

City Clerk File No. \_\_\_\_\_ Ord. 09-098

Agenda No. \_\_\_\_\_ 3.B \_\_\_\_\_ 1st Reading

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



## ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE

offered and moved adoption of the following ordinance:

CITY ORDINANCE 09-098

TITLE:

AN ORDINANCE SUPPLEMENTING CHAPTER 332 (VEHICLES AND TRAFFIC) ARTICLE XI (SCHEDULES) SCHEDULE 25 (PARKING FOR THE DISABLED) OF THE JERSEY CITY CODE DESIGNATING A RESERVED PARKING SPACE 169 ARLINGTON AVENUE; 71 ATLANTIC STREET; 65 BAYVIEW AVENUE; 821 BERGEN AVENUE; 49 BIDWELL AVENUE; 480 BRAMHALL AVENUE; 140 FRANKLIN STREET; 67 GRANT AVENUE; 2 HAMPTON COURT TERRACE; 54-56 LINDEN AVENUE; 133 SHERMAN PLACE AND 275 WEBSTER AVENUE AND AMEND THE RESERVED PARKING SPACE AT 304 EIGHTH STREET; 131 KENSINGTON AVENUE; 267 MANHATTAN AVENUE; 243 SOUTH STREET AND 324 TERRACE AVENUE AND REPEAL THE RESERVED PARKING SPACE AT 6 POPLAR STREET AND 358 STEGMAN PARKWAY

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

1. Chapter 332 (Vehicles and Traffic) Article XI (Schedules) of the Jersey City Code is hereby supplemented as follows:

Section 332-77

SCHEDULE 25

PARKING FOR THE DISABLED

Restricted parking spaces, (measuring approximately 22 feet in length) in front of residential building for use by persons who have been issued special vehicle identification cards by the Division of Motor Vehicles and handicapped parking permits issued by the Traffic Division.

<u>Minnie Belton</u>	<u>169 Arlington Avenue</u>
<u>Ramon Angueira</u>	<u>71 Atlantic Street</u>
<u>Theresa Moore</u>	<u>65 Bayview Avenue</u>
<u>Humberto Barzola</u>	<u>821 Bergen Avenue</u>
<u>Ella Wright</u>	<u>49 Bidwell Avenue</u>
<u>Ramona Colon</u>	<u>480 Bramhall Avenue</u> [267 Manhattan Avenue]
<u>Sue Koehler</u>	<u>304 ½ Eighth Street</u>
<u>Joseph Malone</u>	<u>140 Franklin Street</u> [6 Poplar Street]
<u>Sabe Junior Penn</u>	<u>67 Grant Avenue</u>
<u>William J. Taylor</u>	<u>2 Hampton Court Terrace</u>
<u>Dorothy [Richard] McGrath</u>	<u>131 Kensington Avenue</u>
<u>Kushmawatie Ram</u>	<u>54-56 Linden Avenue</u>
<u>Magdalene Herbert</u>	<u>133 Sherman Place</u> [358 Stegman Parkway]
<u>Jean Greco [Antoinette Slavinski]</u>	<u>243 South Street</u>
<u>Cheryl [Joyce] Myrie</u>	<u>324 Terrace Avenue</u>
<u>William J. Hanvey</u>	<u>275 Webster Avenue</u>

Continued.....

JDS:pcl  
(08.21.09)

2nd orig

2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

3. This ordinance shall be a part of the Jersey City Code as though codified and incorporated in the official copies of the Jersey City Code.

4. This ordinance shall take effect at the time and in the manner as prescribed by law.

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

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

JDS:pc1  
(08.21.09)

APPROVED: *[Signature]*  
Director of Traffic & Transportation

APPROVED AS TO LEGAL FORM

*[Signature]*  
Corporation Counsel

APPROVED: *[Signature]* 8/21/09  
Municipal Engineer  
APPROVED: *[Signature]*  
Business Administrator

Certification Required   
Not Required

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

**1. Full title of ordinance:**

An ordinance supplementing Chapter 332(Vehicles and Traffic) Article VI(Schedules) Schedule 25(Parking for the Disabled) of the Jersey City designating a reserved parking space for the disabled at 169 Arlington Avenue; 71 Atlantic Avenue; 65 Bayview Avenue; 821 Bergen Avenue; 49 Bidwell Avenue; 480 Bramhall Avenue; 140 Franklin Street; 67 Grant Avenue; 2 Hampton Court Terrace; 54-56 Linden Avenue; 133 Sherman Place and 275 Webster Avenue and amend the reserved parking space at 304 Eighth Street; 131 Kensington Avenue; 267 Manhattan Avenue; 243 South Street and 324 Terrace Avenue and repeal the reserved parking space at 6 Poplar Street and 358 Stegman Parkway

**2. Name and title of person initiating the ordinance:**

Joao D'Souza, Director of Traffic & Transportation, Division of Engineering, Traffic and Transportation

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

Designate a reserved parking space for the disabled at various locations throughout the City, for those disabled individuals whose applications have been reviewed and approved by The Municipal Council Committee for Disabled Parking.

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

To provide a reserved parking space for a disabled individual who has documented that his or her disability is severe enough to limit his mobility or so severe that he or she cannot be left unattended while the designated driver brings the vehicle to him or her or parks the vehicle.

**5. Anticipated benefits to the community:**

Allow those disabled individuals, whose application was approved by The Municipal Council Committee for Disabled Parking, to have a reserved parking space designated at his or her residence, therefore, improving the quality of his or her life.

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

Approximately \$200.00 per sign/post installation for an approximate total of \$4,400.00  
Approximately 18 channels, 25 reserved parking signs and 3 sets of hc permit decals to go on existing signs

**7. Date proposed program, or project will commence:**

Pending adoption by the Jersey City Municipal Council

**8. Anticipated completion date:**

Twenty days after adoption by the Jersey City Municipal Council

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

Patricia Logan, Supervising Traffic Investigator, Division of Engineering, Traffic and Transportation ex. 4492

**10. Additional comments:**

Ordinance proposed at the request of The Municipal Council Committee for Disabled Parking

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

\_\_\_\_\_  
Municipal Engineer

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Department Director

\_\_\_\_\_  
Date

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

ORDINANCE NO. Ord. 09-098

3.B. SEP 09 2009 4.B. SEP 23 2009



TITLE:

An ordinance supplementing Chapter 332 (Vehicles and Traffic) Article XI (Schedules) Schedule 25 (Parking for the Disabled) of the Jersey City Code designating a reserved parking space 169 Arlington Avenue; 71 Atlantic Street; 230 Bartholdi Avenue; 65 Bayview Avenue; 821 Bergen Avenue; 49 Bidwell Avenue; 480 Bramhall Avenue; 140 Franklin Street; 67 Grant Avenue; 2 Hampton Court Terrace; 54-56 Linden Avenue; 133 Sherman Place and 275 Webster Avenue and amend the reserved parking space at 304 Eighth Street; 131 Kensington Avenue; 267 Manhattan Avenue; 243 South Street and 324 Terrace Avenue and repeal the reserved parking space at 6 Poplar Street and 358 Stegman Parkway.

RECORD OF COUNCIL VOTE ON INTRODUCTION											
SEP 09 2009 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING											
SEP 23 2009 8-0											
Councilperson <u>RICHARDSON</u>				moved, seconded by Councilperson <u>SOTTOLANO</u>				to close P.H.			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	ABSENT			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____				moved to amend* Ordinance, seconded by Councilperson _____				& adopted			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				BRENNAN			
KENNY				FULOP				FLOOD			
LOPEZ				RICHARDSON				VEGA, PRES.			

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF FINAL COUNCIL VOTE											
SEP 23 2009 8-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	ABSENT			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on SEP 09 2009  
 Adopted on second and final reading after hearing on SEP 23 2009

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 23 2009

Robert Byrne, City Clerk

APPROVED:

Mariano Vega, Jr., Council President

Date: SEP 23 2009

APPROVED:

Jeramiah T. Healy, Mayor

Date SEP 28 2009

Date to Mayor SEP 24 2009



## ORDINANCE OF JERSEY CITY, N.J.

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

CITY ORDINANCE 89-099

TITLE:

**AN ORDINANCE AUTHORIZING THE CITY OF JERSEY CITY TO LEASE FROM THE JERSEY CITY PARKING AUTHORITY SEVEN PARKING SPACES IN THE PARKING AUTHORITY LOT NUMBER 32 LOCATED AT 277 CENTRAL AVENUE.**

**WHEREAS**, the City of Jersey City ( City ) needs parking spaces for employees working at the Jersey City Police Department North District Precinct; and

**WHEREAS**, the Parking Authority of the City of Jersey City ( Parking Authority ) owns and operates a parking lot known as Parking Authority Lot No. 32 located at 277 Central Avenue; and

**WHEREAS**, the Parking Authority offers to lease seven parking spaces in Lot No. 32 at a cost of \$50.00 per space per month for a total of \$350.00 monthly or \$4,200.00 yearly for a term one (1) year effective as of October 1, 2009 and ending October 1, 2010; and

**WHEREAS**, the City shall have the right to terminate the Lease without cause by giving 30 days advance notice of termination; and

**WHEREAS**, N.J.S.A. 40A:12-5 provides that a municipality may by ordinance authorize the leasing of real property or personal property; and

**WHEREAS**, the Parking Authority agrees to lease parking spaces to the City for one (1) year for a total annual cost not to exceed \$4,200.00 payable in equal monthly installments of \$350.00 per month; and

**WHEREAS**, the sum of \$4,200 is available in the 2010 fiscal year temporary budget in account number 01-201-31-432-304; and

**NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY that:**

1. The Mayor or Business Administrator is authorized to execute the attached Lease Agreement with the Parking Authority subject to such modification as may be deemed necessary or appropriate by Corporation Counsel.
2. The term of the Lease Agreement is for one (1) year effective as of October 1, 2009 for a total annual cost not to exceed \$4,200.00 payable in twelve equal installments of \$350.00 payable on the eighth day of each month.

**AN ORDINANCE AUTHORIZING THE CITY OF JERSEY CITY  
TO LEASE FROM THE JERSEY CITY PARKING AUTHORITY  
SEVEN PARKING SPACES IN THE PARKING AUTHORITY LOT  
NUMBER 32 LOCATED AT 277 CENTRAL AVENUE**


- 3. The City shall have the right at its convenience to terminate the Lease at any time during its term by giving 30 days notice prior to the effective date of termination.
  - A. All ordinances and parts or ordinances inconsistent herewith are hereby repealed.
  - B. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
  - C. This ordinance shall take effect at the time and in the manner as provided by law.
  - D. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing Code, in order to avoid confusion and possible accidental repealers of existing provisions.

I, \_\_\_\_\_, Donna L. Mauer, Chief Financial Officer,  
hereby certify that these funds are available for this expenditure in accordance with the Local Budget Law, N.J.S.A. 40: A4-1 et seq.

APPROVED AS TO LEGAL FORM

  
Raymond Reddy  
Asst. Corporation Counsel

APPROVED:   
Ann Marie Miller, Real Estate Manager

APPROVED:   
Business Administrator

Certification Required   
Not Required

<b>Requisition #</b>
<b>0147006</b>

<b>Assigned PO #</b>

**Requisition**

**Vendor**  
 JERSEY CITY PARKING AUTHORITY  
 392-394 CENTRAL AVENUE  
 JERSEY CITY NJ 07307

**Dept. Bill To**  
 REAL ESTATE  
 280 GROVE STREET  
 JERSEY CITY NJ 07302

**Dept. Ship To**  
 280 GROVE STREET  
 JERSEY CITY NJ 07302

JE296250

**Contact Info**  
 PEGGY RAUSCH X5234  
 0000000000

Quantity	UOM	Description	Account	Unit Price	Total
1.00	EA	SEE ATTACHED	01-201-31-432-304	4,250.00	4,250.00

THIS PURCHASE ORDER IS ISSUED FOR ENCUMBRANCY PURPOSES ONLY TO ESTABLISH FUNDING FOR:  
 NAME OF CONTRACT: JERSEY CITY PARKING AUTHORITY FOR PARKING SPACES AT: 277 CENTRAL AVENUE  
 DATE OF CONTRACT: OCTOBER 1, 2009  
 TOTAL AMOUNT OF CONTRACT:\$4,250.00  
 ENCUMBRANCY:\$4,250.00  
 TO COVER FROM OCTOBER 1, 2009 THRU JUNE 30,2010  
 PAYMENTS WILL BE MADE FROM TIME TO TIME ON PARTIAL PAYMENT VOUCHERS

**Requisition Total      4,250.00**

Req. Date: 08/18/2009

Requested By: PEGGYR

Approved By: \_\_\_\_\_

Buyer Id:

**This Is Not A Purchase Order**

## LEASE AGREEMENT

**THIS LEASE AGREEMENT** made this 1st day of October, 2009 between **the Parking Authority of the City of Jersey City ( Parking Authority )** located at 394 Central Avenue, Jersey City, New Jersey 07306 and the **CITY OF JERSEY CITY (City)**, having its principal place of business at City Hall, 280 Grove Street, Jersey City, New Jersey 07302.

**WHEREAS**, the City requires parking spaces for employees working at the Jersey City Police Department North District Precinct located at 284 Central Avenue, Jersey City ; and

**WHEREAS**, The Parking Authority agrees to lease the City seven parking spaces located at Parking Authority Lot No. 32 located at 277 Central Avenue, New Jersey ;

Now Therefore, inconsideration of the mutual promises and covenants set forth herein, the parties agree as follows :

### ARTICLE I Premises

The Parking Authority does hereby lease to the City and the City does hereby rent from the Parking Authority the following described premises : A total of seven parking spaces in Parking Authority Lot. 32 located at 277 Central Avenue.

### ARTICLE II Term

For a term of one ( 1 ) Year effective as of October 1, 2009 and ending October 1, 2010.

### ARTICLE III Use

Under the terms of this lease, the City shall have the right to use and occupy seven parking spaces located in the Parking Authority Lot No. 32.

### ARTICLE IV Payment of Rent

The City covenants and agrees to pay the Parking Authority aa rent for and during the term hereof the sum of Four Thousand Two Hundred ( \$4,200.00 ) annually , payable at \$350.00 per month on the eighth day of each month during the term of this Lease. The sum of \$350.00 Represents the monthly rent due for seven ( 7 ) parking spaces at Fifty Dollars ( \$50.00 ) per parking space per month.

**ARTICLE V**  
**Assignment Sub- Lease**

The City shall not, without the prior written consent of the Parking Authority, assign, mortgage or hypothecate this Lease, or sublet or sublease the premises or any part hereof.

**ARTICLE VI**  
**Termination**

The Term of this Lease is for one (1) year. The City shall have the right at its convenience to terminate the lease at any time during its term by giving 30 days' notice prior to the effective date of termination.

**ARTICLE VII**  
**Validity of Lease**

The terms, conditions, covenants and provisions of this Lease shall be deemed to be severable. If any clause or provision herein contained shall be adjudged to be invalid or unenforceable by a court of competent jurisdiction or by operation of any applicable law, it shall not affect the validity or any other clause or provision herein, but such other clauses or provisions shall remain in full force and effect.

**ARTICLE VIII**  
**Notices**

All notices required under the terms of this Lease shall be given and shall be complete by mailing such notices by certified or registered mail, return receipt requested, or by hand delivery to the address of the parties as shown at the head of this Lease, or to such other address as may be designated in writing notice of change of address shall be given in the same manner.

**ARTICLE IX**  
**Entire Contract**

This Lease contains the entire contract between the parties. No representative, agent or employee of the Parking Authority has been authorized to make any representations or promises with reference to the within letting or to vary, alter or modify the terms hereof. No additions, changes or modifications, renewals or extensions hereof, shall be binding unless reduced to writing and signed by the Parking Authority and the City.

**ARTICLE X**

This Lease may not be filed by the City without the prior written consent of the Parking Authority.

The Parking Authority may pursue the relief or remedy sought in any invalid clause, by conforming the said clause with the provisions of the statutes or the regulations of any governmental agency in such case made and provided as if the particular provisions of the applicable statutes or regulations were set forth herein at length.

In all references herein to any parties, persons, entities or corporation the use of any particular gender or the plural or singular number is intended to include the appropriate gender or number as the text of the within instrument may require. All the terms, covenants and conditions herein contained shall be for and shall inure to the benefit of and shall bind the respective parties hereto, and their heirs, executors, administrators, personal or legal representatives, successors and assigns.

**IN WITNESS WHEREOF**, the parties hereto have hereunto set their hands and seals, or caused these presents to be signed by their proper corporate officers and their proper corporate seal to be hereunto affixed, the day and year first above written.

**ATTEST:**

**CITY OF JERSEY CITY**

\_\_\_\_\_  
**ROBERT BYRNE**  
City Clerk

\_\_\_\_\_  
**BRIAN O'REILLY**  
Business Administrator

**WITNESS:**

**PARKING AUTHORITY OF  
JERSEY CITY**

**BY:** \_\_\_\_\_

**BY:** \_\_\_\_\_

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

ORDINANCE NO. Ord. 09-099  
3.C. SEP 09 2009 4.C. SEP 23 2009

TITLE:



An ordinance authorizing the City of Jersey City to lease from the Jersey City Parking Authority seven parking spaces in the Parking Authority lot number 32 located at 277 Central Avenue.

RECORD OF COUNCIL VOTE ON INTRODUCTION											
SEP 09 2009 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING											
SEP 23 2009 8-0											
Councilperson <u>BRENNAN</u>				moved, seconded by Councilperson <u>RICHARDSON</u>				to close P.H.			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	ABSENT			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

JOHN SEBOROWSKI  
CATHERINE GRIMM

N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____				moved to amend* Ordinance, seconded by Councilperson _____				& adopted			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				BRENNAN			
KENNY				FULOP				FLOOD			
LOPEZ				RICHARDSON				VEGA, PRES.			

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF FINAL COUNCIL VOTE											
SEP 23 2009 8-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	ABSENT			BRENNAN	✓		
KENNY	✓			FULOP	✓			FLOOD	✓		
LOPEZ	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on SEP 09 2009

Adopted on second and final reading after hearing on SEP 23 2009

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 23 2009

Robert Byrne  
Robert Byrne, City Clerk

APPROVED:

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

\*Amendment(s):

Date: SEP 23 2009

APPROVED:

Jerramiah T. Healy  
Jerramiah T. Healy, Mayor

Date

SEP 28 2009

Date to Mayor SEP 24 2009