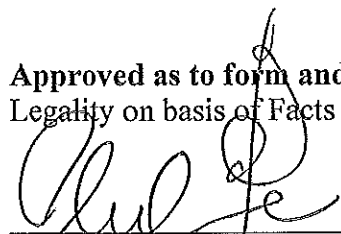


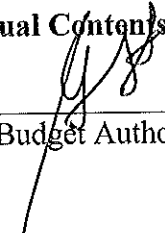
**RESOLUTION APPROVING THE LIST OF BILLS FOR JUNE, 2012**

Resolution No. 06-2012-76

Approved as to form and  
Legality on basis of Facts

  
\_\_\_\_\_  
Phil G. George, Esq.  
Office of the General Counsel.

Factual Contents Certified

by   
\_\_\_\_\_  
Budget Authorization Certified

**WHEREAS**, the Executive Director has received and reviewed the attached List of Bills for the Month of June, 2012; and

**WHEREAS**, the Board of Commissioners approved the list of Bills for June, 2012; and

**WHEREAS**, the Executive Director is recommending that the List of Bills be approved; and

**NOW, THEREFORE**, be it resolved by the Board of Commissioners of the Parking Authority of the City of Newark, that the List of Bills for June, 2012 approved for payment.

Commissioner \_\_\_\_\_ Seconded the Motion  
X - Indicates Vote AB - Absent NV - Not Voting  
Board of Commissioners Vote of Final Passage

Commissioners AYE NAY NV AB Commissioners AYE NAY NV AB

LaVar Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	DeAndre Rudolph	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raquel Cagley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
A Dean Rawls	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Hubert Graham	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

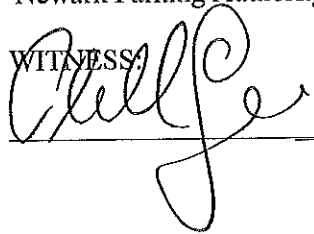
I hereby certify that the above Resolution No. \_\_\_\_\_ was accepted at a Commissioners meeting of the Parking Authority of the City of Newark on June 28, 2012.

By:

  
\_\_\_\_\_  
RAQUEL CAGLEY  
Vice-Chairperson  
Newark Parking Authority

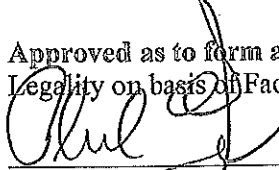
(SEAL)  
ATTEST:

WITNESS:

  
\_\_\_\_\_

RESOLUTION ESTABLISHING A POLICY  
FOR ISSUANCE OF ON-STREET FOOD TRUCK PARKING PERMITS

Approved as to form and  
Legality on basis of Facts

  
\_\_\_\_\_  
Phil G. George, Esq.  
Office of General Counsel

Factual Contents Certified  
to by

  
\_\_\_\_\_  
Director of Administration

Resolution No. 06-2012-27

Whereas, the Board of Commissioners of the Parking Authority of the City of Newark wishes to establish policy with regard to the on-going problem of vehicles parked at metered or restricted parking streets while selling lunches, beverages or snack foods and which are commonly called "food trucks"; and,

Whereas, such parking takes place regularly, and the food trucks generally do not pay hourly rates for metered spaces, sometimes occupying more than one (1) metered and sometimes remaining in one (1) location for several hours, thereby exceeding restrictions on hours of parking in violation of Ordinances of the City of Newark and depriving the City of Newark and the Authority of rightful proceeds; and,

Whereas, on the other hand, street vendors generally, and food trucks in particular, are part of the fabric and ambience of urban life in and about the City of Newark and provide a service to the citizens of and visitors to the City of Newark:

Now, therefore, the Board of Commissioners of the Parking Authority of the City of Newark establishes the following policy regarding the issuance of parking permits to food trucks parked on the streets of the City of Newark:

1. This policy applies to the issuance of permits for on-street parking of food and beverage vendor vehicles (hereinafter referred to as "food trucks" to permit parking on regular days and times at any on-street location in the City of Newark, which shall be called "Food Truck Parking Permits."
2. This policy does not apply to the licensing of food trucks or their operators for any other purpose such as food handler licensing or business operations licensing.
3. The annual fee for such permits shall be fifteen hundred dollars (\$1,500.00) for one metered parking space, and twenty four hundred dollars (\$2,400.00) for two (2) contiguous metered parking spaces or linear curb parking exceeding a length of twenty two (22) regardless of whether such occupies one (1) or more metered spaces. Such fee shall be for one (1) year or part thereof, commencing on January 1 of each year and expiring automatically on December 31 of every year.
4. The application for such permits shall include the following information in order to determine whether a permit should be issued.
  - a. **Applicant Information:** name; date of the application; business entity form (person, corporation, partnership, etc.); address; telephone number, facsimile number and email address; and a name of a person to contact in the event of an emergency.
  - b. **City of Newark Permit Information:** vendor or other permit number; date of issue and expiration date. The applicant must supply a copy of the permit.

- c. **Vehicle and Operation Information:** description of the vehicle including license plate number; make, year and model information; for safety and emergency reasons, whether the vehicle has any on-board cooking gas, electrical generator or fire suppression system.
  - d. **Location and Time of Parking:** The applicant shall specify the location requested with specificity, including street; space number, if the space is metered; and days of the week and time request.
5. All applicants must supply proof of valid vehicle and general liability insurance.
  6. The applicant shall be advised in writing of the granting or withholding of the permit.
  7. The following shall be grounds to reject an application for a permit:

- No Annual Application Fee enclosed with application
- No valid City of Newark Vendor Permit
- City of Newark Vendor Permit Expired
- Missing Vehicle or Operations Information
- Insurance Information
- No Current Proof of Insurance with Application
- Vehicle Insurance expired
- General Liability Insurance expired
- Location or Space Not Available
- Number of Parking Spaces Requested Not Available at Location Requested
- Parking Restricted, Limited or Prohibited

Any other reasonable consideration, including failure to remit special taxes to the City of Newark, or repeated violations of any Ordinance or statute governing parking, interference with safe operation of traffic at the location, or inability to provide safe and orderly queuing of patrons out of the roadway and in such a way as to permit orderly passage of pedestrians on the adjacent sidewalk.

8. The Executive Director shall designate a form of permit which shall be made of durable material and shall display the trade name of the applicant, make, year and model of the vehicle, the permit number, and the issue and expiration date of the permit thereon.

9. Permits shall be displayed in the windshield of the vehicle nearest the curb line in such a way as to be visible to a Parking Enforcement Officer from the curb or sidewalk.

10. The Executive Director shall designate a form of application for permits, which shall be used exclusively for the issuance of such permits.

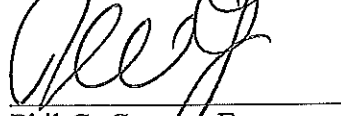
11. In the event two (2) or more applicants apply for the same space or location, the Executive Director shall issue a permit to the most qualified applicant in his sole discretion. The decision of the Executive Director shall be a final decision and is non-appealable.

12. A permit may be revoked in the event that any of the above required items or information become invalid, expired or revoked; in the event that the applicant receives more than three (3) parking or traffic summonses during the permit period issued against the applicant, the applicant's driver or employee or vehicle; or for good cause including failure to remit special taxes to the City of Newark, or repeated violations of any Ordinance or statute governing parking, interference with safe operation of traffic at the location, or inability to provide safe and orderly queuing of patrons out of the roadway and in such a way as to permit orderly passage of pedestrians on the adjacent sidewalk.

**RESOLUTION APPOINTING SAMUEL KLEIN AND COMPANY  
AS ACCOUNTANTS FOR THE PARKING AUTHORITY  
FOR THE CITY OF NEWARK FOR 2012**

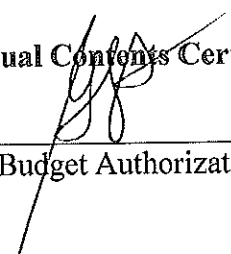
Resolution No. 06-2012-28

Approved as to form and  
Legality on basis of Facts



Phil G. George, Esq.  
Office of the General Counsel.

Factual Contents Certified

by   
Budget Authorization Certified

**WHEREAS**, the Board of Commissioners previously authorized the advertising of a Request for Qualifications by the Parking Authority of the City of Newark for services of an Accountant for a one year contract; and,

**WHEREAS**, two responses were received from bidders, those being Samuel Klein and Company, and Donohue, Gironda & Doria; and,

**WHEREAS**, the Screening Committee and Executive Director are recommending that, while the qualifications of both bidder meet or exceed the standards set forth in the Request for Qualification, the hourly rate and annual fee structure set forth in the response of Donohue, Gironda & Doria are higher by a significant factor than those of Samuel Klein and Company; and,

**WHEREAS**, the Executive Director is therefore recommending that the bid of Samuel Klein and Company be approved by the Board of Commissioners:

**NOW, THEREFORE**, be it resolved by the Board of Commissioners of the Parking Authority of the City of Newark, that the response to Request for Proposals for Accountant Services of Samuel Klein be approved upon the terms set forth in its response to Request for Qualifications; and, it is further

**RESOLVED**, that the Executive Director and General Counsel be authorized to prepare a contract for execution by Samuel Klein and Company, the Executive Director and the Chairman of the Board of Commissioners in accordance with the Local Public Contracts Law and the "Pay to Play" law.

Commissioner

Seconded the Motion

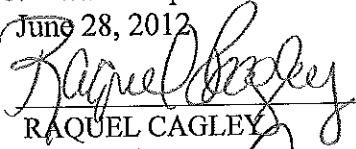
X - Indicates Vote AB – Absent NV – Not Voting  
Board of Commissioners Vote of Final Passage

Commissioners AYE NAY NV AB Commissioners AYE NAY NV AB

LaVar Young					DeAndre Rudolph				
Raquel Cagley									
A Dean Rawls					Hubert Graham				

I hereby certify that the above Resolution No. was accepted at a Commissioners meeting of the Parking Authority of the City of Newark on June 28, 2012

By:



RAQUEL CAGLEY  
Vice-Chairperson  
Newark Parking Authority

(SEAL)  
ATTEST:

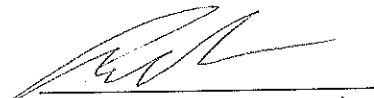
WITNESS:




**RESOLUTION DELAYING CONSIDERATION OF RESPONSES  
TO REQUESTS FOR PROPOSAL FOR GENERAL COUNSEL  
AND BOND COUNSEL**

Resolution No. 06-2012-29

Approved as to form and  
and legality

  
Ernest R. Booker, Esquire

Factual Contents Certified

by   
Budget Authorization Certified

**WHEREAS**, the Board of Commissioners previously authorized the advertising of a Request for Qualifications by the Parking Authority of the City of Newark for services of General Counsel and Bond Counsel for a one year contract; and,

**WHEREAS**, three responses for General Counsel were received from bidders, those being Eric M. Bernstein & Associates, LLC, Simoes & Associates, PC, and Buttafuoco, Arce & Price, LLC; and,

**WHEREAS**, two responses for Bond Counsel were received from bidders, those being Wilentz, Golden & Spitzer and Parker, McCay & Criscoulo, PC.; and,

**WHEREAS**, the Screening Committee and Executive Director are recommending that, while the qualifications of all bidders meet or exceed the standards set forth in the respective Requests for Qualifications, there is a need to review and discuss the respective proposals further to determine whether to award any contracts or seek leave of the Board of Commissioners to enter into negotiations with one or more bidders; and,

**WHEREAS**, the Executive Director is therefore recommending that any decision with regard to General Counsel and Bond Counsel be delayed until the July Meeting of the Board of Commissioners:

**NOW, THEREFORE**, be it resolved by the Board of Commissioners of the Parking Authority of the City of Newark, that the decision with regard to acceptance, rejection or further negotiation with bidders for the position of General Counsel and Bond Counsel be delayed until the July Meeting of the Board of Commissioners; and, be it further

**RESOLVED**, that the Executive Director and General Counsel be authorized to prepare and send a notice of extension of the decision and award date in accordance with the Local Public Contracts Law and the "Pay to Play" law.

Commissioner

Seconded the Motion

X - Indicates Vote AB -- Absent NV -- Not Voting  
Board of Commissioners Vote of Final Passage

Commissioners AYE NAY NV AB Commissioners AYE NAY NV AB

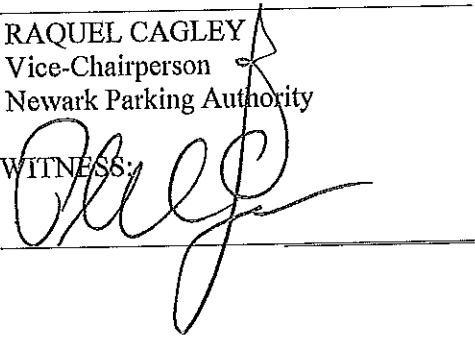
LaVar Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	DeAndre Rudolph	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raquel Cagley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
A Dean Rawls	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Hubert Graham	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

I hereby certify that the above Resolution No. was accepted at a Commissioners meeting of the Parking Authority of the City of Newark on June 28, 2012.

By:

RAQUEL CAGLEY  
 Vice-Chairperson  
 Newark Parking Authority

WITNESS:



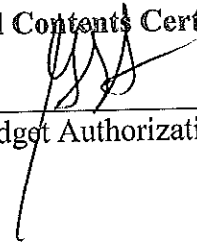
(SEAL)  
ATTEST:

**RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO  
FURTHER NEGOTIATION FOR FINANCIAL ADVISORY SERVICES**

Resolution No. 06-2012-*212*

Approved as to form and  
Legality on basis of Facts

Factual Contents Certified

by   
Budget Authorization Certified

\_\_\_\_\_  
Phil G. George, Esq.  
Office of the General Counsel.

**WHEREAS**, the Board of Commissioners previously authorized the advertising of a Request for Qualifications by the Parking Authority of the City of Newark for services of a Financial Adviser for a one year contract; and,

**WHEREAS**, only one bid was received from a bidder, A.C. Advisory, Inc.; and,

**WHEREAS**, the Screening Committee and Executive Director are recommending that, while the qualifications of A.C. Financial, Inc., meet or exceed the standards set forth in the Request for Qualification, the hourly rate and commission structure set forth in the response of A.C. Advisory, Inc., are too high but are listed as negotiable; and,

**WHEREAS**, the Local Public Contracts Law permits negotiation of rates so long as such rates which may be finally accepted are less than the rates set forth in the response to Request for Proposal; and,

**WHEREAS**, the Executive Director is therefore recommending that the said bid not be approved pending further negotiation of rates, and subject to approval by the Board of Commissioners:

**NOW, THEREFORE**, be it resolved by the Board of Commissioners of the Parking Authority of the City of Newark, that the sole response to Request for Proposals for Financial Advisors not be approved; and, it is further

**RESOLVED**, that the Executive Director be authorized to negotiate rates and commissions with A.C. Advisory, Inc., in accordance with the Local Public Contracts Law.



Commissioner

Seconded the Motion

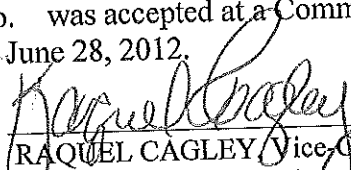
X - Indicates Vote AB - Absent NV - Not Voting  
Board of Commissioners Vote of Final Passage

Commissioners AYE NAY NV AB Commissioners AYE NAY NV AB

LaVar Young	✓				DeAndre Rudolph	✓			
Raquel Cagley	✓					✓			
A Dean Rawls	✓				Hubert Graham				

I hereby certify that the above Resolution No. was accepted at a Commissioners meeting of the Parking Authority of the City of Newark on June 28, 2012.

By:

  
 RAQUEL CAGLEY Vice Chairperson  
 Newark Parking Authority


(SEAL)  
ATTEST:

WITNESS:


  
 \_\_\_\_\_

**A RESOLUTION TO ADOPT THE PROVISIONS OF CHAPTER 48  
(N.J.S.A. 52:14.17.38) UNDER WHICH A PUBLIC EMPLOYER  
MAY AGREE TO PAY FOR THE STATE HEALTH BENEFITS PROGRAM (SHBP)  
AND/OR SCHOOL EMPLOYEES' HEALTH BENEFITS PROGRAM (SEHBP)  
COVERAGE OF CERTAIN RETIREES.**

Approved as to form and  
Legality on basis of Facts

  
Phil G. George, Esq.  
Office of General Counsel

Factual Contents Certified to by

  
Ethelyn S. Bowers  
Director of Operations

Resolution No. 06-2012-31

**Whereas**, the Board of Commissioners of the Parking Authority of the City of Newark has previously established a policy with regard to the retirement of the Authority's long term employees; and,

**Whereas**, that retirement policy recognizes proper use of sick time, vacation time, personal time and recognizes a long term employee's efforts for the Authority upon retirement; and,

**Whereas**, the State of New Jersey has established a statutory limit on the accumulation and payout of benefits upon retirement for public employees; and,

**Whereas**, The Authority now wishes to elect an option to pay the State Health Benefit Program premium for its retiring employees in accordance with the provisions of N.J.S.A. 52:14-17.38:

**Now, therefore be it resolved that:**

1. The Board of Commissioners of the Parking Authority of the City of Newark (hereinafter referred to as the "Authority" or "we") hereby elects to adopt the provisions of N.J.S.A. 52:14-17.38 and adhere to the rules and regulations promulgated by the State Health Benefits Commission to implement the provisions of that law.
2. This resolution affects employees as shown on the attached Chapter 48 *Resolution Addendum*. It is effective on the 1<sup>st</sup> day of July, 2012.
3. We are aware that adoption of this resolution does not free us of the obligation to pay for post-retirement medical benefits of retirees or employees who qualified for those payments under any *Chapter 88 Resolution* or *Chapter 48 Resolution* adopted previously by this governing body.
4. We agree that this *Resolution* will remain in effect until properly amended or revoked with the SHBP and/or SEHBP. We recognize that, while we remain in the SHBP and/or SEHBP, we are responsible for providing the payment for post-retirement medical coverage as listed in the attached *Chapter 48 Resolution Addendum* for all employees who qualify for this coverage while this *Resolution* is in force.



**CERTIFICATION**

*Raquel Cagley Vice*

I, ~~LEVAR YOUNG~~, Chairman of the Parking Authority of the City of Newark (the "Authority"), a public body corporate and politic and a political subdivision of the State of New Jersey, DO HEREBY CERTIFY as follows:

Attached hereto is a copy of a resolution entitled, "A RESOLUTION TO ADOPT THE PROVISIONS OF CHAPTER 48 (N.J.S.A. 52:14.17.38) UNDER WHICH A PUBLIC EMPLOYER MAY AGREE TO PAY FOR THE STATE HEALTH BENEFITS PROGRAM (SHBP) AND/OR SCHOOL EMPLOYEES' HEALTH BENEFITS PROGRAM (SEHBP) COVERAGE OF CERTAIN RETIREES" (the "Resolution"), which Resolution was adopted at a regular meeting of the Authority duly called, advertised and held on June 28, 2012 in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., as amended and supplemented, at which meeting a quorum was present and acting throughout, which copy of said Resolution has been compared by me with the original thereof as officially recorded in the Minute Book of the Authority and that said copy is a true, complete and correct copy of said Resolution and that said Resolution has been duly adopted and has not been modified, amended or repealed and is in full force and effect on and as of the date hereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Authority hereto this 28th day of June 2012.

PARKING AUTHORITY OF THE  
CITY OF NEWARK

[SEAL]

*Raquel Cagley*  
\_\_\_\_\_  
Raquel Cagley  
Vice-Chairman

**I hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the**

Parking Authority of the City of Newark  
**CORPORATE NAME OF EMPLOYER**

**ADDRESS**

On the 28<sup>th</sup> day of June , 2012

50 Park Place, Suite 919

*[Signature]*  
\_\_\_\_\_  
**SIGNATURE**

Newark, New Jersey  
**CITY STATE**

*Executive Director*  
\_\_\_\_\_  
**OFFICIAL TITLE**

07102  
**ZIP CODE**

(973) 623-6335  
**AREA CODE TELEPHONE NUMBER**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING  
AUTHORITY OF THE CITY OF NEWARK AUTHORIZING RETENTION OF  
PROFESSIONAL SERVICES UNDER THE FAIR AND OPEN PROCESS FOR  
PARKING CONSULTANT SERVICES**

Approved as to form and  
Legality on basis of Facts

  
\_\_\_\_\_  
Phil George, Esq.  
Office of General Counsel

Factual Contents Certified

to by

  
\_\_\_\_\_  
E. Spowers

**RESOLUTION NO.:** 06-2012- 32

**WHEREAS**, the Parking Authority of the City of Newark has opted to award a contract for Professional Services for Parking Consultant Services under a Fair and Open Process, as defined in *N.J.S.A. 19:44A-20.4, et seq.* in the year 2012; and,

**WHEREAS**, the Parking Authority of the City of Newark caused a Request for Qualifications to be advertised pursuant to the said statutes on the Internet and designated newspapers of general circulation; and,

**WHEREAS**, two (2) Qualification Statements were received, that being the Qualification Statement of SLX Infrastructure and Len Bier & Associates; and,

**WHEREAS**, the Parking Authority of the City of Newark has determined, based upon the Qualification Statement, to award a contract for Parking Consultant Services to Len Bier & Associates:

**NOW, THEREFORE, BE IT RESOLVED** by the Newark Parking Authority that the General Counsel for the Authority be and is hereby authorized to prepare a contract for Parking Consultant Services with Bier Associates; and, it is

**FURTHER RESOLVED**, that the Chairwoman of the Board of Commissioners and the Executive Director are authorized to execute the contract for Parking Consultant Services with Bier Associates, not to exceed \$ 70,000.00.

Commissioner

Seconded the Motion

X - Indicates Vote AB – Absent NV – Not Voting  
Board of Commissioners Vote of Final Passage

Commissioners AYE NAY NV AB Commissioners AYE NAY NV AB

LaVar Young	✓				DeAndre Rudolph	✓			
Raquel Cagley	✓	✓				✓			
A Dean Rawls	✓				Hubert Graham	✓			

I hereby certify that the above Resolution No. was accepted at a Commissioners meeting of the Parking Authority of the City of Newark on June 28, 2012.

By: \_\_\_\_\_  
LaVAR YOUNG  
Chairperson  
Newark Parking Authority

(SEAL)  
ATTEST:

WITNESS:  
\_\_\_\_\_