

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF
THE PARKING AUTHORITY OF THE CITY OF NEWARK AUTHORIZING
A TRAFFIC STUDY TO BE CONDUCTED FOR PLANNING BOARD
COURTESY REVIEW OF THE
WESTINGHOUSE PARKING SITE.**

Approved as to form and
Legality on basis of Facts

Factual Contents Certified
to by

Phillip George, Esquire

RESOLUTION NO.: 10 -2013-49

WHEREAS, the Board of Commissioners of the Parking Authority of the City of Newark have previously approved the negotiation of an Agreement with U.S. Realty to develop a site for surface parking known as 31 Orange Street, in the City of Newark, County of Essex, and commonly known as the "Westinghouse Site"; and,

WHEREAS, negotiations with the City of Newark Department of Engineering have been conducted prior to making application for Preliminary and Final Site Plan courtesy review by the City of Newark Central Planning Board; and,

WHEREAS, the Department of Engineering, Division of Traffic of the City of Newark has requested that a traffic study be conducted in order to insure the safe and free flow of traffic in and about the site, which is consistent with the Parking Authority Law's purpose set forth in *N.J.S.A. 40A:11-6* to provide off-street parking projects to eliminate on-street congestion; and,

WHEREAS, the Executive Director has received and executed a proposal for professional services from Maser Consulting Engineers, Inc., to conduct the requested traffic study for the courtesy presentation to the City of Newark Central Planning Board, in an amount not to exceed \$7,000.00 for professional services; and,

WHEREAS, this proposal and contract for professional services is exempt
from public bidding under the Local Public Contracts Law:

NOW, THEREFORE, BE IT RESOLVED by the Parking Authority of the City of Newark that Maser Consulting Engineers, Inc., is awarded a contract not to exceed \$7,000.00 without further authorization by the Board of Commissioners to perform a traffic study of the Westinghouse parking site as part of the presentation of a for Preliminary and Final Site Plan courtesy review by the Central Planning Board of the City of Newark, effective immediately; and,

IT IS FURTHER RESOLVED, that the Executive Director is authorized to execute all documents necessary to effectuate such contract.

Commissioner

Seconded the Motion

X - Indicates Vote AB - Absent NV - Not Voting

Board of Commissioners Vote of Final Passage

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING AUTHORITY OF THE CITY OF NEWARK AUTHORIZING A TRAFFIC STUDY TO BE CONDUCTED FOR PLANNING BOARD COURTESY REVIEW OF THE WESTINGHOUSE PARKING SITE.

Commissioners AYE NAY NV AB Commissioners AYE NAY NV AB

LaVar Young, Chairman					DeAndre Rudolph				
Raquel Cagley									
A. Dean Rawls									
Hubert Graham									

CERTIFICATION

I, LaVAR 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, "RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING AUTHORITY OF THE CITY OF NEWARK AUTHORIZING A TRAFFIC STUDY TO BE CONDUCTED FOR PLANNING BOARD COURTESY REVIEW OF THE WESTINGHOUSE PARKING SITE," (the "Resolution"), which Resolution was adopted at a regular meeting of the Authority duly called, advertised and held on October 24, 2013 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 24th day of October, 2013.

PARKING AUTHORITY OF THE CITY OF NEWARK

[SEAL]

LaVAR YOUNG, Chairman

X - Indicates Vote AB - Absent NV - Not Voting

Board of Commissioners Vote of Final Passage

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING AUTHORITY OF THE CITY OF NEWARK AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE NJPAC AND CITY OF NEWARK FOR CONDUCTING AN ENGINEERING SURVEY OF THE MILITARY PARK GARAGE.

Commissioners	AYE	NAY	NV	AB	Commissioners	AYE	NAY	NV	AB
LaVar Young, Chairman					DeAndre Rudolph				
Raquel Cagley									
A. Dean Rawls									
Hubert Graham									

CERTIFICATION

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:

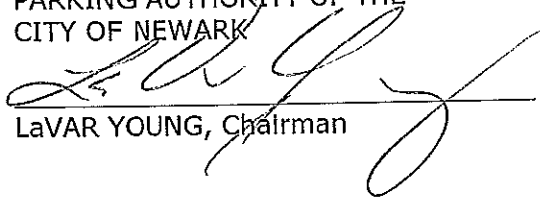
Attached hereto is a copy of a resolution entitled, "RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING AUTHORITY OF THE CITY OF NEWARK AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE NJPAC AND CITY OF NEWARK FOR CONDUCTING AN ENGINEERING SURVEY OF THE MILITARY PARK GARAGE," (the "Resolution"), which Resolution was adopted at a regular meeting of the Authority duly called, advertised and held on October 24, 2013 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 24th day of October, 2013.

PARKING AUTHORITY OF THE CITY OF NEWARK

LaVAR YOUNG, Chairman

[SEAL]



RESOLUTION APPROVING THE LIST OF BILLS FOR OCTOBER, 2013

Resolution No. 10-2013-46

Approved as to form and
Legality on basis of Facts

Factual Contents Certified

by _____
Budget Authorization Certified

Phil G. George, Esq.
Legal Counsel

WHEREAS, the Executive Director has received and reviewed the attached List of Bills for the Month of October, 2013; and

WHEREAS, the Board of Commissioners approved the list of Bills for October, 2013; 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 October, 2013 approved for payment.

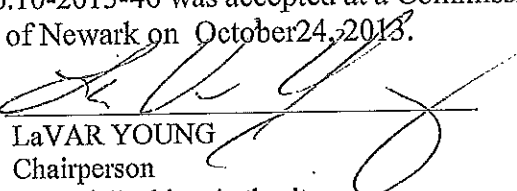
Commissioner Seconded the Motion
X - Indicates Vote AB – Absent NV – Not Voting
Board of Commissioners Vote of Final Passage

Commissioners AYE NAY NV AB Commissioners AYE NAY NV AB

LaVar Young					DeAndre Rudolph				
Raquel Cagley									
A Dean Rawls					Hubert Graham				

I hereby certify that the above Resolution No.10-2013-46 was accepted at a Commissioners meeting of the Parking Authority of the City of Newark on October 24, 2013.

By:


LaVAR YOUNG
Chairperson
Newark Parking Authority

(SEAL)
ATTEST:

WITNESS:

2014 Authority Budget Resolution
Newark Parking Authority

FISCAL YEAR: FROM: January 1, 2014 TO: December 31, 2014

WHEREAS, the Annual Budget and Capital Budget for the Newark Parking Authority for the fiscal year beginning, January 1, 2014 and ending, December 31, 2014 has been presented before the governing body of the Newark Parking Authority at its open public meeting of October 24, 2013; and

WHEREAS, the Annual Budget as introduced reflects Total Revenues of \$5,545,584, Total Appropriations, including any Accumulated Deficit if any, of \$5,235,041 and Total Unrestricted Net Assets utilized of \$0; and

WHEREAS, the Capital Budget as introduced reflects Total Capital Appropriations of \$1,131,000 and Total Unrestricted Net Assets planned to be utilized as funding thereof, of \$1,131,000; and

WHEREAS, the schedule of rates, fees and other charges in effect will produce sufficient revenues, together with all other anticipated revenues to satisfy all obligations to the holders of bonds of the Authority, to meet operating expenses, capital outlays, debt service requirements, and to provide for such reserves, all as may be required by law, regulation or terms of contracts and agreements; and

WHEREAS, the Capital Budget/Program, pursuant to N.J.A.C. 5:31-2, does not confer any authorization to raise or expend funds; rather it is a document to be used as part of the said Authority's planning and management objectives. Specific authorization to expend funds for the purposes described in this section of the budget, must be granted elsewhere; by bond resolution, by a project financing agreement, by resolution appropriating funds from the Renewal and Replacement Reserve or other means provided by law.

NOW, THEREFORE BE IT RESOLVED, by the governing body of the Newark Parking Authority, at an open public meeting held on October 24, 2013 that the Annual Budget, including appended Supplemental Schedules, and the Capital Budget/Program of the Newark Parking Authority for the fiscal year beginning, January 1, 2014 and ending, December 31, 2014 is hereby approved; and

BE IT FURTHER RESOLVED, that the anticipated revenues as reflected in the Annual Budget are of sufficient amount to meet all proposed expenditures/expenses and all covenants, terms and provisions as stipulated in the said Authority's outstanding debt obligations, capital lease arrangements, service contracts, and other pledged agreements; and

BE IT FURTHER RESOLVED, that the governing body of the Newark Parking Authority will consider the Annual Budget and Capital Budget/Program for adoption on December 13, 2013.

(Secretary's Signature)

(Date)

Governing Body Member:	Recorded Vote			
	Aye	Nay	Abstain	Absent
Lavar Young				
Raquel Cagley				
Hubert Graham				
Deandre Rudolph				
AD Rawls				

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF
THE PARKING AUTHORITY OF THE CITY OF NEWARK AUTHORIZING
THE EXECUTIVE DIRECTOR TO ENTER INTO A COOPERATIVE AGREEMENT
WITH THE NJPAC AND CITY OF NEWARK FOR
CONDUCTING AN ENGINEERING SURVEY OF THE
MILITARY PARK GARAGE.**

Approved as to form and
Legality on basis of Facts

Factual Contents Certified
to by

Phillip George, Esquire

RESOLUTION NO.: 10-2013-48

WHEREAS, the Parking Authority of the City of Newark is the Landlord of the Military Park Garage under the terms of a 1996 Master Lease from the City of Newark for a term of 50 years and in turn sublets the Military Park Garage as an "absolute lease" to the New Jersey Performing Arts Center; and,

WHEREAS, the City of Newark Department of Engineering has requested that an engineering survey of the Military Park Garage be conducted due to the condition of several supporting columns; and,

WHEREAS, the Executive Director has met with representatives of the City of Newark and the New Jersey Performing Arts Center regarding the terms of the Lease to the New Jersey Performing Arts Center which require that all repairs and renovations are the sole responsibility of the New Jersey Performing Arts Center; and,

WHEREAS, the Board of Commissioners of the Parking Authority of the City of Newark consider that the safety of the Military Park Garage for its parking customers and the patrons of the New Jersey Performing Arts Center is a primary concern which affects all of the parties to the Master Lease and Lease of the Military Park Garage; and,

WHEREAS, the Board of Commissioners of the Parking Authority of the City of Newark have determined that the Parking Authority should be a part of any survey of its facility and insure that its interests are protected thereby; and,

WHEREAS, it may be beneficial for the Parking Authority to share in the cost of the engineering survey, which is estimated by the New Jersey Performing Arts Center not to exceed a total cost of \$30,000.00 and subject to negotiations over administration of the survey and the operation of the Military Park Garage; and,

WHEREAS, any shared services agreements with the City of Newark and the New Jersey Performing Arts Center would be exempt from public bidding under the Local Public Contracts Law:

RESOLVED
PASSED

NOW, THEREFORE, BE IT RESOLVED by the Parking Authority of the City of Newark that the Executive Director is authorized to negotiate with the New Jersey Performing Arts Center and the City of Newark regarding the costs and participation in an engineering survey of the Military Park Garage; and,

IT IS FURTHER RESOLVED, that the Executive Director is authorized to execute all documents necessary to effectuate such a shared service agreement to the extent of participating in no more than one third (1/3) of the cost of any such survey.