space acquisition and conservation, and development; and

WHEREAS, the land to be acquired consist of approximately 28 acres located between Broadway and Sip Avenue and identified as Block 1627, Lot(s) 1.P, 2.A, 3.B, 5.A and Block 1639.A, Lot(s) 1.C,3,4,4.C, 6.A & 7, collectively known as the Hackensack River Waterfront Park Acquisition; and

WHEREAS, the acceptance of this grant will enhance efforts by the City of Jersey City to create recreational resources for the residence and tourist of Jersey City.

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

1. Jerramiah T. Healy, Mayor and/or Brian O'Reilly, Business Administrator, are hereby authorized to execute a contract and/or grant agreement with the Hudson County Open Space Trust Fund Grant Program; and

2. The Office of Management and Budget is authorized to establish an account in the amount of \$1,125,000 for the Hackensack River Waterfront Park Acquisition.

City Clerk File No. Res. 09-990

Agenda No. 10.J DEC 16 2009

TITLE:

APPROVED: *Donna Mauer CFO*

APPROVED: *[Signature]*
 Asst. Business Administrator

APPROVED AS TO LEGAL FORM

[Signature]
 Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				12/16/09							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			VEGA	✓		
DONNELLY	✓			FULOP	✓			FLOOD		ABSENT	
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. 09-991

Agenda No. 10.K

Approved: DEC 16 2009

TITLE:

**RESOLUTION AUTHORIZING THE ACCEPTANCE
OF A GRANT AWARD FROM THE HUDSON
COUNTY OPEN SPACE TRUST FUND FOR THE
BOYD MCGUINNESS PARK RENOVATION**



COUNCIL
of the following resolution:

offered and moved adoption

WHEREAS, the Hudson County Open Space Trust Fund ("County Trust Fund"), provides grants to municipal governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, on November 19, 2009 the City of Jersey City ("City") was designated to receive \$140,000 from the Hudson County Open Space Trust Fund; and

WHEREAS, the City of Jersey City would like to accept the funds from the Hudson County Open Space Trust for the purposes of acquiring, preserving and maintaining open space within the City; and

WHEREAS, this grant will assist in increasing the availability of recreational resources through open space acquisition and conservation, and development; and

WHEREAS, the land to be renovated consist of approximately one half acre located at the corner of John F. Kennedy Boulevard and Duncan Avenue and identified as Block 1825.1, Lot C1, collectively known as the Boyd McGuinness Park Renovation Project; and

WHEREAS, the acceptance of this grant will enhance efforts by the City of Jersey City to create recreational resources for the residence and tourist of Jersey City.

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

1. Jerramiah T. Healy, Mayor and/or Brian O'Reilly, Business Administrator, are hereby authorized to execute a contract and/or grant agreement with the Hudson County Open Space Trust Fund Grant Program; and
2. The Office of Management and Budget is authorized to establish an account in the amount of \$140,000 for the Boyd McGuinness Park Renovation Project.

TITLE:

APPROVED: *Norma Wang, CFO*
 APPROVED: *Robert Byrne, ABA*
 ASST. Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
 Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				12/16/09							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			VEGA	✓		
DONNELLY	✓			FULOP	✓			FLOOD		ABSENT	
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. 09-992
 Agenda No. 10.1
 Approved: DEC 16 2009
 TITLE:



**RESOLUTION AUTHORIZING THE CITY OF JERSEY CITY
 TO ACCEPT LEOTEF FUNDS
 (LAW ENFORCEMENT OFFICER TRAINING AND EQUIPMENT FUND)
 FROM THE NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF
 CRIMINAL JUSTICE ON BEHALF OF THE JERSEY CITY POLICE ACADEMY FOR THE
 TRAINING OF NEW POLICE OFFICERS**

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

WHEREAS, the City of Jersey City, Police Academy, has been designated to receive an award of \$8,217.00 from the 2009 Law Enforcement Officers Training and Equipment Fund for the purpose of training new Police Officers; and

WHEREAS, the City cherishes its obligation to better protect the health, safety and welfare of its citizens; and

WHEREAS, upon accepting this funding award from the State of New Jersey, the City of Jersey City acknowledges its responsibility to provide excellent and high standard professional training to new recruits being trained as Police Officers; and

WHEREAS, the Jersey City Police Academy is a duly qualified and certified law enforcement teaching facility under the New Jersey Police Training Commission, and staffed by experienced personnel with dedicated service to the statewide and local law enforcement community;

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

- 1. The City of Jersey City is hereby authorized to accept, for the Police Academy, an award of \$8,217.00 from the State of New Jersey Department of Law and Public Safety's Law Enforcement Officers Training and Equipment Fund and,**
- 2. The Jersey City Police Academy will expressly utilize said funds to purchase training equipment and provide professional training to new police recruits to prepare them to serve and protect the public interest.**

APPROVED: *Samuel Jefferson* APPROVED AS TO LEGAL FORM

APPROVED: *[Signature]* *[Signature]*
 ASST. Business Administrator Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
DONNELLY	✓			FULOP	✓			FLOOD		ABSENT	
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

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

City Clerk File No. Res. 09-993

Agenda No. 10.M

Approved: DEC 16 2009



TITLE:

RESOLUTION AUTHORIZING THE EXTENSION OF TERM OF A LICENSE AGREEMENT WITH RAV GROUP, LLC FOR THE USE OF CITY OWNED PROPERTY LOCATED AT BLOCK 1471.D LOT 1.C LOCATION 446-448 OCEAN AVENUE

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City is the owner of Block 1471.D Lot 1.C Address 446-448 Ocean Avenue; and

WHEREAS, Rav Group, LLC has been utilizing said properties for the purpose of repairing 450 Ocean Avenue which is owned by Rav Group, LLC since November 7, 2007; and

WHEREAS, as per the attached letter from Rav Group, LLC they are requesting another extension for an additional two months; and

WHEREAS, Rav Group, LLC will fully indemnify and defend the City and insure the City for any damages or injuries arising from its use of the Property; and

R.R.
12-1-09

WHEREAS, the term of the License shall be from Monday thru Friday 8:00 A.M. to 5:00 P.M. for two (2) months expiring on February 2, 2010.

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

1. Execute an Amended License Agreement granting permission to Rav Group, LLC to enter onto Property owned by the City of Jersey City from Monday thru Friday from 8:00 A.M. to 5:00 P.M. for two (2) months expiring on February 2, 2010.
2. The Amended 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; and
3. Take such other actions as may be necessary to effectuate the purposes of the agreement.

APPROVED: *Ann Marie Miller*
 Ann Marie Miller, Real Estate Manager
 APPROVED: *F. J. Balch*
 ASST. Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
 Corporation Counsel

2009136

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				12/16/09							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD		ABSENT	
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
 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. 09-994

Agenda No. 10.N

Approved: DEC 16 2009

TITLE:



RESOLUTION AUTHORIZING A LICENSE AGREEMENT WITH THE NEW JERSEY SCHOOLS DEVELOPMENT AUTHORITY PERMITTING THE REMOVAL OF TWO (2) UNDERGROUND STORAGE TANKS FROM CITY OWNED PROPERTY

WHEREAS, the New Jersey Schools Development Authority (NJSDA) will be constructing a new Public School No. 20 at the intersection of Ocean and Cator Avenues; and

WHEREAS, NJSDA has agreed to renovate Ralph Taylor Memorial Park also known as Block 1360.75, Lots A.1 and A.3-A.7 (Property) as part of the new school project; and

WHEREAS, there are two underground storage tanks which must be removed from the Property before the renovation work to Ralph Taylor Memorial Park can begin; and

WHEREAS, NJSDA requests the City's permission to enter the Property for the purpose of removing the two underground storage tanks; and

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

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

- 1) NJSDA, its contractors, and agents are authorized to enter onto the Property for the purpose of performing the activities described in the License Agreement attached hereto;
- 2) Subject to such modifications as may be deemed necessary or appropriate by Corporation Counsel, the Mayor or Business Administrator is authorized to execute the License Agreement attached hereto; and
- 3) The term of the License Agreement shall commence on the date the Licensee enters the Property for the purpose of performing the underground storage tank removal work and shall terminate on the date that the underground storage tank removal work is completed.

RR/cw

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: [Signature]
Asst. Business Administrator

 Corporation Counsel

Certification Required

Not Required

2009140

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD		ABSENT	
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.

[Signature]
 Peter M. Brennan, President of Council

[Signature]
 Robert Byrne, City Clerk

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



City Clerk File No. Res. 09-995
 Agenda No. 10.0
 Approved: DEC 16 2009

TITLE:
RESOLUTION AUTHORIZING A LEASE AGREEMENT BETWEEN THE CITY OF JERSEY CITY AND THE JERSEY CITY MEDICAL CENTER WITH REGARD TO AN AMBULANCE KNOWN AS AN EMERGENCY MEDICAL SERVICE MASS CARE VEHICLE

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City ("City") is the owner of an emergency medical service ambulance known as a Mass Care Vehicle under the Urban Area Security Initiative (UASI) and the Metropolitan Medical Response System ("MMRS"); and

WHEREAS, the City, Office of Emergency Management, Homeland Security desires to lease the Mass Care Vehicle to the Jersey City Medical Center (Medical Center) which is an agency of the New Jersey Emergency Services Task Force to house and operate the Mass Care Vehicle; and

WHEREAS, the City will lease the Mass Care Vehicle and all supplied equipment for one dollar per year; and

WHEREAS, the title for the Mass Care Vehicle will be retained by the City; and

WHEREAS, insurance coverage for the Mass Care Vehicle shall be provided by the Medical Center with the coverage amount to be approved by the City; and

WHEREAS, the MMRS shall provide initial issue of equipment for the Mass Care Vehicle, and all future equipment shall be the responsibility of the Medical Center; and

WHEREAS, the Mass Care Vehicle shall be utilized for multiple patients in need of stabilization treatment prior to transport and it is not to be utilized as a daily emergency response vehicle; and

WHEREAS, the Medical Center has agreed to comply with all of the terms of the attached lease agreement.

NOW, THEREFORE, be it resolved by the Municipal Council of the City of Jersey City that:

- 1) Subject to such modification as may be deemed necessary or appropriate by the Corporation Counsel, the Mayor or Business Administrator is authorized to execute the attached Lease Agreement with the Medical Center from use of the City Mass Care Vehicle.
- 2) The term of the Lease Agreement shall be concurrent with the term of the emergency medical services which ends on December 31, 2011, unless the emergency medical services agreement is terminated prior to December 31, 2011 in which event the attached Lease Agreement shall be terminated.
- 3) The consideration shall be one dollar per year and other good and valuable consideration.

APPROVED: *Armando Roman*
 Armando Roman, Director of Fire & Emergency Services

APPROVED: _____ APPROVED AS TO LEGAL FORM _____

APPROVED: *W. Balaban* ASST. Business Administrator
 Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0
 12/16/09

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD		ABSENT	
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
 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. 09-996

Agenda No. 10.B

Approved: DEC 16 2009

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO NEW JERSEY BUSINESS SYSTEMS FOR FURNISHING WIRELESS NETWORK EQUIPMENT & INSTALLATION SERVICES FOR PERSHING FIELD POOL AND RINK FOR THE DEPARTMENT OF ADMINISTRATION/INFORMATION TECHNOLOGY UNDER STATE CONTRACT WITHOUT PUBLIC BIDDING

COUNCIL

OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, there exists a need for **Wireless Network Equipment & Installation Services** for the **Department of Administration/Information Technology**; and

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

WHEREAS, New Jersey Business Systems, 7C Marlen Drive, Robbinsville, New Jersey 08691 being in possession of **State Contract Number A61405**. Will provide the City with Wireless Devices & Services in the total amount of **Twenty Three Thousand, Nine Hundred Sixty Nine (\$23,969.90) Dollars and Ninety Cents and;**

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

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

Information Technology

Acct. No.	P.O. No.	S.C. No.	Amount
04-215-55-868-990	98711	A61405	\$23,969.90

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

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

(Continue on Page 2)

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

City Clerk File No. Res. 09-996

Agenda No. 10.P

Approved: DEC 16 2009



TITLE: **RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO NEW BUSINESS SYSTEMS., FOR FURNISHING WIRELESS NETWORK EQUIPMENT INSTALLATION SERVICES FOR PERSHING FIELD POOL AND RINK FOR THE DEPARTMENT OF ADMINISTRATION/INFORMATION TECHNOLOGY UNDER STATE CONTRACT WITHOUT PUBLIC BIDDING**

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

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

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

Information Technology	Acct. No.	P.O. No.	S.C. No.	Amount
	04-215-55-868-990	98711	A61405	\$23,969.90

Peter Folgado, Acting Purchasing Director

APPROVED: _____

APPROVED AS TO LEGAL FORM _____

APPROVED: W. Bolcher ABA
Asst. Business Administrator

Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				12/16/09							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD			
DONNELLY	✓			FULOP	✓			VEGA			ABSENT
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. 09-997

Agenda No. 10.Q

Approved: DEC 16 2009

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO J. FLETCHER CREAMER & SON, INC. 101 E. BROADWAY HACKENSACK, NJ 07601 FOR THE RELOCATION OF THE JERSEY CITY WAYFINDING SIGNS, PROJECT NO. 08-045 FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ENGINEERING, TRAFFIC AND TRANSPORTATION.

COUNCIL AS A WHOLE OFFERED AND MOVED ADOPTION THE FOLLOWING RESOLUTION:

WHEREAS, the City Purchasing Agent acting within his authority and in conformity with N.J.S.A. 40A:11-1 et seq. has publicly advertised for bids for the Relocation of the Destination Jersey City Wayfinding Signs, Project No. 08-045 for the Department of Administration, Division of Engineering, Traffic and Transportation pursuant to construction plans and specifications and bids thereon; and

WHEREAS, pursuant to public advertisement, the City of Jersey City has received two(2) below listed bids, the lowest being that of J. Fletcher Creamer & Son, Inc., 101 E. Broadway Hackensack, NJ 07601 in the total base bid amount of One Hundred Seven Thousand, Nine Hundred Seventy Four and Zero Cents (107,974.00); and

<u>BIDDER</u>	<u>TOTAL BID AMOUNT</u>
J.Flecher Creamer & Son, Inc. Hackensack, NJ 07601	\$ 107,974.00
Tec-Con Contractors, Inc. East Orange, NJ 07017	\$ 283,720.00

WHEREAS, J. Fletcher Creamer & Son, Inc. is familiar with this kind of work as they were involved in the construction of the wayfinding signs foundations under Jersey City project no. 06-012; and

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

WHEREAS, this contract shall be subject to the conditions that the vendor/contractor provides satisfactory evidence of compliance with the Jersey City Affirmative Action Amendments to the Law Against Discrimination 10:5-31 et. seq.; and

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

Account No. 04-215-55-842-990	P.O. # 90673 Base Bid	\$ 107,974.00
Account No. 04-215-55-842-990	P.O. # 98674 20% Contingency	\$ <u>21,594.80</u>

Total Encumbrance \$ 129,568.80

TITLE:

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO J. FLETCHER CREAMER & SON, INC. 101 E. BROADWAY HACKENSACK, NJ 07601 FOR THE RELOCATION OF THE JERSEY CITY WAYFINDING SIGNS, PROJECT NO. 08-045 FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ENGINEERING, TRAFFIC AND TRANSPORTATION.

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

1. The said bid of the aforementioned J. Fletcher Creamer & Son, Inc. be accepted and that a contract be awarded to said company in the above amount and the City Purchasing Agent is directed to have such a contract drawn up and executed; and

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

3. The award of this contract shall be subject to the condition that the contractor provides satisfactory evidence of compliance with the Jersey City Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et. seq.; and

*J.A.
12/1/09*

4. The Mayor or Business Administrator is hereby authorized to execute a contract on behalf of the City of Jersey City.

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

Account no. 04-215-55-842-990 P.O. #98073 Base Bid \$ 107,974.00
Account no. 04-215-55-842-990 P.O. #98674 20% Contingency \$ 21,594.80

Total Encumbrance \$ 129,568.80

Approved: William R. Goble APPROVED AS TO LEGAL FORM
William R. Goble, P.E., City Engineer

Approved: _____ Corporation Counsel
Business Administrator

APPROVED: _____ APPROVED AS TO LEGAL FORM
APPROVED: Donna Mauer ABA _____ Corporation Counsel
Asst. Business Administrator

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN, PRES.	✓		
DONNELLY	✓			FULOP	✓			FLOOD			ABSENT
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

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

City Clerk File No. Res. 09-998

Agenda No. 10-R

Approved: DEC 16 2009

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO BOBCAT OF NORTH JERSEY FOR FURNISHING AND DELIVERING TWO(2) OR MORE NEW BOBCAT UTILITY VEHICLE 220 MODEL UTILITY VEHICLE OR APPROVED EQUAL TO THE OFFICE OF EMERGENCY MANAGEMENT

COUNCIL

OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the Acting Director of Purchasing within his authority and in conformity with N.J.S.A. 40A:11-1 et. seq. has publicly advertised for bids for Furnishing and Delivering **Two (2) or more New Bobcat Utility Vehicle 220 Model Utility Vehicle or approved equal** pursuant to specifications and bids thereon; and

WHEREAS, pursuant to public advertisement the City of Jersey City has received **One (1) Bid**, the sole bid being that from **Bobcat of North Jersey**, 201 Maltese Drive, Totowa, New Jersey 07512, in the total base bid amount of **Twenty Eight Thousand, Seven Hundred Fifty (\$28,750.00) Dollars** ; and

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

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

Office of Emergency Management

Acct. No. 02-213-40-972-314

P.O. NO. 98712

Amount \$28,750.00

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

RESOLVED, that upon certification by an official or employee of the City authorized to receive the material pursuant to the contract, 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

(Continued on page 2)

TITLE:

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO BOBCAT OF NORTH JERSEY FOR FURNISHING AND DELIVERING TWO(2) OR MORE NEW BOBCAT UTILITY VEHICLE 220 MODEL UTILITY VEHICLE OR APPROVED EQUAL TO THE OFFICE OF EMERGENCY MANAGEMENT

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

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

I, Donna Mauer, Donna Mauer, Chief Financial Officer, certify that there are sufficient funds available for payment of this above resolution in Account No. 02-213-40-972-314

Office of Emergency Management

Acct. No. 02-213-40-972-314

P.O. NO. 98712

Amount \$28,750.00

APPROVED

Peter Folgado, Acting Director, Purchasing

APPROVED:

APPROVED

[Signature]
ASST. Business Administrator

APPROVED AS TO LEGAL FORM

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				12/16/09							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD			ABSENT
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
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. 09-999

Agenda No. 10.5

Approved: DEC 16 2009

TITLE:

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO ORCHARD HOLDING, LLC FOR THE RECONSTRUCTION OF GREENE STREET, WASHINGTON BOULEVARD AND SECOND STREET INTERSECTION IMPROVEMENTS, PROJECT NO. 03-031, FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ENGINEERING, TRAFFIC AND TRANSPORTATION.



COUNCIL AS A WHOLE
FOLLOWING RESOLUTION:

OFFERED AND MOVED ADOPTION OF THE

WHEREAS, the City Purchasing Agent acting within his authority and in conformity with N.J.S.A. 40A:11-1 et. seq. has publicly advertised for bids for the Greene Street, Washington Boulevard and Second Street Intersection Improvements, Project No. 03-031 for the Department of Administration, Division of Engineering, Traffic and Transportation pursuant to construction plans and specifications and bids thereon; and

WHEREAS, pursuant to public advertisement, the City of Jersey City has received seven (7) bids, the lowest being that of Orchard Holding, LLC, 193 Atlantic Avenue Suite 193, Manasquan, New Jersey 08736 in the total base bid amount of Four Hundred Seventy Two Thousand, Two Hundred Seventy Four Dollars and Forty Five Cents (\$472,274.45) and

	<u>BIDDERS</u>	<u>TOTAL BID AMOUNT</u>
1.	Orchard Holding, LLC Manasquan, NJ 08736	\$ 472,274.45
2.	Zucarro Inc., Garfield, NJ	\$ 477,762.00
3.	Jogi Construction Edison, New Jersey	\$ 481,728.49
4.	English Paving Construction, Inc. Clifton, NJ	\$ 485,644.33
5.	AJM Contractors, Inc. Clifton, NJ	\$ 500,596.00
6.	Tilcon, New York, Inc. Wharton, NJ	\$ 511,275.80
7.	Joseph Sanzari, Inc. Hackensack, NJ	\$ 541,207.30

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

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

Account No. 04-215-55-519-991	P.O. <i>98716</i>	\$472,274.45
Account No. 04-215-55-519-990	<i>98717</i>	\$ 94,454.89
(20% Contingency)		
Total Encumbrance		\$566,729.34

TITLE: RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO ORCHARD HOLDING, LLC FOR THE RECONSTRUCTION OF GREENE STREET, WASHINGTON BOULEVARD AND SECOND STREET INTERSECTION IMPROVEMENTS, PROJECT NO. 03-031, FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ENGINEERING, TRAFFIC AND TRANSPORTATION

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

1. The said bid of the aforementioned Orchard Holdings, LLC, be accepted and that a contract be awarded to said company in the above amount of \$472,274.45 and the City Purchasing Agent is directed to have such a contract drawn up and executed; and be it further

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

3. That the award of this contract shall be subject to the condition that the contractor provides satisfactory evidence of compliance with the Jersey City Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et. seq.; and

*G.A.
12/9/09*

4. That the Mayor or Business Administrator is hereby authorized to execute a contract on behalf of the City of Jersey City.

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

Department of Administration, Division of Engineering, Traffic and Transportation

Approved: *William R. Goble* *for* *12/1/09*
William R. Goble, P.E.
City Engineer

Approved: _____
Peter Folgado
Acting Director, Purchasing

APPROVED: _____
APPROVED: *ASCT. Business Administrator* *ABA*

APPROVED AS TO LEGAL FORM _____
Corporation Counsel

Certification Required
Not Required

APPROVED *8-0*

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				12/16/09							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD		ABSENT	
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
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. 09-1000

Agenda No. 10.T

Approved: DEC 16 2009



TITLE:

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

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

WHEREAS, the City of Jersey City and the Jersey City Police West District are co-sponsoring a Christmas Party for needy families to take place in the West District of Jersey City to offer entertainment, refreshments, information and children's games for the residents of the West District of Jersey City; and

WHEREAS, DJ music, Crafts, Dancing, and raffles are the source of entertainment for the event; and

WHEREAS, St. Peter's College will host the event on Tuesday, December 15, 2009 from 4:00 to 9:00 p.m. with a set up time at 3:00 p.m. The event is to give Christmas cheer to those who otherwise would not have it and to supply the parents/guardians with information on prevention; and

WHEREAS, St. Peter's College requires indemnification and a letter of insurance from the City; and

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

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

1. The Mayor or Business Administrator be authorized to execute an agreement hereto indemnifying St. Peter's College for the sue of their facility by the Jersey City Police Department's West District for the Christmas Party for Needy Families on December 15, 2009; and
2. The Risk Manager is authorized to issue a Letter of Insurance to St. Peter's College to cover this activity; and
3. The Mayor or Business Administrator is authorized to execute such other documents that may be necessary to effectuate the purpose of this Resolution.

G:\WPODCS\IRENE\Resos\Indemnification-Insurance\St. Peter's College - Police West District - Christmas Party3.wpd

APPROVED: _____

APPROVED AS TO LEGAL FORM _____

APPROVED: _____

[Signature]
A.S.T. Business Administrator

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				12/16/09							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD		ABSENT	
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.

[Signature]
Peter M. Brennan, President of Council

[Signature]
Robert Byrne, City Clerk

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

City Clerk File No. Res. 09-1001

Agenda No. 10.4

Approved: DEC 16 2009

TITLE:



RESOLUTION REMOVING A RESTRICTION FROM THE DEED OF CONVEYANCE THAT AFFECTS BLOCK 1474 LOT 45.A ADDRESS 631 GARFIELD AVENUE.

COUNCIL
following resolution:

offered and moved adoption of the

WHEREAS, the City of Jersey City on May 18, 2000 sold the above property not needed for public use to: Jacques Ridore, 2651 8th Avenue #4F, New York, New York 10026; and,

WHEREAS, the conditions of sale set forth that the purchaser renovated the property and obtain a Certificate of Occupancy; and,

WHEREAS, on September 7, 2000, the Municipal Council of the City of Jersey City released a Deed to the owner of the property with the express condition that no purchaser without the express consent of the Municipal Council by Resolution, be permitted to sell, convey or otherwise transfer the property before all the conditions of sale are fully completed; and,

WHEREAS, the Construction Official, Michael Regan has signed and issued a Certificate of Continued Occupancy on Block 1474 Lot 45.A also known as 631 Garfield Avenue, indicating that the property was renovated in compliance with the condition of sale which was adopted by the Municipal Council on April 12, 2000; and,

*R.R.
12-1-09*

WHEREAS, in accordance with State Law in order for this Resolution to be recorded in the Hudson County Register's Office it must contain an acknowledgment.

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

1. The City finds and declares that all the terms and conditions of sale contained in the Resolution adopted by the governing body of the City of Jersey City on April 12, 2000 have been complied with.
2. Block 1474 Lot 45.A Address 631 Garfield Avenue is hereby released from any and all restrictions.
3. That the Mayor is hereby authorized to execute this Resolution and a notary public notarize the acknowledgment contained herein in accordance with Law so that same may be recorded in the Hudson County Register's Office.

In Witness Whereof, the party of the first part has caused these presents to be signed by its proper corporate officers and caused its proper corporate seal to be hereto affixed that day and year first above written.

WITNESS

CITY OF JERSEY CITY

Robert Byrne, City Clerk

Jerramiah T. Healy, Mayor

TITLE:

**RESOLUTION REMOVING A RESTRICTION FROM THE
 DEED OF CONVEYANCE THAT AFFECTS BLOCK 1474
 LOT 45.A ADDRESS 631 GARFIELD AVENUE.**

STATE OF NEW JERSEY)

SS:

COUNTY OF HUDSON)

BE IT REMEMBERED, that on this _____ day of _____ Two Thousand _____ before me the subscriber, a Notary Public of the State of New Jersey personally appeared, Robert Byrne and made proof to my satisfaction that he is the City Clerk of Jersey City a municipal corporation of the State of New Jersey, that he well knows the corporate seal of said corporation; that the seal affixed to said instrument is the corporate seal of said corporation, that the said seal was so affixed and the said instrument signed and delivered by Jerramiah T. Healy who was at the date thereof the Mayor of said municipal corporation, in the presence of this deponent, and said Mayor, at the same time acknowledged that he signed, sealed and delivered the same as his voluntary act and deed, and as the voluntary act and deed of said corporation, and that deponent, at the same time subscribed his name to said instrument as a witness to the execution thereof.

Sworn and subscribed to
 Before me this _____ day
 of _____ 200 _____

 Notary Public

 Robert Byrne, City Clerk

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

APPROVED: W. B. Bolin _____
ASST. Business Administrator Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
								12/16/09			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD			ABSENT
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
 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. 09-1002

Agenda No. 10.V

Approved: DEC 16 2009

TITLE:



RESOLUTION AUTHORIZING THE BUSINESS ADMINISTRATOR TO EXECUTE A CONSENT TO THE ASSIGNMENT AND ASSUMPTION OF A LEASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 693.A, LOT A

WHEREAS, the City of Jersey City (City) is the owner of real property known as Block 693.A, Lot A (Property), which is a vacant parcel of land approximately 37 feet wide and 125 feet long located near Underwood Place; and

WHEREAS, on September 27, 2006, the Municipal Council adopted a resolution authorizing the advertisement for bids for leasing the Property; and

WHEREAS, on October 25, 2006, Getty Petroleum Marketing, Inc. (GPM) submitted the high bid for leasing the Property; and

WHEREAS, Resolution 06-923 approved on November 8, 2006 authorized a lease agreement between the City and GPM.; and

WHEREAS, GPM uses the Property for ingress and egress from its gas station; and

*R.R.
12-9-09*

WHEREAS, the lease is a ten (10) year lease with the City receiving \$5,477.34 per year for the first five (5) years and \$6,390.23 per year for the second five (5) years; and

WHEREAS, the lease agreement provides that the tenant shall not assign the lease without the written consent of the City, which consent shall not be unreasonably withheld; and

WHEREAS, GPM desires to assign its lease with the City to LUKOIL North America, LLC.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that the Business Administrator is authorized to execute the Landlord's Consent and Acknowledgment attached hereto to the Lease Assignment and Assumption Agreement attached hereto between Getty Petroleum Marketing, Inc. and LUKOIL North America, LLC.

RR/cw

APPROVED: *Ann Marie Miller* APPROVED AS TO LEGAL FORM
 Ann Marie Miller, Real Estate Manager
 APPROVED: *ASAC* Corporation Counsel
 Business Administrator

Certification Required

Not Required

2009139

APPROVED 8-0
12/16/09

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD		ABSENT	
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
 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.09-1003
 Agenda No. 10.W
 Approved: DEC 16 2009



TITLE:
RESOLUTION OF THE CITY OF JERSEY CITY AUTHORIZING A JOINT STATEMENT OF INTENT TO SUPPORT SUSTAINABILITY IN THE PORT OF NEW YORK AND NEW JERSEY

WHEREAS, it is the shared intention of The Port Authority of New York and New Jersey, New Jersey Department of Environmental Protection, New York State Department of Environmental Conservation, The City of New York Office of Long Term Planning and Sustainability, New York City Economic Development Corporation, New York Shipping Association, United States Environmental Protection Agency Region 2, City of Bayonne, City of Elizabeth, City of Jersey City, and City of Newark to work collaboratively to reduce emissions associated with maritime operations – including seaport, cruise port, and freight-related movements – at the Port of New York and New Jersey; and

WHEREAS, over the last year the Port Authority, with input from the partners listed above, has worked to develop a Clean Air Strategy for the Port of New York and New Jersey. The purpose of the Strategy is to reduce maritime-related air quality impacts on human health and the environment from criteria air pollutants, reduce maritime-related contribution to greenhouse gas emissions associated with climate change, and contribute to the effort to bring the New York/Northern New Jersey/Long Island Non-Attainment Area (NYNJLINA) into attainment with applicable air quality standards. The Strategy identifies actions and commitments to reduce pollutant and greenhouse gas emissions from all port-related sources: Ocean Going Vessels, Harbor Craft, Cargo Handling Equipment, Rail and Trucks serving the Port; and

WHEREAS, the purpose of the Joint Statement of Intent is to memorialize the intent of the signees to work cooperatively to:

- Implement the actions outlined in the Clean Air Strategy for the Port of New York and New Jersey to significantly reduce emissions of port-related criteria air pollutants, and greenhouse gases in the next decade;
- Prioritize the actions outlined in the Strategy based upon their corresponding tons of emissions reduced, cost-effectiveness, available funding, and localized area impacts;
- Engage and maintain regular communication with community, environmental, sector specific and governmental stakeholders in the process of implementing, monitoring, and updating the Clean Air Strategy;
- Develop methods including periodic air emissions inventories to measure progress towards achieving the goals in the Clean Air Strategy;
- Publicize environmental results and accomplishments; and
- Continue to pursue opportunities to collaborate on ways to enhance Port sustainability.

WHEREAS, the Joint Statement of Intent is attached hereto and made a part hereof.

NOW THEREFORE BE IT RESOLVED, by the Municipal Council of the City of Jersey that the Mayor and/or Business Administrator is authorized to execute the attached Joint Statement of Intent between the City of Jersey City, and the Port Authority of New York and New Jersey, New Jersey Department of Environmental Protection, New York State Department of Environmental Conservation, The City of New York Office of Long Term Planning and Sustainability, New York City Economic Development Corporation, New York Shipping Association, United States Environmental Protection Agency Region 2, City of Bayonne, City of Elizabeth, and City of Newark.

APPROVED: Carl Coppola APPROVED AS TO LEGAL FORM
 APPROVED: B. O'Reilly Corporation Counsel
 Business Administrator
 Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD		ABSENT	
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
 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. 09-1004
 Agenda No. 10.X
 Approved: DEC 16 2009
 TITLE:



RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY AUTHORIZING ACCEPTANCE AND EXECUTION OF HUD FY2009 ECONOMIC DEVELOPMENT INITIATIVE (EDI)- SPECIAL PROJECT GRANT CONTRACT UNDER THE HUD ECONOMIC DEVELOPMENT INITIATIVE- SPECIAL PROJECT GRANT FOR FY2009

WHEREAS, the United States Department of Housing and Urban Development (HUD) has awarded the City of Jersey City \$237,500 in FY2009 Economic Development Initiative- Special Project Grant; and

WHEREAS, the HUD FY2009 Economic Development Initiative (EDI) - Special Project Grant will be used for construction and modifications of the MUA's 18th Street Regulator; and

WHEREAS, the Jersey City Municipal Utilities Authority has an approved project description and budget for the *110 Hudson Redevelopment Proposed Modifications to the 18th Street Regulator* that is specific to the HUD requirements for the EDI-Special Project Grants;

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

1. The Mayor and/or Business Administrator is hereby authorized to accept and execute the HUD EDI-Special Projects Grant.
2. The Mayor or Business Administrator is hereby authorized to execute agreements, notes and such other documents deemed necessary to secure grants under the EDI-Special Projects Grant.

APPROVED: *Carl Gasplachi* APPROVED AS TO LEGAL FORM
 APPROVED: *Lu Baldraga* CORPORATION COUNSEL
ASST. Business Administrator Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE								12/16/09			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD		ABSENT	
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
 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.09-1005

Agenda No. 10.Y

Approved: DEC 16 2009

TITLE:



RESOLUTION APPOINTING RACHAEL RICCIO AS THE CUSTODIAN OF THE PETTY CASH FUND FOR THE CITY COUNCIL OFFICE

WHEREAS, pursuant to N.J.S.A. 40A:5-21, Rachael Riccio has been approved as custodian for the City Council Office petty cash fund; and

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that Rachael Riccio is hereby appointed custodian of the petty cash fund for the City Council Office. This petty cash fund has been established in accordance to the rules and regulations of the Director of Local Government Services and shall not exceed the sum of TWO HUNDRED (\$200.00) DOLLARS.

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: [Signature]
Asst. Business Administrator

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED 8-0
12/16/09

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD			ABSENT
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.

[Signature]
Peter M. Brennan, President of Council

[Signature]
Robert Byrne, City Clerk

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

City Clerk File No. Res. 09-1006
 Agenda No. 10.Z
 Approved: DEC 16 2009



TITLE: **RESOLUTION AWARDING AN EMERGENCY PURCHASE FROM MERIDIAN MEDICAL TECHNOLOGIES TO PROVIDE CHEMICAL NERVE AGENT ANTIDOTE TO THE DEPARTMENT OF FIRE AND EMERGENCY SERVICES**

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

WHEREAS, it is the mission of the first responders to protect the public in the event of a terrorist attack, and

WHEREAS, it is the responsibility of the Department of Fire and Emergency Services to protect the health and safety of the first responders who would respond to a terrorist attack, and

WHEREAS, in order to protect the health and safety of first responders it is necessary to stockpile nerve agent antidote, and

WHEREAS, the current stockpile of nerve agent antidote is nearing the shelf life expiration date, and

WHEREAS, it is now necessary to award an emergency contract to Meridian Medical Technologies to provide 1500 duodote chemical nerve agent antidote auto injectors to the Department of Fire and Emergency Services, and

WHEREAS, the total cost of the purchase is \$58,845.00, and

WHEREAS, the funds are available in Acct. No. **02-213-40-964** Amount **\$58,845.00**

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

1. Because of the emergent need stated above and in the attached certification signed by the Director of Fire and Emergency Services Armando Roman, an emergency purchase from Meridian Medical Technologies is authorized pursuant to N.J.S.A. 40A: 11-6 to provide 1500 duodote chemical nerve agent antidote auto injectors is hereby ratified.
2. The total cost of the emergency purchase is \$58,845.00.
3. The Purchasing Agent and Business Administrator are authorized to take such other actions as may be necessary to effectuate the purpose of this resolution.

I, Donna Mauer (Donna Mauer), Chief Financial Officer, certify that funds in the amount of \$58,845.00 are available in account no. 02-213-40-964 PO. 98724

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

APPROVED AS TO LEGAL FORM
[Signature]
 Corporation Counsel

Certification Required
 Not Required

APPROVED **8-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD			ABSENT
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.

[Signature]
 Peter M. Brennan, President of Council

[Signature]
 Robert Byrne, City Clerk

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

City Clerk File No. Res. 09-1007

Agenda No. 10.Z.1

Approved: DEC 16 2009



TITLE:

RESOLUTION AWARDING A PROFESSIONAL SERVICES AGREEMENT TO ANDREW C. ABRAMS, ESQ., ATTORNEY AT LAW OF THE STATE OF NEW JERSEY, TO SERVE AS CHIEF MUNICIPAL PUBLIC DEFENDER IN THE JERSEY CITY MUNICIPAL COURT IN ADDITION TO PERFORMING HIS DUTIES AS A PUBLIC DEFENDER FOR THE 2010 FISCAL YEAR

COUNCIL
Resolution:

offered and moved adoption of the following

WHEREAS, the City of Jersey City established a Public Defender Program to represent indigent individuals in the Jersey City Municipal Court by executing professional services agreements with private attorneys; and

WHEREAS, by virtue of the adoption of a resolution to engage attorney's to act as public defender, Andrew C. Abrams, Esq. of 255 Newark Avenue, Jersey City, New Jersey will perform the duties of a Public Defender; and

WHEREAS, pursuant to PL 1997.c.256. Sec. 3 (N.J.S.A. 2B:12-28), any municipal court with two or more municipal public defenders shall have a Chief Municipal Defender who shall be appointed by the governing body of the municipality; and

WHEREAS, in accordance with N.J.S.A. 2B:12-28, the City is desirous of appointing Andrew C. Abrams, Esq., as Chief Municipal Public Defender effective July 1, 2009 and expiring on June 30, 2010; and

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 City is acquiring these services directly and openly as a statutorily permitted contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq. (Pay-to-Play Law); and

WHEREAS, Andrew C. Abrams, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to the political or candidate committees listed in the Business Entity Disclosure Certification in the previous one year, and that the contract will prohibit Andrew C. Abrams, Esq. from making any reportable contributions during the term of the contract; and

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

WHEREAS, Andrew C. Abrams, Esq. 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, Andrew C. Abrams, Esq. will receive the sum of Seven-Thousand (\$7,000.00) Dollars per year paid in monthly increments.

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

1. Andrew C. Abrams, Esq. shall serve as Chief Municipal Public Defender in addition to the duties he is performing for the City of Jersey City as a Public Defender.

TITLE:

RESOLUTION AWARDING A PROFESSIONAL SERVICES AGREEMENT TO ANDREW C. ABRAMS, ESQ., ATTORNEY AT LAW OF THE STATE OF NEW JERSEY, TO SERVE AS CHIEF MUNICIPAL PUBLIC DEFENDER IN THE JERSEY CITY MUNICIPAL COURT IN ADDITION TO PREFORMING HIS DUTIES AS A PUBLIC DEFENDER FOR THE 2010 FISCAL YEAR

- 2. The total amount of this contract will be Seven Thousand (\$7,000.00) Dollar.
- 3. A copy of this Resolution shall be printed in a newspaper of general circulation.

I hereby certify that Seven Thousand (\$7,000.00) Dollars is available in Account No: 10-01-201-43-495-312 for payment of this resolution. *PO 98628*

Donna Mauer

Donna Mauer, Chief Financial Officer

ms:

J.A. 12/9/09

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 12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
DONNELLY	✓			FULOP	✓			FLOOD		ABSENT	
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

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

City Clerk File No. Res. 09-1008
Agenda No. 10.Z.2
Approved: DEC 16 2009



TITLE: RESOLUTION AWARDING PROFESSIONAL SERVICES AGREEMENTS TO ATTORNEYS-AT-LAW OF THE STATE OF NEW JERSEY TO SERVE AS PUBLIC DEFENDERS IN THE JERSEY CITY MUNICIPAL COURT FOR THE 2010 FISCAL YEAR

COUNCIL offered and moved adoption of the following Resolution:

WHEREAS, the City of Jersey City established a Public Defender Program to represent indigent individuals in the Jersey City Municipal Court by executing professional services agreements with private attorneys; and

WHEREAS, the prior professional services agreements expired on June 30, 2009; and

WHEREAS, each attorney named on the list attached hereto is licensed to practice law in the State of New Jersey, has experience in criminal law and is otherwise qualified to serve as Public Defender; and

WHEREAS, each attorney will enter into a professional services agreement with the City of Jersey City to serve as a Public Defender for a period not to exceed one year effective as of July 1, 2009; and

WHEREAS, the professional services agreement for any of the participating attorneys may be cancelled at any time during the 2010 Fiscal Year; and

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 City is acquiring these services directly and openly as a statutorily permitted contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq. (Pay-to-Play Law); and

WHEREAS, each attorney on the attached list has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to the political or candidate committees listed in the Business Entity Disclosure Certification in the previous one year, and that the contract will prohibit any of the attorneys from making any reportable contributions during the term of the contract; and

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

WHEREAS, each attorney 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, it is estimated that the annual cost of these contracts shall be approximately \$300,000; and

WHEREAS, Sixty-Seven Thousand (\$67,000) Dollars is presently available in the temporary budget Account No.: 10-01-201-43-495-312 for the costs of these services; and

WHEREAS, the continuation of the contracts after the expenditure of funds from the temporary budget is contingent upon the availability of funds in the permanent budget.

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

1. The Business Administrator is authorized to execute an agreement with each of the attorneys named on the list attached hereto, to serve as a Public Defender in Jersey City Municipal Court for a period not to exceed one year commencing retroactively as of July 1, 2009 subject to the following terms and conditions.

2009138

Agenda No. Res. 09-1008

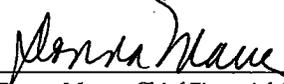
Approved 10.Z.2 DEC 16 2009

TITLE:

RESOLUTION AWARDING PROFESSIONAL SERVICES AGREEMENTS TO ATTORNEYS-AT-LAW OF THE STATE OF NEW JERSEY TO SERVE AS PUBLIC DEFENDERS IN THE JERSEY CITY MUNICIPAL COURT FOR THE 2010 FISCAL YEAR

- (a) Each attorney shall be compensated in the sum of Two-Hundred (\$200.00) Dollars per session, with an additional sum of Seventy-Five (\$75.00) Dollars per session paid in those cases where a trial extends beyond one session;
 - (b) In a case where more than one defendant is eligible for a Public Defender, an attorney may be required to represent one of the co-defendants for the sum of Seventy-Five (\$75.00) Dollars.
 - (c) An attorney will be required to prosecute an appeal of any case tried by him or her to its conclusion for a fee of Seventy-Five (\$75.00) Dollars.
 - (D) All attorneys will be required to prepare notices suitable for filing with the Clerk of the Superior Court stating defense costs for each person represented and will otherwise cooperate with the City in its efforts to seek reimbursement of such fees from the defendants.
2. The agreement with each attorney shall be in substantially the form attached, subject to such modification as the Business Administrator or Corporation Counsel deems appropriate or necessary.
 3. A copy of this Resolution shall be printed in a newspaper of general circulation.

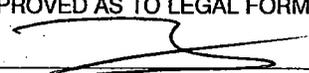
I hereby certify that there are sufficient funds available in Account No.: 10-01-201-43-495-312 for payment of this Resolution. PO 98629-98646 + 98777 \$67,000.00


Donna Mauer, Chief Financial Officer

MS:

J.A.
12/9/09

APPROVED: 
APPROVED: _____
Business Administrator

APPROVED AS TO LEGAL FORM


Corporation Counsel

Certification Required

Not Required

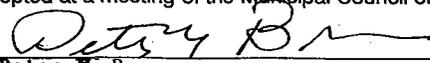
APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
DONNELLY	✓			FULOP	✓			FLOOD		ABSENT	
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, President of Council


Robert Byrne, City Clerk

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

City Clerk File No. Res. 09-1009

Agenda No. 10.Z.3

Approved: DEC 16 2009



TITLE: **RESOLUTION AMENDING A PROFESSIONAL SERVICES AGREEMENT WITH GLUCK WALRATH, LLP, ATTORNEYS AT LAW, TO REPRESENT THE CITY OF JERSEY CITY IN MATTERS ARISING IN CONNECTION WITH A SECTION 108 LOAN FOR THE DEVELOPMENT OF A HOTEL ON A 2.7 ACRE SITE LOCATED ON MARIN BOULEVARD**

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the Municipal Council approved a resolution authorizing an agreement with the firm of Gluck, Walrath & Lanciano to advise the City of Jersey City (City) in connection with legal issues arising in connection with a Section 108 loan which the City is to undertake to assist in the development of a Hilton Hotel on a 2.7 acre site located on Marin Boulevard near the Liberty Harbor North Light Rail Station and prepare the necessary loan documents for the borrowing by the City and the loan to the developer, Tramz Hotels, Inc.; and

WHEREAS, by resolution dated February 11, 2009, the City authorized Gluck Walrath, LLP to provide the services at the rate of \$200 an hour not to exceed \$10,000 and subject to reimbursement by Tramz Hotels, Inc.; and

WHEREAS, additional services are required and Gluck Walrath, LLP agrees to provide these additional services of Christopher Walrath Esq. at an hourly rate of \$200.00 and the legal services of William Katz, Esq. at an hourly rate of \$150.00, plus costs, for an additional sum of Five Thousand (\$5,000) Dollars; and

WHEREAS, Tramz Hotels, Inc. agrees to defray all costs which the City will incur in connection with the services to be rendered by Special Counsel, see letter attached hereto; and

WHEREAS, in March 2009, the City publicly advertised a Request for Qualifications (RFQ) using the "fair and open process" as described under the Pay-to-Play Law; and

WHEREAS, Gluck Walrath, LLP, Attorneys at Law, 428 River View Plaza, Trenton, New Jersey 08611, have agreed to represent the City in connection with the above matter; and

WHEREAS, the services of an attorney 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, funds in the amount of \$5,000.00 are available in Account No. 10-01-201-20-155-312.

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

WHEREAS, Gluck Walrath, LLP 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, the law firm of Gluck Walrath, LLP has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to the political or candidate committees listed in the Business Entity Disclosure Certification in the previous one year, and that the contract will prohibit Gluck Walrath, LLP from making any reportable contributions during the term of the contract; and

WHEREAS, Gluck Walrath, LLP submitted a Qualification Statement in response to the City's RFQ; and

TITLE: RESOLUTION AMENDING A PROFESSIONAL SERVICES AGREEMENT WITH GLUCK WALRATH, LLP, ATTORNEYS AT LAW, TO REPRESENT THE CITY OF JERSEY CITY IN MATTERS ARISING IN CONNECTION WITH A SECTION 108 LOAN FOR THE DEVELOPMENT OF A HOTEL ON A 2.7 ACRE SITE LOCATED ON MARIN BOULEVARD

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

1. The agreement awarded to Gluck Walrath, LLP, Attorneys at Law to perform legal services in connection with a Section 108 loan for Tramz Hotels, Inc. for construction of a Hilton Hotel on a 2.7 acre site located on Marin Boulevard near the Liberty Harbor North Light Rail Station, be increased by an additional \$5,000 for a total amount of \$15,000;
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.
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 funds are available in Account No. 10-01-201-20-155-312. *PO 98780 \$5,000.00*

Donna Mauer
Donna Mauer, Chief Financial Officer

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

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED 8-0
12/16/09

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				12/16/09							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
DONNELLY	✓			FULOP	✓			FLOOD		ABSENT	
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

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

City Clerk File No. Res. 09-1010

Agenda No. 10.Z.4

WITHDRAWN



RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF JERSEY CITY AND DELTA DENTAL PLAN OF NEW JERSEY, INC. FOR A PERIOD OF ONE (1) YEAR, JANUARY 1, 2010 THROUGH DECEMBER 31, 2010 TO PROVIDE AN OPEN DENTAL INSURANCE PLAN FOR ELIGIBLE CITY EMPLOYEES AS AN EXTRAORDINARY UNSPECIFIABLE SERVICE (EUS)

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the contract between the City of Jersey City and Delta Dental of New Jersey, Inc. expires December 31, 2009; and

WHEREAS, the City of Jersey City must provide a dental insurance plan to all eligible employees pursuant to collective bargaining agreements with municipal labor unions and City Ordinance C-104; and

WHEREAS, Delta Dental Plan of New Jersey, Inc., 1639 Route 10, Parsippany, New Jersey 07054, is a dental insurance plan provider; and

WHEREAS, the City of Jersey City desires to enter into an agreement, with Delta Dental Plan of New Jersey, Inc. for a period of one (1) year, commencing January 1, 2010 and expiring December 31, 2010; and

WHEREAS, upon the award of the contract by the City to Delta Dental Plan of New Jersey, Inc., the provider guarantees a continuation of the current services provided; and

WHEREAS, the City of Jersey City may enter into an agreement for a dental insurance plan pursuant to N.J.S.A. 40A:11-5 (1) (m) as an EUS; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contract for "Extraordinary Unspecifiable Service" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, Brian O'Reilly, Business Administrator, has certified that this meets the statutes and regulations governing the award of said contract; and

WHEREAS, the total amount of the one year contract is One Million, Four Hundred Twelve Thousand Dollars (\$1,412,000.00) based on the number of employees enrolled in the plan; and

WITHDRAWN

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF JERSEY CITY AND DELTA DENTAL PLAN OF NEW JERSEY, INC. FOR A PERIOD OF ONE (1) YEAR, JANUARY 1, 2010 THROUGH DECEMBER 31, 2010 TO PROVIDE AN OPEN DENTAL INSURANCE PLAN FOR ELIGIBLE CITY EMPLOYEES AS AN EXTRAORDINARY UNSPECIFIABLE SERVICE (EUS)

WHEREAS, during the term of this contract the City Purchasing agent is authorized to issue change orders, not to exceed twenty (20%) percent of the original contract amount, as may be deemed necessary to cover cost increases resulting from the hiring of additional City employees, or from increased enrollment in the plan by existing City employees; and

WHEREAS, funds in the amount of Three Hundred Fifty Three Thousand (\$353,000.00) Dollars are available in 2010 temporary budget in account no: 10-01-201-23-220-803.

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

1. Subject to such modification as may be deemed necessary or appropriate by Corporation Counsel, the Mayor or Business Administrator is authorized to execute a contract in the amount of \$1,412,000, in substantially the form of the attached, with Delta Dental Plan of New Jersey, Inc. for a dental insurance plan for all eligible City employees for a term of one (1) year commencing January 1, 2010 and ending on December 31, 2010.
2. Pursuant to N.J.S.A. 40A:11-5(1)(m), this contract is authorized as an Extraordinary Unspecifiable Services (EUS) contract because of the reasons stated in the certification attached hereto.
3. The continuation of contract after the expenditure of funds encumbered in the Fiscal year 2010 temporary budget shall be subject to the availability and appropriation of sufficient funds in the Fiscal Year 2010 permanent budget and in the subsequent fiscal year budget.
4. Upon certification by an official or an employee of the City authorized to attest that Delta Dental Plan of New Jersey, Inc. has provided services in accordance with the contract, then; payment to Delta Dental Plan of New Jersey, Inc. shall be made in accordance with the provisions of the Local Fiscal Affairs Law, N.J.S.A. 40a:5-1, et seq.
5. Notice of this action shall be published in a newspaper of general circulation within the municipality within ten (10) days of this award.

TITLE:

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF JERSEY CITY AND DELTA DENTAL PLAN OF NEW JERSEY, INC. FOR A PERIOD OF ONE (1) YEARS, JANUARY 1, 2010 THROUGH DECEMBER 31, 2010 TO PROVIDE AN OPEN DENTAL INSURANCE PLAN FOR ELIGIBLE CITY EMPLOYEES AS AN EXTRAORDINARY UNSPECIFIABLE SERVICE(EUS)

6. During the term of the contract the Purchasing Agent is authorized to issue change orders, not to exceed twenty (20%) percent of the original contract amount, as may be necessary because of cost increases resulting from the hiring of new City employees, or from increased enrollment in the dental insurance plan by existing City employees.
7. The award of this contract shall be subject to the condition that the contractor provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.

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

 Donna Mauer
 Chief Financial Officer

APPROVED: _____ APPROVED AS TO LEGAL FORM

APPROVED: [Signature] ASST. Business Administrator Corporation Counsel

Certification Required

Not Required

WITHDRAWN

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
								12/16/09			
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. 09-1011

Agenda No. 10.Z.5



WITHDRAWN

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF JERSEY CITY AND DELTA DENTAL OF NEW JERSEY, INC. FOR A PERIOD OF ONE (1) YEAR, JANUARY 1, 2010 THROUGH DECEMBER 31, 2010 TO PROVIDE A CLOSED DENTAL INSURANCE PLAN FOR ELIGIBLE CITY EMPLOYEES AS AN EXTRAORDINARY UNSPECIFIABLE SERVICE(EUS)

COUNCIL

OFFERED AND MOVED

ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the contract between the City of Jersey City and Delta Dental of New Jersey, Inc. expires December 31, 2009; and

WHEREAS, the City of Jersey City must provide a dental insurance plan to all eligible employees pursuant to collective bargaining agreements with municipal labor unions and City Ordinance C-104; and

WHEREAS, Delta Dental of New Jersey, Inc., 1639 Route 10, Parsippany, New Jersey 07054, is a dental insurance plan provider; and

WHEREAS, the City of Jersey City desires to enter into an agreement, with Delta Dental of New Jersey, Inc. for a period of one (1) year, commencing January 1, 2010 and expiring December 31, 2010; and

WHEREAS, upon the award of the contract by the City to Delta Dental of New Jersey, Inc., the provider guarantees a continuation of the current services provided; and

WHEREAS, the City of Jersey City may enter into an agreement for a dental insurance plan pursuant to N.J.S.A. 40A:11-5 (1) (m) as an EUS; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contract for "Extraordinary Unspecifiable Service" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, Brian O'Reilly, Business Administrator, has certified that this meets the statutes and regulations governing the award of said contract; and

WHEREAS, the total amount of the one year contract is Six Hundred Eighty Eight Thousand Dollars (\$688,000.00) based on the number of employees enrolled in the plan; and

WITHDRAWN

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF JERSEY CITY AND DELTA DENTAL OF NEW JERSEY, INC. FOR A PERIOD OF ONE (1) YEAR, JANUARY 1, 2010 THROUGH DECEMBER 31, 2010 TO PROVIDE A CLOSED DENTAL INSURANCE PLAN FOR ELIGIBLE CITY EMPLOYEES AS AN EXTRAORDINARY UNSPECIFIABLE SERVICE (EUS)

WHEREAS, during the term of this contract the City Purchasing agent is authorized to issue change orders, not to exceed twenty (20%) percent of the original contract amount, as may be deemed necessary to cover cost increases resulting from the hiring of additional City employees, or from increased enrollment in the plan by existing City employees; and

WHEREAS, funds in the amount of One Hundred Seventy-Two Thousand (\$172,000.00) Dollars are available in 2010 temporary budget in account no.: 10-01-201-23-220-803;

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

1. Subject to such modification or amendments deemed necessary or appropriate by Corporation Counsel, the Mayor or Business Administrator is authorized to execute a contract in the amount of \$688,000.00 in substantially the form of the attached, with Delta Dental of New Jersey, Inc. for a dental insurance plan for all eligible City employees for a term of one (1) year commencing January 1, 2010 and ending on December 31, 2010.
2. Pursuant to N.J.S.A. 40A:11-5(1)(m), this contract is authorized as an Extraordinary, Unspecifiable Service (EUS) contract because of the reasons stated in the certification attached hereto.
3. The continuation of this contract after the expenditure of funds encumbered in the fiscal year 2010 temporary budget shall be subject to the availability and appropriation of sufficient funds in the Fiscal Year 2010 permanent budget and in the subsequent fiscal year budget.
4. Upon certification by an official or an employee of the City authorized to attest that Delta Dental of New Jersey, Inc., has provided services in accordance with the contract, then; payment to Delta Dental of New Jersey, Inc., shall be made in accordance with the provisions of the Local Fiscal Affairs Law, N.J.S.A. 40a:5-1, et seq.
5. Notice of this action shall be published in a newspaper of general circulation within the municipality within ten (10) days of this award.

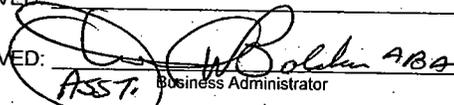
TITLE:

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF JERSEY CITY AND DELTA DENTAL OF NEW JERSEY, INC. FOR A PERIOD OF ONE (1) YEAR, JANUARY 1, 2010 THROUGH DECEMBER 31, 2010 TO PROVIDE A CLOSED DENTAL INSURANCE PLAN FOR ELIGIBLE CITY EMPLOYEES AS AN EXTRAORDINARY UNSPECIFIABLE SERVICE(EUS)

- 6. During the term of the contract the Purchasing Agent is authorized to issue change orders, not to exceed twenty (20) percent of the original contract amount, as may be necessary because of cost increases resulting from the hiring of new City employees, or from increased enrollment in the dental insurance plan by existing City employees.
- 7. The award of this contract shall be subject to the condition that the contractor provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.

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

 Donna Mauer
 Chief Financial Officer

APPROVED: _____
 APPROVED:  _____
 ASST. Business Administrator

APPROVED AS TO LEGAL FORM

 Corporation Counsel

Certification Required

Not Required

WITHDRAWN

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				12/16/09							
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. 09-1012

Agenda No. 10.Z.6



WITHDRAWN

RESOLUTION AWARDING A CONTRACT TO RELIASTAR LIFE INSURANCE COMPANY TO PROVIDE STOP GAP INSURANCE FOR EMPLOYEES AND RETIREES AS AN EXTRAORDINARY UNSPECIFIABLE SERVICE

COUNCIL

OFFERED AND MOVED

ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the City of Jersey City must provide Stop Gap Insurance for all employees and retirees; and

WHEREAS, Reliastar Life Insurance Company is a provider of Stop Gap insurance; and

WHEREAS, the City of Jersey City desires to enter into an agreement, with Relistar Life Insurance Company for a period of one (1) year beginning January 1, 2010 and ending December 31, 2010; and

WHEREAS, the City of Jersey City may enter into a contract for stop gap insurance pursuant to N.J.S.A. 40A:11-5(1)(m) as an Extraordinary Unspecifiable Service ("EUS"); and

WHEREAS, Brian O'Reilly, the City Business Administrator, has certified that these services qualify as extraordinary, unspecifiable services under the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(ii); and

WHEREAS, the total amount of the one (1) year contract is ONE MILLION SEVEN HUNDRED EIGHTY THOUSAND (\$1,780,000.00) DOLLARS; and

WHEREAS, during the term of this contract the City Purchasing Agent is authorized to issue change orders, not to exceed twenty (20%) percent to cover cost increases resulting from the hiring of new employees; and

WHEREAS, funds in the amount of FOUR HUNDRED FORTY SIX THOUSAND DOLLARS (\$446,000) are available in the 2010 temporary budget in account number 10-01-201-23-220-802; and

WHEREAS, the continuation of this agreement is contingent upon the availability and appropriation annually of sufficient funds in the 2010 fiscal year budget and in subsequent fiscal year budgets.

WITHDRAWN

RESOLUTION AWARDING A CONTRACT TO RELISTAR LIFE INSURANCE COMPANY TO PROVIDE STOP GAP INSURANCE FOR EMPLOYEES AND RETIREES AS AN EXTRAORDINARY UNSPECIFIABLE SERVICE

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

1. Subject to such modification as may be deemed necessary or appropriate by Corporation Counsel, the Mayor or Business Administrator is authorized to execute the contract attached hereto with Relistar Life Insurance Company to provide stop gap insurance for active employees and retirees for a term of one year (1) beginning January 1, 2010 and expiring on December 31, 2010.
2. The total cost to the city for the one (1) year contract is One Million Seven Hundred Eighty Thousand (\$1,780,000.00) Dollars.
3. The contract is authorized as an EUS pursuant to N.J.S.A. 40A:11-5(1)(a)(ii), N.J.S.A. 40A:11-5(1)(m), and for the reasons stated in the EUS certification executed by the Business Administrator and attached hereto.
4. The contract shall contain a clause making the continuation of the contract after the expenditure of funds encumbered in the 2010 fiscal year temporary budget subject to the appropriation of sufficient funds in the 2010 fiscal year permanent budget and in subsequent fiscal year budgets.
5. Upon certification by an official or employee of the city authorized to attest that Reliastar Life Insurance Company has provided services in accordance with the contract, then; payments to the contractor shall be made in accordance with the Local Fiscal Affairs Law, N.J.S.A. 40A:5-1 et seq.
6. A copy of this resolution shall be published in a newspaper of general circulation in the City of Jersey City as required by law within ten (10) days of the adoption of this resolution.
7. The award of this contract shall be subject to a condition that Reliastar Life Insurance Company provides satisfactory evidence of compliance with the applicable Affirmative Action amendments to the Law Against Discrimination, N.J.S.A 10:5-31 et seq.

TITLE:

RESOLUTION AWARDING A CONTRACT TO RELISTAR
LIFE INSURANCE COMPANY TO PROVIDE STOP GAP
INSURANCE FOR EMPLOYEES AND RETIREES AS AN
EXTRAORDINARY UNSPECIFIABLE SERVICE

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

Donna Mauer,
Chief Financial Officer

APPROVED: _____
APPROVED: [Signature] Business Administrator

APPROVED AS TO LEGAL FORM _____
Corporation Counsel

Certification Required

Not Required

WITHDRAWN

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
								12/16/09			
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.

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

City Clerk File No. Res. 09-1013

Agenda No. 10.Z.7

Approved: DEC 16 2009



TITLE:
RESOLUTION AUTHORIZING THE CITY OF JERSEY CITY TO ENTER INTO A COST REIMBURSEMENT AGREEMENT WITH THE NORTH JERSEY TRANSPORTATION PLANNING AUTHORITY WHICH WILL ENABLE JERSEY CITY TO RECEIVE SUPPLEMENTAL SUBREGIONAL STAFF SUPPORT FOR ARRA PROJECTS, FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ENGINEERING.

COUNCIL AS A WHOLE OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the FY 2010 Unified Planning Work Program developed by the North Jersey Transportation Planning Authority (NJTPA) includes Supplemental Subregional Staff Support for American Recovery and Reinvestment Act (ARRA) Projects; and

WHEREAS, the NJTPA has awarded the City of Jersey City \$45,584.00 for administrative costs associated with the implementation of projects funded through the American Recovery and Reinvestment Act of 2009; and

WHEREAS, of the funding available as of October 21, 2009, the Federal Highway Authority (FHWA) contributes \$45,584.00 and local match is \$ 0.00;

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

1. The City of Jersey City is hereby authorized to enter into a Basic Agreement with the North Jersey Transportation Planning Authority; and
2. The Mayor and/or Business Administrator are authorized to accept this Basic Agreement and to take such other steps as may be necessary to effectuate the purpose of this resolution.

APPROVED: [Signature]
 APPROVED: [Signature]
ASST. Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				12/16/09							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD			ABSENT
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.

[Signature]
 Peter M. Brennan, President of Council

[Signature]
 Robert Byrne, City Clerk

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

City Clerk File No. Res. 09-1014

Agenda No. 10.Z.8

Approved: DEC 16 2009



TITLE: RESOLUTION AMENDING A PROFESSIONAL SERVICES AGREEMENT WITH THOMAS JARDIM, ESQ. TO REPRESENT VARIOUS POLICE OFFICERS IN MATTER OF MATHAIS BOLTON V. CITY OF JERSEY CITY

WHEREAS, Mathais Bolton filed a complaint in Federal District Court of New Jersey against the City of Jersey City, Police Officers Kevin Hill, Victor Vargas, Juan Berrios, Raymond McCray, Luis Matias, Michael Stise and Sanny Fernandez alleging assault, false arrest and violation of his civil rights; and

WHEREAS, the Corporation Counsel has determined that it was necessary to appoint outside counsel to represent Police Officers Victor Vargas, Kevin Hill, Juan Berrios, Raymond McCray, Luis Matias, Michael Stise and Sanny Fernandez in this matter; and

WHEREAS, Thomas Jardim, Esq., PO Box 2249, Morristown, New Jersey possesses the skills and expertise to perform these services; and

WHEREAS, special counsel agrees to provide these services at an hourly rate of \$125.00 per hour, including expenses, for a total amount not to exceed \$75,000; and

WHEREAS, as a result of the complexity of this matter, additional services are required;

WHEREAS, because Berman, Sauter, Record & Jardim have exhausted the contract amount, it is necessary to extend the contract to increase the contract amount by an additional \$75,000; 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 publicly advertised a Request for Qualifications (RFQ) using the "fair and open process" as described under the Pay-to-Play Law; and

WHEREAS, Thomas Jardim, Esq. of Berman, Sauter, Record & Jardim submitted a Qualification Statement in response to the City's RFQ; and

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

WHEREAS, the law firm of Berman, Sauter, Record & Jardim has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to the political or candidate committees listed in the Business Entity Disclosure Certification in the previous one year, and that the contract will prohibit Berman, Sauter, Record & Jardim from making any reportable contributions during the term of the contract; and

WHEREAS, Berman, Sauter, Record & Jardim has submitted a Chapter 271 Political Contribution Disclosure Certification at least 10 days prior to the award of this contract; and

WHEREAS, Berman, Sauter, Record & Jardim 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, funds are available for the cost of these services in Account No.: 10-14-298-56-000-856.

Agenda No. Res. 09-1014

Approved 10.7.8 DEC 16 2009

TITLE:

RESOLUTION AMENDING A PROFESSIONAL SERVICES AGREEMENT WITH THOMAS JARDIM, ESQ. TO REPRESENT VARIOUS POLICE OFFICERS IN MATTER OF MATHAIS BOLTON V. CITY OF JERSEY CITY

WHEREAS, funds are available for the cost of these services in Account No.: 10-14-298-56-000-856.

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

1. The agreement awarded to Thomas Jardim, Esq., Berman, Sauter, Record & Jardim to represent Police Officers Victor Vargas, Kevin Hill, Juan Berrios, Raymond McCray, Luis Matias, Michael Stise and Sanny Fernandez in the matter of Mathais Bolton v. City of Jersey City, et al., be increased by an additional \$75,000 for a total amount of \$150,000.

*J.A.
12/16/09*

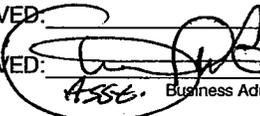
2. This contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.

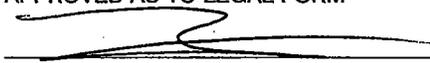
3. The Mayor or Business Administrator is hereby authorized to execute an agreement in substantially the form attached subject to such modification as the Corporation Counsel deems appropriate or necessary.

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 funds are available in Account No. No. 10-14-298-56-000-856.


Peter Soriero, Risk Manager

APPROVED: 
APPROVED: 
Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required

Not Required

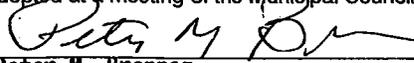
APPROVED 8-0

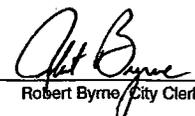
RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
DONNELLY	✓			FULOP	✓			FLOOD		ABSENT	
LOPEZ	✓			RICHARDSON	✓			VEGA,	✓		

✓ 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, President of Council


Robert Byrne, City Clerk

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

City Clerk File No. Res.09-1015

Agenda No. 10.Z.9

Approved: DEC 16 2009

TITLE:

RESOLUTION TO APPLY AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE 2010 LOCAL INFRASTRUCTURE FUND (DISCRETIONARY AID) GRANT FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ENGINEERING



WHEREAS, the State of New Jersey Department of Transportation announced that applications for the 2010 Local Aid Infrastructure Fund (Discretionary Aid) funds through the New Jersey Transportation Trust Fund; and

WHEREAS, the City of Jersey City, Department of Administration, Division of Engineering has prepared an application for 2010 Local Aid Infrastructure Fund (Discretionary Aid) to fund the Franklin Street Steps Project also known as the "100 Steps"; and

WHEREAS, this application seeks financial assistance to re-establish the Franklin Street Steps also known as the "100 Steps"; and

WHEREAS, the Franklin Street Steps were 100 iron steps built in 1873 as a major mode of pedestrian transportation between the Heights of Jersey City and the City of Hoboken; and

WHEREAS, over the years due to the advent of the automobile and the lack of maintenance the steps fell into disrepair and were eventually closed to the public; and

WHEREAS, this project will correspond with the constant redevelopment in both Jersey City and Hoboken and the Hudson Bergen Light Rail System; and

WHEREAS, the need to re-establish the steps for pedestrians to gain access to the Hudson Bergen Light Rail system is justified; and

WHEREAS, the City agrees to assume a commitment for maintenance of the project after construction is completed; and

WHEREAS, the City fully supports the proposed New Jersey Department of Transportation 2010 Local Infrastructure Project for the Franklin Street Steps.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and/or Business Administrator, and Clerk of the City of Jersey City, County of Hudson, State of New Jersey are hereby authorized to submit an application to the New Jersey Department of Transportation for the Franklin Street 100 Steps Project on behalf of the City of Jersey City.

BE IT FURTHER RESOLVED, that the Mayor and/or Business Administrator, and Clerk of the City of Jersey City, County of Hudson, State of New Jersey are hereby authorized to sign the grant agreement on behalf of the City of Jersey City and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves that execution of the grant agreement and establish and account for the grant.

City Clerk File No. Res. 09-1015

Agenda No. 10.7.9 DEC 16 2009

TITLE:

Certified as a true copy of the Resolution adopted by Council,
On this 16th day of December, 2009

City Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

City Clerk
Robert Byrne

Presiding Officer
Jerramiah T. Healy, Mayor of Jersey City

APPROVED: *Donna Mann, CFO* 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											
12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			VEGA	✓		
DONNELLY	✓			FULOP	✓			FLOOD		ABSENT	
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

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

City Clerk File No. Res. 09-1016

Agenda No. 10.Z.10

Approved: DEC 16 2009

TITLE:

RESOLUTION FIXING THE DATES AND TIMES FOR THE CAUCUSES AND REGULAR MEETINGS OF THE MUNICIPAL COUNCIL FOR THE YEAR 2010.



COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING
RESOLUTION

WHEREAS, the provisions of Chapter 231 of the laws of 1975 of the Open Public Meetings Act (otherwise known as the Sunshine Law) were enacted to insure the right of all citizens to have advanced notice of and to attend all meetings of public bodies at which any business affecting the public is discussed or acted upon; and

WHEREAS, all meetings of all public bodies wherein formal action, decisions or discussions relating to the public business may take place are required to be publicly announced and scheduled with adequate posting and advance notice of the time, date, location and to the extent known, the purpose of the agenda of each meeting (N.J.S.A. 10:4-6, et seq.).

NOW, THEREFORE, BE IT RESOLVED, that in keeping with the rules of the Municipal Council of the City of Jersey City, Chapter A-350, Sec. 3 of the code of the City of Jersey City;

- (a) The Council shall hold two regular meetings on the second and fourth Wednesdays of each month at 6:00 p.m., unless otherwise designated, with the exception of December when **one** regular meeting will be held. **The Council may, if it chooses to, hold a caucus one-half hour prior to regular meetings.**
- (b) The aforesaid regular meetings shall be held at the time set forth herein or as near to the times set forth as practicable.
- (c) Whenever the day fixed for any such regular meeting falls upon a day designated by law as a legal holiday, or upon a day when more than four (4) members of the governing body are attending a State or National conference or convention, such meeting shall be held at the same hour on the next succeeding day, not a holiday. Notwithstanding the foregoing, the Council, for good and sufficient reasons, may adjourn a regular scheduled Council meeting to another date and time in the month by setting a date and time for this rescheduled meeting at the previous regular meeting of the Council.
- (d) The Council will hold a caucus on the Monday prior to every regular meeting at 5:30 p.m., unless otherwise designated. Whenever the day fixed for any such caucus falls upon a day designated by law as a legal holiday, such caucus shall be held at the same hour on the next succeeding day, not a holiday. The caucuses will be held in the Efrain Rosario Memorial Caucus Room, Room 204 on the second floor of City Hall, located at 280 Grove Street, Jersey City.

TITLE:

- (e) All regular and special meetings of the Council shall be held in the Anna Cucci Memorial Council Chambers on the second floor of City Hall, located at 280 Grove Street, Jersey City. The Council by a two-thirds (2/3) vote of its members may at any preceding meeting, move to dispense with the next following semi-monthly meeting, but there shall at all times be at least one (1) monthly regular meeting.
- (f) The Council, may, by resolution duly adopted by at least five (5) affirmative votes, designate a different place from the City Hall to hold any regular or special meeting. Upon the adoption of any such resolution, the City Clerk shall give due and timely notice to the public and to all City officials concerned of the time and place of the meeting as so designated in the resolution. Such notice shall be given in accordance with the "Open Public Meetings Act", N.J.S.A. 10:4-6, et. seq.

TITLE:

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Municipal Council of the City of Jersey City fixes the following dates and times for the caucuses and regular meetings for the year 2010:

CITY OF JERSEY CITY MUNICIPAL COUNCIL MEETINGS - 2010	
Caucuses - Mondays - 5:30 p.m. (unless otherwise designated)	Meetings - Wednesdays - 6:00 p.m. (unless otherwise designated)
January 11 January 25	January 13 January 27
February 08 February 23 - TUESDAY	February 10 February 24
March 08 March 22	March 10 March 24
April 12 April 26	April 14 April 28
May 10 May 24	May 12 May 26
June 07 June 21	June 09 June 23
JULY 1 - THURSDAY - 10:00 A. M.	
July 12 10:00 a.m.	July 14 10:00 a.m.
August 02 10:00 a.m. August 23 10:00 a.m.	August 04 6:00 p.m. August 25 10:00 a.m.
September 13 September 27	September 15 September 29
October 12 - TUESDAY October 25	October 13 October 27
November 08 November 22	November 10 November 23 - TUESDAY
December 13	December 15

Note: The council may hold a pre-meeting caucus one-half hour prior to any scheduled council meeting.

APPROVED: _____ APPROVED AS TO LEGAL FORM _____

APPROVED:  **ABA** _____
 Assc. Business Administrator Corporation Counsel

Certification Required

Not Required

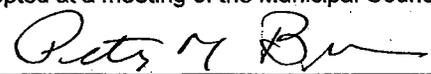
APPROVED 8-0

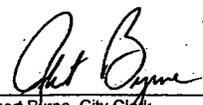
RECORD OF COUNCIL VOTE ON FINAL PASSAGE 12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD		ABSENT	
DONNELLY	✓			FULOP	✓			VEGA	✓		
LOPEZ	✓			RICHARDSON	✓			BRENNAN, PRES	✓		

✓ 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. 09-1017

Agenda No. 10.Z.11

Approved: DEC 16 2009

TITLE:



RESOLUTION EULOGIZING DOROTHY C. BADGER

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

WHEREAS, Dorothy C. Badger was born in Furman, South Carolina on June 26, 1926; and

WHEREAS, Dorothy C. Badger was employed at the Jewish Rehabilitation for 22 years as a Nurse's Aide; and

WHEREAS, Dorothy C. Badger was a devoted member of Mt. Olive Baptist Church since the age of sixteen. She was also a dedicated member of the Order of the Eastern Star; and

WHEREAS, Dorothy C. Badger departed this life on Monday, December 7, 2009, at the age of 83; and

WHEREAS, Dorothy C. Badger has left behind a legacy of good deeds and acts of kindness, which will be remembered in the lives and hearts of all she touched directly or indirectly; and

WHEREAS, Dorothy C. Badger was the devoted wife of the late Dewey Badger, Sr.; beloved mother of Melvin Badger, Sr. and Barbara Badger and the late Dewey Badger, Jr. and Pernona Badger; loving grandmother of Melvin Badger, Jr. and Tavian Nelson; great-grandmother of one; mother-in-law of Allison Badger; aunt of Senator Sandra Cunningham, Faye James and Willamae Taylor; beloved friend and companion Mr. Fred Harrington Sr. She is also survived by a host of nieces, nephews and many other relatives and friends.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Jersey City does hereby mourn the passing of Dorothy C. Badger and offers heartfelt condolences to the Badger family.

G:\WPDOCS\TOLONDA\RESOS\EULOGIZE\Dorothy C. Badger.wpd

APPROVED: _____

APPROVED: [Signature]
ASST. Business Administrator

APPROVED AS TO LEGAL FORM _____

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED **8-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD		ABSENT	
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.

[Signature]
 Peter M. Brennan, President of Council

[Signature]
 Robert Byrne, City Clerk

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

City Clerk File No. Res. 09-1018

Agenda No. 10.Z.12.

Approved: DEC 16 2009

TITLE:



RESOLUTION EULOGIZING ERNEST SIMS, SR.

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

WHEREAS, Ernest Sims, Sr. was born on January 7, 1940 to Cleo Sims and Flossie Kimble Sims; and

WHEREAS, Ernest Sims, Sr. was a dedicated employee of the City of Jersey City. He worked diligently as a custodian at City Hall until his retirement; and

WHEREAS, Ernest Sims, Sr. was dedicated to his family. Ernest was also deeply religious and a God-fearing man; and

WHEREAS, Ernest Sims, Sr. was called from this life on Saturday, December 5, 2009; and

WHEREAS, Ernest Sims, Sr. was the beloved husband of Lou Esther; devoted father of Lamont, Ernest L. Jr., Tyshaun M., Marilyn, Cotina, LaFay, Yolanda and Tyshna; loving grandfather of 12; dear brother of John L., Melvin M., Norman and the late Edward C. Jr., Freddie and Etta; best friend to Robert Martin and Ricardo Martin; and

WHEREAS, Ernest Sims, Sr. is also survived by many other loving relatives and friends.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Jersey City, deems it fitting and appropriate to mourn the passing of **Ernest Sims, Sr.** and offers condolences to the Sims family.

G:\WPDOCS\TOLONDA\RESOS\EULOGIZE\ERNEST SIMS.wpd

APPROVED:

APPROVED AS TO LEGAL FORM

APPROVED:

[Signature]
Asst. Business Administrator

[Signature]
Corporation Council

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD			ABSENT
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.

[Signature]
Peter M. Brennan, President of Council

[Signature]
Robert Byrne, City Clerk

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

City Clerk File No. Res. 09-1019

Agenda No. 10.Z.13

Approved: DEC 16 2009



TITLE:

RESOLUTION AWARDING A CONTRACT TO CAR RENTALS, INC. FOR THE PURCHASE OF USED MOTOR VEHICLES TO BE USED BY THE JERSEY CITY POLICE DEPARTMENT

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING
RESOLUTION:

WHEREAS, the Jersey City Police Department needs used motor vehicles for conducting confidential investigations; and

WHEREAS, the City desires to purchase six (6) used motor vehicles from Car Rentals, Inc. for the sum of \$104,970.00; and

WHEREAS, subject to prior approval of the State Attorney General, the City may purchase used motor vehicles for confidential investigations without public advertising for bids pursuant to N.J.S.A. 40A:11-5(g); and

WHEREAS, the State Attorney General has approved the purchase of these vehicles; and

WHEREAS, funds in the amount of \$104,970.00 are available in Account No. 10-16-286-56-000-801; and

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

WHEREAS, the Police Director has determined and certified in writing that the value of both contracts will exceed \$17,500; and

WHEREAS, Car Rentals, Inc has completed and submitted a Business Entity Disclosure Certification which certifies that Car Rentals, Inc has not made any reportable contributions to the political or candidate committees listed in the Business Entity Disclosure Certification in the previous one year, and that the contract will prohibit Car Rentals, Inc from making any reportable contributions during the term of the contract; and

WHEREAS, Car Rentals, Inc has submitted a Chapter 271 Political Contribution Disclosure Certification at least 10 days prior to the award of this contract; and

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

1) a contract in the amount of \$104,970.00 for the purchase of used motor vehicles is awarded to Car Rentals, Inc;

2) the contract is awarded without public bidding pursuant to N.J.S.A. 40A:11-5(1)(g);

J.A. 12/16/09
3) the award of this contract is subject to the condition that Car Rentals, Inc. provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.

4) upon certification by an official employee of the City authorized to attest that the contract has been complied with in all respects and the requirements to the contract met, payments 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.

5) The Business Entity Disclosure Certification, Chapter 271 Political Contribution Disclosure Certification, and the Determination of Value Certification 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 Account No. 10-16-286-56-000-801.

Purchase Order # *98780*

APPROVED: *Samuel Jefferson*

APPROVED AS TO LEGAL FORM

APPROVED: *Sergio S. Roman*
Business Administrator
Asst.

Corporation Counsel

Certification Required

Not Required

APPROVED *8-0*

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				12/16/09							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD			ABSENT
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

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. 09-1020

Agenda No. 10.Z.14

Approved: DEC 16 2009



TITLE: **RESOLUTION AWARDING A CONTRACT TO ELRAC, LLC FOR THE PURCHASE OF USED MOTOR VEHICLES TO BE USED BY THE JERSEY CITY POLICE DEPARTMENT**

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING
RESOLUTION:

- WHEREAS**, the Jersey City Police Department needs used motor vehicles for conducting confidential investigations; and
- WHEREAS**, the City desires to purchase nine (9) used motor vehicles from ELRAC, LLC for the sum of \$141,300.00; and
- WHEREAS**, subject to prior approval of the State Attorney General, the City may purchase used motor vehicles for confidential investigations without public advertising for bids pursuant to N.J.S.A. 40A:11-5(g); and
- WHEREAS**, the State Attorney General has approved the purchase of these vehicles; and
- WHEREAS**, funds in the amount of 141,300.00 are available in Account No: 10-16-286-56-000-801; and
- WHEREAS**, the City is acquiring these services directly and openly as a statutorily permitted contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 (Pay-to-Play Law); and
- WHEREAS**, the Police Director has determined and certified in writing that the value of both contracts will exceed \$17,500; and
- WHEREAS**, ELRAC, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that ELRAC, LLC has not made any reportable contributions to the political or candidate committees listed in the Business Entity Disclosure Certification in the previous one year, and that the contract will prohibit ELRAC, LLC from making any reportable contributions during the term of the contract; and
- WHEREAS**, ELRAC, LLC has submitted a Chapter 271 Political Contribution Disclosure Certification at least 10 days prior to the award of this contract; and

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

- 1) a contract in the amount of 141,300.00 for the purchase of used motor vehicles is awarded to ELRAC, LLC ;
- 2) the contract is awarded without public bidding pursuant to N.J.S.A. 40A:11-5(1)(g);
- 3) the award of this contract is subject to the condition that ELRAC, LLC provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq;
- 4) upon certification by an official employee of the City authorized to attest that the contract has been complied with in all respects and the requirements to the contract met, payments 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;
- 5) The Business Entity Disclosure Certification, Chapter 271 Political Contribution Disclosure Certification, and the Determination of Value Certification attached hereto and incorporated herein by reference shall be placed on file with this resolution.

*J.A.
12/15/09*

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 Account No. 10-16-286-56-000-801.

Purchase Order # 98783

APPROVED: Samuel P. ...

APPROVED AS TO LEGAL FORM

APPROVED: James ...
Business Administrator

Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
								12/16/09			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			FLOOD		ABSENT	
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
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.09-1021

Agenda No. 10.Z.15

Approved: DEC 16 2009

TITLE:



A RESOLUTION RENEWING A CONTRACT WITH JEN ELECTRIC, INC. FOR THE REPAIR AND MAINTENANCE OF TRAFFIC SIGNALS (PROJECT NO. 08-048) FOR THE DEPARTMENT OF ADMINISTRATION/DIVISION OF ENGINEERING, TRAFFIC AND TRANSPORTATION COMMENCING JANUARY 1, 2010 AND ENDING DECEMBER 31, 2010

**COUNCIL
MOVED ADOPTION OF THE FOLLOWING RESOLUTION**

OFFERED AND

WHEREAS, Resolution 08-961 approved on December 17, 2008, awarded a one-year contract in the amount of **Nine Hundred Forty Three Thousand, Three Hundred Eight (\$943,308.00) Dollars** commencing January 1, 2009 and ending December 31, 2009 for the repair and maintenance of traffic signals (Project No. 08-048) for the Department of Administration/Division of Engineering, Traffic and Transportation; and

WHEREAS, the bid specifications provided the City of Jersey City (City) with the option to renew the contract for up to two (2) additional one (1) year terms; and

WHEREAS, the City has decided to exercise this option to renew the contract with Jen Electric, Inc. for an additional (1) one-year period with the renewal contract price to be maintained at the previous year's contract amount of \$943,308.00; and

WHEREAS, the contractor has been performing the services in an effective and efficient manner; and

WHEREAS, pursuant to N.J.S.A. 40A:11-15, the City desires to exercise its option to renew the contract for an additional one-year period commencing January 1, 2010 and ending December 31, 2010; and

WHEREAS, the total cost of the contract renewal is \$943,308.00 with the sum of \$250,000.00 available from a Capital Account and the sum of \$693,308.00 available from the Operating Account with a temporary encumbrance of Fifty Thousand (\$50,000.00) Dollars; and

WHEREAS, the sum of **Fifty Thousand (\$50,000.00) Dollars** is available in the 2010 temporary budget in **Account No. 01-201-20-113-314**; and

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

Department of Administration/Division of Engineering, Traffic and Transportation		
<u>Operating Account No.</u>	<u>Purchase Order No.</u>	<u>Amount</u>
01-201-20-113-314	98792	\$ 50,000.00
<u>Capital Account No.</u>	<u>Purchase Order No.</u>	<u>Amount</u>
04-215-55-864-990	98793	\$250,000.00

WHEREAS, the remaining contract funds of **Eight Hundred Ninety Three Thousand, Three Hundred Eight (\$893,308.00) Dollars** will be made available in the 2010 and 2011 temporary and permanent budgets; and

Continued.....
JDS:pcl
(12.3.09)

TITLE:

A RESOLUTION RENEWING A CONTRACT WITH JEN ELECTRIC INC., FOR THE REPAIR AND MAINTENANCE OF TRAFFIC SIGNALS (PROJECT NO. 08-048) FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ENGINEERING, TRAFFIC AND TRANSPORTATION COMMENCING JANUARY 1, 2010 AND ENDING DECEMBER 31, 2010

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

1. the Contractor has been performing the service in an effective and efficient manner; and
2. the renewal of the contract in the amount of \$943,308.00 with Jen Electric, Inc. for an option of an additional one-year period commencing January 1, 2010 and ending December 31, 2010 is hereby authorized; and
3. pursuant to N.J.A.C. 5:30-5(a); the continuation of the contract after the expenditure of funds encumbered in the 2010 temporary budget shall be subject to the availability and appropriation of sufficient funds in the 2010 fiscal year permanent budget and in the subsequent fiscal years budget; and
4. upon certification by an official or employee of the City authorized to receive the material pursuant to the contract met, then payment to the contractor shall be made in accordance with the provisions of Local Fiscal Affairs Law, N.J.S.A. 40A:5-1 et. seq.; and
5. this contract shall be subject to the condition that the vendor/contractor provides satisfactory evidence with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et. seq.

I, Donna Mauer, (Donna Mauer), Chief Financial Officer, certify that there are sufficient funds available for payment of the above resolution in the Operating Account No. 01-201-20-113-314 and Capital Account No. 04-215-55-864-990

Department of Administration/Division of Engineering, Traffic and Transportation		
<u>Operating Account No.</u>	<u>Purchase Order No.</u>	<u>Amount</u>
01-201-20-113-314	98792	\$ 50,000.00
<u>Capital Account No.</u>	<u>Purchase Order No.</u>	<u>Amount</u>
04-215-55-864-990	98793	\$250,000.00

APPROVED: [Signature]
Director of Traffic & Transportation

APPROVED: [Signature] 12/15/09
Municipal Engineer

APPROVED: [Signature]
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

JDS:pcl
(12.3.09)

Certification Required
Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
COUNCILPERSON			COUNCILPERSON			COUNCILPERSON			COUNCILPERSON		
AYE	NAY	N.V.	AYE	NAY	N.V.	AYE	NAY	N.V.	AYE	NAY	N.V.
✓			GAUGHAN	✓		FLOOD			ABSENT		
✓			FULOP	✓		VEGA			✓		
✓			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

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

City Clerk File No. Res. 09.1022
 Agenda No. 10 Z. 16.
 Approved: DEC 16 2009
 TITLE:



RESOLUTION REJECTING ALL BIDS RECEIVED BY THE CITY OF JERSEY CITY ON NOVEMBER 10, 2009 FOR A CONTRACT TO PROVIDE FALL TREE PLANTING CITYWIDE

COUNCIL OFFERED AND MOVED
 ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the Purchasing Agent acting within his authority and in conformance with N.J.S.A. 40A:11-1 et seq. publicly advertised for bids for a contract to provide fall tree planting citywide for the City of Jersey City's (City); and

WHEREAS, the City accepted bids on November 10, 2009 from six bidders, Triseason Landscaping, Andy Matt, Valley Landscaping, Ascate Landscaping, Louis Barbato Landscaping and Nicola Matera & Sons; and

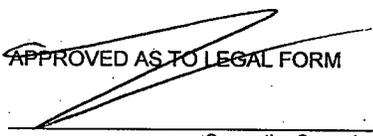
WHEREAS, the bids submitted by the various vendors substantially exceeded the amount budgeted in Fiscal Year 2010 for these services; and

WHEREAS, the City desires to reject all bids received on November 10, 2009 due to budgetary constraints; and

WHEREAS, N.J.S.A. 40A:11-13.2(b) authorizes the rejection of all bids when the lowest bid substantially exceeds the City's appropriation for goods or services.

NOW, THEREFORE IT BE RESOLVED, by the Municipal Council of the City of Jersey City that because of the above stated reasons which are incorporated herein, all bids received on November 10, 2009 for a contract to provide fall tree planting citywide are rejected.

APPROVED: 
 John M. Vucobak, Director, Department of Public Works

APPROVED AS TO LEGAL FORM

 Corporation Counsel

APPROVED: 
 Business Administrator

JMY/sb
 December 16, 2009

Certification Required
 Not Required

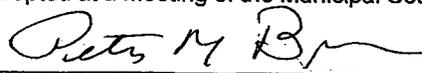
APPROVED 8-0

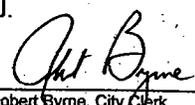
RECORD OF COUNCIL VOTE ON FINAL PASSAGE 12/16/09											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
DONNELLY	✓			FULOP	✓			FLOOD		ABSENT	
LOPEZ	✓			RICHARDSON	✓			VEGA	✓		

✓ 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, President of Council


 Robert Byrne, City Clerk