

City Clerk File No. Ord. 12-135

Agenda No. 3.A 1st Reading

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



ORDINANCE OF JERSEY CITY, N.J.

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

CITY ORDINANCE 12-135

TITLE: **Ordinance dedicating that the southeast corner of
Dwight Street and Ocean Avenue to also be known as**

James "Zimp" Way

WHEREAS, James "Zimp" Smith was born on March 22, 1925. He was the 12th and final child of Willis and Isabella Smith. James made his family proud because he was the first in his family to graduate from high school, spending two years at Ferris High School and graduating from Dickinson High School; and

WHEREAS, James "Zimp" Smith served his country in World War II as pilot in the prestigious Tuskegee Airman Program in Tuskegee, Alabama. He served in the Air Corp in the Philippines until the end of the war; and

WHEREAS, James "Zimp" Smith was one of the first successful African-American entrepreneurs in Jersey City. He owned a pool hall, several taverns and a very popular nightclub in Hoboken called The Zanzibar which hosted many popular acts; and

WHEREAS, James "Zimp" Smith was the first and only African-American business owner to own and operate his own franchise. He opened several thriving take-out restaurant businesses called Zimps, with the most popular location situated on the corners of Ocean Avenue and Dwight Street. Zimps was best known for its fried chicken, fish sandwiches and macaroni with cheese; and

WHEREAS, during the years 1955-1995, there were approximately 20 businesses operated and owned under the Zimps franchise. Before other franchises such as McDonald's, Burger King or Kentucky Fried Chicken there was Zimps; and

WHEREAS, James "Zimp" Smith served as a role model to many. He employed many Jersey City residents and helped many African-Americans who migrated to Jersey City from the south open profitable businesses; and

WHEREAS, James "Zimp" Smith married the love of his life Constance in 1956. They are the proud parents of two children, Garrett and Dolores.

NOW, THEREFORE BE IT ORDAINED, that the Municipal Council of the City of Jersey City The Jersey City Municipal Council acknowledges the influence and entrepreneurial skills of James "Zimps" Smith and his outstanding contributions to the City of Jersey City. We deem it fitting and proper to dedicate that the Southeast corner of Dwight Street and Ocean Avenue to also be known as James "Zimp" Way.

G:\WPDOCS\TOLONDA\RESOS\RENAME\Zimps.doc

APPROVED AS TO LEGAL FORM

APPROVED: _____

Corporation Counsel

APPROVED: _____

Business Administrator

Certification Required

Not Required

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

ORDINANCE NO. Ord 12-135
3.A. OCT 10 2012 4.A.



Ordinance dedicating that the southeast corner of Dwight Street and Ocean Avenue to also be known as James "Zimp" Way.

| RECORD OF COUNCIL VOTE ON INTRODUCTION | | | | | | | | | | | |
|--|-----|-----|------|---------------|-----|-----|------|---------------|-----|-----|------|
| OCT 10 2012 9-0 | | | | | | | | | | | |
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | ✓ | | | GAUGHAN | ✓ | | | BRENNAN | ✓ | | |
| DONNELLY | ✓ | | | FULOP | ✓ | | | LAVARRO | ✓ | | |
| LOPEZ | ✓ | | | RICHARDSON | ✓ | | | MASSEY | ✓ | | |

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

✓ Indicates Vote

N.V.-Not Voting (Abstain)

| RECORD OF FINAL COUNCIL VOTE | | | | | | | | | | | |
|------------------------------|-----|-----|------|---------------|-----|-----|------|---------------|-----|-----|------|
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | | | | GAUGHAN | | | | BRENNAN | | | |
| DONNELLY | | | | FULOP | | | | LAVARRO | | | |
| LOPEZ | | | | RICHARDSON | | | | MASSEY | | | |

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on OCT 10 2012

Adopted on second and final reading after hearing on _____

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

APPROVED:

 Robert Byrne, City Clerk

 PETER M. BRENNAN Council President

*Amendment(s):

Date: _____

APPROVED:

 Jerramiah T. Healy, Mayor

Date _____

Date to Mayor _____

City Clerk File No. Ord. 12-136

Agenda No. 3.B 1st Reading

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



ORDINANCE OF JERSEY CITY, N.J.

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

CITY ORDINANCE 12-136

TITLE: AN ORDINANCE SUPPLEMENTING CHAPTER 332 (VEHICLES AND TRAFFIC) ARTICLE III (PARKING, STANDING AND STOPPING) AMENDING SECTION 332-22 (PARKING PROHIBITED AT ALL TIMES) OF THE JERSEY CITY CODE EXTENDING THE NO PARKING ANY TIME PROHIBITION ON THE NORTH SIDE OF NEWARK AVENUE BEGINNING AT KENNEDY BOULEVARD TO A POINT 280 FEET EAST AND DESIGNATING NO PARKING ANY TIME ON THE NORTH SIDE OF NEWARK AVENUE BEGINNING AT SUMMIT AVENUE TO A POINT 180 FEET WEST

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

1. Chapter 332 (Vehicles and Traffic) Article III (No Parking Any Time) of the Jersey City Code is hereby supplemented as follows:

Section 332-22

PARKING PROHIBITED AT ALL TIMES

No person shall park a vehicle on any of the streets or parts thereof described.

| Name of Street | Side | Limits |
|----------------|--------------|--|
| Newark Av | [Both | 150 feet east of Kennedy Blvd to Kennedy Blvd] |
| | <u>South</u> | <u>Kennedy Blvd east 150 feet</u> |
| | South | Kennedy Blvd west 150 feet |
| | <u>North</u> | <u>Kennedy Blvd east 280 feet</u> |
| | <u>North</u> | <u>Summit Av west 180 feet</u> |

- All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- This ordinance shall be a part of the Jersey City Code as though codified and incorporated in the official copies of the Jersey City Code.
- The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

NOTE: All new material to be inserted is underscored; material to be repealed is in [brackets].

CFL:pcl
(09.25.12)

APPROVED:

Municipal Engineer

APPROVED AS TO LEGAL FORM

Corporation Counsel

APPROVED:

Director, Dept. of Public Works

APPROVED:

Business Administrator

Certification Required

Not Required

FACT SHEET

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

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

AN ORDINANCE SUPPLEMENTING CHAPTER 332 (VEHICLES AND TRAFFIC) ARTICLE III (PARKING, STANDING AND STOPPING) AMENDING SECTION 332-22 (PARKING PROHIBITED AT ALL TIMES) OF THE JERSEY CITY CODE EXTENDING THE NO PARKING ANY TIME PROHIBITION ON THE NORTH SIDE OF NEWARK AVENUE BEGINNING AT KENNEDY BOULEVARD TO A POINT 280 FEET EAST AND DESIGNATING NO PARKING ANY TIME ON THE NORTH SIDE OF NEWARK AVENUE BEGINNING AT SUMMIT AVENUE TO A POINT 180 FEET WEST

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

Lee D. Klein, P.E., PTOE, Assistant City Engineer, Division of Engineering, Traffic and Transportation , Department of Public Works, 201.547.4440

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

Extend the no parking any time prohibition on the north side of Newark Avenue beginning at Kennedy Boulevard to 280 feet east and designate no parking any time on the north side of Newark Avenue beginning at Summit Avenue to a point 180 feet west

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

Designate "no parking any time" at the Gaps created where bus stops have been repealed.

5.Anticipated benefits to the community:

Continue optimum traffic circulation and traffic safety on streets that are no longer bus routes and bus stops have been repealed.

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

Approximately \$100.00 per u-post and sign installation.
Two (2) signs needed at a total cost of \$200.00

7.Date proposed program, or project will commence:

Pending adoption by the Jersey City Municipal Council

8.Anticipated completion date:

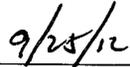
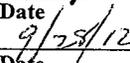
Twenty days after adoption by the Jersey City Municipal Council

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

Monte Zucker, Division of Engineering, Traffic and Transportation, Department of Public Works, 201.547.4470

10.Additional comments:

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

| | |
|---|---|
|  |  |
| Municipal Engineer | Date |
|  |  |
| Signature of Department Director | Date |



J. F. KENNEDY MEMORIAL BLVD. (HUDSON BLVD. WEST)

MEMORIAL BLVD. (WEST)

AV. VAN WINKLE

AV. NEWARK

COTTAGE

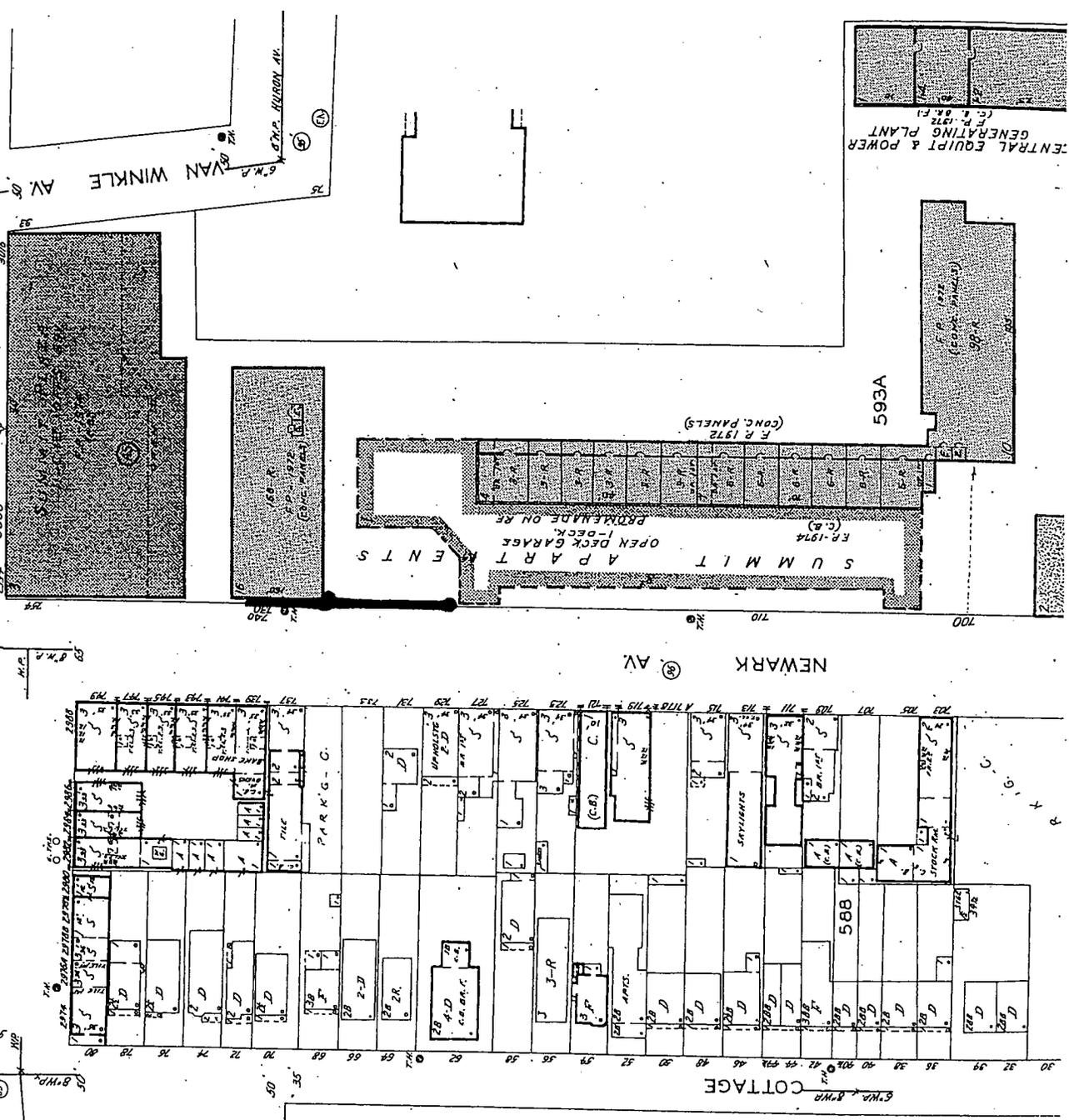
588

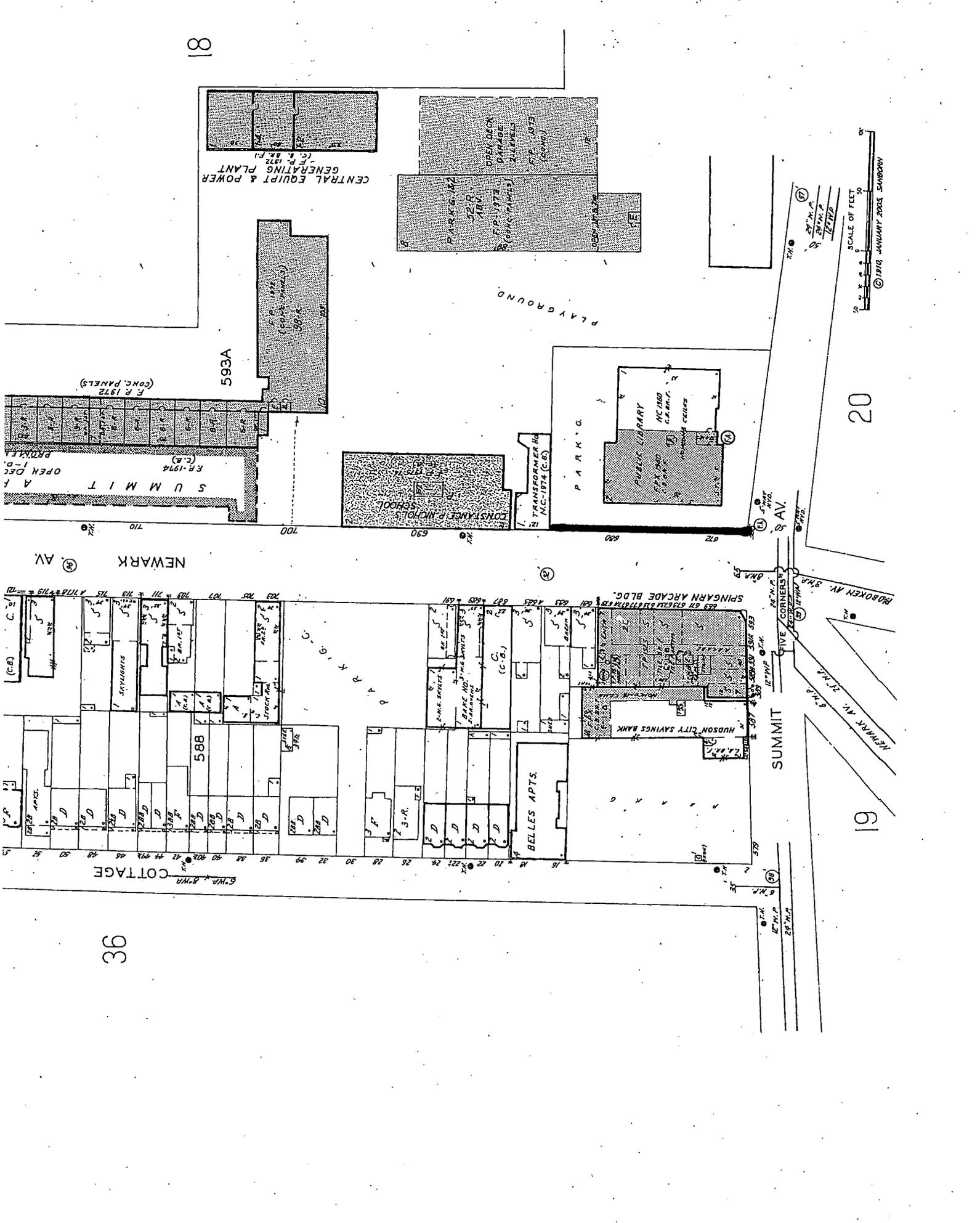
APARTMENTS

593A

CENTRAL EQUIP & POWER GENERATING PLANT

18





36

18

20

19

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

ORDINANCE NO. Ord. 12-136
 TITLE: 3.B. OCT 10 2012 4.B.



An ordinance supplementing Chapter 332 (Vehicles and Traffic) Article III (Parking, Standing and Stopping) amending Section 332-22 (Parking Prohibited at All Times) of the Jersey City Code extending the No Parking Any Time Prohibition on the north side of Newark Avenue beginning at Kennedy Boulevard to a point 280 feet east and designating No Parking Any Time on the north side of Newark Avenue beginning at Summit Avenue to a point 180 feet west.

| RECORD OF COUNCIL VOTE ON INTRODUCTION | | | | | | | | OCT 10 2012 9-0 | | | |
|--|-----|-----|------|---------------|-----|-----|------|-----------------|-----|-----|------|
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | ✓ | | | GAUGHAN | ✓ | | | BRENNAN | ✓ | | |
| DONNELLY | ✓ | | | FULOP | ✓ | | | LAVARRO | ✓ | | |
| LOPEZ | ✓ | | | RICHARDSON | ✓ | | | MASSEY | ✓ | | |

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

✓ Indicates Vote

N.V.-Not Voting (Abstain)

| RECORD OF FINAL COUNCIL VOTE | | | | | | | | | | | |
|------------------------------|-----|-----|------|---------------|-----|-----|------|---------------|-----|-----|------|
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | | | | GAUGHAN | | | | BRENNAN | | | |
| DONNELLY | | | | FULOP | | | | LAVARRO | | | |
| LOPEZ | | | | RICHARDSON | | | | MASSEY | | | |

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on OCT 10 2012

Adopted on second and final reading after hearing on _____

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

APPROVED:

Robert Byrne, City Clerk

PETER M. BRENNAN, Council President

*Amendment(s):

Date: _____
APPROVED: _____

Jerramiah T. Healy, Mayor

Date _____

Date to Mayor _____

City Clerk File No. Ord. 12-137

Agenda No. 3.C 1st Reading

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



ORDINANCE OF JERSEY CITY, N.J.

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

CITY ORDINANCE 12-137

TITLE:

ORDINANCE AMENDING CHAPTER 160 (FEES AND CHARGES) AND CHAPTER 260 (RENT CONTROL) OF THE JERSEY CITY MUNICIPAL CODE

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

- A. The following amendments to Chapter 160 (Fees and Charges) Section I (Fee Schedule Established) are hereby adopted:

FEES AND CHARGES Section I Fee Schedule Established

§160-1. Fee schedule established.

Fees shall be as follows:

A. Through CC.1. No Change.

DD. Chapter 260, Rent Control.

~~[(1) Landlord application fee per unit: \$10.]~~

~~[(2) Landlord rent increase application fee per unit: \$75.]~~

(1) \$125 per housing space for the filing of capital improvement to vacant housing spaces

(2) \$20 per housing space for major or minor capital improvement applications

(3) \$30 per housing space for hardship application

(4) \$10 per housing space for the filing of landlord registration statement for all dwellings with five (5) or more housing spaces, including dwellings that are exempt from the restrictions of rent increases mandated under Chapter 260-1, during each registration event

(5) \$30 per housing space for condominium and cooperative conversions

(6) \$150 per housing space for appeal of a protected tenancy determination

EE. Through UU. No Change.

- B. The following amendments to Chapter 260 (Rent Control) are hereby adopted:

RENT CONTROL

§260-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

DWELLING - Any building or other structures containing housing spaces rented or offered for rent to one or more tenants ~~[or family units]~~ consisting of a household or family as defined in this Chapter. A dwelling includes buildings or structures that are exempt from the restrictions of rent increases mandated under this Chapter.

LANDLORD REGISTRATION STATEMENT — A statement to be completed and filed with the Bureau of Rent Leveling pursuant to § 260-2 E, F and G by all owner(s) and landlord(s) of housing spaces and/or dwellings in the City of Jersey City.

§260-2. Rent Leveling; ~~[information]~~ Landlord Registration Statement; Answering Devices.

~~[F]~~ E. [Information statement to be filed] Landlord Registration Statement Requirement.

- (1) Every owner and/or landlord shall within 90 days following the effective date of this subsection or at the time of the creation of the first tenancy in any newly constructed, [or] reconstructed dwelling containing five (5) or more housing spaces, whether or not subject to the restrictions of rent increases under this Chapter, file a landlord registration statement with the Bureau of Rent Leveling.
- (2) ~~[Every landlord required to file an information statement described in this subsection shall file an amended information statement within seven days after any change in the information required to be included in the information statement.]~~ Between January 1 and March 3 of each calendar year, all owners and/or landlords of dwellings shall file with the Bureau of Rent Leveling a new landlord registration statement for each dwelling owned. An owner and/or landlord who purchases a dwelling on or after April 1 of any year shall also file a landlord registration statement within (7) seven days of purchase. Owner(s) and/or landlord(s) entitled to an increase in the base rent as a result of improving vacant housing space shall immediately file an amended landlord registration statement.

§260-9. Powers and Duties of the Bureau of Rent Leveling.

- A. Through C. No Change.
- D. There is hereby established the schedule of fees for complaints, applications and ~~[rent roll registrations]~~ landlord registration statement to the Rent Leveling Board, which fees shall be payable to the City of Jersey City as provided in Chapter 160, Fees and Charges.
 - (1) \$125 per housing space for capital improvement to vacant housing spaces
 - (2) \$20 per housing space for major or minor capital improvements
 - (3) \$30 per housing space for hardship application
 - (4) \$10 per housing space for the filing of landlord registration statement for all dwellings with five (5) or more housing spaces, including dwellings that are exempt from the restrictions of rent increases mandated under this Chapter, during each registration event
 - (5) \$30 per housing space for condominium and cooperative conversions
 - (6) \$150 per housing space for appeal of a protected tenancy determination
- E. No Change.
- C. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- D. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- E. This ordinance shall take effect at the time and in the manner as provided by law.

- F. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

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

NK/he
8/23/12

APPROVED AS TO LEGAL FORM



Corporation Counsel

APPROVED:



Business Administrator

APPROVED:



Business Administrator

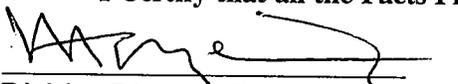
Certification Required

Not Required

ORDINANCE FACT SHEET

1. **Full Title of Ordinance:** Chapter 260, Rent Control and Chapter 160, Fees and Charges
2. **Name and Title of Person Initiating the Ordinance:** Charles Odei, Rent Leveling Administrator
3. **Concise Description of the Program, Project or Plan Proposed in the Ordinance:**
Institute fees for rent registration and update fees for other services (fees that have not been updated since the 1980's).
4. **Reasons (Need) for the Proposed Program, Project, etc.:**
To replace diminishing CDBG funding.
5. **Anticipated Benefits to the Community:**
Office to continue and be self sustaining
6. **Cost of Proposed Project:**
None
7. **Date Proposed Program or Project will commence:** Immediately upon adoption
8. **Anticipated Completion Date:** Not Applicable (This is enabling legislation.)
9. **Person Responsible for Coordinating Proposed Program, Project, etc.:**
Charles Odei
10. **Additional Comments:**

I Certify that all the Facts Presented Herein are Accurate.


Division Director Signature

October 3, 2012
Date

DEPUTY

Department Director Signature

OCTOBER 3, 2012
Date

Rent Leveling Ordinance Fee Schedule

| <u>Service</u> | <u>Current Fees</u> | <u>Newark's Fees</u> | <u>Hoboken's Fees</u> |
|-----------------------------|---------------------|----------------------------------|-----------------------|
| Capital Improvement | \$10 per apt | \$25 per building | \$75 per building |
| Hardship | \$10 per apt | \$25 per building | \$50 per building |
| Registration | 0 | \$100 per building (late fee) | \$25 per building |
| Vacancy Capital Improvement | \$75 per apt | | |
| Condo Conversion | \$30 per apt | | |
| Appeals, Condo Conversion | \$150 per apt | | |

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

ORDINANCE NO. Ord. 12-137
3.C. OCT 10 2012 4.C.



Ordinance amending Chapter 160 (Fees and Changes) and Chapter 260 (Rent Control) of the Jersey City Municipal Code.

| RECORD OF COUNCIL VOTE ON INTRODUCTION | | | | | | | | | | | |
|--|-----|-----|------|---------------|-----|-----|------|---------------|-----|-----|------|
| OCT 10 2012 9-0 | | | | | | | | | | | |
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | ✓ | | | GAUGHAN | ✓ | | | BRENNAN | ✓ | | |
| DONNELLY | ✓ | | | FULOP | ✓ | | | LAVARRO | ✓ | | |
| LOPEZ | ✓ | | | RICHARDSON | ✓ | | | MASSEY | ✓ | | |

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

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

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

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

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

| RECORD OF FINAL COUNCIL VOTE | | | | | | | | | | | |
|------------------------------|-----|-----|------|---------------|-----|-----|------|---------------|-----|-----|------|
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | | | | GAUGHAN | | | | BRENNAN | | | |
| DONNELLY | | | | FULOP | | | | LAVARRO | | | |
| LOPEZ | | | | RICHARDSON | | | | MASSEY | | | |

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

Adopted on first reading of the Council of Jersey City, N.J. on OCT 10 2012

Adopted on second and final reading after hearing on _____

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

APPROVED:

Robert Byrne, City Clerk

PETER M. BRENNAN Council President

*Amendment(s):

Date: _____
APPROVED: _____

Jerramiah T. Healy, Mayor

Date _____

Date to Mayor _____

City Clerk File No. Ord. 12-138

Agenda No. 3.D 1st Reading

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



ORDINANCE OF JERSEY CITY, N.J.

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

CITY ORDINANCE 12-138

TITLE: REFUNDING BOND ORDINANCE PROVIDING FOR PAYMENT OF AMOUNTS OWING TO OTHERS FOR TAXES LEVIED IN AND BY THE CITY OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING \$4,700,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,700,000 BONDS OR NOTES OF THE CITY OF JERSEY CITY FOR FINANCING THE COST THEREOF.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY, IN THE COUNTY OF HUDSON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The City of Jersey City, in the County of Hudson, New Jersey (the "City") is hereby authorized to pay an aggregate amount not exceeding \$4,700,000 for amounts owed by the City to the owners of various properties for taxes levied in the City, as more particularly described on the List of Owners and Properties involved in Tax Appeals available for inspection in the office of the City Clerk, which list is hereby incorporated by reference as if set forth at length herein, and which amounts are due and owing from the City on or before December 31, 2012.

Section 2. An aggregate amount not exceeding \$250,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of refunding bonds authorized herein.

Section 3. In order to finance the cost of the project described in Section 1 hereof, negotiable refunding bonds are hereby authorized to be issued in the principal amount of \$4,700,000 pursuant to the Local Bond Law.

Section 4. In anticipation of the issuance of the refunding bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law. All refunding bond anticipation notes issued hereunder shall

mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations.

All notes issued hereunder may be renewed from time to time, but all such notes including renewals shall mature and be paid no later than the tenth anniversary of the date of the original notes; provided, however, that no notes shall be renewed beyond the first or any succeeding anniversary date of the original notes unless an amount of such notes, at least equal to the first legally payable installment of the bonds in anticipation of which the notes are issued, determined in accordance with the maturity schedule for the bonds approved by the Local Finance Board, is paid and retired on or before such anniversary date; and provided, further, that the period during which the bond anticipation notes and any renewals thereof and any permanent bonds are outstanding, shall not exceed the period set for the maturity of the bonds by the Local Finance Board.

The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the Chief Financial Officer of the City as to the indebtedness to be financed by the issuance of the refunding bonds authorized herein. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this refunding bond ordinance by \$4,700,000, but that the net debt of the City determined as

provided in the Local Bond Law is not increased by virtue of a deduction pursuant to N.J.S.A. 40A:2-52.

Section 6. To the extent the refunding bonds or notes authorized hereunder are issued as tax-exempt obligations, the City hereby covenants to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the refunding bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder. The City reasonably expects to expend general funds or other available moneys for the purpose described in Section 1 hereof prior to the issuance of refunding bonds or notes hereunder. To the extent such funds are spent, the City further reasonably expects to reimburse such expenditures from the proceeds of the refunding bonds or notes authorized by this refunding bond ordinance, in an aggregate not to exceed the amount of refunding bonds or notes authorized in Section 3 hereof.

Section 7. The City hereby covenants to comply with Rule 15c2-12 promulgated under the Securities Exchange Act of 1934 to the extent applicable to the issuance of refunding bonds or notes issued pursuant to this refunding bond ordinance.

Section 8. The full faith and credit of the City is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this refunding bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. This refunding bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this ordinance as finally adopted.

APPROVED AS TO LEGAL FORM

Corporation Counsel

APPROVED: 

APPROVED: _____
Business Administrator

Certification Required
Not Required

SUPPLEMENTAL DEBT STATEMENT

--- OF ---

CITY of JERSEY CITY County of HUDSON

As of October 10, 2012

- 1. The net debt of the local unit after giving effect to obligations about to be authorized, is (page 2, line 4) \$ 488,176,904.00
2. Equalized valuation basis (the average of the equalized valuation of real estate, including improvements, and the assessed valuation of class II railroad property of the local unit for the last 3 preceding years) as stated in the Annual Debt Statement or the revision thereof last filed
Year
(1) 20 09 Equalized Valuation Real Property with Improvements plus assessed valuation of Class II R.R. property \$ 22,168,179,499
(2) 20 10 Equalized Valuation Real Property with Improvements plus assessed valuation of Class II R.R. property \$ 19,960,022,650
(3) 20 11 Equalized Valuation Real Property with Improvements plus assessed valuation of Class II R.R. property \$ 18,609,326,329
3. Equalized Valuation Basis --- Average of (1), (2) and (3) \$ 20,245,842,826
4. Net debt (Line 1 above) expressed as a percentage of such equalized valuation basis (Line 3 above) is:

Two and Forty-one One Hundredths per cent (2.41 %)

STATE OF NEW JERSEY }
COUNTY OF HUDSON ss.

DONNA L. MAUER, being duly sworn, deposes and says:
Deponent is the chief financial officer of the CITY of JERSEY CITY County of HUDSON

here and in the statement hereinafter mentioned called "the local unit." The Supplemental Debt Statement annexed hereto and hereby made a part hereof is a true statement of the debt condition of the local unit as of the date therein stated and is computed as provided by the Local Bond Law of New Jersey.

Subscribed and sworn to before me
this 10th day of October, 2012
Name: DONNA L. MAUER Title: Chief Financial Officer
Address: 280 Grove St. Jersey City, N. J. 07302
Phone: (201) 547-5042
Fax: (201) 547-4955

Lorraine Cecchini
Notary Public of New Jersey
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires October 1, 2013

(NOTE ---- In all cases two copies of Supplemental Debt Statement must be filed with:)

SPECIAL DEBT STATEMENT
BORROWING POWER AVAILABLE UNDER N.J.S. 40A:2-7 (f)

1. Amount of accumulated debt incurring capacity under R.S. 40:1-16(d) as shown on the latest Annual Debt Statement. \$
2. Obligations heretofore authorized in excess of debt limitation and pursuant to:
 - (a) N.J.S. 40A:2-7, paragraph (d) \$
 - (b) N.J.S. 40A:2-7; paragraph (f) \$
 - (c) N.J.S. 40A:2-7, paragraph (g) \$

Total \$
3. Available debt incurring capacity (N.J.S. 40A:2-7(f)) \$
4. Obligations about to be authorized pursuant to N.J.S. 40A:2-7(f) (If item 3 equals or exceeds item 4, obligations may be authorized) \$

BORROWING POWER AVAILABLE UNDER N.J.S. 40A:2-7(g)

1. Total appropriations made in local unit budget for current fiscal year for payment of obligations of local unit included in Annual Debt Statement or revision thereof last filed as of preceding December 31 \$
 2. Less the amount of such obligations which constitute utility and assessment obligations: \$
 3. Excess of item 1 over item 2: \$
 4. Amount raised in the tax levy of the current fiscal year by the local unit for the payment of bonds or notes of any school district \$
 5. Amount equal to 2/3 of the sum of item 3 and item 4 \$
 6. (a) Amount of obligations heretofore authorized under N.J.S. 40A:2-7(g) in current fiscal year \$
 - (b) Amount of authorizations included in 6(a) which were heretofore repealed \$
 - (c) Excess of item 6(a) over item 6(b) \$
 7. Excess of item 5 over item 6(c) \$
 8. Obligations about to be authorized \$
 9. Borrowing capacity still remaining after proposed authorization (item 7 less item 8) \$
- (If item 7 equals or exceeds item 8, obligations may be authorized)

UNDER PROVISIONS OF N.J.S. 18A: 24-17

* Note: In a "Consolidated" School District, lines 18 to 24 must first be filled in.

N.J.S. 18A: 24-19 (Lines 1 to 7)

- 1. Average of equalized valuations (page 1, line 3) \$
- *2. Gross School District Debt outstanding and authorized and unissued (not including proposed issue) \$
- 3. Less: Sinking funds held for payment of School Debt, by Sinking Fund Commission \$
- 4. Net debt for school purposes (line 2, minus line 3) \$
- 5. Debt deduction for school purposes: 3 1/2 % (as per line e below) \$
- (a) 2 1/2% Kindergarten or Grade 1 through Grade 6 \$
- (b) 3 % Kindergarten or Grade 1 through Grade 8 \$
- (c) 3 1/2% Kindergarten or Grade 1 through Grade 9 \$
- (d) 4 % Kindergarten or Grade 1 through Grade 12 \$
- (e) Other (insert applicable description)
3 1/2 % Grade 7 through Grade 12 \$
- (f) Additional State School Building Aid Bonds
N.J.S. 18A: 58-33.4(d)(if included in line 2) \$
- 6. Available debt deduction (excess, if any, of line 5 over line 4 --- enter on page 2, line 3 as "Deduction," not exceeding, however, the "Amount" shown in that line.) \$
- *7. School Bonds about to be authorized \$

Note: Omit lines 8 to 13, if line 6 equals or exceeds line 7, or if shown on line 17

N.J.S. 18A: 24-22 (Lines 8 to 13)

- 8. Excess of line 7 over line 6 \$
- 9. Municipal Debt Limit (3 1/2% of line 1 above) \$
- 10. Net Debt (page 2, line 2) \$
- 11. Available Municipal Borrowing Margin (excess, if any, of line 9 over line 10) \$
- 12. Use of Municipal Borrowing Margin (line 8 not exceeding line 11) \$
- 13. Remaining Municipal Borrowing Margin after authorization of proposed School Bonds (line 11 minus line 12) \$

Note: Omit lines 14 to 16, if line 11 equals or exceeds line 8, or if shown on line 17

N.J.S. 18A: 24-24 (Lines 14 to 16)

- 14. Amount of Line 7 \$
- 15. Amount of Deduction
 - (a) Amount of line 6 \$
 - (b) Amount of line 11 \$
 Total \$
- 16. Excess of line 14 over line 15 \$

N.J.S. 18A: 58-33.4(d) (Line 17)

- 17. Additional State School Building Aid Bonds about to be authorized (amount of line 7) \$

-
- 18. Total of average equalized valuation basis of each municipality in whole School District

| MUNICIPALITY | AMOUNT |
|--------------|----------|
| | \$ |
| | \$ |
| | \$ |
| | \$ |
| | \$ |
| | \$ |
 - 19. Gross School District Debt outstanding and authorized and unissued (not including proposed issue) \$

- 20. Less: School District Debt apportioned to other municipalities, N.J.S. 40A:2-43
 Total of average equalized valuation basis of each municipality in whole
 School District
 \$ (line 18, minus line 1) \$
 equals \$, times line 19
 \$
 Divided by total of average equalized valuation basis of each municipality
 in whole School District
 \$ (line 18) \$
- 21. Gross School District Debt of this municipality only (line 19 minus line 20) \$
- 22. School Bonds about to be authorized \$
- 23. Less: Share of Bonds (line 22) apportioned to other municipalities, N.J.S. 40A:2-43
 Total of average equalized valuation basis of each municipality in whole
 School District
 \$ (line 18, minus line 1) \$
 equals \$, times line 22
 \$
 divided by total of average equalized valuation basis of each municipality in
 whole School District
 \$ (line 18) \$
- 24. This local unit's share of Bonds about to be authorized (line 22 minus line 23) \$

* Note: In a "Consolidated" School District the amount shown on line 21 must be entered on line 2 and the amount shown on line 24 must be entered on line 7.

**COMPUTATION AS TO INDEBTEDNESS FOR IMPROVEMENT OR EXTENSION OF AN
 EXISTING MUNICIPAL PUBLIC UTILITY, N.J.S 40A:2-7(h); N.J.S. 40A:2-47(a)**

- Municipal Public Utility
- 1. Annual Debt Statement, December 31, 20 10, excess in revenues of utility \$
 - 2. Less: Interest and debt redemption charges computed as provided in N.J.S. 40A:2-47(a) for all obligations heretofore authorized but not issued to the extent not already charged to income in annual debt statement. \$
 - 3. Excess in revenues remaining prior to authorization of proposed obligations (line 1 minus line 2) \$
 - 4. Interest and debt redemption charges calculated for the obligations about to be authorized (N.J.S. 40A:2-47(a))
 - (a) Interest for one year at 4 1/2 % \$
 - (b) First installment of serial bonds legally issuable \$
 - (c) Total charges (Items (a) and (b)) \$

Note: If line 3 equals or exceeds line 4, obligations may be authorized under the provisions of N.J.S. 40A:2-7(h) as limited by N.J.S. 40A:2-47(a).

I, _____, Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey DO HEREBY CERTIFY that I have compared this copy of a Supplemental Debt Statement of the above local unit with the original Supplemental Debt Statement filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey on _____, and that this is a true copy of said Statement and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand as Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, this _____ day of _____, 20_____

 Director

6a

20. Less: School District Debt apportioned to other municipalities, N.J.S. 40A:2-43
 Total of average equalized valuation basis of each municipality in whole School District
 \$ (line 18, minus line 1) \$
 equals \$, times line 19
 \$
 Divided by total of average equalized valuation basis of each municipality in whole School District
 \$ (line 18) \$
21. Gross School District Debt of this municipality only (line 19 minus line 20) \$
22. School Bonds about to be authorized \$
23. Less: Share of Bonds (line 22) apportioned to other municipalities, N.J.S. 40A:2-43
 Total of average equalized valuation basis of each municipality in whole School District
 \$ (line 18, minus line 1) \$
 equals \$, times line 22
 \$
 divided by total of average equalized valuation basis of each municipality in whole School District
 \$ (line 18) \$
24. This local unit's share of Bonds about to be authorized (line 22 minus line 23) \$
- * Note: In a "Consolidated" School District the amount shown on line 21 must be entered on line 2 and the amount shown on line 24 must be entered on line 7.

COMPUTATION AS TO INDEBTEDNESS FOR IMPROVEMENT OR EXTENSION OF AN EXISTING MUNICIPAL PUBLIC UTILITY, N.J.S 40A:2-7(h); N.J.S. 40A:2-47(a)

- Municipal Public Utility
1. Annual Debt Statement, December 31, 20 10, excess in revenues of utility \$
2. Less: Interest and debt redemption charges computed as provided in N.J.S. 40A:2-47(a) for all obligations heretofore authorized but not issued to the extent not already charged to income in annual debt statement. \$
3. Excess in revenues remaining prior to authorization of proposed obligations (line 1 minus line 2) \$
4. Interest and debt redemption charges calculated for the obligations about to be authorized (N.J.S. 40A:2-47(a))
- (a) Interest for one year at 4 1/2 % \$
- (b) First installment of serial bonds legally issuable \$
- (c) Total charges (Items (a) and (b)) \$
- Note: If line 3 equals or exceeds line 4, obligations may be authorized under the provisions of N.J.S. 40A:2-7(h) as limited by N.J.S. 40A:2-47(a).

I, _____, Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey DO HEREBY CERTIFY that I have compared this copy of a Supplemental Debt Statement of the above local unit with the original Supplemental Debt Statement filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey on _____, and that this is a true copy of said Statement and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand as Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, this _____ day of _____, 20_____.

 Director

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

ORDINANCE NO. Ord. 12-138
 TITLE: 3.D. OCT 10 2012 4.D.



Refunding bond ordinance providing for payment on amounts owing to others for taxes levied in and by the City of Jersey City, in the County of Hudson, New Jersey, appropriating \$4,700,000 therefor and authorizing the issuance of \$4,700,000 bonds or notes of the City of Jersey City for financing the cost thereof.

| RECORD OF COUNCIL VOTE ON INTRODUCTION | | | | | | | | | | | |
|--|-----|-----|------|---------------|-----|-----|------|---------------|-----|-----|------|
| OCT 10 2012 9-0 | | | | | | | | | | | |
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | ✓ | | | GAUGHAN | ✓ | | | BRENNAN | ✓ | | |
| DONNELLY | ✓ | | | FULOP | ✓ | | | LAVARRO | ✓ | | |
| LOPEZ | ✓ | | | RICHARDSON | ✓ | | | MASSEY | ✓ | | |

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

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

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

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

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

| RECORD OF FINAL COUNCIL VOTE | | | | | | | | | | | |
|------------------------------|-----|-----|------|---------------|-----|-----|------|---------------|-----|-----|------|
| COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. |
| SOTTOLANO | | | | GAUGHAN | | | | BRENNAN | | | |
| DONNELLY | | | | FULOP | | | | LAVARRO | | | |
| LOPEZ | | | | RICHARDSON | | | | MASSEY | | | |

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

Adopted on first reading of the Council of Jersey City, N.J. on OCT 10 2012

Adopted on second and final reading after hearing on _____

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

APPROVED: _____

Robert Byrne, City Clerk

Peter M. Brennan, Council President

*Amendment(s):

Date: _____
APPROVED: _____

Jerramiah T. Healy, Mayor

Date _____

Date to Mayor _____