

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

City Clerk File No. Res. 08-802
 Agenda No. 10.A
 Approved: OCT 22 2008
 TITLE:



RESOLUTION HONORING DR. HECTOR M. RODRIGUEZ ON THE OCCASION OF HIS RETIREMENT

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

WHEREAS, Dr. Hector M. Rodriguez was born in San Juan, Puerto Rico. In 1958, at the age of 9, he relocated to the Spanish Harlem section of New York City. In 1967, Hector moved to Jersey City and has called Jersey City his home ever since; and

WHEREAS, Hector M. Rodriguez attended Saint Peter's College where he helped organize Puertorriqueños Asociados for Community Organization (PACO), a Hispanic organization which has become synonymous with social services, employment training/job referral services, senior citizen assistance programs and housing and community development programs. Hector served as the first Vice-President of the PACO Board of Directors; and

WHEREAS, Hector M. Rodriguez spent two years of active duty in the United States Air Force (1971-1973). For six years, Hector lived in Des Moines, Iowa (1977-83) during which time, he studied at Drake University School of Law and Practicing Law. In 1983, Hector began his distinguished career in government/law when he served as Assistant Attorney General for the Iowa Department of Justice. He returned to Jersey City and in 1989, began his employment as a Municipal Court Judge; and

WHEREAS, Dr. Hector M. Rodriguez has been recognized with accolades and merited many awards, medals and certificates. He has earned a Doctor of Jurisprudence Degree, a Bachelor of Arts Degree, a Master of Divinity Degree, a Doctorate Degree and is currently attending Fairleigh Dickinson University where he is pursuing a Master of Public Administration Degree. He will graduate in 2009; and

WHEREAS, Through his magnanimous career, community activities and professional affiliations, Dr. Hector M. Rodriguez has been devoted to his family, the City of Jersey City and the Puerto Rican Community; and

WHEREAS, Dr. Hector M. Rodriguez is a devoted husband to his wife Gladys and the dedicated father of Margarita Rodriguez. He is the proud grandfather of three grandchildren; Justine, Joshua and Zachary; and

WHEREAS, the Municipal Council of the City of Jersey City is proud to recognize the outstanding accomplishments of Dr. Hector M Rodriguez who retired on June 1, 2008.

NOW, THEREFORE BE IT RESOLVED, the Municipal Council of the City of Jersey City does hereby honor Dr. Hector M. Rodriguez for his eighteen years of dedicated service and commitment to Jersey City. We join his colleagues, friends and family in saluting his achievements and offer sincere appreciation for his many years of exemplary service.

APPROVED: _____ APPROVED AS TO LEGAL FORM

APPROVED: B. O'Reilly
 Business Administrator

 Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD		ABSENT	
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. 08-803
Agenda No. 10.B
Approved: OCT 22 2008
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 2009 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 2009 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 2009 pursuant to the provisions of N.J.S.A. 40A:4-19,20, including this resolution, totals \$264,854,486.

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
REAL ESTATE OE	15,000	40,000
NEIGHBORHOOD IMPROVEMENT OE	10,000	15,000
EMPLOYEE GROUP INSURANCE	15,000,000	30,000,000
ELECTRICITY	900,000	2,100,000
MUNICIPAL STREET LIGHTING	900,000	2,100,000
MUNICIPAL RENT	1,350,000	1,591,100
OFFICE SERVICES	650,000	900,000
GASOLINE	700,000	1,250,000
ETHICAL STANDARDS BOARD	5,000	11,000
PRIOR YEAR BILLS	56,793	56,858
SMALL BUSINESS DEVELOPMENT CENTER	100,000	100,334
COMPREHENSIVE TRAFFIC SAFETY PROGRAM	0	35,000
SAFE AND SECURE COMMUNITIES	0	194,888
WOMEN, INFANTS & CHILDREN (WIC)	62,000	1,218,800
UEZ- POLICE PROGRAM	0	1,681,306

TITLE: **OCT. 2 2 2008**

RESOLUTION AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION

2. Said emergency temporary appropriation will be provided for in the Fiscal Year 2009 Municipal Budget.

APPROVED: Karen D. Dealy APPROVED AS TO LEGAL FORM

APPROVED: B. O'Reilly Business Administrator [Signature] Corporation Council

Certification Required

Not Required

APPROVED 7-0-1

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	ABSTAINED			FLOOD	ABSENT		
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. 08-804
 Agenda No. 10.C
 Approved: OCT 22 2008



TITLE: **RESOLUTION AUTHORIZING THE CITY OF JERSEY CITY TO ACCEPT FUNDS FROM THE NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF HIGHWAY TRAFFIC SAFETY ON BEHALF OF THE POLICE DEPARTMENT TO COMBAT DRIVING WHILE INTOXICATED**

**COUNCIL as a whole
of the following resolution**

Offered and moved adoption

WHEREAS, Driving while intoxicated creates many dangers to all who use the streets of the City of Jersey City; and

WHEREAS, the New Jersey Department of Law and Public Safety has recognized this danger and has awarded the Jersey City Police Department **\$13, 048.42** under the Drunk Driving Enforcement Fund (DDEF); and

WHEREAS, the Drunk Driving Enforcement Fund administers funds to Municipalities to combat Driving While Intoxicated; and

WHEREAS, the City of Jersey City desires to combat D.W.I. and has established a Driving While Intoxicated Program; and

WHEREAS, the Division of Highway Traffic Safety has awarded the Jersey City Police Department a total of **\$13, 048.42**; and

WHEREAS, the funds will be used to provide overtime patrols to combat Driving While Intoxicated including checkpoints and roving patrols;

WHEREAS, the Jersey City Police Department would like to accept the award of **\$13, 048.42** from the New Jersey Division of Highway Traffic Safety, Drunk Driving Enforcement Fund 2008.

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

1. The City of Jersey City is authorized to accept the **\$13, 048.42** award from the New Jersey Law and Public Safety; and
2. The funds will be used for overtime patrols to combat drunk driving by conducting checkpoints and roving patrols.

APPROVED: *Samuel Jefferson*
 APPROVED: *B. O. Reed*
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required

Not Required **APPROVED 8-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
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. 08-805
 Agenda No. 10.D
 Approved: OCT 22 2008
 TITLE:



RESOLUTION AUTHORIZING THE CITY OF JERSEY CITY TO EXECUTE A LICENSE AGREEMENT WITH THE JERSEY CITY EPISCOPAL COMMUNITY DEVELOPMENT CORPORATION

COUNCIL resolution: offered and moved adoption of the following

WHEREAS, the City of Jersey City is the owner of property located in Block 1464, Lot 16, Block 1464, Lot C, Block 1464, Lot B and Block 1464 Lots A, more commonly known as 34 Van Nostrand Avenue, 36 Van Nostrand Avenue 38 Van Nostrand Avenue, and 40 Van Nostrand Avenue; and

WHEREAS, the J.C. Episcopal CDC a non-profit corporation of the State of New Jersey, needs to enter on the City's property to evaluate the feasibility of developing affordable housing on said property; and

WHEREAS, the J.C. Episcopal CDC will fully defend and insure the City for any damages or injuries arising from its use of property; and

WHEREAS, it is in the best interest of the City of Jersey City to grant the J.C. Episcopal CDC access to the property, subject to the terms and conditions set forth in the License Agreement attached.

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

1. Enter into a License Agreement granting permission to J.C. Episcopal CDC to enter onto Block 1464, Lot 16, Block 1464, Lot C, Block 1464, Lot B, and Block 1464, Lots A, more commonly known as 34 Van Nostrand Avenue, 36 Van Nostrand Avenue 38 Van Nostrand Avenue, and 40 Van Nostrand Avenue for a period not to exceed 180 days commencing on the date the agreement is signed.
2. The License Agreement shall be in substantially the form attached, subject to such modifications or additional 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: [Signature] [Signature] APPROVED AS TO LEGAL FORM
 APPROVED: [Signature] Business Administrator [Signature] Corporation Counsel

Certification Required

Not Required **APPROVED 8-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
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. 08-806

Agenda No. 10.E

Approved: OCT 22 2008

TITLE:



**RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY,
NOT NEEDED FOR PUBLIC USE, BY PUBLIC SALE.**

COUNCIL
of the following resolution:

offered and moved adoption

WHEREAS, the City of Jersey City (hereinafter referred to as the "City") is the owner of the following property; and,

WHEREAS, said property is not needed for public use; and,

WHEREAS, the city is authorizing to sell any such property by public sale to the highest bidder pursuant to N.J.S.A. 40A:12-13 et seq; and,

WHEREAS, it is in the best interest of the city that a public sale be held for such properties;

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

1. The property listed below are hereby offered for public sale to the highest bidder at no less than the minimum price set forth herein, subject to the conditions hereinafter as set forth in the terms and conditions of a contract of sale to be executed by the parties, at **City Hall, 280 Grove Street, Real Estate Office, Room B-10, Jersey City, New Jersey on Thursday, November 13, 2008 at 10:00 A.M. Sharp.**
2. The sale shall be conducted by the Department of Administration, Real Estate Office of the City of Jersey City or by persons designated by the Business Administrator.
3. The sale shall be made subject to:
 - (a) such state of facts which an accurate survey may disclose;
 - (b) easements and restrictions of records, if any;
 - (c) tenancies, leaseholds, and rights of persons in possession;
 - (d) all federal, state, county and municipal laws, statutes, codes, ordinances, rules and regulations affecting the property, its use and occupation;
 - (e) riparian rights or claims;
 - (f) Certificate of Occupancy issued by the Division of Building

TITLE:

4. The property herein described, or any part thereof, are sold "as is" and without any representation or warranty, either expressed or implied, as to their present condition.
5. In the event that the State of New Jersey or any upland owner shall have any rights or claims on the land being sold herein by reason of a riparian interest or otherwise are to be paid for and borne by the purchaser, in addition to the sale price which is bid for said property.
6. All prospective purchasers are put on notice to consult the Water and Sewerage Departments for existing facilities.
7. The purchase price for such properties shall be paid by any of the following methods:
 - (a) by payment in money order or certified check for the full purchase price on the Date of Sale.
 - (b) by depositing on the date of sale twenty (20%) percent of the minimum price by certified check or money order and twenty (20%) percent of the difference between the purchase price and the minimum price within ten (10) days of the sale date by certified check or money order.
 - (c) if the purchaser fails to pay the additional deposit required within ten (10) days from the sale date, the initial deposit will be automatically forfeited.
 - (d) the balance of the purchase price is to be paid by certified check, money order or bank check within two (2) months of the date of Confirmation of Sale.
 - (e) if the purchaser fails to pay the balance of the purchase price within a two (2) month time limit, the sale to the purchaser is automatically canceled and the deposit shall be forfeited.
8. Purchaser may at its option arrange for a report on title before closing. Within thirty (30) days after the confirmation of sale by the governing body, purchaser shall notify the City in writing of any defects of title which may render title unmarketable. Marketable title is defined herein to mean title which a title company authorized to do business in the State of New Jersey is willing to insure at regular rates. Upon confirmation of such notice, the City shall refund purchaser's entire purchase price without interest and neither party shall have any further obligation or claim under this contract. If purchaser fails to notify the City in accordance with this paragraph, purchaser shall be deemed to have waived all objections to title.
9. Upon delivery of deed, the purchaser shall be entitled to make payment to the City for all real property taxes.

TITLE:

10. If purchaser fails to pay the purchase price when due or within a time as extended or fails to comply with any term of this contract, the Division of Real Estate may at its option rescind the contract or sue purchaser for any damages accruing or both. The City's failure to exercise any right or power arising out of purchaser's breach of this contract, shall not be deemed a waiver.
11. The highest bid shall be made subject to acceptance or rejection by the governing body, but the acceptance or rejection therefore shall be made not later than the second regular meeting of the governing body following the sale, and if the governing body shall fail or refuse to accept or reject the highest bid as afore said, the said bid shall be deemed to have been rejected. The City also reserves the right to reject all bids where the highest bid is not accepted upon notice to the highest bidder and hearing thereto.
12. **PLEASE TAKE NOTICE** that no employee, agent, officer body or subordinate body has any authority to waive, modify or amend any of the conditions of sale without the express approval of the governing body of the City.
13. No commissions shall be paid to any agent, representative or broker or the successful purchaser of any of the properties listed for sale by the City.
14. The prices set forth as minimum herein are merely upset prices and do not constitute market value or future assessments.
15. The City shall execute a Contract of Sale with any successful bidder upon terms and conditions consistent herewith and upon any additional terms and conditions which are necessary to effectuate the purposes herein and to secure the best interests of the City of Jersey City and its citizens, provided that any additional terms and conditions shall not be inconsistent with the terms and conditions of this resolution.
16. Additional Conditions of Sale.
 - (a) No sale shall be made to any person nor shall said person be permitted to bid who, prior to such sale, has purchased the property being sold or any other property from the City and has breached any of the conditions and terms of the purchase of property from the City.
 - (b) No person who was the previous owner of the property to be sold be permitted to bid for said property if the property was acquired by the City by reason of the non-payment of taxes or other municipal charges by such prior owner.
 - (c) No person shall be permitted to bid for any property to be sold by the City if that person is delinquent in the payment of taxes or other municipal charges on any other property which such person shall own in the City.

TITLE:

- (d) No sale shall be made to any person who owns other property in the City regarding which properties there exists violations of the Property Maintenance Code and/or Uniform Construction Code, which violations have not been corrected at the time of the sale.
- (e) **PLEASE TAKE NOTICE** all bidders, whether they be the actual prospective purchasers or agents of or representatives of the actual prospective purchasers, shall submit an affidavit, under oath, setting forth the following:
 - (i) That the actual purchaser is not a person who has previously breached a contract for the purchase of property from the City.
 - (ii) That the actual prospective purchaser is not the former owner from whom the City acquired the property to be sold or any other property by reason of the non-payment of taxes or other municipal charges.
 - (iii) That the actual prospective purchaser is not the owner of any other property in the City who is delinquent in the payment of taxes or other municipal charges on said other property.
 - (iv) That the actual prospective purchaser is not the owner of any other properties in the City regarding which there exists Violations of the Property Maintenance Code and/of Uniform Construction Code, which violations have not been corrected at the time of the sale.
 - (v) Such affidavit shall contain the address and block and lot numbers of all the properties that the prospective purchaser owns in the City.
- (f) Such affidavit shall be submitted to the officer conducting the sale prior to the commencement of the public auction of the particular parcel in which the prospective bidder is interested. Failure to submit said affidavit shall disqualify a bidder from participating in the public auction.
- (g) No sale to the highest bidder shall be confirmed by the Municipal Council in the event an investigation and/or inspection reveals that the purchaser is a person who falls within the categories listed in Paragraph 19 sub-section (a) through (f).

In the event a sale is confirmed by the Municipal Council and after the sale has been confirmed by the Municipal Council, it is discovered that the purchaser is a person who falls within the categories set forth in paragraph 16 sub-section (a) through (f) of this resolution, then the purchaser is placed on notice that the said confirmation of sale shall be rescinded by the Municipal Council.

- 17. All offers to bid shall be in increments of no less than one thousand dollars (\$1,000.00).

TITLE:

RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY,
NOT NEED FOR PUBLIC USE, BY PUBLIC AUCTION.

VACANT LAND

THE FOLLOWING PROPERTY IS OFFERED FOR SALE UPON THE CONDITION THAT THE PURCHASERS SHALL CLEAN AND GRADE THE LOT, REPAIR THE SIDEWALK IF NECESSARY, ERECT A FENCE AROUND THAT PART OF THE PERIMETER OF THE LOT WHICH FRONTS ANY PUBLIC STREET WITH A ADJACENT PROPERTY OWNER IN WHICH CASE THE HEIGHT SHALL BE THE SAME AS THE FENCING ON THEIR PROPERTY BUT IN NO CASE LESS THAN THREE (3) FEET IN HEIGHT.

BLOCK	LOT	LOCATION	DESCRIPTION	SIZE	MINIMUM BID
1910	D.2	221 FAIRMOUNT AVE.	VACAND LAND	41.12x 53 TRI.	\$5,000.00

APPROVED: Ann Marie Miller
Ann Marie Miller, Real Estate Manager

APPROVED: B. O'Keefe
Business Administrator

APPROVED AS TO LEGAL FORM

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED **8-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD		ABSENT	
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. 08-807

Agenda No. 10.F

Approved: OCT 22 2008

TITLE: **RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY, NOT NEEDED FOR PUBLIC USE, BY PUBLIC SALE.**



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

WHEREAS, the City of Jersey City (hereinafter referred to as the "City") is the owner of the following properties; and,

WHEREAS, said properties are not needed for public use; and,

WHEREAS, the city is authorizing to sell any such properties by public sale to the highest bidder pursuant to N.J.S.A. 40A:12-13 et seq; and,

WHEREAS, it is in the best interest of the city that a public sale be held for such properties;

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

1. The properties listed below are hereby offered for public sale to the highest bidder at no less than the minimum price set forth herein, subject to the conditions hereinafter as set forth in the terms and conditions of a contract of sale to be executed by the parties, at the **Council Caucus Room, City Hall, 280 Grove Street, Jersey City, New Jersey on Thursday, December 4, 2008 at 10:00 A.M. in the forenoon.**
2. The sale shall be conducted by the Department of Administration, Real Estate Office of the City of Jersey City or by persons designated by the Business Administrator.
3. The sale shall be made subject to:
 - (a) such state of facts which an accurate survey may disclose;
 - (b) easements and restrictions of records, if any;
 - (c) tenancies, leaseholds, and rights of persons in possession;

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- (d) all federal, state, county and municipal laws, statutes, codes, ordinances, rules and regulations affecting the property, its use and occupation;
 - (e) riparian rights or claims;
 - (f) Certificate of Occupancy issued by the Division of Building
4. The properties herein described, or any part thereof, are sold "as is" and without any representation or warranty, either expressed or implied, as to their present condition.
- (a) Prospective purchasers are put on notice that the City's records as to any code violations may not be accurate or up to date and the City expressly makes no representations as to such violations.
 - (b) Purchasers will be given an opportunity to inspect the property prior to the auction to ascertain the condition of the property.
 - (c) It shall not be grounds to nullify the contract of sale if the purchaser discovers or is notified of any code violations after the sale.
5. In the event that the State of New Jersey or any upland owner shall have any rights or claims on the land being sold herein by reason of a riparian interest or otherwise are to be paid for and borne by the purchaser, in addition to the sale price which is bid for said property.
6. All prospective purchasers are put on notice to consult the Water and Sewerage Departments for existing facilities.
7. The purchase price for such properties shall be paid by any of the following methods:
- (a) by payment in money order or certified check for the full purchase price on the Date of Sale.

TITLE: RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY, NOT NEEDED FOR PUBLIC USE, BY PUBLIC SALE

- (b) by depositing on the date of sale twenty (20%) percent of the minimum price by certified check or money order.
 - (c) the balance of the purchase price is to be paid by certified check, money order or bank check within three (3) months of the date of Confirmation of Sale.
 - (d) if the purchaser fails to pay the balance of the purchase price within a three (3) month time limit, the sale to the purchaser is automatically canceled and the deposit shall be forfeited.
8. Purchaser may at its option arrange for a report on title before closing. Within sixty (60) days after the confirmation of sale by the governing body, purchaser shall notify the City in writing of any defects of title which may render title unmarketable. Marketable title is defined herein to mean title which a title company authorized to do business in the State of New Jersey is willing to insure at regular rates. Upon confirmation of such notice, the City shall refund purchaser's entire purchase price without interest and neither party shall have any further obligation or claim under this contract. If purchaser fails to notify the City in accordance with this paragraph, purchaser shall be deemed to have waived all objections to title.
9. Upon conveyance of deed and notice of termination:
- (a) Upon delivery of deed, the purchaser shall be entitled to receive all rents and profits from the property and shall be liable for and make payment to the City for all real property taxes, water and sewerage charges, or other assessments against said properties;
 - (b) the purchaser may not use the property as a residence either for him/herself, until he or she has both
 - (I) repaired, altered, or improved the property so that it complies with the

TITLE: RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY, NOT NEEDED FOR PUBLIC USE, BY PUBLIC SALE

Jersey City Property Maintenance Code and Construction Code and any applicable State and Federal Codes; and,

(II) obtained either a temporary or permanent Certificate of Occupancy issued by the City of Jersey City Construction Official.

10. Upon the date of delivery of deed by the purchaser, risk of loss or damage to the property by fire, storm, burglary, vandalism or other casualty shall be assumed by the purchaser, who shall be completely responsible therefore without any claim against the City. The purchaser shall not be released, by reason of any such loss or damage to the property from any obligation hereunder and shall at his/her own expense properly repair and restore the same, without limiting the obligations of the purchaser hereunder, the proceeds of any insurance coverage provided by the purchaser, shall be made available to the purchaser for such repair or restoration. Further, from the date of contract of the sale the purchaser shall release the City from and shall covenant and agree that the City shall not be liable for and to indemnify and hold the City harmless against any loss or damage to property or injury to or death defect in the property to be conveyed or, arising from any neglect of the City or any construction or rehabilitation performed on the property prior to the date of delivery of deed.
11. If purchaser fails to pay the purchase price when due or within a time as extended or fails to comply with any term of this contract, the Division of Real Estate may at its option rescind the contract or sue purchaser for any damages accruing or both. The City's failure to exercise any right or power arising out of purchaser's breach of this contract, shall not be deemed a waiver.
12. The highest bid shall be made subject to acceptance or rejection by the governing body, but the acceptance or rejection therefore shall be made not later than the second regular meeting of the governing body following the sale, and if the governing body shall fail or refuse to accept or reject the highest bid as afore said, the said bid shall be deemed to have been rejected. The City also reserves the right to reject all bids where the highest bid is not accepted upon notice to the highest bidder and hearing thereto.
13. **PLEASE TAKE NOTICE** that no employee, agent, officer body or subordinate body has any authority to waive, modify or amend any of the conditions of sale without the express approval of the governing body of the City.

TITLE: RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY, NOT NEEDED FOR PUBLIC USE, BY PUBLIC SALE.

14. No commissions shall be paid to any agent, representative or broker or the successful purchaser of any of the properties listed for sale by the City.
15. The prices set forth as minimum herein are merely upset prices and do not constitute market value or future assessments.
16. The purchaser shall not assign or transfer the Contract of Sale, or any interest therein without the prior approval of the Municipal Council of the City of Jersey City, and such approval to assign or transfer shall not be deemed to be an approval of a subsequent assignment or transfer. Any assignment or transfer without the approval shall be void and shall constitute a default and breach. No assignment of the contract of sale or any interest therein shall be made to any person prohibited from purchasing property from the City pursuant to paragraph 19 of this Resolution and Chapter 9 of the Jersey City Code. In the event of approval of an assignment of a contract of sale, the assignee of said contract shall comply with all the conditions of sale required under the terms and conditions of the sale.
17. The City or its duly authorized agents and inspectors shall have the right at all reasonable times to enter upon the property and to examine and inspect the property to determine compliance with the Resolution and the Contract of Sale, or to enforce any remedies in the event of default.
18. The City shall execute a Contract of Sale with any successful bidder upon terms and conditions consistent herewith and upon any additional terms and conditions which are necessary to effectuate the purposes herein and to secure the best interests of the City of Jersey City and its citizens, provided that any additional terms and conditions shall not be inconsistent with the terms and conditions of this resolution.
19. Additional Conditions of Sale.
 - (a) No sale shall be made to any person nor shall said person be permitted to bid who, prior to such sale, has purchased the property being sold or any other property from the City and has breached any of the conditions and terms of the purchase of property from the City.
 - (b) No person who was the previous owner of the property to be sold be permitted to bid for said property if the property was acquired by the City by reason of the non-payment of taxes or other municipal charges by such prior owner.

TITLE: RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY, NOT NEEDED FOR PUBLIC USE, BY PUBLIC SALE.

- (c) No person shall be permitted to bid for any property to be sold by the City if that person is delinquent in the payment of taxes or other municipal charges on any other property which such person shall own in the City.
- (d) No sale shall be made to any person who owns other property in the City regarding which properties there exists violations of the Property Maintenance Code and/or Uniform Construction Code, which violations have not been corrected at the time of the sale.
- (e) **PLEASE TAKE NOTICE** all bidders, whether they be the actual prospective purchasers or agents of or representatives of the actual prospective purchasers, shall submit an affidavit, under oath, setting forth the following:
 - (i) That the actual purchaser is not a person who has previously breached a contract for the purchase of property from the City.
 - (ii) That the actual prospective purchaser is not the former owner from whom the City acquired the property to be sold or any other property by reason of the non-payment of taxes or other municipal charges.
 - (iii) That the actual prospective purchaser is not the owner of any other property in the City who is delinquent in the payment of taxes or other municipal charges on said other property.
 - (iv) That the actual prospective purchaser is not the owner of any other properties in the City regarding which there exists Violations of the Property Maintenance Code and/of Uniform Construction Code, which violations have not been corrected at the time of the sale.
 - (v) Such affidavit shall contain the address and block and lot numbers of all the properties that the prospective purchaser owns in the City.

TITLE: RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY, NOT NEEDED FOR PUBLIC USE, BY PUBLIC SALE.

(f) Such affidavit shall be submitted to the officer conducting the sale prior to the commencement of the public auction of the particular parcel in which the prospective bidder is interested. Failure to submit said affidavit shall disqualify a bidder from participating in the public auction.

(g) No sale to the highest bidder shall be confirmed by the Municipal Council in the event an investigation and/or inspection reveals that the purchaser is a person who falls within the categories listed in Paragraph 19 sub-section (a) through (f).

In the event a sale is confirmed by the Municipal Council and after the sale has been confirmed by the Municipal Council, it is discovered that the purchaser is a person who falls within the categories set forth in paragraph 19 sub-section (a) through (f) of this resolution, then the purchaser is placed on notice that the said confirmation of sale shall be rescinded by the Municipal Council.

20. The City of Jersey City conveys this property to buyer so long as buyer rehabilitates the property in compliance with the Uniform Construction Code and the Property Maintenance Code.

The buyer shall demonstrate compliance with the Uniform Construction Code and the Property Maintenance Code by obtaining a Certificate of Occupancy from the Construction Official.

The Construction Official may issue a temporary Certificate of Occupancy for portions of the building provided such portions are in substantial compliance with code standards. Securing a temporary Certificate of Occupancy shall not, however, constitute compliance with the conditions of sale.

Upon receiving a deed, listed below is the period of time in which a purchaser shall have to repair, alter and improve the property.

**Special Purpose Building
540 Days (18 Months)**

The City Council will not under any circumstances grant an extension of the rehabilitation period listed above.

City Clerk File No. Res. 08-807Agenda No. 10.F. OCT 22 2006RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY, NOT NEEDED
FOR PUBLIC USE, BY PUBLIC SALE.

TITLE:

21. **PLEASE TAKE NOTICE** the buyer shall not sell, convey or otherwise transfer the above described property until the buyer has rehabilitated the property in compliance with the housing code standards and has complied with the other conditions of sale contained in the resolution.

If the buyer (1) fails to make the required repairs within the time allotted in Paragraph 20, (2) sells or attempts to sell the property before making the required repairs, or (3) refuses access to City Officials seeking to inspect the property, title to the property shall automatically revert to and become vested in the City of Jersey City.

The City Council shall upon the buyer's completion of all the terms and conditions of sale adopt a resolution stating such fact and shall remove from the deed the restriction against alienation.

22. The City of Jersey City's right of reversion is hereby subordinated to the mortgage of the buyer's lender specifically as follows: A transfer of title to such mortgagee pursuant to the mortgage will not be considered a condition activating the City of Jersey City's right of reversion. The express intent being that prior to reversion of title to the City of Jersey City, the mortgagee shall have the right to assume the obligations and duties of buyer set forth in this deed including the buyer's duty to make the required repairs within the number of days as set forth in the Council resolution authorizing the sale of property at public auction. The assumption of the duties and obligations of the buyer by the mortgagee shall not extend the time period for completion of repairs. The mortgagee's right to assume the duties and obligations of the buyer shall arise upon a default under the mortgage and/or upon a default under the terms and conditions of the City Council resolution authorizing the sale of this property at public auction.
23. All offers to bid shall be in increments of no less than one thousand dollars (\$1,000.00).

SEE RIDER ATTACHED

TITLE: RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY, NOT NEEDED FOR PUBLIC USE, BY PUBLIC SALE

THE FOLLOWING PROPERTIES ARE OFFERED FOR SALE WITH THE CONDITION THAT THE PURCHASER SHALL REPAIR, ALTER AND IMPROVE IN ACCORDANCE WITH THE BRIGHT STREET REDEVELOPMENT PLAN AND THE TERMS AND CONDITIONS OF SALE.

BLOCK	LOT	LOCATION	DESCRIPTION	SIZE	MINIMUM BID
235	169	14 BRIGHT STREET	2S-B-COMMERCIAL	25 x 100	
235	168	16 BRIGHT STREET	VACANT LAND	25 x 100	\$ 700,000.00

DESCRIPTION CODES

S-STORY, B-BRICK, BT-BASEMENT, H-HEAT

PHYSICAL DESCRIPTIONS OF EACH PROPERTY AS SET FORTH IN THIS LAND SALE ARE FOR INFORMATIONAL PURPOSES ONLY AND THE CITY OF JERSEY CITY WILL NOT BE RESPONSIBLE FOR THEIR ACCURACY.

TITLE: RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY, NOT NEEDED FOR PUBLIC USE, BY PUBLIC SALE.

APPROVED: [Signature]
Ann Marie Miller, Real Estate Manager
APPROVED: [Signature]
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required
Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD		ABSENT	
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 Vena, Jr. President of Council

[Signature]
Robert Byrne, City Clerk

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

City Clerk File No. Res. 08-808

Agenda No. 10.G

Approved: _____

TITLE: **RESOLUTION AUTHORIZING THE PURCHASING AGENT TO SELL VARIOUS CARS NOT NEEDED FOR PUBLIC USE**



COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the City of Jersey City ("City") owns various cars which are not needed for public use and which have salvage value; and

WHEREAS, N.J.S.A. 40A:11-36 authorizes the sale of municipal personal property not needed for public use by public sale; and

WHEREAS, the Purchasing Agent desires to sell these cars by conducting a public auction.

NOW, THEREFORE, Be It Resolved by the Municipal Council of the City of Jersey City that the Purchasing Agent is hereby authorized to sell the City's various cars to the highest bidder subject to the terms and conditions set forth herein:

- (a) The City is offering to sell approximately forty five cars (45). Bids must be for the entire quantity. Any bid for less than the entire quantity will be rejected as being non-responsive.
- (b) Bids must be submitted based on a cost per vehicle. The minimum bid is \$100.00 per vehicle. The successful bidder shall be required to pick up the respective cars at the City's Department of Public Works facility using it's own equipment and laborers at no cost to the City. Pick up may be done Monday through Friday between 9:00 a.m. and 4:00 p.m. Pick up must be within 10 working days after the bidder receives written notification that it is the successful bidder.
- (c) A notice of the date, time, and place for the acceptance of bids and a description of the items to be sold and the conditions of sale shall be advertised in a newspaper circulating in the municipality not less than 7 nor more than 14 days before the date of the sale.
- (d) The City reserves the right in protection of the best interests of the City to waive any technical error, to reject any bid or any part thereof for any reason whatsoever.
- (e) The City reserves the right to be exercised by the Purchasing Agent after opening all bids received to either accept the highest bid or reject all bids.

BE IT FURTHER RESOLVED, that the Purchasing Agent is authorized to take such other actions that may be necessary or appropriate to effectuate the purposes of this resolution including the execution of any documents that may be necessary to transfer title to the personal property sold by the

APPROVED: John M. Yurchak APPROVED AS TO LEGAL FORM
John M. Yurchak, Director, Department of Public Works

JMY/sb
 October 14, 2008

APPROVED: B. O'Keefe

[Signature]

COUNCILPERSON:	A)
SOTTOLANO	
SPINELLO	
LIPSKI	

✓ Indicates Vote

Adopted at a meeting of

withdawn

	NAY	N.V.

at Voting (Abstain)

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

City Clerk File No. Res. 08-809

Agenda No. 10.H

Approved: _____

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO PURCHASE A FIRE TRUCK FROM THE TOWNSHIP OF OLD BRIDGE, NJ AUTHORIZED PURSUANT TO N.J.S.A. 40A:11-5(3)

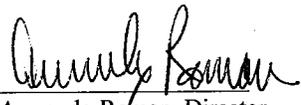
COUNCIL AS A WHOLE, offered and moved adoption of the following Resolution:

- WHEREAS**, the Jersey City Fire Department is in need of a fire truck to be used for training, and
- WHEREAS**, the Township of Old Bridge, Middlesex County, NJ has agreed to sell a 1989 Hahn Fire Truck for a cost of \$8,000, and
- WHEREAS**, pursuant to N.J.S.A. 40A:11-5(3) the City of Jersey City may purchase the vehicle from another municipality, and
- WHEREAS**, the terms of the sale have been approved by a Resolution passed by the Board of Fire Commissioners for the Township of Old Bridge, and
- WHEREAS**, the sum of \$8,000 is budgeted for in the Fiscal Year 2008 Capital Account # 04-215-55-848-990, and

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

1. Authorize the Business Administrator to execute a contract with the Township of Old Bridge, NJ in the sum of \$8,000 for the purchase of (1) 1989 Hahn Pumper Truck for use by the Jersey City Fire Department as per N.J.S.A.40A:11-5(3).
2. Authorize the signing of an indemnification agreement by the Risk Manager and/or Corporation Counsel as part of the contract.

I, _____ Donna Mauer, Chief Financial Officer of the City of Jersey City, certify that there are sufficient funds available for payment of the above Resolution in Capital Account No. 04-215-55-848-990.

APPROVED: 
 Armando Roman, Director
 Fire & Emergency Services

APPROVED: _____

APPROVED AS TO LEGAL FORM _____

APPROVED: 

COUNCILPERSON
SOTTOLANO
SPINELLO
LIPSKI

✓ Indicates Vote
 Adopted at a meeting

withdrown

AYE	NAY	N.V.

N.V.-Not Voting (Abstain)

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

City Clerk File No. Res. 08-810

Agenda No. 10.1

Approved: OCT 22 2008



TITLE:

RESOLUTION AUTHORIZING A MONTH TO MONTH EXTENSION NOT TO EXCEED FOUR MONTHS COMMENCING ON NOVEMBER 1, 2008 OF A CONTRACT WITH STATEWIDE SANITATION SERVICES, INC. FOR PROVIDING JANITORIAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF BUILDINGS AND STREETS MAINTENANCE

COUNCIL

OFFERED AND MOVED

ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, Resolution 04-165, approved on March 4, 2004, awarded a two (2) year contract in the amount of \$50,296.00 per year effective as of March 1, 2004 and ending on February 28, 2006 to Statewide Sanitation Services, Inc. (Statewide) for providing janitorial services at various buildings owned by the City of Jersey City (City); and

WHEREAS, pursuant to N.J.S.A. 40A:11-15, the City extended the contract for an additional four months commencing on March 1, 2006 and ending on June 30, 2006 while the City bid for a new contract; and

WHEREAS, the total cost of that contract extension was \$56,000.00; and

WHEREAS, the City accepted bids for a new contract on June 20, 2006; and

WHEREAS, the low bidder for the buildings currently serviced by Statewide was Bradford & Byrd Associates (B&B); and

WHEREAS, B&B requested a hearing after the Purchasing Agent recommended that its bid be rejected; and

WHEREAS, Resolution 06-677, approved on August 16, 2006, extended the City's contract with Statewide on a month-to-month basis not to exceed three months effective as of July 1, 2006 while the City conducted the hearing; and

WHEREAS, the total cost of that contract extension was \$42,000.00; and

WHEREAS, Resolution 06-849, approved on October 11, 2006, extended the City's contract with Statewide on a month to month basis not to exceed three months effective as of October 1, 2006 because the hearing that began on August 25, 2006 was not concluded; and

WHEREAS, the total cost of that contract extension was \$12,000.00; and

WHEREAS, Resolution 07-062, approved on January 24, 2007, extended the City's contract with Statewide on a month-to-month basis not to exceed three months effective as of January 1, 2007 because the hearing that began on August 25, 2006 was still not concluded; and

WHEREAS, the total cost of that contract extension was \$24,000.00; and

WHEREAS, Resolution 07-349, approved on May 9, 2007, extended the City's contract with Statewide on a month-to-month basis not to exceed three months effective as of April 1, 2007 because the hearing that began on August 25, 2006 was still not concluded; and

WHEREAS, the total cost of that contract extension was \$24,000.00; and

(continued on page 2)

City Clerk File No. Res. 080810Agenda No. 10.1 OCT 22 2008

TITLE: RESOLUTION AUTHORIZING A MONTH TO MONTH EXTENSION NOT TO EXCEED FOUR MONTHS COMMENCING ON NOVEMBER 1, 2008 OF A CONTRACT WITH STATEWIDE SANITATION SERVICES, INC. FOR PROVIDING JANITORIAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF BUILDINGS AND STREETS MAINTENANCE

WHEREAS, although the B&B hearing had concluded in June 2007, Resolution 07-622 approved on August 8, 2007, extended the City's contract with Statewide on a month to month basis not to exceed three months effective as of July 1, 2007, because the City was in process of amending its Living Wage Ordinance and the bid specifications for janitorial services could not be completed until the amendments to the Living Wage Ordinance were completed; and

WHEREAS, the total cost of that contract extension was \$24,000.00; and

WHEREAS, Resolution 07-859, approved on November 7, 2007, extended the City's contract with Statewide on a month to month basis not to exceed three months effective as of October 1, 2007 because the City was still in the process of amending its Living Wage Ordinance; and

WHEREAS, the total cost of that contract extension was \$24,000.00; and

WHEREAS, Ordinance 07-182, approved on November 28, 2007, amended the City's Living Wage Ordinance effective as of December 18, 2007; and

WHEREAS, Resolution 08-084, approved on January 23, 2008, extended the City's contract with Statewide on a month to month basis not to exceed three months effective as of January 1, 2008 because the City was preparing revised bid specifications that included provisions required by the amended Living Wage Ordinance; and

WHEREAS, the total cost of that extension was \$24,000.00; and

WHEREAS, Resolution 08-238, approved on April 9, 2008, extended the City's contract with Statewide on a month to month basis not to exceed three months effective as of April 1, 2008 because the City was still preparing revised bid specifications; and

WHEREAS, the total cost of that extension was \$24,000.00; and

WHEREAS, the City accepted bids for new janitorial services contracts on June 26, 2008; and

WHEREAS, because of bid protests and questions regarding the interpretation and application of the amended Living Wage Ordinance to the City's janitorial services bid specifications, Resolution 08-610 approved on August 6, 2008, rejected all bids and authorized additional revisions to the sections of the bid specifications pertaining to the Living Wage Ordinance; and

WHEREAS, Resolution 08-559, approved on August 20, 2008, extended the janitorial services contract with Statewide for an additional four (4) months effective July 1, 2008 through October 31, 2008; and

WHEREAS, it is necessary to extend Statewide's contract on a month to months basis not to exceed four (4) months commencing on November 1, 2008 while the City advertises for bids for a new contract based on the revised bid specifications; and

WHEREAS, the total cost of the contract extension for four months is \$32,000; and

(continued on page 3)

City Clerk File No. Res. 08-810
 Agenda No. 10.1 OCT 22 2008

TITLE: **RESOLUTION AUTHORIZING A MONTH TO MONTH EXTENSION NOT TO EXCEED FOUR MONTHS COMMENCING ON NOVEMBER 1, 2008 OF A CONTRACT WITH STATEWIDE SANITATION SERVICES, INC. FOR PROVIDING JANITORIAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF BUILDINGS AND STREETS MAINTENANCE**

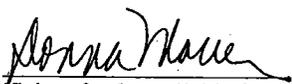
Vendor:	Locations:	Purchase Order #	Amount
Statewide Sanitation Services Corp. 86 Washington St, West Orange, NJ 07052	- City Hall - North District - Municipal Court & Violations - Mini Precinct	93263	\$16,000.00
		Temporary Encumbrance	\$ 16,000.00

WHEREAS, this contract extension increase the original contract amount by more than 20% and N.J.A.C. 5:30-11.9 requires the adoption of a resolution authorizing all change orders in excess of 20%; and

WHEREAS, these funds are available in Account No. **09-01-201-26-291-314**.

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

1. The extension of a contract with Statewide Sanitation Services Corp. for providing janitorial services at various buildings throughout the City on a month to month basis not to exceed four months commencing on November 1, 2008 is approved;
2. The total cost of the contract extension shall not exceed the sum of \$32,000.00 ; and
3. Notice of this change order shall be published once in a newspaper of general circulation in the City of Jersey City as required by law;

I,  (Donna Mauer), Chief Financial officer certify that there are sufficient funds available for the payment in Account No. **09-01-201-26-291-314**.

Approved: _____
 Peter Folgado, Acting Purchasing Director

(continued on page 4)

TITLE:

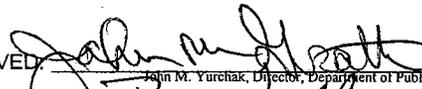
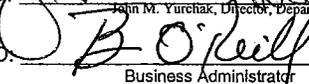
RESOLUTION AUTHORIZING A MONTH TO MONTH EXTENSION NOT TO EXCEED FOUR MONTHS COMMENCING ON NOVEMBER 1, 2008 OF A CONTRACT WITH STATEWIDE SANITATION SERVICES, INC. FOR PROVIDING JANITORIAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF BUILDINGS AND STREETS MAINTENANCE

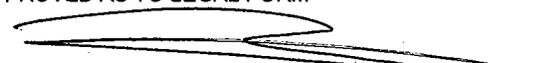
Requisition # 0141851

Account # 09-01-201-26-291-314

Purchase Order # 93263

JMY / sb
October 14, 2008

APPROVED: 
John M. Yurechak, Director, Department of Public Works
APPROVED: 
Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required

Not Required

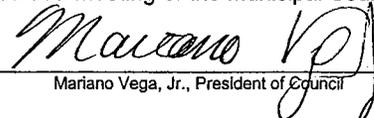
APPROVED 8-0

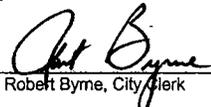
RECORD OF COUNCIL VOTE ON FINAL PASSAGE 10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD			ABSENT
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ 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. 08-811

Agenda No. 10.J

Approved: OCT 22 2008



TITLE: RESOLUTION AUTHORIZING MONTH TO MONTH EXTENSIONS NOT TO EXCEED FOUR MONTHS EFFECTIVE AS OF NOVEMBER 1, 2008 OF CONTRACTS WITH CHUK'S PROFESSIONAL CLEANING INC., MAVERICK BUILDING SERVICES, INC., AND STATEWIDE SANITATION SERVICES CORP. FOR PROVIDING JANITORIAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF BUILDINGS AND STREETS MAINTENANCE

COUNCIL

OFFERED AND MOVED

ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, Resolution 06-678, approved on August 16, 2006, awarded one (1) year contracts, effective as of July 1, 2006 and ending on June 30, 2007, to the lowest responsible bidders, Chuk's Professional Cleaning Inc., Maverick Building Services, Inc., and Statewide Sanitation Services Corp. for providing janitorial services at various buildings; and

WHEREAS, pursuant to N.J.S.A. 40A:11-15, the City of Jersey City (City) extended the contracts for an additional three months effective as of July 1, 2007 and ending on September 30, 2007, because the City was in the process of amending its Living Wage Ordinance and the bid specifications for janitorial services could not be completed until the amendments to the Living Wage Ordinance were completed; and

WHEREAS, the total cost of the contract extensions was \$56,500.00; and

WHEREAS, Resolution 07-860, approved on November 7, 2007, extended the City's contracts for three months effective as of October 1, 2007 because the City was still in the process of amending its Living Wage Ordinance; and

WHEREAS, the total cost of the contract extensions was \$56,500.00; and

WHEREAS, Ordinance 07-182 approved on November 28, 2007 amended the City's Living Wage Ordinance effective as of December 18, 2007; and

WHEREAS, Resolution 08-350, approved on January 23, 2008, extended the City's contracts for three months effective as of January 1, 2008 because the City was preparing revised bid specifications that included provisions required by the amended Living Wage Ordinance; and

WHEREAS, the total cost of the contract extensions was \$56,500.00; and

WHEREAS, Resolution 08-237, approved on April 9, 2008, extended the City's contracts for three months effective as of April 1, 2008 because the City was still preparing revised bid specifications; and

WHEREAS, the City accepted bids for new janitorial services contracts on June 26, 2008; and

WHEREAS, because of bid protests and questions regarding the interpretation and application of the amended Living Wage Ordinance to the City's janitorial services bid specifications, Resolution 08-610 approved on August 6, 2008 rejected all bids and authorized additional revisions to the sections of the bid specifications pertaining to the Living Wage Ordinance; and

WHEREAS, Resolution 08-660, approved on August 20, 2008, extended the janitorial services contracts for an additional four (4) months effective as of July 1, 2008 through October 31, 2008 while revised bid specifications were prepared; and

City Clerk File No. Res. 08-811
 Agenda No. 10.J **OCT 22 2008**

TITLE:

RESOLUTION AUTHORIZING MONTH TO MONTH EXTENSIONS NOT TO EXCEED FOUR MONTHS EFFECTIVE AS OF NOVEMBER 1, 2008 OF CONTRACTS WITH CHUK'S PROFESSIONAL CLEANING INC., MAVERICK BUILDING SERVICES, INC., AND STATEWIDE SANITATION SERVICES CORP. FOR PROVIDING JANITORIAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF BUILDINGS AND STREETS MAINTENANCE

WHEREAS, it is necessary to extend the janitorial services contracts on a month to month basis not to exceed four (4) months commencing on November 1, 2008 while the City advertises for bids for new contracts based on the revised bid specifications; and

WHEREAS, these contract extensions increase the original contract amounts by more than 20% and N.J.A.C. 5:30-11.9 requires the adoption of a resolution authorizing all change orders in excess of 20%; and

WHEREAS, the total cost of the contract extensions for four months is \$77,000.00 and these funds are available in Account No. **09-01-201-26-291-314**; and

Vendor:	Location:	Ext. Amt:
Chuk's Professional Cleaning, Inc.	Block 1: - Police HDQ- 8 Erie Street - Economic Assistance, 121 Newark Ave. - Health Clinic, 115 Christopher Col. Dr.	\$11,000.00
Chuk's Professional Cleaning, Inc	Block 3: - South District, 191 Bergen Avenue - Maureen Collier Mem. Sr. Ctrzn Ctr, 355 Bergen Av	\$8,000.00
Chuk's Professional Cleaning, Inc	Block 5: - West District, 576 Communipaw Ave. - Juvenile Bureau, 130 Cator Ave.	\$6,000.00
Chuk's Professional Cleaning, Inc	Block 10: - One Journal Square Plaza	\$7,000.00
Chuk's Professional Cleaning, Inc	Block 11: - Human Resources, 201 Cornel. Ave.	\$7,000.00
Chuk's Professional Cleaning, Inc	Block 12: - Public Works Compound, Route 440	\$15,000.00
Chuk's Professional Cleaning, Inc	Block 13: - Community Police & Housing Code, 325 Palisade Ave. - Paterson St. Ctr; 28 Paterson Street	\$6,000.00
Maverick Building Services	Block 4: - East District, 207 - 7 th Street - Fire HDQ, 465 Marin Blvd.	\$8,000.00
Statewide Sanitation Service	Block 9: - Police Academy, Ft. of Chapel Ave. - Caven Pt. Recr Facility, 1 Chapel Ave. - Car Pound, 100 Phillips Street	\$9,000.00
	TOTAL EXTENSION AMOUNT	\$77,000.00

City Clerk File No. Res. 08-811Agenda No. 10.JTITLE: **OCT 2 2 2008**

RESOLUTION AUTHORIZING MONTH TO MONTH EXTENSIONS NOT TO EXCEED FOUR MONTHS EFFECTIVE AS OF NOVEMBER 1, 2008 OF CONTRACTS WITH CHUK'S PROFESSIONAL CLEANING INC., MAVERICK BUILDING SERVICES, INC., AND STATEWIDE SANITATION SERVICES CORP. FOR PROVIDING JANITORIAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF BUILDINGS AND STREETS MAINTENANCE

Vendor:	Locations:	Purchase Order #	Amount
Chuk's Professional Cleaning, Inc, 8 Davidson St. Belleville, NJ 07109	Block #s : 1, 3, 5, 10, 11, 12, 13	<u>93260</u>	\$60,000.00
Maverick Building Services 22 Chestnut St. Rutherford, NJ 07070	Block #: 4	<u>93261</u>	\$8,000.00
Statewide Sanitation Service 86 Washington St, West Orange, NJ 07052	Block #: 9	<u>93262</u>	\$9,000.00
			<u>\$ 77,000.00</u>

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

1. The extensions of contracts with Chuk's Professional Cleaning, Inc, Maverick Building Services Inc, and Statewide Sanitation Services Corp. for providing janitorial services for various buildings throughout the City on a month to month basis not to exceed four months commencing on November 1, 2008 are approved;
2. The total cost of the contract extensions shall not exceed the sum of \$77,000.00; and
3. Notice of this change order shall be published once in a newspaper of general circulation in the City of Jersey City as required by law.

OCT 22 2008

TITLE: RESOLUTION AUTHORIZING MONTH TO MONTH EXTENSIONS NOT TO EXCEED FOUR MONTHS EFFECTIVE AS OF NOVEMBER 1, 2008 OF CONTRACTS WITH CHUK'S PROFESSIONAL CLEANING INC., MAVERICK BUILDING SERVICES, INC., AND STATEWIDE SANITATION SERVICES CORP. FOR PROVIDING JANITORIAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF BUILDINGS AND STREETS MAINTENANCE

Chuk's Professional (0141846) , PO # 93260

Maverick Building Services (0141848), PO # 93261

Statewide Sanitation (0141849), PO # 93262

I, Donna Mauer (Donna Mauer), Chief Financial officer certify that there are sufficient funds available for the payment in Account No. 09-01-201-26-291-314.

Approved: _____
 Peter Folgado, Acting Purchasing Director

JMY/sb
 October 14, 2008

APPROVED: John M. Kurehak (John M. Kurehak, Director, Department of Public Works) APPROVED AS TO LEGAL FORM
 APPROVED: B. O'Keefe (Business Administrator) _____ (Corporation Counsel)

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD		ABSENT	
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. 08-812

Agenda No. 10.K

Approved: OCT 22 2008



TITLE: **RESOLUTION AUTHORIZING A CHANGE ORDER FOR A CONTRACT WITH JIM LUONGO CONSTRUCTION, INC. FOR THE CITY HALL - COUNCIL CHAMBERS RENOVATION, PROJECT NO. 2004-003 FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ARCHITECTURE**

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, the Municipal Council of the City of Jersey City at its October 24, 2007, meeting authorized the award of a Contract between the City of Jersey City and Jim Luongo Construction for a total bid price of \$1,624,100.00 with a 10% contingency of \$162,410.00; and

WHEREAS, it has become necessary to amend the aforementioned contract because of additional work that could not be effectuated under a separate contract and items of work, all explicitly excluded from the contractor's contract and outlined in the attached Memorandum dated October 3, 2008 to the Municipal Council from Glenn A. Wrigley, A.I.A., Chief Architect; and

WHEREAS, the additional amount to be encumbered for this Change Order shall not exceed THREE HUNDRED THIRTY THOUSAND DOLLARS (\$330,000.00) representing an overall increase of 20% over the original amount; and

WHEREAS, these funds are available for this expenditure in:

<u>Account</u>	<u>P. O. No.</u>	<u>Amount</u>
02-213-40-891-314	90484	\$300,000.00
04-215-55-838-991		\$ 30,000.00
	Total Encumbrancy	\$330,000.00

WHEREAS, this change order increases the original contract amount by more than 20% and N.J.A.C. 5:30-11.9 requires the adoption of a resolution authorizing all change orders in excess of 20%.

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

1. A change order in the amount of \$330,000.00 increasing the contact amount with Jim Luongo Construction Inc. from \$1,624,100.00 to \$1,954,100.00 plus the contingency of \$162,410.00 bringing the total contract amount to \$2,116,510 is hereby approved;
2. All other terms and conditions of the agreement shall remain in effect; and
3. Notice of this change order will be published once in a newspaper of general circulation in the City of Jersey City as required by law.

Donna Mauer (Donna Mauer), as Chief Financial Officer hereby certify that these funds are available for this expenditure in Account Number 02-213-40-891-314 (Hudson County Open Space Grant) and 04-215-55-838-991 (Capital) for payment of the above resolution.

APPROVED: *B. O'Reilly*
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD		ABSENT	
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. 08-813

Agenda No. 10.1

Approved: OCT 22 2008



TITLE:

RESOLUTION AUTHORIZING THE RENEWAL OF A CONTRACT WITH CERTIFIED PRODUCTS COMPANY, INC. TO FURNISH AND DELIVER VARIOUS AUTOMOTIVE FLUIDS AND LUBRICANTS TO THE DEPARTMENT OF PUBLIC WORKS / AUTOMOTIVE MAINTENANCE

COUNCIL
THE FOLLOWING RESOLUTION:

OFFERED AND MOVED ADOPTION OF

WHEREAS, Resolution No. 07-847 approved on November 07, 2007 awarded a one year contract in the amount of \$184,170.80 to Certified Products Company, Inc. to furnish and deliver various fluids and lubricants; and

WHEREAS, the bid specifications provided the City of Jersey City (City) with the option to renew the contract for an additional year with no price increase; 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 to renew the contract for an additional one-year period effective as of November 08, 2008 and ending on November 07, 2009; and

WHEREAS, the total cost of the contract renewal is \$ 184,170.80; and

WHEREAS, the funds in the amount of \$30,000.00 are available in Account No. 09-01-201-26-315-208.

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

- 1) The Mayor or Business Administrator is authorized to renew the agreement with Certified Products Company, Inc. to furnish and deliver various automotive fluids and lubricants;
- 2) The renewal contract is for a one-year period effective as of November 08, 2008. The total cost of the contract shall not exceed \$184,170.80;
- 3) Pursuant to N.J.A.C. 5:30-5.5(a), the continuation of the contract after the expenditure of funds encumbered in the 2009 fiscal year temporary budget, shall be subject to the availability and appropriation of sufficient funds in the 2009 fiscal year permanent budget and in the subsequent fiscal year budget;
- 4) This contract shall be subject to the condition that the vendor/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.

(Continued on Page 2)

TITLE: **RESOLUTION AUTHORIZING THE RENEWAL OF A CONTRACT WITH CERTIFIED PRODUCTS COMPANY, INC. TO FURNISH AND DELIVER VARIOUS AUTOMOTIVE FLUIDS AND LUBRICANTS TO THE DEPARTMENT OF PUBLIC WORKS / AUTOMOTIVE MAINTENANCE**

I, Donna Mauer Donna Mauer, as Chief Financial Officer, hereby certify that these funds are available for this expenditure in Account No. 09-01-201-26-315-208 for payment of the above resolution.

Requisition # 0142483

Purchase Order # 94110

Temp.Encumbrancy \$30,000.00

JMY/sb
October 03, 2008

Approved: _____
Peter Folgado, Acting Director Purchasing

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

APPROVED AS TO LEGAL FORM

APPROVED: B. O. Kelly
Business Administrator

Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD		ABSENT	
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. 08-814

Agenda No. 10.M

Approved: OCT 22 2008



TITLE: RESOLUTION AWARDING A PROFESSIONAL SERVICE AGREEMENT TO ERFS, INC. TO PROVIDE THE CITY OF JERSEY CITY WITH ENVIRONMENTAL SERVICES ON THE PPG ON GARFIELD AVENUE

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City requires the services of an engineer to perform environmental investigations and remediation on the PPG site on Garfield Avenue related to a new Public Works and Incinerator Authority Complex; and

WHEREAS, ERFS, Inc. is qualified to perform these services and will provide these services for a total amount of \$100,000; and

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

WHEREAS, in March 2008, the City publicly advertised a Request for Qualifications (RFQ) using the "fair and open process" as described under the Pay-to-Play Law; and

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

WHEREAS, in addition ERFS, Inc. have signed the Pay-to-Play Certification required by the adoption of Ordinance 08-128; and

WHEREAS, funds in the amount of \$100,000 are available for the cost of these services from the Honeywell Environmental Fund Account No.:

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

1. An agreement is awarded to ERFS, Inc. of 2150 Highway 35, Suite 250, Sea Girt, New Jersey 08750 to undertake an environmental investigation and remediation of the PPG Site located on Garfield Avenue, for a total amount of \$100,000, including expenses.
2. This contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.
3. The Mayor or Business Administrator is hereby authorized to execute an agreement in substantially the form attached subject to such modification as the Corporation Counsel deems appropriate or necessary.
4. A copy of this resolution will be published in a newspaper of general circulation in the City of Jersey City as required by law within (10) days of the adoption of the resolution.

Execution of the attached contract and payment of services authorized by contract is subject to the availability of funds.

Donna Mauer, Chief Financial Officer

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: B O'Reilly
Business Administrator

Corporation Counsel

Certification Required

Not Required

APPROVED 8-0
10/22/08

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				10/22/08							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
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. 08-815
 Agenda No. 10.N
 Approved: OCT 22 2008



TITLE: RESOLUTION AWARDING A PROFESSIONAL SERVICE AGREEMENT TO STANTEC CONSULTING SERVICES, INC. TO UNDERTAKE TRAFFIC ENGINEERING SERVICES AT 20 EAST LINDEN AVENUE AND THE PJP LANDFILL ON ROUTE 1 & 9

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City requires the services of a traffic engineer to perform traffic engineering services at 20 East Linden Avenue and the PJP Landfill on Route 1 & 9 related to the relocation of Public Works and Incinerator Authority Complex; and

WHEREAS, Stantec Consulting Services, Inc. is qualified to perform these services and will provide these specialized services for a total amount of \$100,000; and

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

WHEREAS, in March 2008, the City publicly advertised a Request for Qualifications (RFQ) using the "fair and open process" as described under the Pay-to-Play Law; and

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

WHEREAS, in addition Stantec Consulting Services, Inc. have signed the Pay-to-Play Certification required by the adoption of Ordinance 08-128; and

WHEREAS, funds in the amount of \$100,000 are available for the cost of these services in the Honeywell Site Preparation Fund Account No.:

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

1. An agreement is awarded to Stantec Consulting Services, Inc. of 365 West Passaic Street, Rochelle Park, New Jersey 07662 to undertake traffic engineering services on 20 East Linden Avenue and the PJP Landfill on Route 1& 9 for a total amount of \$100,000, including expenses.
2. This contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.
3. The Mayor or Business Administrator is hereby authorized to execute an agreement in substantially the form attached subject to such modification as the Corporation Counsel deems appropriate or necessary.
4. A copy of this resolution will be published in a newspaper of general circulation in the City of Jersey City as required by law within (10) days of the adoption of the resolution.

I hereby certify that there are sufficient funds available in Account No. ~~14-226-05-000-029~~ PO94207 for payment of this resolution.

Donna Mauer
 Donna Mauer, Chief Financial Officer

APPROVED: _____ APPROVED AS TO LEGAL FORM

APPROVED: *B. O'Keefe* Business Administrator _____ Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD		ABSENT	
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. 08-816
 Agenda No. 10.0
 Approved: OCT 22 2008



TITLE: RESOLUTION AWARDING A PROFESSIONAL SERVICE AGREEMENT TO URBahn ARCHITECTS TO PROVIDE ARCHITECTURAL/ENGINEERING SERVICES IN CONNECTION WITH THE RELOCATION OF PUBLIC WORKS AND THE INCINERATOR AUTHORITY COMPLEX

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City requires architectural/engineering services to provide the City with a consolidation study and to evaluation of various properties such as 20 East Linden Avenue and the PJP Landfill on Route 1 & 9 in connection with the relocation of the Public Works and Incinerator Authority Complex; and

WHEREAS, Urbahn Architects is qualified to perform these services and will provide these specialized services for a total amount of \$346,000; and

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

WHEREAS, in March 2008, the City publicly advertised a Request for Qualifications (RFQ) using the "fair and open process" as described under the Pay-to-Play Law; and

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

WHEREAS, in addition Urbahn Architects have signed the Pay-to-Play Certification required by the adoption of Ordinance 08-128; and

WHEREAS, funds in the amount of \$346,000 are available for the cost of these services from the Honeywell Site Preparation Fund Account No.:

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

1. An agreement is awarded to Urbahn Architects of 60 Park Place, Newark, New Jersey 07102 to undertake architectural/engineering services to provide the City with a study and evaluation of various properties such as 20 East Linden Avenue and the PJP Landfill site on Route 1 & 9, for a total amount of \$346,000, including expenses.
2. This contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.
3. The Mayor or Business Administrator is hereby authorized to execute an agreement in substantially the form attached subject to such modification as the Corporation Counsel deems appropriate or necessary.
4. A copy of this resolution will be published in a newspaper of general circulation in the City of Jersey City as required by law within (10) days of the adoption of the resolution.

I hereby certify that there are sufficient funds available in Account No. ~~04-226-65-000-029~~ for payment of this resolution. PO 94205

Donna Mauer, Chief Financial Officer

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED:
 Business Administrator

Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
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. 08-817

Agenda No. 10.P

Approved: OCT 22 2008



TITLE: RESOLUTION AWARDING A PROFESSIONAL SERVICE AGREEMENT TO MALCOLM PIRNIE, INC. TO UNDERTAKE ENVIRONMENTAL INVESTIGATIONS AT VARIOUS SITES IN JERSEY CITY

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City requires the services of an engineer to perform environmental investigations at various sites including but not limited to PJP Landfill on Route 1 & 9, Commercial Street and 20 East Linden Avenue in connection with a new Public Works and Incinerator Authority Complex; and

WHEREAS, Malcom Pirnie, Inc., 17-17 Route 208 North, Fair Lawn, New Jersey is qualified to perform these services and will provide these services at the rate of \$150 per hour, including expenses, for a total sum not to exceed \$200,000; and

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

WHEREAS, in March 2008, the City publicly advertised a Request for Qualifications (RFQ) using the "fair and open process" as described under the Pay-to-Play Law; and

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

WHEREAS, in addition Macolm Pirnie, Inc. submitted a Qualification Statement in response to the City's RFQ and have signed the Pay-to-Play Certification required by the adoption of Ordinance 08-128; and

WHEREAS, funds in the amount of \$200,000 are available for the cost of these services from the Honeywell Site Preparation Fund Account No.:

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

1. An agreement is awarded to Malcolm Pirnie, Inc. of Fair Lawn, New Jersey to undertake an environmental investigation of various contaminated sites, including but not limited to, PJP Landfill on Route 1 & 9, Commercial Street and 20 East Linden Avenue at the rate of \$150 per hour, including expenses, not to exceed \$200,000.
2. This contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.
3. The Mayor or Business Administrator is hereby authorized to execute an agreement in substantially the form attached subject to such modification as the Corporation Counsel deems appropriate or necessary.

TITLE: **OCT 22 2008**

RESOLUTION AWARDING A PROFESSIONAL SERVICE AGREEMENT TO MALCOLM PIRNIE, INC. TO UNDERTAKE ENVIRONMENTAL INVESTIGATIONS AT VARIOUS SITES IN JERSEY CITY

4. A copy of this resolution will be published in a newspaper of general circulation in the City of Jersey City as required by law within (10) days of the adoption of the resolution.

I hereby certify that there are sufficient funds available in Account No.: 04-226-55-000-029 for payment of this resolution. PO 94206

Donna Mauer
Donna Mauer, Chief Financial Officer

APPROVED: _____
APPROVED: B O Keilly
Business Administrator

APPROVED AS TO LEGAL FORM _____
Corporation Counsel

Certification Required
Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD			ABSENT
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. 08-818

Agenda No. 10.0

Approved: OCT 22 2008

TITLE:



RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO T & M ASSOCIATES, IN CONNECTION WITH RESERVOIR #3 - HISTORIC PRESERVATION, BOUNDARY AND TOPOGRAPHIC SURVEY/NJDEP LETTER OF INTERPRETATION, PROJECT NO. 2007-031 FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ARCHITECTURE.

**COUNCIL
RESOLUTION:**

OFFERED AND MOVED ADOPTION OF THE FOLLOWING

WHEREAS, the City of Jersey City requires the services of a consulting structural/civil/landscape engineering firm to provide services in connection with the Investigation and Structural Analysis of Reservoir #3, Jersey City, New Jersey; and

WHEREAS, the City of Jersey City did solicit a Request for Qualifications (RFQ) for General Engineering Services through the fair and open process, and evaluated each firm as to their qualifications to provide these services; and

WHEREAS, a list of pre-qualified firms has been posted to the Jersey City Website; and

WHEREAS, the City is acquiring these services as a statutorily permitted contract pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-4.4, and provisions of N.J.S.A. 19:40A-20.4 (New Jersey Local Unit Pay to Play); and

WHEREAS, T & M Associates, Eleven Tindall Road, Middletown, NJ 07748 possesses by virtue of their pre-qualification, the necessary qualifications to undertake this project and has submitted the attached proposal dated September 5, 2008; and

WHEREAS, these funds are available for this expenditure from Account:

02-213-40-895-314 P.O. No. *93991* \$19,500.00

WHEREAS, pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq.) these services are professional services which may be awarded without public bidding; and

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

1. The Mayor or Business Administrator is authorized to execute a service agreement with the firm of T & M Associates, for a lump sum fee not to exceed NINETEEN THOUSAND FIVE HUNDRED (\$19,500.00) DOLLARS.
2. This contract be awarded without competitive bidding as a "professional" service: under the provisions of the Local Public Contracts Law because the services will be rendered by persons authorized by law to practice a recognized profession; and
3. A copy of this Resolution be published in a newspaper of general circulation within the City of Jersey City as required by law within ten (10) days of the adoption of this Resolution. N.J.S.A. 40A:11-1, et. seq.

OCT 22 2008

TITLE:

RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICE CONTRACT TO T & M ASSOCIATES, IN CONNECTION WITH RESERVOIR #3 - HISTORIC PRESERVATION, BOUNDARY AND TOPOGRAPHIC SURVEY/NJDEP LETTER OF INTERPRETATION, PROJECT NO. 2007-031 FOR THE DEPARTMENT OF ADMINISTRATION, DIVISION OF ARCHITECTURE.

J.A. 10/2/08

4. The award of this agreement shall be subject to the condition that Consultant provide satisfactory evidence of compliance with the Affirmative Action amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et-seq.

Donna Mauer (DONNA MAUER), as Chief Financial Officer, hereby certifies that these funds are available for this expenditure in Account No. 02-213-40-895-314 for payment of the above Resolution.

ab
September 17, 2008

APPROVED: _____

B. O'Keefe
Business Administrator

APPROVED AS TO LEGAL FORM

APPROVED: _____

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD		ABSENT	
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. 08-819
 Agenda No. 10.R
 Approved: OCT 22 2008



TITLE: RESOLUTION AUTHORIZING THE GRANTING OF A PERMIT TO PYROTECNICO FIREWORKS FOR A FIREWORKS DISPLAY ON OCTOBER 25, 2008.

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, Pyrotecnico Fireworks has applied for a permit to display fireworks on October 25, 2008 on the pier just south of the Hyatt Hotel, Jersey City, New Jersey; and

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

WHEREAS, Pyrotecnico Fireworks has obtained public liability insurance in the total amount of \$5,000,000 covering bodily injury and property damage with the City of Jersey City being named as an additional co-insured; and

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

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

- (1) A permit be issued to Pyrotecnico Fireworks to display fireworks on the pier just south of the Hyatt Hotel, Jersey City, New Jersey on October 25, 2008; and
- (2) The permit be issued on condition that no fireworks display shall commence later than 9:00 p.m. on said date for a duration of no more than 12 minutes; and
- (3) The permit be canceled in the event Pyrotecnico Fireworks fails to comply with any of the provisions of the Fire Department Code of the City of Jersey City; and
- (4) A duplicate copy of the application and permit be forwarded to the Bureau of Explosives of the Department of Labor for filing and public inspection.

APPROVED: B. O'Keilly
 Business Administrator

APPROVED AS TO LEGAL FORM [Signature]
 Corporation Counsel

Certification Required
 Not Required

APPROVED **8-0**
 10/22/08

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	ABSENT		
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. 08-820

Agenda No. 10.5

Approved: OCT 22 2008

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO FORDS NATIONAL AUTOMART INC., T/A MOTORS FLEET FOR FURNISHING AND DELIVERING THREE (3) 2008 FORD ESCAPES-HYBRIDS UNDER STATE CONTRACT WITHOUT PUBLIC BIDDING FOR THE DEPARTMENT OF PUBLIC WORKS/AUTOMOTIVE

COUNCIL

OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, there exist a need for **Three (3) 2008 Ford Escapes-Hybrids for the Department of Public Works/Automotive**; and

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

WHEREAS, **Fords National Automart, Inc., t/a Motors Fleet, 900 Highway 35, Ocean, New Jersey 07712** being in possession of State Contract number A71077 submitted a quotation amounting to **Eighty Five Thousand, Three Hundred Ninety Eight, (\$85,398.00) Dollars** ; and

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

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

Department of Public Works/Automotive

Acct. No.04-215-55-832-990 P.O. No. 94017 Amount \$ 85,398.00

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

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

City Clerk File No. Res. 08-820

Agenda No. 10.5

TITLE: **OCT 22 2008**

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO FORDS NATIONAL AUTOMART, INC., T/A MOTORS FLEET FOR FURNISHING AND DELIVERING THREE (3) 2008 FORD ESCAPES-HYBRIDS UNDER STATE CONTRACT WITHOUT PUBLIC BIDDING TO THE DEPARTMENT OF PUBLIC WORKS/AUTOMOTIVE

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

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

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

Department of Public Works/Automotive

Acct. No. **04-215-55-832-990** P.O. No. **94017** Amount **\$85,398.00**

Peter Folgado, Acting Director of Purchasing

APPROVED: B. O'Keefe
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required

Not Required **APPROVED 8-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD		ABSENT	
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. 08-821
 Agenda No. 10.T
 Approved: OCT 22 2008
 TITLE: _____



RESOLUTION AUTHORIZING THE BUSINESS ADMINISTRATOR TO EXECUTE A DISCHARGE OF MORTGAGE AFFECTING 176 SOUTH STREET A/K/A BLOCK 873, LOT 225

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, on March 17, 2006, Carol Lopez (Borrower) executed a second mortgage in favor of the City of Jersey City (City) to secure the City's loan to her in the amount of \$14,950.00 made under the HORP Program; and

WHEREAS, the loan was made for the purpose of making home improvements for a low or moderate income family and it self-amortizes over ten (10) years provided the homeowner resides in the property and does not sell the property; and

WHEREAS, the HORP program allows a homeowner to pay off the mortgage prior to the expiration of the ten (10) years; and

WHEREAS, the mortgage affects property known as 176 South Street, Jersey City, also known as Lot 225 in Block 873; and

WHEREAS, on July 27, 2006, the Division of Community Development (Division) executed and recorded a duplicate mortgage in error to secure the City's loan to the Borrower for the same amount of \$14,950.00; and

WHEREAS, Resolution 08-750 authorized the City to discharge the duplicate mortgage dated July 27, 2006 also affecting the Property that was executed and recorded in error; and

WHEREAS, the City's mortgage dated March 17, 2006 remains on the Property; and

WHEREAS, according to the Division, the Borrower has paid the City the sum of \$14,950.00 which is the loan pay off amount of the City's mortgage dated March 17, 2006; and

WHEREAS, the City is obligated to execute a Discharge of Mortgage to remove the mortgage from the public record.

NOW, THEREFORE, BE IT RESOLVED, that the Business Administrator is authorized to execute a Discharge of the Mortgage of Carol Lopez dated March 17, 2006 in the sum of \$14,950.00 affecting 176 South Street, Jersey City, also known as Lot 225 in Block 873.

IW/mw
10-10-08

APPROVED: _____ APPROVED AS TO LEGAL FORM

APPROVED: 
 Business Administrator


 Corporation Counsel

2008279

Certification Required
 Not Required **APPROVED 8-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
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. 08-822

Agenda No. 10.U

Approved: OCT 22 2008

TITLE:



RESOLUTION AUTHORIZING THE RENEWAL OF THE LICENSE AGREEMENT WITH THE UNION CITY POLICE DEPARTMENT ALLOWING THE UNION CITY POLICE DEPARTMENT TO USE JERSEY CITY'S OUTDOOR FIREARMS RANGE AT THE PSE&G HUDSON GENERATING STATION

COUNCIL OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, the Hudson Generating Station (Property) is owned by Public Service Electric and Gas Company (PSE&G); and

WHEREAS, pursuant to the License Agreement with PSE&G dated April 15, 1987, the City of Jersey City (City) is authorized to use the Property as an outdoor firearms range (Facility) and related parking, including ingress and egress over those roadways needed to access the Property; and

WHEREAS, on June 13, 2007 the Municipal Council enacted Resolution 07-429 granting the execution of a license agreement between the City and the City of Union City (Union City) to allow the Union City Police Department's non-exclusive use of the Facility for one (1) year commencing on September 1, 2007, with up to three (3) additional one (1) year term renewals, as approved by the Municipal Council; and

WHEREAS, the License Agreement was not executed in accordance with Resolution 07-429; and

WHEREAS, Union City requested that the City agree to amend the provisions of Resolution 07-429 and the License Agreement under which Union City has access to the Facility; and

WHEREAS, Resolution 08-646 adopted on August 20, 2008, authorized an amendment to Resolution 07-429 and the License Agreement as it pertained to Union City's access to the Facility; and

WHEREAS, the one year term of the License Agreement expired on September 1, 2008 prior to the parties' execution of the Agreement that was authorized by Resolutions 07-429 and 08-646; and

WHEREAS, Union City desires to renew the License Agreement for an additional one year effective as of September 1, 2008; and

City Clerk File No. Res. 08-822

Agenda No. 10.U

TITLE: OCT 2 2 2008

WHEREAS, the City agrees to allow the Union City Police Department's non-exclusive use of the Facility, subject to the terms and conditions set forth in the License Agreement attached hereto.

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

1. The term of the License Agreement shall continue for an additional one (1) year term effective as of September 1, 2008, with up to two (2) additional one (1) year term renewals, as approved by the Municipal Council.
2. The Mayor or Business Administrator shall execute a License Agreement in the form attached hereto, and such other documents that may be necessary or appropriate to effectuate the purposes of this Resolution.

IW/mw
10-6-08

APPROVED: _____

APPROVED AS TO LEGAL FORM _____

APPROVED: B O Reilly

Business Administrator

Corporation Counsel

Certification Required

Not Required

APPROVED **8-0**

10 0 0 8 2 7 8

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
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. 08-823

Agenda No. 10.V

Approved: OCT 22 2008

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO K. SEAN COONEY, M.A.I. AND ROBERT J. BOVASSO, JR., M.A.I. OF COONEY BOVASSO REALTY ADVISORS, INC., TO PROVIDE APPRAISAL SERVICES IN CONNECTION WITH PROPERTY TAX APPEAL CASES FILED BEFORE THE TAX COURT OF NEW JERSEY FOR FISCAL YEAR 2009

Council offered and moved adoption of the following resolution:

WHEREAS, the City requires the services of a professional real estate appraiser to prepare appraisal reports and to testify as an expert witness in property tax appeal cases filed before the Tax Court of New Jersey; and

WHEREAS, K. Sean Cooney, M.A.I. and Robert J. Bovasso, Jr., M.A.I. of Cooney Bovasso Realty Advisors, Inc., 71 Union Avenue, Rutherford, NJ, 07070 agree to perform these services required by the City; and

WHEREAS, these services qualify as professional services exempt from public bidding under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.;

WHEREAS, the City has a need to acquire these services pursuant to the statutory provisions of N.J.S.A. 19:44A-20.4 et seq.;

WHEREAS, the Business Administrator has determined and certified in writing that the value of the contract will exceed \$17,500.00; and

WHEREAS, K. Sean Cooney, M.A.I. and Robert J. Bovasso, Jr., M.A.I. agree to provide these services at an hourly rate of \$175 for a total sum not to exceed \$35,000 and

WHEREAS, the sum of \$18,000 is available in Account No.: 01-201-20--150--314;

WHEREAS, K. Sean Cooney, M.A.I. and Robert J. Bovasso, Jr., M.A.I., has completed and submitted a Business Entity Disclosure Certification which certifies that K. Sean Cooney, M.A.I. and Robert J. Bovasso, Jr., M.A.I. has not made any reportable contributions to a political or candidate committee in the K. Sean Cooney, M.A.I. and Robert J. Bovasso, Jr., M.A.I., in the previous one year, and the contract will prohibit the K. Sean Cooney, M.A.I. and Robert J. Bovasso, Jr., M.A.I., from making any reportable contributions through the term of the contract, and

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

1. The Mayor or Business Administrator is authorized to execute a professional services agreement with K. Sean Cooney, M.A.I. and Robert J. Bovasso, Jr., M.A.I. of Cooney Bovasso Realty Advisors, Inc. for performing real estate appraisal services at an hourly rate of \$175 for a total sum not to exceed \$35,000.
2. This award of contract is contingent upon sufficient funds being appropriated in the FY 2009 temporary and permanent budgets.

TITLE: **OCT 2 2 2008**

- 3. This agreement is awarded without competitive bidding as a professional services agreement under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.
- 4. A copy of this resolution will be published in a newspaper of general circulation in the City of Jersey City as required by law within 10 days of the adoption of this resolution.
- 5. This agreement shall be subject to the condition that the appraiser provide satisfactory evidence of compliance with the Affirmative Action Amendment to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.

I, Donna Mauer (Donna Mauer) Chief Financial Officer, certify that ~~\$35,000~~ ^{\$18,000.00} is available under temporary encumbrance in Account No.: 01-201-20-150-314. PO 92408

APPROVED: 
 APPROVED: B O Reilly
 Business Administrator

APPROVED AS TO LEGAL FORM

 Corporation Counsel

Certification Required
 Not Required

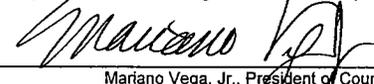
APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
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. 08-824
Agenda No. 10-W
Approved: OCT 22 2008
TITLE:



RESOLUTION AUTHORIZING AN EXTRAORDINARY UNSPECIFIABLE SERVICES AGREEMENT WITH BONDRESOURCE PARTNERS, LP TO PROVIDE ASSISTANCE IN DETERMINING ARBITRAGE LIABILITY

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

WHEREAS, the City of Jersey City (City) requires assistance in determining the arbitrage liability in connection with certain bond issues issued by the City; and

WHEREAS, the City has a need to acquire these services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the contract will exceed \$17,500.00; and

WHEREAS, the City desires to retain BondResource Partners, LP, as financial advisor in connection with determining the arbitrage liability with certain bond issues issued by the City and to award a contract to such firm as an extraordinary unspecifiable services (EUS) contract pursuant to N.J.S.A. 40A:11-5(1)(a)(ii); and

WHEREAS, the Chief Financial Officer has certified that these services qualify as an EUS contract under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, BondResource Partners has agreed to provide these services in accordance with the fee schedule listed below:

Partner	\$525.00
Manager	\$380.00
Senior	\$230.00
Staff	\$135.00
Support Staff	\$ 75.00; and

WHEREAS, the total contract amount shall not exceed \$100,000.00; and

WHEREAS, funds in the amount of \$25,000.00 are available in Account No. 09-04-215-55-000-001.

WHEREAS, pursuant to N.J.S.A. 19:44A-20.4 et seq., BondResource Partners, LP has completed and submitted a Business Entity Disclosure Certification which certifies that BondResource Partners, LP has not made any reportable contributions to a political or candidate committee in the City of Jersey City in the previous one year, and that the contract will prohibit BondResource Partners, LP from making any reportable contributions through the term of the contract; and

OCT 22 2008

TITLE:

**RESOLUTION AUTHORIZING AN EXTRAORDINARY
UNSPECIFIABLE SERVICES AGREEMENT WITH BONDRESOURCE
PARTNERS, LP TO PROVIDE ASSISTANCE IN DETERMINING
ARBITRAGE LIABILITY**

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

WHEREAS, BondResource Partners, LP has submitted a Certification that it is in compliance with the City's Pay-to-Play Ordinance 08-128; and

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

1. The Mayor or Business Administrator is authorized to execute an extraordinary unspecifiable service contract, in substantially the form of the attached, with BondResource Partners, LP for providing assistance in determining the arbitrage liability in connection with certain bond issues issued by the City for a total contract amount not to exceed \$100,000.00;
2. The contract term shall be one year commencing on the date the contract is executed by City officials;
3. Pursuant to N.J.A.C. 5:30-5.5(a), the continuation of the contract after the expenditure of funds encumbered in the 2009 fiscal year temporary budget shall be subject to the availability and appropriation of sufficient funds in the 2009 fiscal year permanent budget and in the subsequent fiscal year budget;
4. This contract is awarded as an Extraordinary Unspecifiable Services contract under the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(ii) because of the reasons stated in the EUS certification attached hereto;
5. A copy of this resolution will be published in a newspaper of general circulation in the City of Jersey City as required by law within (10) days of the adoption of the resolution;
6. The award of this contract shall be subject to the condition that BondResource Partners, LP provide satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-1 et seq.;
7. The Business Entity Disclosure Certification, Chapter 271 Political Contribution Disclosure Certification, Determination of Value Certification, and Certification of Compliance with the City's Pay-to-Play Ordinance 08-128, all of which are attached hereto and incorporated herein by reference, shall be placed on file with this resolution.

TITLE: **OCT 2 2 2008**

RESOLUTION AUTHORIZING AN EXTRAORDINARY UNSPECIFIABLE SERVICES AGREEMENT WITH BONDRESOURCE PARTNERS, LP TO PROVIDE ASSISTANCE IN DETERMINING ARBITRAGE LIABILITY

8. The resolution authorizing the award of this contract and the contract itself shall be available for public inspection; and

I hereby certify that funds in the amount of \$25,000.00 are available in Account No.: **09-04-215-55-000-001** for payment of this resolution. **PO94162**

Donna Mauer
Donna Mauer, Chief Financial Officer

APPROVED: Donna Mauer CFO
APPROVED: B. O'Reilly
Business Administrator

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Counsel

Certification Required
Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
											10/22/08
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD			ABSENT
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. 08-825

Agenda No. 10.X

Approved: OCT 22 2008



TITLE: RESOLUTION AWARDING A PROFESSIONAL SERVICE AGREEMENT TO T&M ASSOCIATES TO PROVIDE ARCHITECTURAL LANDSCAPING AND ENGINEERING SERVICES IN CONNECTION WITH THE HACKENSACK RIVERFRONT PARK PROJECT AT THE PJP LANDFILL ON ROUTE 1 & 9 IN CONNECTION WITH THE RELOCATION OF THE PUBLIC WORK AND INCINERATOR AUTHORITY COMPLEX

COUNCIL offered and moved adoption of the following resolution:

WHEREAS, the City of Jersey City requires architectural and engineering landscaping services to provide the City with a study of a proposed park on the PJP Landfill on Route 1 & 9 in connection with the relocation of the Public Works and Incinerator Authority Complex; and

WHEREAS, T&M Associates is qualified to perform these services and will provide these specialized services for a total amount of \$46,000; and

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

WHEREAS, in March 2008, the City publicly advertised a Request for Qualifications (RFQ) using the "fair and open process" as described under the Pay-to-Play Law; and

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

WHEREAS, in addition T&M Associates have signed the Pay-to-Play Certification required by the adoption of Ordinance 08-128; and

WHEREAS, funds in the amount of \$46,000 are available for the cost of these services from the Environmental Trust Account No.:

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

1. An agreement is awarded to T&M Associates of Eleven Tindall Road, Middletown, New Jersey 07748 to undertake architectural and engineering landscaping services in connection with the proposed park on the PJP Landfill on Route 1 & 9, for a total amount of \$46,000, including expenses.
2. This contract shall be subject to the condition that the vendor provides satisfactory evidence of compliance with the Affirmative Action Amendments to the Law Against Discrimination, N.J.S.A. 10:5-31 et seq.
3. The Mayor or Business Administrator is hereby authorized to execute an agreement in substantially the form attached subject to such modification as the Corporation Counsel deems appropriate or necessary.
4. A copy of this resolution will be published in a newspaper of general circulation in the City of Jersey City as required by law within (10) days of the adoption of the resolution.

Execution of the attached contract and payment of services authorized by contract is subject to the availability of funds.

Donna Mauer, Chief Financial Officer

APPROVED: _____

APPROVED AS TO LEGAL FORM _____

APPROVED: B. O'Keilly
Business Administrator

Corporation Counsel

Certification Required

Not Required **APPROVED 8-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
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. 08-826
 Agenda No. 10.Y
 Approved: OCT 22 2008
 TITLE:



**RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
 AUTHORIZING AN AFFORDABLE HOUSING TRUST FUND (AHTF) AGREEMENT AND
 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM AGREEMENT WITH
 CITY LINES PROPERTIES, LLC FOR SUMMIT HEIGHTS**

WHEREAS, on September 28, 2005 the City of Jersey City adopted Ordinance 05-130 amending and supplementing Chapter 304, Article VI (Long Term Tax Exemptions) of the Jersey City code that established an Affordable Housing Trust Fund (AHTF) from recipients of long term tax exemptions to adopt a spending plan; and

WHEREAS, said spending plan authorizes the City to enter into contract with for profit, non-profit or public entities, organized under state and federal law for the purpose of constructing affordable housing; and

WHEREAS, pursuant to §304-32 of the Jersey City Code, Affordable Housing Trust Funds [AHTF] are to be dedicated to the rehabilitation or construction or preservation of and, in limited circumstances, property acquisition for existing low or moderate income affordable housing, pursuant to the Fair Housing Act, NJSA 52:27D-301 et sec ; and

WHEREAS, City Lines Properties, LLC is the designated developer for the project to be known as Summit Heights; and

WHEREAS, on March 12, 2008 the Municipal Council adopted resolution numbers 08-181 and 08-182 authorizing the award of \$1,000,000 in Affordable Housing Trust Funds and \$1,000,000 in HOME Investment Partnerships Program Funds; and

WHEREAS, City Lines Properties, LLC has requested an additional allocation of \$760,000 to offset acquisition and related soft costs for Summit Heights which is located on 1201-1217 Summit Avenue between Hague Street and Secaucus Road designated on the tax map as Block 897 Lots 7, 1B, 1A, 3A, 4A, 5A, A2, A3, B3, B2 and 6B.99 within the Summit Avenue Redevelopment Project Area; and

WHEREAS, Summit Heights will consist of new construction of forty-five (45) units of mixed income housing to include five (5) very low income units, ten (10) low income units and thirty (30) emerging market units; and

WHEREAS, the total cost to develop Summit Heights is approximately \$17,460,000 with funding to be derived from the NJ Housing and Mortgage Finance Agency (NJHMFA) CHOICE Program, HOME Investment Partnerships Program funds, Affordable Housing Trust Funds and private financing.

WHEREAS, the \$760,000 requested award will come from the following sources:

YEAR	SOURCE	AMOUNT	EXPLANATION
2007	Affordable Housing Trust Funds (AHTF)	\$560,000.00	Cancelled AHTF award to Urban League of HC (\$960,000) and reallocated \$560,000 for Summit Heights.
2002 – 2006	Community Development Block Grant (CDBG)	\$200,000.00	Cancelled various balances from JCRA accounts.

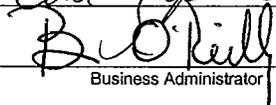
**TITLE: OCT 22 2008
RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
AUTHORIZING AN AFFORDABLE HOUSING TRUST FUND (AHTF) AGREEMENT AND
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM AGREEMENT WITH
CITY LINES PROPERTIES, LLC FOR SUMMIT HEIGHTS**

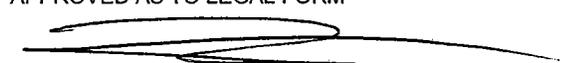
NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Jersey City that:

- 1) The Mayor and / or Business Administrator is hereby authorized to enter into an Affordable Housing Trust Fund Agreement with City Lines Properties, LLC for the development of Summit Heights in the amount of \$560,000.00.
- 2) The Mayor and / or Business Administrator is hereby authorized to enter into a Community Development Block Grant (CDBG) Agreement with City Lines Properties, LLC for Summit Heights in the amount of \$200,000.00.
- 3) 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 under the Affordable Housing Trust Fund (AHTF) and Community Development Block Grant (CDBG) program. The terms and conditions of the aforementioned documents may be negotiated by the Division of Community Development (DCD) and shall be in accordance with all laws, rules and regulations applicable to the program.

I, Donna L. Mauer, hereby certify that sufficient funds in the amount of \$560,000.00 are available in the AHTF Account No. 01-272-55-000-015 (PO# 94197) and \$200,000.00 is available in the CDBG Account No. 35-200-56-851-509 (PO# 94196).


Donna L. Mauer
Chief Financial Officer

APPROVED: 
APPROVED: 
Business Administrator

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required
Not Required

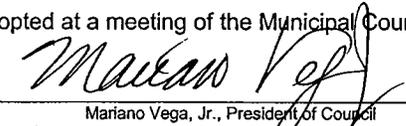
APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
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. 08-827
 Agenda No. 10.Z
 Approved: OCT 22 2008
 TITLE: _____



Resolution Honoring Bishop Thomas P. Robinson

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

Whereas, Bishop Thomas P. Robinson founded Evangelical Gospel Tabernacle Church in 1969, which currently has a membership status of 600. Bishop Thomas has trained approximately 55 ministers, four of whom have gone on to become pastors. He established the Evangelical Gospel Tabernacle Bible Training Center in 1972, The Bible Truth Hour Radio Broadcast in 1991 and The Truth Hour and Bible Study Broadcast in 1997. He also founded a Child Care Learning Center in 1994; and

Whereas, Bishop Thomas P. Robinson has received many awards and accolades. He is affiliated with several professional associations and serves on the board of several organizations including, Liberty Health Systems, Liberty Home Service, the Bayonne Urban Enterprise Zone Board, Jameson Evangelistic Association and Hudson County to End Homelessness, among others. Bishop Robinson is also a Lifetime Member of the NAACP. Since 1969, Bishop Robinson has served as President of the Interdenominational Ministerial Alliance (IMA) of Jersey City & Vicinity, Inc.; and

Whereas, Bishop Robinson is a true scholar, having earned an Associate's Degree in Psychology, a Bachelor of Theology Degree, a Bachelor of Arts Degree in Sociology, a Master of Theology Degree, a Master of Education, Administration and Supervision Degree. He has also earned a Doctor of Religious Education Degree, a Doctor of Biblical Theology Degree and an Honorary Doctor of Science in Urban Education Degree; and

Whereas, Bishop Thomas P. Robinson will be honored by friends, family and colleagues at The Casino In The Park on October 18, 2008, for his leadership, integrity, character and service to the community.

Now Therefore, Be it Resolved, that the Municipal Council of the City of Jersey City does hereby honor Bishop Thomas P. Robinson, a spiritual leader and role model. His longstanding ministry and community service have significantly contributed towards building a greater and better Jersey City.

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

APPROVED AS TO LEGAL FORM

 Corporation Counsel

Certification Required
 Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				10/22/08							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
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. 08-828

Agenda No. 10.Z.1.

Approved: OCT 22 2008

TITLE:



RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO WILFRED MCDONALD, INC, FOR FURNISHING AND DELIVERING OF FOUR (4) FORD POLICE INTERCEPTORS III TYPE FOR THE DEPARTMENT OF POLICE

COUNCIL

OFFERED AND MOVED ADOPTION OF THE FOLLOWING RESOLUTION:

WHEREAS, there exist a need for **Four (4) Police Interceptors with the Listed Requirement for the Department of Police**; and

WHEREAS, pursuant to public advertisement the City of Jersey City has received **One (1) Bid**, the sole bid being that from **Wilfred McDonald, Inc., 19 Central Boulevard, South Hackensack, New Jersey 07606** in the total bid amount of **One Hundred Nine Thousand, Nine Hundred Seventy Six (\$109,976.00) Dollars** ;and

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

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

Department of Police

Acct. No. 02-213-40-906-403	P.O. No. 94193	Amount \$100,000.00
01-201-25-240-403	94194	Amount \$ 9,976.00

TOTAL BID AMOUNT \$109,976.00

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

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

City Clerk File No. RES. 08-828

Agenda No. 10.2.1.

TITLE: **OCT 22 2008**

RESOLUTION AUTHORIZING THE AWARD OF CONTRACT TO WILFRED MCDONALD, INC, FOR FURNISHING AND DELIVERING OF FOUR (4) FORD POLICE INTERCEPTORS III TYPE FOR THE DEPARTMENT OF POLICE

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

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

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

Department of Police

Acct. No.	02-213-40-906-403	P.O. No.94193	Amount \$100,000.00
	01-201-25-240-403	94194	\$ 9,976.00
		TOTAL BID AMOUNT	\$ 109,976.00

of APPROVED Peter Folgado
Peter Folgado, Acting Purchasing Director

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

APPROVED AS TO LEGAL FORM
[Signature]
Corporation Council

Certification Required

Not Required **APPROVED 8-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE 10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD		ABSENT	
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. 08-829
 Agenda No. 10.2.2.
 Approved: OCT 22 2008
 TITLE:



RESOLUTION PROCLAIMING OCTOBER 23 THROUGH OCTOBER 31, 2008 AS RED RIBBON WEEK

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

WHEREAS, October 23 through October 31, 2008 has been designated Red Ribbon Week; and

WHEREAS, Red Ribbon Week started in 1985 with a group of parents wearing red satin badges as a memorial to Enrique Camarena, a Federal Drug Enforcement Administration Agent who was killed on duty; and

WHEREAS, as a result, in 1989 the red ribbon became a united symbol of commitment to create a drug-free America, showing a nation's intolerance to alcohol and drug abuse; and

WHEREAS, the Jersey City Communities That Care Coalition is comprised of diverse individuals and organization representatives, working together with the shared purpose of preventing alcohol and drug abuse; and

WHEREAS, the members of the Jersey City Communities That Care Coalition, during Red Ribbon Week, will sponsor a Keep Me Away From Drugs? Showcase! to promote healthy life-styles with youth; and

WHEREAS, the City of Jersey City proudly joins the nation's celebration of Red Ribbon Week and makes a solemn commitment to the Red Ribbon Campaign.

NOW THEREFORE, BE IT RESOLVED, that the City of Jersey City does hereby proclaim October 23, through October 31, 2008, as RED RIBBON WEEK in the City of Jersey City and asks all residents to join in a personal commitment to a drug-free America by wearing and displaying red ribbons during Red Ribbon Week.

APPROVED: _____ APPROVED AS TO LEGAL FORM

APPROVED: B. O'Reilly
 Business Administrator

 Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
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. 08-830

Agenda No. 10.Z.3

Approved: OCT 22 2008

TITLE:



RESOLUTION ASSIGNING A TAX SALE FORECLOSURE FROM MD SASS MUNICIPAL FINANCE PARTNERS II, L.P., TO THE CITY OF JERSEY CITY FOR 528-530 OCEAN AVENUE AND REDEEMING ASSOCIATED TAX SALE CERTIFICATES

COUNCIL OFFERED AND MOVED ADOPTION
OF THE FOLLOWING RESOLUTION:

WHEREAS, the Jersey City Development Corporation [JCDC] is the owner of certain vacant land located at Block 1475, Lots 7, L8 and 8.5, and more commonly known by the street address of 528-530 Ocean Avenue [Property]; and

WHEREAS, the City of Jersey City [City] transferred the Property to JCDC as part of the Wilkinson/Bayview Redevelopment Project [Project] for the purpose of constructing affordable housing units on certain properties designated as the "Project Premises;" and

WHEREAS, JCDC re-acquired title by court order as a result of a default by the Minority Contractors and Coalition of Trade Workers [MCCTW], the developer initially engaged to develop the Project; and

WHEREAS, JCDC erroneously thought the Property was tax exempt and neglected to pay the taxes; and

WHEREAS, a lien accrued, and MD Sass Municipal Finance Partners II, L.P. via Wachovia Bank, N.A. [MD Sass], purchased the lien, Tax Sale Certificate No.: 291514 on June 15, 2000; and

WHEREAS, a second lien accrued, and Gregory Judge, located at 880 Bergen Avenue, Jersey City, New Jersey, purchased the lien, Tax Sale Certificate No.: 311366 on June 21, 2001 also affecting the Property; and

WHEREAS, MD Sass, initiated a tax foreclosure action entitled MD Sass Municipal Finance Partners II, L.P. vs. Minority Contractors and Coalition of Trade Workers of New Jersey, Inc., et al on March 12, 2003 in the Superior Court of New Jersey under Hudson County Docket No.: F-5212-03; and

WHEREAS, the City desires to purchase MD Sass' tax sale certificate so that the City can re-acquire the Property from JCDC; and

WHEREAS, in order to do so, the City must redeem both Tax Sale Certificates Nos.: 291514 and 311366; and

WHEREAS, it is in the best interests of the City to redeem the liens, re-acquire the property and either sell or develop this vacant land for the benefit of the tax payers; and

TITLE: **OCT 22 2008**

WHEREAS, funds in the amount of \$23,885.22 are available in Account No. 01-272-55-000-015 to pay for the costs within this resolution.

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

- The City shall accept an assignment of MD Sass' tax sale certificate No.: 291514 for the property located at Block 1475, Lots 7, L8 and 8.5, and more commonly known by the street address of 528-530 Ocean Avenue; redeem the tax sale certificates affecting the Property; and accept a deed in lieu of foreclosure from JCDC.
- The City's Tax Collector is authorized to redeem the following Tax Sale Certificates in an amount not to exceed:

Certificate No.: 291514 in the amount of \$ 8,069.77;
Certificate No.: 311366 in the amount of \$13,815.45; and
Assignment Premium of \$ 1,000.
- The Business Administrator or Corporation Counsel are authorized to execute any documents necessary or appropriate to effectuate the purposes of the within resolution.

I, Donna L. Mauer, hereby certify that sufficient funds in the amount of \$23,885.22 are available in the Account No. 01-272-55-000-015. PO 93836

Donna L. Mauer
Donna L. Mauer, Chief Financial Officer

IW/mw
9/12/08

APPROVED: _____

APPROVED: *B. O'Keefe*
Business Administrator

APPROVED AS TO LEGAL FORM

[Signature]
Corporation Counsel

Certification Required

Not Required

APPROVED **8-0**

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
				10/22/08							
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD		ABSENT	
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. 08-831

Agenda No. 10.Z.4

Approved: _____



TITLE:

RESOLUTION AUTHORIZING A COOPERATION AGREEMENT AND WITH THE JERSEY CITY REDEVELOPMENT AGENCY (JCRA) FOR THE SIXTH STREET EMBANKMENT

COUNCIL offered and moved adoption of the following Resolution:

WHEREAS, the Jersey City Redevelopment Agency [JCRA] is a redevelopment agency exercising powers in accordance with N.J.S.A. 40A:12A-11; and

WHEREAS, on September 8, 2004 the City adopted Ordinance 04-096 that provides for the acquisition of certain real property described in Exhibit A attached hereto [the Sixth Street Embankment] for a public purpose or public use; and

WHEREAS, portions of the Sixth Street Embankment are located in the Grove Street NDP Area Redevelopment Area and in the Luis Munoz Marin Boulevard Redevelopment Area; and

WHEREAS, there has been ongoing litigation concerning ownership and regulatory issues affecting the Sixth Street Embankment to which the City and/or JCRA have been parties; and

WHEREAS, the City and the JCRA have been cooperating concerning the acquisition and future use of the Sixth Street Embankment, as well as in connection with the pending litigation over ownership and regulatory issues; and

WHEREAS, the law firm of John J. Curley, LLC, has been the attorney of record for the various lawsuits involved in the ongoing litigation over the Sixth Street Embankment; 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 agreements between a City and its redevelopment agency.

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

1. The City and/or the Jersey City Redevelopment Agency, as appropriate, have been represented by the law firm of John J. Curley, LLC, in connection with the ongoing litigation involving the Sixth Street Embankment.
2. The Jersey City Redevelopment Agency has entered into a professional services agreement with the law firm of John J. Curley, LLC, to represent the City and JCRA in connection with the Sixth Street Embankment.

Continuation of Resolution _____

City Clerk File No. Res. 08-831

Agenda No. 10.7.4

TITLE: RESOLUTION AUTHORIZING A COOPERATION AGREEMENT AND WITH THE JERSEY CITY REDEVELOPMENT AGENCY (JCRA) FOR THE SIXTH STREET EMBANKMENT

- 3. The Mayor or Business Administrator is authorized to execute:
 - (i) A Cooperation Agreement with the JCRA. The effective date of this Cooperation Agreement shall be July 1, 2007 and shall continue until terminated by either of the parties on thirty (30) days notice.
 - (ii) Such additional documents as may be necessary or appropriate to effectuate the implementation of the Cooperation Agreement and redevelopment plan.
 - (iii) All documents shall be in substantially in the form attached, subject to such modification as the Business Administrator or Corporation Counsel deems necessary or appropriate.

JM/he
10/20/08

APPROVED: _____

APPROVED AS TO LEGAL FORM

APPROVED: _____

COUNCILPERSON
SOTTOLANO
SPINELLO
LIPSKI

✓ Indicates Vote

withdawn

AYE	NAY	N.V.

V.-Not Voting (Abstain)

Adopted at a meet

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

City Clerk File No. Res. 08-832
 Agenda No. 10.7.5
 Approved: OCT 22 2008
 TITLE:



RESOLUTION APPOINTING RAJ MUKHERJI AS A MEMBER OF THE JERSEY CITY HOUSING 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 October 21, 2008 that he has appointed **Raj Mukherji** of 122 Ogden Avenue, Jersey City, New Jersey, as a member of the **Jersey City Housing Authority**, replacing Lori Serrano, who has been deemed by Richard Z. Osworth, Acting Director of the Division of Housing, Department of Community Affairs of the State of New Jersey, to have vacated her position, for a term to commence upon adoption of this resolution and expire on May 16, 2010.

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

RB:sjg

APPROVED: _____ APPROVED AS TO LEGAL FORM

APPROVED: B. O'Reilly
 Business Administrator

 Corporation Counsel

Certification Required

Not Required

APPROVED 6-0-2

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
LIPSKI	✓			RICHARDSON	ABSTAIN			VEGA, PRES.	ABSTAIN		

✓ 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. 08-833
 Agenda No. 10.Z.6
 Approved: OCT 22 2008
 TITLE:



A RESOLUTION AUTHORIZING THE CLOSING OF A MUNICIPAL STREET(S), NEW YORK AVENUE FROM FRANKLIN STREET TO FERRY STREET BEGINNING 11:00 A.M. AND ENDING 5:00 P.M. SATURDAY, NOVEMBER 1, 2008, RAIN DATE: SUNDAY, NOVEMBER 2, 2008, AT THE REQUEST OF THE NEW YORK AVENUE BLOCK ASSOCIATION FOR THE PURPOSE OF A HALLOWEEN BLOCK PARTY

WHEREAS, the Division of Engineering, Traffic and Transportation has received an application from the New York Avenue Block Assn to close New York Avenue from Franklin Street to Ferry Street beginning 11:00 a.m. and ending 5:00 p.m. Saturday, November 1, 2008, rain date: Sunday, November 2, 2008 for the purpose of a Halloween block party; and

WHEREAS, in accordance with the provisions of Section 296-71 and 296-72, a street may be temporarily closed for a block party or any recreational event to be conducted within an area not exceeding one city block under certain conditions;

WHEREAS, when one or more of the required conditions for a street closing are not met, in accordance with Sections 296-74 (B) the Traffic Engineer may recommend to the City Council that one or more of the requirements of Sections 296-72 (C) and 296-73(D) be waived; and

WHEREAS, the request to close New York Avenue does not meet one or more of the requirements set forth in Section 296-72(C) and 296-73(D) therefore, the following requirement is being waived: the application was not submitted in the time frame required; and

WHEREAS, the closing of the aforementioned streets will not affect public safety or convenience, and in accordance with the provision of Section 296-74 (B) and the applicant has made a request to the City Council that the aforementioned requirements set forth in Section 296-72(C) and 296-73(D) be waived.

NOW THEREFORE BE IT RESOLVED, that the Municipal Council via adoption of this resolution authorizes the closing of New York Avenue from Franklin Street to Ferry Street beginning 11:00 a.m. and ending 5:00 p.m. Saturday, November 1, 2008 rain date: Sunday, November 2, 2008.

APPROVED: [Signature]
 Director of Traffic & Transportation

APPROVED: _____
 City Engineer

APPROVED AS TO LEGAL FORM

APPROVED: [Signature]
 Business Administrator

[Signature]
 Corporation Counsel

JDS:pcl
 (10.22.08)

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
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. 08-834

Agenda No. 10.7.7

Approved: OCT 22 2008

TITLE:



RESOLUTION ADOPTING A CASH MANAGEMENT PLAN FOR THE CITY OF JERSEY CITY

COUNCIL

offered and moved

adoption of the following resolution:

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

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

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

WHEREAS, the cash management plan shall include:

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

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

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

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

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

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

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

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

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

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

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

APPROVED: *Donna Hauer, CFO*

APPROVED AS TO LEGAL FORM

APPROVED: *[Signature]*
 Business Administrator

[Signature]
 Corporation Counsel

Certification Required

Not Required

APPROVED 8-0

RECORD OF COUNCIL VOTE ON FINAL PASSAGE											
10/22/08											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD		ABSENT	
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