

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

City Clerk File No. Res. 07-132

Agenda No. 10 .A

Approved: FEB 28 2007

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 2007 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 2007 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 2007 pursuant to the provisions of N.J.S.A. 40A:4-19,20, including this resolution, totals \$327,644,362;

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
20-112	ARCHITECTURE OE	51,000	59,000
20-102	PURCHASING OE	45,000	60,000
20-104	MAYOR'S ACTION BUREAU OE	2,000	3,000
20-132	GRANTS ADMINISTRATION & COMPLIANCE SW	162,000	222,000
20-134	ACCOUNTS & CONTROL OE	5,500	7,000
20-155	LAW SW	622,000	822,000
26-290	PUBLIC WORKS DIRECTOR'S OFFICE OE	103,000	173,000
27-330	HHS DIRECTOR'S OFFICE OE	48,000	51,500
27-335	DIV OF SENIOR AFFAIRS OE	100,000	201,500
21-180	CITY PLANNING OE	10,000	18,000
21-186	ZONING OFFICER OE	10,000	13,000
31-433	OFFICE SERVICES	800,000	900,000
30-471	PRIOR YEAR BILLS	9,651	20,215
31-432	MUNICIPAL BLDG OFFICE RENT	1,650,000	1,750,000
	UEZ ADMINISTRATIVE BUDGET	993,021	933,021

Continuation of Resolution _____
 City Clerk File No. Res. 07-132
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RESOLUTION AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION

2. Said emergency temporary appropriation will be provided for in the Fiscal Year 2007 Municipal Budget.

APPROVED: *[Signature]*

APPROVED AS TO LEGAL FORM

APPROVED: *[Signature]*
 Business Administrator

[Signature]
 Corporation Counsel

Certification Required
 Not Required

APPROVED **9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 2/28/07											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

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

[Signature]
 Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-133

Agenda No. 10.B

Approved: FEB 28 2007

TITLE:



**RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
AUTHORIZING THE PLANNING BOARD TO CONDUCT A PRELIMINARY
INVESTIGATION OF CONDITIONS OF THE NEW YORK AVENUE STUDY AREA FOR
DETERMINATION AS AN AREA IN NEED OF REDEVELOPMENT**

WHEREAS, pursuant to NJSA 40A:12A-6.a., the Municipal Council, by Resolution, may authorize the Planning Board to undertake a preliminary investigation to determine whether an area is, or is not, an "area in need of redevelopment", as defined by NJSA 40A:12A-3.; and

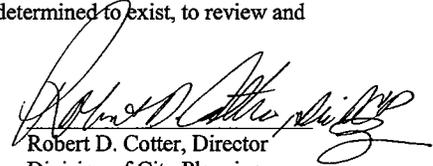
WHEREAS, pursuant to NJSA 40A:12A-6.a., such determination shall be made after public notice and public hearing of the Planning Board as provided by NJSA 40A:12A-6.b.; and

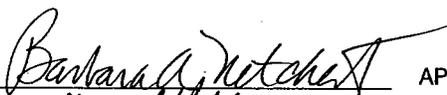
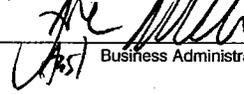
WHEREAS, pursuant to NJSA 40A:12A-7.f, the Municipal Council may direct the Planning Board to prepare a redevelopment plan for the adoption by the City Council; and

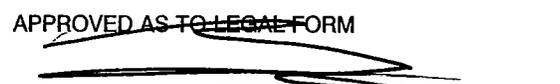
WHEREAS, the New York Avenue Study Area shall consist of property identified as the City of Jersey City's Block 723, Lots 22A, 22B, and 23; and Block 742, Lots B2, 153, 154, 155 and 156; and

WHEREAS, the study area appears to exhibit the characteristics qualifying as an area in need of redevelopment.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the City of Jersey City, that the Planning Board be and hereby is authorized to conduct a preliminary investigation into conditions of the New York Avenue Study Area, as depicted on the attached Boundary Map entitled, New York Avenue Study Area Boundary Map, dated February 13, 2007, to determine if said study area qualifies as an "area in need of redevelopment," and if the requisite conditions are determined to exist, to review and recommend to the Municipal Council a Redevelopment Plan.


Robert D. Cotter, Director
Division of City Planning

APPROVED: 
APPROVED:  Business Administrator

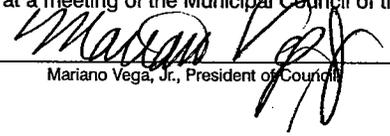
APPROVED AS TO LEGAL FORM

Corporation Counsel

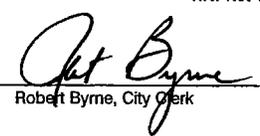
Certification Required
Not Required **APPROVED 9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 2/28/07											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

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

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


Mariano Vega, Jr., President of Council


Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-134

Agenda No. 10.C

Approved: FEB 28 2007



TITLE:

**RESOLUTION AUTHORIZING SETTLEMENT OF
THE SUIT OF CHARLAMINE COLEMAN AGAINST
THE CITY OF JERSEY CITY AND THE JERSEY
CITY POLICE DEPARTMENT**

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

WHEREAS, Charlamine Coleman filed a Complaint in the Superior Court of New Jersey under docket number HUD-L-3440-05; and

WHEREAS, the Complaint alleges that plaintiff was severely and permanently injured due to the negligence and misfeasance of the City of Jersey City; and

WHEREAS, plaintiff incurred lost wages in the amount of \$11,865 and \$500 for loss of deductible to get her car fixed; and

WHEREAS, the Corporation Counsel has recommended a settlement of \$18,500; and

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

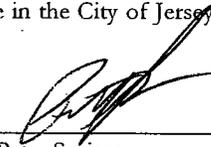
WHEREAS, the necessary funds for this settlement are available in the City of Jersey City Insurance Fund Accounts.

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

1. the Corporation Counsel be authorized to settle this lawsuit for \$18,500;
2. the Jersey City Insurance Fund Commission be authorized to issue a check for \$18,500 payable to plaintiff and her attorney.

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

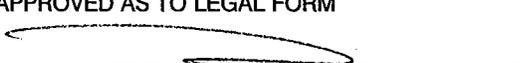
SRM/kn


Peter Soriero
Risk Manager

APPROVED: 

APPROVED: 
Business Administrator

APPROVED AS TO LEGAL FORM


Corporation Counsel

Certification Required

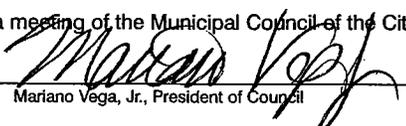
Not Required **APPROVED 8-1**

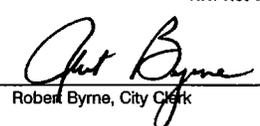
RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
2/28/07											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN		✓	
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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


Mariano Vega, Jr., President of Council


Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-135

Agenda No. 10.D

Approved: FEB 28 2007



TITLE:

**RESOLUTION AUTHORIZING SETTLEMENT OF
THE SUIT OF SHARON BLACK AGAINST THE CITY
OF JERSEY CITY AND THE JERSEY CITY POLICE
DEPARTMENT**

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

WHEREAS, Sharon Black filed a Complaint in the Superior Court of New Jersey under docket number HUD-L-740-05; and

WHEREAS, the Complaint alleges that plaintiff was severely and permanently injured due to the negligence and misfeasance of the City of Jersey City and the Jersey City Police Department; and

WHEREAS, plaintiff incurred medical expenses in excess of \$60,000; and

WHEREAS, the Corporation Counsel has recommended a settlement of \$30,000; and

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

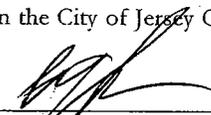
WHEREAS, the necessary funds for this settlement are available in the City of Jersey City Insurance Fund Accounts.

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

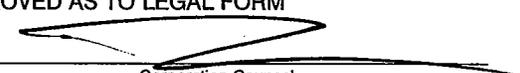
1. the Corporation Counsel be authorized to settle this lawsuit for \$30,000;
2. the Jersey City Insurance Fund Commission be authorized to issue a check for \$30,000 payable to plaintiff and her attorney.

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

SRM/kn


Peter Soriero
Risk Manager

APPROVED: 
Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required

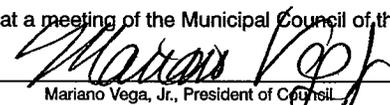
Not Required **APPROVED 8-1**

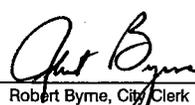
RECORD OF COUNCIL VOTE ON FINAL PASSAGE 2/28/07											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN		✓	
SPINELLO	✓			FUJOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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


Mariano Vega, Jr., President of Council


Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-136

Agenda No. 10.E

Approved: FEB 28 2007

TITLE:



RESOLUTION AUTHORIZING A COOPERATION AGREEMENT AND LICENSE AGREEMENT WITH THE JERSEY CITY REDEVELOPMENT AGENCY (JCRA) FOR THE ESTABLISHMENT AND IMPROVEMENT OF THE BERRY LANE PARK PROJECT

COUNCIL offered and moved adoption of the following Resolution:

WHEREAS, the City of Jersey City is the owner of certain property known as Block 2040, Lots A, B.1, C.16, E, E.2, G.1, H, J.1 and K and Block 2057, Lot 16, consisting of approximately 5.59 acres, all of which is located within the Morris Canal Redevelopment Plan Area; [Berry Lane Park]

WHEREAS, it is necessary and in the best interests of the City of Jersey City to establish and improve Berry Lane Park; and

WHEREAS, pursuant to Ordinance 06-106, the Municipal Council authorized the use of bond proceeds for the reconstruction, renovation, rehabilitation and improvement of public parks and fields for use as places of public resort and recreation, including the construction of the Berry Lane Park Project; and

WHEREAS, the JCRA has agreed to perform certain services towards the establishment and improvement of Berry Lane Park as part of its mandate to implement the Morris Canal Redevelopment Plan; and

WHEREAS, the JCRA has agreed to performing its services for the City for no consideration or compensation; however, the JCRA will require approximately \$500,000 (five hundred thousand dollars) to engage the services of professionals and contractors to assist it; and

WHEREAS, the JCRA will also require access to Berry Lane Park; and

WHEREAS, in order to provide these services, it is necessary for the City of Jersey City and the JCRA to enter into a cooperation agreement, which shall include a license to enter upon the City owned property at Berry Lane Park; and

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-39(f) and N.J.S.A. 40A:12A-22(o) authorize such agreements as well as cooperation between a municipality and its redevelopment agency; and

WHEREAS, sufficient funds have been encumbered under Account # 07-04-215-55-826-990.

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

(a) A Cooperation Agreement with the Jersey City Redevelopment Agency, which shall include a license to enter upon Berry Lane Park, providing that the agreement shall be in substantially in the form attached, subject to such modification as the Business Administrator or Corporation Counsel deems necessary or appropriate; and

2007030

TITLE: **FEB 28 2007**

RESOLUTION AUTHORIZING A COOPERATION AGREEMENT AND LICENSE AGREEMENT WITH THE JERSEY CITY REDEVELOPMENT AGENCY (JCRA) FOR THE ESTABLISHMENT AND IMPROVEMENT OF THE BERRY LANE PARK PROJECT

(b) Such other documents, necessary or appropriate to effectuate the implementation of the Cooperation Agreement and the Morris Canal Redevelopment Plan, subject however to the approval of the Corporation Counsel.

I, Donna Mauer, certify that sufficient funds are available for payment of this Resolution in Account # 07-04-215-55-826-990. PO 85968

Donna Mauer
DONNA MAUER
Chief Financial Officer

JM/he
2/21/07

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: [Signature]
Business Administrator
ASST.

[Signature]
1st Asst. Corporation Counsel

Certification Required

Not Required

APPROVED **8-0-1**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 2/28/07											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	ABSTAINED			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

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

[Signature]
Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-137

Agenda No. 10.F

Approved: FEB 28 2007

TITLE:



RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY REALLOCATING HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) FUNDS FOR FY 2004-2007.

COUNCIL
of the following resolution:

offered and moved adoption

WHEREAS, in FY 2004, the City of New York was the formula grantee for Hudson County HOPWA funds; and

WHEREAS, on January 25, 2005, the Municipal Council approved Resolution No. 05-054, which authorized the City to enter into contract with the City of New York under the HOPWA program; and

WHEREAS, on February 9, 2005 the Municipal Council adopted Resolution No. 05-120 authorizing program contracts under the HOPWA grant for program year April 1, 2004 to March 31, 2007; and

WHEREAS, the City's contract with the City of New York is a three (3) year contract that requires all final drawdowns by March 31, 2007; and

WHEREAS, funds committed for all HOPWA projects were fully expended with the exception of the Hudson County Housing Resource Center; and

WHEREAS, the Hudson County Housing Resource Center will be unable to expend all funds by March 31, 2007; therefore it is necessary to reallocate \$73,832; and

WHEREAS, it is in the best interest of the City to award these funds to the Jersey City Episcopal CDC to cover project costs associated with three (3) permanent supportive housing projects; and

WHEREAS, this will prevent the recapture of unexpended monies previously awarded to the Hudson County Housing Resource Center.

TITLE: **FEB 28 2007**

**RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
REALLOCATING HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS
(HOPWA) FUNDS FOR FY 2004-2007.**

NOW, THEREFORE, BE IT RESOLVED that the Mayor or Business Administrator is hereby authorized to reallocate HOPWA funds to decrease FY 2004 funding previously awarded to Hudson County Housing Resource Center in the amount of \$73,832 and increase Jersey City Episcopal CDC's FY 2004 HOPWA allocation by \$73,832.

BE IT FURTHER RESOLVED, that subject to review and approval by Corporation Counsel, the Mayor or Business Administrator is hereby authorized to execute mortgages, notes, affordable housing development agreements and such other documents deemed necessary to secure loans and grants made under the City's HUD entitlement grants. The terms and conditions of the aforementioned documents may be negotiated by the Division of Community Development and shall be in accordance with all laws, rules and regulations applicable to the program.

YEAR	SUBGRANTEE	AMOUNT	ACCOUNT NUMBER	PO NUMBER
2004	Jersey City Episcopal CDC	\$73,832	37-56-200-882-588	27170

APPROVED: [Signature] DEPUTY DIRECTOR APPROVED AS TO LEGAL FORM

APPROVED: [Signature] Business Administrator [Signature] Corporation Counsel

Certification Required

Not Required

APPROVED **9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 2/28/07											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

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

[Signature]
Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-138
 Agenda No. 10.6
 Approved: FEB 28 2007



TITLE: RESOLUTION RENEWING THE RADIO CONTRACT WITH TEKTRON CORP. INC. TO PROVIDE MAINTENANCE AT VARIOUS FIRE DEPARTMENT SITES

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

WHEREAS, Tektron Corp. was awarded a one-year contract in the amount of \$34,333.16 effective as of November 1, 2005 and ending on October 31, 2006 to provide radio repair at various Fire Department sites, and

WHEREAS, the bid specifications and contract provided the City of Jersey City (City) with the option to renew the contract for two additional one-year periods with the renewal contract price being the preceding year's contract price as adjusted according to the Federal Consumer Price Index published by the Bureau of Labor Statistics in the months of September, 2005 to September 2006; 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 the option and renew the contract for an additional one-year period effective as of November 1, 2006 and ending on October 31, 2007; and

WHEREAS, the total cost of the contract renewal is \$34,964.36, and

WHEREAS, the funds are available in Account No. 07-01-201-25-265-310, and

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

1. The contractor has been performing the services in an effective and efficient manner; and
2. The renewal of a contract in the amount of \$34,964.36 with Tektron Corp. for an additional one-year period effective as of November 1, 2006 and ending on October 31, 2007 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 2006 fiscal year temporary budget shall be subject to the availability and appropriation of sufficient funds in the 2007 fiscal year permanent budget. Account # 07-01-201-25-265-310
4. 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.

*J.A.
2/14/07*

I, Donna Mauer, Donna Mauer, Chief Financial Officer, certify that there are sufficient funds available for payment of this above resolution in Account No. 07-01-201-25-265-310. PO 85700

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

APPROVED: _____

APPROVED AS TO LEGAL FORM _____

APPROVED: [Signature]
 Business Administrator

[Signature]
 Corporation Council

Certification Required

Not Required **APPROVED 9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 2/28/07											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Mariano Vega, Jr.
 Mariano Vega, Jr., President of Council

Robert Byrne
 Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-139

Agenda No. 10.H

Approved: FEB 28 2007

TITLE: **RESOLUTION AUTHORIZING AN AGREEMENT WITH VERIZON TO PROVIDE CENTREX COMMUNICATION SERVICES, PURSUANT TO N.J.S.A. 40A:11-5(1)(f).**



COUNCIL offered and moved adoption of the following resolution:

WHEREAS, funding is required for the initial year of a three year contract with **VERIZON** for Centrex voice communication services through the 2007 Fiscal Year; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(f), authorizes the City to contract without public bidding for the rendering of any service by a public utility company which is subject to the jurisdiction of the Board of Public Utilities (BPU, in accordance with tariffs and schedules of charges made, charged or extracted, and filed with the BPU; and

WHEREAS, the City of Jersey City has received a proposal from **VERIZON** in the total amount for a one year period of Six Hundred Thousand (\$600,000.00) Dollars of which One Hundred Fifty Thousand (\$150,000.00) Dollars will be available in the temporary budget for this expenditure in accordance with Local Budget Law, N.J.S.A. 4QA:4-1 et. seq.

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

WHEREAS, this award of contract is contingent upon sufficient funds being appropriated in the 2007 temporary and permanent budgets; and

Administration/Division of Information Technology
Acct. No. 01-201-31-435-619 **AMT. \$150,000.00**

WHEREAS, the remaining contract funds will be made available in the 2007 temporary and permanent budgets; and

WHEREAS, the award of the contract shall be subject to the availability and appropriation of sufficient funds in the 2007 temporary and permanent budgets; and

WHEREAS, if funds are not available for the contract in the 2007 temporary and permanent budgets, the contract will be terminated.

City Clerk File No. Res. 07-139
Agenda No. 10.H FEB 28 2007

TITLE:

RESOLUTION AUTHORIZING AN AGREEMENT WITH VERIZON TO PROVIDE CENTREX COMMUNICATION SERVICES, PURSUANT TO N.J.S.A. 40A:11-5(1)(f).

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

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

RESOLVED, this contract is awarded without competitive bidding in accordance with N.J.S.A 40A:11-5 (1) (p).

*J.A.
2/21/07*

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.**

I, Donna Mauer (Donna Mauer), as Acting Chief Financial Officer, hereby certify that these funds are available for this expenditure in Account Number: **01-201-31-435-619** for payment of the above Resolution.

Requisition No. 0132132

Purchase Order No. 84946

EEO/AA Review _____

APPROVED: [Signature]

APPROVED AS TO LEGAL FORM

APPROVED: [Signature]
Business Administrator

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED **9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE <u>2/28/07</u>											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

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

[Signature]
Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-140

Agenda No. 10.1

Approved: FEB 28 2007



TITLE: **RESOLUTION AUTHORIZING AN AGREEMENT WITH VERIZON TO PROVIDE NON-CENTREX COMMUNICATION SERVICES, PURSUANT TO N.J.S.A. 40A:11-5(1)(f).**

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, funding is required for the initial year of a three year contract with **VERIZON** for Non-Centrex data and voice communication services through the 2007 Fiscal Year; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(f), authorizes the City to contract without public bidding for the rendering of any service by a public utility company which is subject to the jurisdiction of the Board of Public Utilities (BPU, in accordance with tariffs and schedules of charges made, charged or extracted, and filed with the BPU; and

WHEREAS, the City of Jersey City has received a proposal from **VERIZON** in the total amount for a one year period of Three Hundred Thousand (\$300,000.00) Dollars of which One Hundred Thousand (\$100,000.00) Dollars will be available in the temporary budget for this expenditure in accordance with Local Budget Law, N.J.S.A. 4QA:4-1 et. seq.

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

WHEREAS, this award of contract is contingent upon sufficient funds being appropriated in the 2007 temporary and permanent budgets; and

Administration/Division of Information Technology
Acct. No. 01-201-31-435-621 **AMT. \$100,000.00**

WHEREAS, the remaining contract funds will be made available in the 2007 temporary and permanent budgets; and

WHEREAS, the award of the contract shall be subject to the availability and appropriation of sufficient funds in the 2007 temporary and permanent budgets; and

WHEREAS, if funds are not available for the contract in the 2007 temporary and permanent budgets, the contract will be terminated.

TITLE:

RESOLUTION AUTHORIZING AN AGREEMENT WITH VERIZON TO PROVIDE NON-CENTREX COMMUNICATION SERVICES, PURSUANT TO N.J.S.A. 40A:11-5(1)(f).

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

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

RESOLVED, this contract is awarded without competitive bidding in accordance with N.J.S.A 40A:11-5 (1) (p).

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.**

*J.A.
2/21/07*

I, Donna Mauer (Donna Mauer), as Acting Chief Financial Officer, hereby certify that these funds are available for this expenditure in Account Number: **01-201-31-435-621** for payment of the above Resolution.

Requisition No. 0131733

Purchase Order No. 84768

EEO/AA Review _____

APPROVED: [Signature]
APPROVED: [Signature]
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel
Certification Required
Not Required

APPROVED **9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 2/28/07											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

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

[Signature]
Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-141

Agenda No. 10.J

Approved: _____

TITLE:



RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
AUTHORIZING THE SUBMISSION/ACCEPTANCE OF AN APPLICATION TO THE NEW JERSEY
URBAN ENTERPRISE ZONE AUTHORITY FOR FUNDING THE UEZ MARKETING & REAL
ESTATE PHASE 4

Council offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City and the Economic Development Corporation (JCEDC) have prepared a proposal for submission to the New Jersey Urban Enterprise Zone Authority for funding the UEZ Marketing & Real Estate Phase 4; and

WHEREAS, said proposal and requested funds are to be expended within the designated enterprise zone in the City of Jersey City, for the following project, a copy of the project description is attached to be administered by the JCEDC:

<u>Project</u>	<u>Amount Requested</u>
UEZ Marketing & Real Estate Phase 4	\$1,027,225.00

WHEREAS, pursuant to NJSA 52:27H-88(c) in order to make funds available to the project from monies deposited in the Enterprise Zone Assistance Funds, the governing body must adopt a resolution approving the project and authorizing the submission of the application for funding.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the City of Jersey City hereby authorizes and directs submission of said application for funding to the New Jersey Enterprise Zone Authority to evaluate and approve the proposed project to be funded from monies deposited in the Enterprise Zone Assistance Fund credited to the account of the Urban Enterprise Zone Authority, said account maintained by the State Treasurer for the Enterprise Zone.

APPROVED: Barbara A. D'Amico APPROVED AS TO LEGAL FORM

APPROVED: B. O. P.
Business Admi

ration Counsel

APPROVED

2/28/07				
COUNCILPERSON	AYE	NAY	N.V.	
VAN				
PRES.				

N.V.-Not Voting (Abstain)

COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO			
SPINELLO			
LIPSKI			

✓ Indicates Vote

Adopted at a meeting of the Municipal

withdrewn

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

City Clerk File No. Res. 07-142

Agenda No. 10.K

Approved: FEB 28 2007

TITLE:



RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
AUTHORIZING THE SUBMISSION/ACCEPTANCE OF AN APPLICATION TO THE NEW JERSEY
URBAN ENTERPRISE ZONE AUTHORITY FOR FUNDING THE UEZ BLOCK FRONT PROJECTS

Council offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City and the Economic Development Corporation (JCEDC) have prepared a proposal for submission to the New Jersey Urban Enterprise Zone Authority for funding the UEZ Block Front Projects; and

WHEREAS, said proposal and requested funds are to be expended within the designated enterprise zone in the City of Jersey City, for the following project, a copy of the project description is attached to be administered by the JCEDC:

<u>Project</u>	<u>Amount Requested</u>
UEZ Block Front Projects	\$425,000.00

WHEREAS, pursuant to NJSA 52:27H-88(c) in order to make funds available to the project from monies deposited in the Enterprise Zone Assistance Funds, the governing body must adopt a resolution approving the project and authorizing the submission of the application for funding.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the City of Jersey City hereby authorizes and directs submission of said application for funding to the New Jersey Enterprise Zone Authority to evaluate and approve the proposed project to be funded from monies deposited in the Enterprise Zone Assistance Fund credited to the account of the Urban Enterprise Zone Authority, said account maintained by the State Treasurer for the Enterprise Zone.

APPROVED: *Barbara Ditcher*
 APPROVED: *D. O'Reilly*
Business Administrator

APPROVED AS TO LEGAL FORM
Joanne Maraban
Corporation Counsel

Certification Required
 Not Required

APPROVED: **9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
2/28/07											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

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

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

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-143

Agenda No. 10.1

Approved: FEB 28 2007

TITLE:



RESOLUTION OF SUPPORT FOR THE PERSHING FIELD GARDEN FRIENDS APPLICATION FOR A PARK AND RECREATION IMPROVEMENT PROJECT FROM THE HUDSON COUNTY OPEN SPACE TRUST FUND

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

WHEREAS, Pershing Field Garden Friends (PFGF) was established in March 2003 as a community based non-profit organization, to beautify their park, celebrate diversity and contribute to the well being of the neighborhood and community through gardening. The mission of PFGF is to work with all it's neighbors to: enhance the quality of landscaping and gardens in Pershing Field; communicate with the Jersey City Department of Parks and Forestry to ensure the excellent development and maintenance of their park; help guide the renovation of Pershing Field; respect and preserve the war monuments and original concept of Pershing Field as a memorial park; support and work to improve the recreational components of the park; and contribute to community education; and

WHEREAS, Pershing Field Garden Friends, in cooperation with the City of Jersey City and the Jersey City Parks Coalition, has made improvements to the "passive" area of Pershing Field. PFGF, through fundraising, donations and volunteerism, has purchased, designed and planted shrubs, perennials and annuals in the planting spaces of the park for over the past four years; and

WHEREAS, PFGF has created a master plan for the renovation of Pershing Field based on the "community empowerment approach" which maximizes the creative input and collective wisdom of all residents in arriving at the vision of how a community park should ultimately look and function. As part of this plan, PFGF successfully received funds from the Hudson County Open Space Trust Fund in 2006 for the restoration of "America Triumphant" under the Historic Preservation category; and

WHEREAS, PFGF desires to submit an application for a grant to the Hudson County Open Space Trust Fund for 2007 to further their work in restoring the "4th Regiment Memorial Arch", the flag pole and the "Frank Hague Memorial Plaque" located in the passive, memorial area of Pershing Field.

WHEREAS, the City of Jersey City recognizes that Pershing Field is a central gathering place for the residents in the Jersey City Heights for it's open space, recreational use and historic significance and supports Pershing Field Garden Friends efforts to have Pershing Field renovated for the present and future generations to enjoy; and

WHEREAS, the County shall determine if the application is complete and in conformance with the scope and intent of the Hudson County Open Space Trust Fund, and notifies the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the County's funds in accordance with such rules, regulations, and applicable statuses, and is willing to enter into an agreement with the County for the above named project;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY:

1. That the Municipal Council of the City of Jersey City hereby supports the application of **Pershing Field Garden Friends**, to the Hudson County Open Space Advisory Board for a grant to enable PFGF to restore the historic components of Pershing Field named herein, and;
2. The applicant agrees to comply with all applicable federal, state, and local laws, rules and regulations in its performance to the agreement.
3. That this resolution shall take effect immediately.

APPROVED: _____

APPROVED: _____

B. O'Reilly
Business Administrator

APPROVED AS TO LEGAL FORM

Joanne Morales
1st Dist Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
2/28/07											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-144

Agenda No. 10.M

Approved: FEB 28 2007

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY IN CONNECTION WITH THE STREET LIGHTING JOB #500189815, CHOPIN COURT, JERSEY CITY FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF TRAFFIC AND TRANSPORTATION

WHEREAS, it is necessary for the City of Jersey City (City) to hire a contractor to perform work associated with the Street Lighting Job #500189815 located at Chopin Court, Jersey City; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(f), authorizes the City to contract without public bidding for the rendering of any service by a public utility company which is subject to the jurisdiction of the Board of Public Utilities (BPU), in accordance with tariffs and schedules of charges made, charged or exacted, and filed with the BPU; and

WHEREAS, PSE&G Company is a public utility company and has submitted a proposal in the amount of \$53,002.97 to perform the above described work in accordance with tariffs or schedules of charges filed with the BPU; and

WHEREAS, the sum of \$53,002.97 is available in Account No. 04-215-55-829-990;

Department of Public Works/Division of Traffic and Transportation

<u>Account No.</u>	<u>P.O. No.</u>	<u>Amount</u>
04-215-55-829-990	85307	<u>\$53,002.97</u>
	Total Encumbrance	<u>\$53,002.97</u>

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

1. A contract in the amount of \$53,002.97 to perform work associated with the Street Lighting Job #500189815 is awarded to PSE&G Company. The contract term is for two (2) months;
2. The contract is awarded without public bidding pursuant to N.J.S.A. 40A:11-5(1)(f);
3. Upon certification by an official employee of the City authorized to attest that the Contractor has complied with the requirements of the contract, 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.;
4. The award of this contract shall be subject to the condition that the Contractor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.

*J.A.
2/28/07*

Continue on Page 2

City Clerk File No. Res. 07-144

Agenda No. 10.M

TITLE: **FEB 28 2007**

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY IN CONNECTION WITH THE STREET LIGHTING JOB #500189815, CHOPIN COURT, JERSEY CITY FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF TRAFFIC AND TRANSPORTATION

I Donna Mauer Donna Mauer as Chief Financial Officer, hereby certify that funds in the amount of \$53,002.97 are available in Account No. 04-215-55-829-990.

Department of Public Works/Division of Traffic and Transportation		
<u>Account No.</u>	<u>P.O. No.</u>	<u>Amount</u>
04-215-55-829-990	85307	\$53,002.97
	Total Encumbrance	\$53,002.97

APPROVED: [Signature]
John M. Murchak, Director, Department of Public Works

APPROVED: [Signature]
Business Administrator

APPROVED AS TO LEGAL FORM [Signature]
Joanne Morahan
Corporation Counsel

Certification Required

Not Required **APPROVED 9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				2/28/07							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

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

[Signature]
Robert Byrne, City Clerk

CERTIFICATION OF JOHN YURCHAK

I, John M. Yurchak, of full age, hereby certifies as follows:

1. I am the Director of the Department of Public Works for the City of Jersey City.
2. The Department of Public Works, Division of Traffic and Transportation has declared there is a need for awarding a to Public Service Electric & Gas Company (PSE&G) in connection with the Street Lighting Job #500189815 at Chopin Court, Jersey City.
3. The total funds requested for such contract services with PSE&G is \$53,002.97.
4. The funds are available in Account No. 04-215-55-829-990.
5. I certify that the foregoing statements are true. I am aware that if any of the forgoing statements made by me are willfully false, I am subject to legal action to the fullest extent of the law.

Dated: _____

2/15/07



John M. Yurchak
Director of Department of Public Works

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

City Clerk File No. Res. 07-145

Agenda No. 10.N

Approved: FEB 28 2007

TITLE:



RESOLUTION URGING THE ACTOR'S EQUITY ASSOCIATION TO PERMIT LOCAL THEATER GROUPS TO DEVELOP A "SHOWCASE CODE" CONTRACT IN HUDSON COUNTY

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

WHEREAS, several local theater groups have recently joined together to found the Hudson County Theater Alliance; and

WHEREAS, consisting of member theater groups such as the Attic Ensemble, Hudson Shakespeare Company, Jersey City Theater, Art House Productions, Hudson Ensemble, The Theater Company at De Buan and One Mile Square Theater, the Hudson County Theater Alliance is dedicated to bringing quality entertainment to residents of Jersey City and Hudson County; and

WHEREAS, recognizing the need to pool resources, work together on audience development and share information on the current art scene, the Hudson County Theater Alliance faces a monumental problem; it lacks a "Showcase Code Contract with the Actor's Equity Association; and

WHEREAS, a Showcase Code Contract would permit local theater groups to hire professional, equity member actors without being subject to the salary requirements that are simply not affordable to our local theater groups, many of them in their infancy; and

WHEREAS, the ability to hire equity members at less than scale will allow small theaters, in their developmental stage, to grow into professional houses with full contracts. This arrangement is essential to nurture the performing arts in Jersey City and Hudson County.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Jersey City does hereby urge the Actor's Equity Association to permit local theater groups to develop a "Showcase Code" contract in Hudson County.

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

APPROVED AS TO LEGAL FORM _____
Jeanne Mondran
 Corporation Counsel

Certification Required
 Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 2/28/07											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

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

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

 Mariano Vega, Jr., President of Council

 Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-146
 Agenda No. 10.0
 Approved: FEB 28 2007
 TITLE:



RESOLUTION AUTHORIZING THE CITY OF JERSEY CITY TO ENTER INTO A LICENSE AGREEMENT WITH THE JERSEY CITY REDEVELOPMENT AGENCY ALLOWING USE AND ACCESS TO CITY OWNED PROPERTY ON 80 FIRST STREET (BLOCK 77, LOTS 57-59) WITHIN THE HUDSON EXCHANGE REDEVELOPMENT AREA

WHEREAS, the City of Jersey City is the owner of property listed below which lies within the Hudson Exchange Redevelopment Area:

<u>BLOCK</u>	<u>LOT</u>	<u>ADDRESS</u>
77	57-59	80 First Street

WHEREAS, the Jersey City Redevelopment Agency has the responsibility of acquiring the above mentioned property within the Hudson Exchange Redevelopment Area to effectuate the rehabilitation, redevelopment and revitalization of the area and is making a separate application for a transfer ordinance authorizing conveyance of this property to the Jersey City Redevelopment Agency for redevelopment purposes; and

WHEREAS, the Jersey City Redevelopment Agency would like to utilize and access Block 77, Lots 57-59 for pre-development activities and studies, including the removal of the soil pile which currently occupies the site, and for the placement of temporary structures, and therefore, it is necessary for the City of Jersey City and the Jersey City Redevelopment Agency to enter into a License Agreement; and

WHEREAS, the Local Redevelopment and Housing Law N.A.S.A. 40A:12A-38 and 39(f) authorizes such agreements and cooperation between the City and the Jersey City Redevelopment Agency.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City that a Resolution to enter into a License Agreement generally in the form attached, to allow the Jersey City Redevelopment Agency and/or its designees, to utilize and access the property listed above for a term of three (3) years commencing on the date of execution of the License Agreement by the Mayor or City Business Administrator, as generally shown on the map attached as Exhibit A.

BE IT FURTHER RESOLVED, that the Mayor and Business Administrator are hereby authorized to execute an agreement in substantially the form of the attached License Agreement.

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

APPROVED AS TO LEGAL FORM
Joseph M. Malachuk
 Corporation Counsel

Certification Required
 Not Required

APPROVED **9-0**
 2/28/07

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				2/28/07							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

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

Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.
Mariano Vega, Jr. President of Council Robert Byrne City Clerk

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

City Clerk File No. Res. 07-147

Agenda No. 10.P

Approved: FEB 28 2007

TITLE:



Resolution Commemorating The 163rd Anniversary of The Independence of the Dominican Republic

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

WHEREAS, on February 27, 1844, a proud people declared independence and put the Dominican Republic on a path towards democracy. Today we celebrate the anniversary of Dominican independence and the love of liberty that unites all Dominicans and Americans; and

WHEREAS, one hundred and sixty-three-years ago, a new flag flying proudly became a symbol of freedom for Dominicans. The father of Dominican independence, Juan Pablo Duarte, designed the flag to represent the Dominicans' struggle for liberty and the promise of democracy. The cross symbolizes the fight for independence. Red represents the sacrifice of those who fought; blue stands for progress; and white, the Dominicans' hope for lasting peace. Dominicans across the world believe in all their flag symbolizes; and

WHEREAS, our nation is inspired by Dominican ideals and enriched by Dominican culture. We celebrate Dominican independence and the Dominican spirit, a spirit of liberty and courage -- a spirit that values family and faith, education and service -- the same spirit that has helped shape America. Jersey City is one of the most culturally-rich cities in the world, thanks in part to the many Dominicans who have made our city their home.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Jersey City does hereby join in the celebration commemorating the 163rd Anniversary of the Independence of the Dominican Republic. The fight for independence in 1844 continues to motivate us today. It reminds us that brave and determined people, committed to a noble cause, can do great good. That was true one hundred and sixty-three-years ago and it remains true today. Jersey City stands with the people of the Dominican Republic not just on Independence Day, but every day.

APPROVED: B. O'Keill

APPROVED: B. O'Keill
Business Administrator

APPROVED AS TO LEGAL FORM

Joseph Monahan
Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
2/28/07											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-148
 Agenda No. 10.Q
 Approved: FEB 28 2007
 TITLE: _____



Resolution Honoring Madeline Briceno and Michelle Cintron Students of Caritas Academy in Jersey City

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

WHEREAS, Madeline Briceno and Michelle Cintron, both residents of Jersey City, are senior high school students at Caritas Academy, a four year college preparatory school for young urban woman, sponsored by the Sisters of Charity; and

WHEREAS, Madeline & Michelle have excelled in their academics and sports and have been recipients of numerous awards. They are well liked by their peers at Caritas Academy and respected by their teachers for being young women of character, integrity, respect, compassion and leadership; and

WHEREAS, Madeline & Michelle have been invited by the first female President of Liberia, Africa to travel to Liberia during the summer of 2007 to assist in the development of basketball teams in that country. While the focus will be on basketball, they will live with their peers and participate in educational sessions on HIV/Aids Awareness and other health and educational concerns affecting women; and

WHEREAS, Madeline & Michelle will be joined by family, friends, Caritas students, faculty, board members and members of the community on February 27, 2007, for the "Reclamation and Ritual-Visual Encounters of Uganda." The event will feature the works of Joan Kekimuri Arineitwe and Rita Nabuyungo Edopu, two female Uganda Artists. The reception and exhibit at Caritas Academy will help raise funds for the expenses of Madeline & Michelle's trip to Liberia.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Jersey City does hereby honor Madeline Briceno and Michelle Cintron, students at Caritas Academy. We wish them continued success.

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

APPROVED AS TO LEGAL FORM
Joanne Monahan
 Corporation Counsel

Certification Required
 Not Required **APPROVED 9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
										2/28/07	
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)
 Adopted at a meeting of the Municipal Council of the City of Jersey City, N.J.
Mariano Vega, Jr. Robert Byrne
 Mariano Vega, Jr., President of Council Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-149

Agenda No. 10-R

Approved: FEB 28 2007

TITLE:

Resolution Honoring MERCEDES JIMENEZ-RAMIREZ



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

WHEREAS, Mercedes Jimenez-Ramirez is a human rights advocate an ward winning documentary filmmaker and writer. Her work has been published by local and national newspaper publications, such as: HOY (a publication of Tribune) and VIVA (a bilingual Latino magazine published by the Daily News) as well as other national and international publications; and

WHEREAS, as an independent television producer Mercedes Jimenez-Ramirez has developed segments and programs for several New York Latino cable programs and collaborated with Telemundo/NBC's top rated news-entertainment program, Al Rojo Vivo; and

WHEREAS, as a filmmaker, Mercedes Jimenez-Ramirez screened her first documentary in August of 2003, titled, Palomos; hijos de la calle, (Palomos; children of the streets); a project she wrote, directed, financed and produced. The powerful short documentary exposed the horrific subversive world of the street children of the Dominican Republic. Palomos has screened at over 50 national and international film festivals. In 2004 UNICEF - International commissioned the documentary for their permanent archives; and

WHEREAS, Mercedes Jimenez-Ramirez has been invited to speak at diverse venues. She is the recipient of many accolades and awards. In 2003, Mercedes was a Project Involve -Independent Film Project Honoree. In 2004, she received the New York Ladies Short Filmmaker Award and the "Premios del Pueblo Award" (Community Recognition Award). Mercedes was honored by Hispanic Business Magazine as one of its '80 Elite Hispanic Women of 2005.' She is also a 2005 Volvo Ground Breaking Latina Recipient. In 2006, Mercedes was recognized by the Bergen County Chapter of the National Conference for Community and Justice (NCCJ) with the Humanitarian Award. She received a citation from the Senate & General Assembly and a proclamation from Borough of Rutherford; and

WHEREAS, in 2007, Governor Corzine appointed Mercedes to the New Jersey Disability Council Board.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Jersey City does hereby honor Mercedes Jimenez-Ramirez.

APPROVED: B. O'Keefe

APPROVED: B. O'Keefe
Business Administrator

APPROVED AS TO LEGAL FORM

Joanne Monahan
Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
											2/28/07
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-150

Agenda No. 10.S

Approved: FEB 28 2007

TITLE:



Resolution Honoring Dr. Jane Selinske, Ed.D., LC&W, Principal of Caritas Academy in Jersey City

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

WHEREAS, Dr. Jane Selinske, a native of Jersey City, has over 30 years of combined educational therapeutic and demonstrated leadership experience. Dr. Selinske is a Licensed Clinical Social Worker and a Board Certified Music Therapist. Her experiences include the roles of teacher, family counselor, music therapist as well as a multitude of supervisory positions. Since 1972, Dr. Selinske has served in a variety of capacities at schools in the Archdiocese of Newark, NJ. and is credentialed as a New Jersey Permanent Principal/Supervisor.

WHEREAS, Dr. Jane Selinske is the first Principal of Caritas Academy in Jersey City. The school is a new four year college preparatory high school for young urban women on August 1, 2006. Caritas Academy was the result of the merging of two schools, Saint Aloysius of Jersey City and Sacred Heart in Hoboken, NJ. Prior to helping establish Caritas Academy, Dr. Selinske had been employed at Saint Dominic Academy in Jersey City since 2000. She also served as Principal of St. Joseph School for the Blind in Jersey City.

WHEREAS, Dr. Selinske has an Ed.D. in Education/Research and an Ed.M. in Instructional Practice in Special Education from Columbia University, New York, a Masters in Social Work from Rutgers University, an MA in Music Therapy from Columbia University and a BA in Religious Studies and Music Education from Caldwell College, New Jersey.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Jersey City does hereby honor Dr. Jane Selinske, Principal of Caritas Academy. Her dedication to our city is hereby commended. We wish her continued success.

APPROVED: B. O'Keefe

APPROVED AS TO LEGAL FORM

APPROVED: B. O'Keefe
Business Administrator

Joyanne Monahan
Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 2/28/07											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-151

Agenda No. 10.T

Approved: FEB 28 2007

TITLE:



Resolution Honoring Rita Nabuyungo Edopu & Joan Kekimuri Arineitwe Artists from Uganda, East Africa

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

WHEREAS, Caritas Academy, located in the City of Jersey City is a new Catholic secondary school for young urban women, sponsored by the Sisters of Charity. Two Caritas Academy seniors will be participating in a Basketball Ambassadors Camp in Liberia, Africa. The students will teach basketball and assist in the development of African teams. They will work and live their peers while in the country and participate in education sessions on HIV/Aids awareness and other health and education concerns affecting women; and

WHEREAS, on February 27, 2007, an artist reception and fundraiser will be held to educate the public on African art as well as to help raise funds that will be used to help sponsor Madeline Briceno and Michelle Cintron, the two students selected for the Basketball Ambassador Camp program in Africa. The art exhibition, "Reclamation and Ritual - Visual Encounters of Uganda" will feature the works of artists Rita Nabuyungo Edopu and Joan Kekimuri Arineitwe from Uganda, East Africa and will be on display and for sale at the reception. Rita Nabuyungo Edopu and Joan Kekimuri Arineitwe honor African traditions with a variety of painting styles and create images that draw attention to the roles of women and culture; and

WHEREAS, Rita Nabuyungo Edopu, is a renowned abstract artist and art professor in Africa. Her works focus on tradition and the evolving role of women and politics in the country as it is today; and

WHEREAS, Joan Kekimuri Arineitwe, is art professional who focuses her artistic energy on tradition and on the lives of poor city dwellers in the 21st Century. She honors tradition by choosing bark cloth, the inner bark of the Mutuba tree (ficus natalensis) as her canvas; and

WHEREAS, both women exhibit nationally and internationally and are graduates of the School of Fine Arts at Makerere University. Their works are collected by the expatriate community in Uganda as well as major, local political figures. On October 5, 2007, both artists will contribute pieces of their works to the Bill Clinton Foundation via The Darfur Fundraiser hosted by Rutgers University, Department of African Studies.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Jersey City does hereby honor artists Rita Nabuyungo Edopu and Joan Kekimuri Arineitwe. We welcome them to our city and wish them continued success.

APPROVED: _____
 APPROVED: B O Reilly
 Business Administrator

APPROVED AS TO LEGAL FORM
Joanne Monahan
 Corporation Counsel

Certification Required
 Not Required **APPROVED 9-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
2/28/07											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

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

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

Mariano Vega, Jr.
 Mariano Vega, Jr., President of Council

Robert Byrne
 Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-152

Agenda No. 10.U

Approved: FEB 28 2007

TITLE:



RESOLUTION APPOINTING NIDIA RIVERA LOPEZ AS A MEMBER OF THE JERSEY CITY PARKING AUTHORITY

COUNCIL

OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the Honorable Jerramiah T. Healy, Mayor of the City of Jersey City, has advised the Municipal Council by letter dated February 27, 2007, that he has appointed **Nidia Rivera Lopez** of 66 Corbin Avenue, Jersey City, New Jersey, as a member of the **Jersey City Parking Authority**, replacing Carmine Venezia, who has resigned, for a period to commence immediately upon adoption of this resolution and expire on May 16, 2007.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Jersey City, that the appointment of **Nidia Rivera Lopez** as a member of the **Jersey City Parking Authority** for the above-mentioned term is hereby advised and consented to pursuant to law.

RB:sgj

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: B. O'Keefe
Business Administrator

Jeanne Monahan
1st asst Corporation Counsel

Certification Required

Not Required

APPROVED 9-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
2/28/07											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-153

Agenda No. 10.V

Approved: FEB 28 2007

TITLE:



Resolution of Support for the Communipaw Avenue Block Association (CABA) Application for the Closed Circuit T.V. Watch Program Security System, the Glenn D. Cunningham History Trail and an Automatic Irrigation System Project for the Improvement of Rev. Dr. Ercel F. Webb Park from the Hudson County Open Space Trust Fund

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

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

WHEREAS, Communipaw Avenue Block Association (CABA) was established in March of 2000 as a community based N.J. non-profit 501C3 organization, dedicated to restoring the Lafayette area of Jersey City to a clean, healthy, safe and drug-free environment. CABA envisions Lafayette with tree-lined streets, beautiful parks and gardens, renovated housing and a better quality of life for all; and

WHEREAS, CABA promotes the community empowerment tenets of the Morris Canal Redevelopment Plan; CABA has conducted weekly meetings to provide a forum for residents to discuss issues, CABA created a master plan design for the Reverend Dr. Ercel F. Webb Park from those community meetings. In 2001, CABA worked with Official and agencies to implement the community driven plan, planned the Grand Opening on July 10, 2004, maintains the six community gardens, through fundraising, donations and volunteerism, has purchased, designed and planted shrubs, perennials and annuals in these gardens, CABA designed cultural events to ensure Webb Park activity and safety; CABA planned and fund-raised 2004-2007 Annual Christmas Trim A Tree Ceremony for Webb School students and residents, planned and fund-raised the Summer Jazz Concert Series and Shakespearian Play Series 2004 -2007; and

WHEREAS: CABA's three original park elements, the CCTV Security System, Glenn D. Cunningham History Trail and an Automatic Irrigation System were eliminated from the implementation due to lack of funding in the budget. CABA is committed to the CCTV Program to ensure park safety. CABA is also committed to an Automatic Irrigation Watering System to ensure the beauty of hundreds of plants in six gardens. Finally, CABA is committed to the Glenn D. Cunningham History Trail which will educate Webb School students and residents on Lafayette history. The trail is a bronze pathway in the park, which highlights Lafayette Legends who have played a significant role in Webb Park development and in improving the quality of life for residents throughout the last one hundred years; and,

WHEREAS, CABA serves on the CCIV Citizen Oversight Committee and the Police Community Engagement Committee, in an effort to foster better communication between the Police and the community and to ensure police presence and a reduction in the park and the Lafayette area; and

WHEREAS, CABA has fund-raised \$13,500.00 for the Glenn D. Cunningham History Trail, and has the full support of donors; Mrs. Sandra A. Bolden Cunningham, Jersey City First, The Provident Bank, Goldman Sachs and Landmark Developers, in association with Jersey City Landmarks Conservancy and Monumental Baptist Church, CABA initiated an educational program entitled "Lafayette History Festival and Tour 2002-2007, which identified 29 historical landmarks. Residents toured each site on buses and received a landmark program as a gift. The research from this annual program is the basis for the historical trail; and

WHEREAS, CABA desires to submit an application for the grant from the Hudson County Open Space Trust Fund for the implementation of the CCTV Security System to ensure security, Glenn D. Cunningham History Trail to educate and instill civic pride in Webb School students, residents and visitors regarding Lafayette history, and an Automatic Irrigation System to water hundreds of plants in six community gardens thereby maintaining the beauty of the park; and

WHEREAS, the City of Jersey City recognizes the beauty of Webb Park and the need to maintain this newly renovated open space. The need to maintain security for recreational and historic use, supports CABA'S efforts to improve and preserve this peaceful place for present and future generations to enjoy; and

City Clerk File No. Res. 07-153

Agenda No. 10.V FEB 28 2007

TITLE: Resolution of Support for the Communipaw Avenue Block Association (CABA) Application for the Closed Circuit T.V. Watch Program Security System, the Glenn D. Cunningham History Trail and an Automatic Irrigation System Project for the Improvement of Rev. Dr. Ercel F. Webb Park from the Hudson County Open Space Trust Fund

WHEREAS, the Hudson County shall determine if the application is complete and in conformance with the scope and intent of the Hudson County Open Space Trust Fund, and notifies the applicant of the amount of the funding award. The applicant is willing to use the County's funds in accordance with such rules, regulations, and applicable statutes, and is willing to enter into an agreement with the County for the above named project;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY:

1. That the Municipal Council of the City of Jersey City hereby supports the application of Communipaw Avenue Block Association to the Hudson County Open Space Advisory Board for a grant for the Closed Circuit T.V. Watch Program Security System, the Glenn D. Cunningham History Trail and an Automatic Irrigation System Project for the Improvement of Rev. Dr. Ercel F. Webb Park.
2. The applicant agrees to comply with all applicable federal, state, and local laws, rules and regulations in its performance to the agreement.
3. That this resolution shall take effect immediately.

G:\WPDOCS\ITOLONDA\RESOS\MISC\Communipaw Avenue Block Association.wpd

APPROVED: B. O'Reilly
Business Administrator

APPROVED AS TO LEGAL FORM Janne Monahan
Corporation Counsel

Certification Required
Not Required

APPROVED 9-0
2/28/07

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

✓ Indicates Vote

N.V.-Not Voting (Abstain)

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

Mariano Vega, Jr.
Mariano Vega, Jr., President of Council

Robert Byrne
Robert Byrne, City Clerk

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

City Clerk File No. Res. 07-154

Agenda No. 10.W

Approved: _____

TITLE:



RESOLUTION AUTHORIZING THE EXECUTION OF A SITE ACCESS AGREEMENT WITH EASTERN CUSTER REALTY FOR CONSENT TO ENTER PROPERTY AND PERFORM /SOIL AND GROUND WATER INVESTIGATIONS FOR REMEDIATION ON PROPERTY OWNED BY THE CITY OF JERSEY CITY

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

WHEREAS, the City of Jersey City is the owner of property located at Block 1253.7 Lots A.1, McGovern Park on Sycamore Road; and

WHEREAS, Eastern/Custer Realty and the Whitman Company desires access to perform soil and groundwater investigations remediation of the Jersey City property in accordance with an N.J. DEP approved Remedial Action Work Plan; and

WHEREAS, the City of Jersey City agrees to allow official employees, contractors and authorized representatives of Eastern/Custer Realty and the Whitman Company to enter its property to perform the necessary sampling for chemical analysis and remedial site; and

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 a site access agreement granting permission to the Eastern/Custer Realty and the Whitman Company to enter property located at Block 1253.7; (aka McGovern Park);
- 2.) the City of Jersey City is subject to such terms and conditions as the Business Administrator and Corporation Counsel deem necessary and appropriate;
- 3.) take such other actions as may be necessary to effectuate the purposes of the agreement.

APPROVED: 

APPROVED AS TO LEGAL FORM

APPROVED: 
Business Adm

Corporation Counsel

APPROVED
2/28/07

COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO			
SPINELLO			
LIPSKI			

with drawn

COUNCILPERSON	AYE	NAY	N.V.
AN			
PRES.			

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipal Council

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

City Clerk File No. Res. 07-155

Agenda No. 10.X

Approved: _____

TITLE:



RESOLUTION AUTHORIZING SETTLEMENT OF AN ACTION ENTITLED 15 ERIE STREET, LLC v. CITY OF JERSEY CITY, DOCKET NO: HUD-C-12-06

**COUNCIL
FOLLOWING RESOLUTION:**

OFFERED AND MOVED ADOPTION OF THE

WHEREAS, on January 13, 2006 plaintiff filed a complaint against the City seeking to quiet title by having the Court declare a demolition lien held by the City invalid with respect to premises commonly known as 283 Arlington Avenue (also the "Property"); and

WHEREAS, the amount of the demolition lien is \$90,735.74, and interest is \$27,402.19, for a total of \$118,137.93; and

WHEREAS, demolition of the structure on the Property occurred between October 5, 2004 and January 28, 2005 without notice to the plaintiff; and

WHEREAS, the plaintiff, on February 5, 2004, acquired, by way of assignment on the secondary market, three tax sale certificates to Property; and

WHEREAS, the issue in this case is the validity of the demolition lien, as the plaintiff acquired three tax sale certificates, apparently without notice of the lien; and

WHEREAS, by the proposed settlement terms, the plaintiff will pay to the City the sum of \$35,000, after which it would be free to foreclose on the Property; and

WHEREAS, if the plaintiff were to succeed in this litigation, the City would have to redeem the demolition lien in the full amount of \$118,137.93 without receiving the benefit of the \$35,000 that plaintiff proposes to pay; and

WHEREAS, after negotiations, the parties proposed a settlement which will result in:

1. The plaintiff paying to the City the sum of \$35,000; and
2. The City paying the third party demolition lienholder the full amount of its lien, together with interest which totals \$118,137.93, which shall be reduced by the sum of \$35,000 for a net cost to the City of \$83,137, and thereafter the City discharging the demolition lien; and

WHEREAS, the Corporation Counsel has recommended the settlement and will receive a Release and dismissal of the action in exchange; and

WHEREAS, it is understood that this settlement will result in a conclusion of this litigation with no monies other than those stated above to be paid to or by the City; and

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

1. The Corporation Counsel be and is authorized to enter into a settlement of the matter entitled "15 Erie Street, LLC v. City of Jersey City," Docket No: HUD-C-12-06, pursuant to the terms and conditions below; and

TITLE:

2. The City of Jersey City be and is authorized to accept from the plaintiff the sum of \$35,000 in settlement of the plaintiff's claim in exchange for the City's discharge of the lien and removal from the record; and

3. The City of Jersey City Tax Collector, in connection with the settlement, agrees to pay the third party lienholder the full amount of the lien, together with interest which totals \$118,137.93, and which shall then be reduced by the sum of \$35,000 for a net cost to the City of \$83,137; and

4. This settlement is subject to the execution of a release by the plaintiff satisfactory to the City; and dismissal of the complaint; and

5. The Corporation Counsel is also authorized to execute any other documents appropriate of necessary to effectuate the settlement.

6. This settlement terminates this litigation.

2/28/07

APPROVED: B. O'Keill

APPROVED AS TO LEGAL FORM

APPROVED: B. O'Keill
Business Admin

[Signature]
Corporation Counsel

APPROVED

2/28/07

COUNCILPERSON	AYE	NAY	N.V
SOTTOLANO			
SPINELLO			
LIPSKI			

✓ Indicates Vote.

withdrawn

COUNCILPERSON	AYE	NAY	N.V.
UNAN			
DD			
A, PRES.			

N.V.-Not Voting (Abstain)

Adopted at a meeting of the Municipality