

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

Resolution No. 01-2012-01

**Approved as to form and  
Legality on basis of Facts**



Eric M. Bernstein, Esq., 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 January, 2012; and

**WHEREAS**, the Board of Commissioners approved the list of Bills for January, 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 January, 2012 approved for payment.

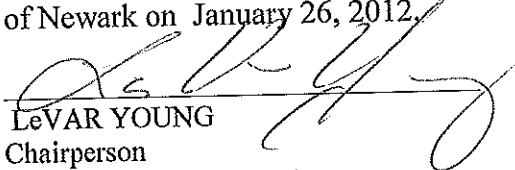
Commissioner Seconded the Motion  
 X - Indicates Vote    AB – Absent    NV – Not Voting  
 Board of Commissioners Vote of Final Passage

Commissioners    AYE    NAY    NV    AB    Commissioners    AYE    NAY    NV    AB

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

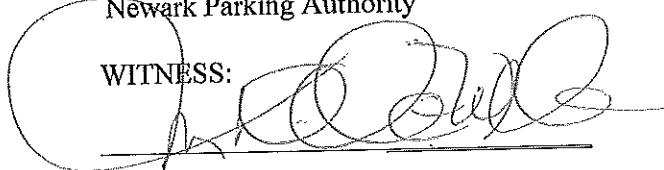
I hereby certify that the above Resolution No.01-2012-01 was accepted at a Commissioners meeting of the Parking Authority of the City of Newark on January 26, 2012.

By:

  
 LeVAR YOUNG  
 Chairperson  
 Newark Parking Authority

(SEAL)  
 ATTEST:

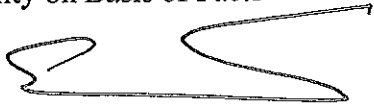
WITNESS:



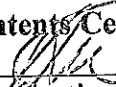
**RESOLUTION OF THE BOARD OF COMMISSIONERS OF  
THE PARKING AUTHORITY OF THE CITY OF NEWARK, COUNTY OF ESSEX  
AND STATE OF NEW JERSEY APPROVING MEETING DATES FOR 2012.**

Resolution No. 01-2012-02

**Approved as to form and  
Legality on Basis of Facts**



Eric M. Bernstein, Esq., General Counsel

**Factual Contents Certified**  
to by   
**Budget Authorization Certified**

**WHEREAS**, the Newark Parking Authority finds itself with a growing portfolio of projects/issues that need to be addressed on an ongoing basis;

**NOW THEREFORE, BE IT RESOLVED** by the Parking Authority of the City of Newark, County of Essex and State of New Jersey that the following meetings are hereby established for the Board of Commissioners for calendar year 2012:

Thursday, January 26, 2012

Thursday, February 23, 2012

Thursday, March 22, 2012

Thursday, April 26, 2012

Thursday, May 24, 2012

Thursday, June 28, 2012

**JULY AND AUGUST, NO MEETINGS**

Thursday, September 27, 2012

Thursday, October 25, 2012

Thursday, November 15, 2012

Thursday, December 13, 2012

NOW THEREFORE, BE IT FURTHER RESOLVED that:

- 1) All meetings listed above shall commence at 4:00 PM at the Authority meeting room, 1<sup>st</sup> floor, 50 Park Place, Newark, New Jersey.
- 2) The Board may conduct one (1) or more executive/closed sessions and may take formal actions at any and/or all of these meetings.

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

LeVar Young	✓				A. Dean Rawls	✓			
Raquel Cagley	✓				Hubert Graham				
DeAndre Rudolph									

I hereby certify that the above Resolution was accepted at a Commissioners meeting of the Parking Authority of the City of Newark on January 26, 2012

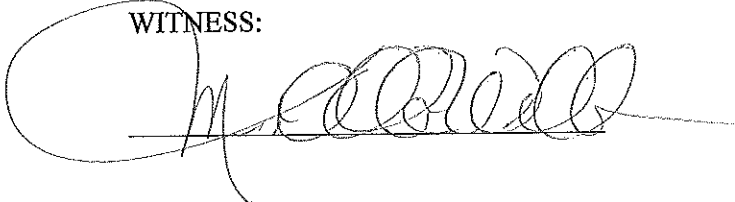
By:

  
LeVar Young  
Chair, Newark Parking Authority

(SEAL)

ATTEST:

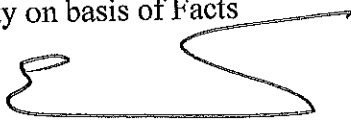
WITNESS:



**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING  
AUTHORITY OF THE CITY OF NEWARK TO SELECT AN OFFICIAL  
NEWSPAPERS FOR THE 2012 CALENDAR YEAR**

Resolution No. 01-2012-03

Approved as to form and  
Legality on basis of Facts



Eric M. Bernstein, Esq., General Counsel

Factual Contents Certified

to by   
Budget Authorization Certified

**WHEREAS**, it is required by New Jersey State Statute to establish official newspapers to publish official notices for its Board Meetings, as well as, from time to time, to position other legal notices; and

**WHEREAS**, as a result of the aforesaid, the Executive Director has researched and determined that the "Star Ledger" and "Lus Americano" are the two (2) major newspapers utilized by the community the Authority serves.

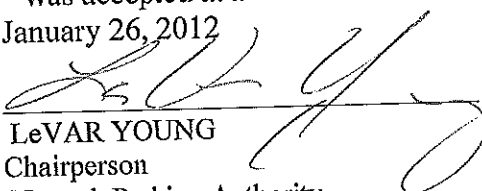
**NOW, THEREFORE**, be it resolved by the Board of Commissioners of the Parking Authority of the City of Newark, that the Star Ledger and Lus Americano newspapers are hereby designated as the official newspapers for 2010 calendar year, for purposes of facilitating advertisement needs.

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

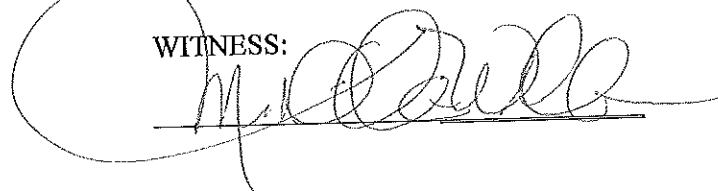
Commissioners    AYE    NAY    NV    AB    Commissioners    AYE    NAY    NV    AB

LeVar 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 January 26, 2012

By:   
LeVAR YOUNG  
Chairperson  
Newark Parking Authority

(SEAL)  
ATTEST:

WITNESS: 

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING  
AUTHORITY OF THE CITY OF NEWARK AUTHORIZING ADVERTISING OF  
REQUESTS FOR QUALIFICATIONS FOR PROFESSIONAL SERVICES UNDER  
THE FAIR AND OPEN PROCESS**

**Approved as to form and  
Legality on basis of Facts**

  
Eric Bernstein, Esq.  
General Counsel

**Factual Contents Certified  
to by**

  
\_\_\_\_\_

**RESOLUTION NO.: 01-2012-04**

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

Parking Consultant; and,  
Bond Counsel; and,  
Financial Advisor; and,  
Auditor; and,  
Snow Plowing, Snow Removal and Related Services; and,  
Garage and Related Facilities Engineering Services; and,

**WHEREAS**, the Parking Authority of the City of Newark has requested General Counsel to prepare a Request for Qualifications for all of the above positions to be advertised, pursuant to the said statutes, on the Internet and designated newspapers of general circulation; and,

**WHEREAS**, the Parking Authority of the City of Newark now wishes to authorize the solicitation of such Requests for Qualifications:

**NOW, THEREFORE, BE IT RESOLVED** by the Parking Authority of the City of Newark that advertisements for the Professional Services of Parking Consultant, Bond Counsel, Financial Advisor, Auditor, Snow Plowing, Snow Removal and Related

Services and Garage and Related Facilities Engineering Services shall be placed in the NPA's designated Internet and newspapers of general circulation; and,

**IT IS FURTHER RESOLVED,** that the Chairman of the Board of Commissioners and the Executive Director are hereby authorized to execute and all documents necessary to insure publication in a timely fashion.

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 ADVERTISING OF REQUESTS FOR QUALIFICATIONS FOR PROFESSIONAL SERVICES UNDER THE FAIR AND OPEN PROCESS**

Commissioners	AYE	NAY	NV	AB	Commissioners	AYE	NAY	NV
LeVar Young, Chair	✓				DeAndre Rudolph Treasurer	✓		
Raquel Cagley	✓							
A. Dean Rawls Secretary	✓							
Hubert Graham Vice-Chair	✓							

**CERTIFICATION**

I, LEVAR YOUNG, Chair Pro Tem 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:

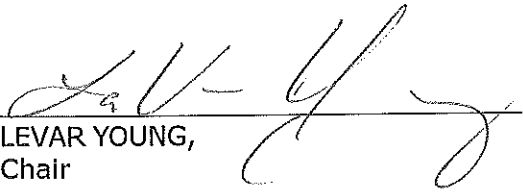
Attached hereto is a copy of a resolution entitled, "RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING AUTHORITY OF THE CITY OF NEWARK AUTHORIZING ADVERTISING OF REQUESTS FOR QUALIFICATIONS FOR PROFESSIONAL SERVICES UNDER THE FAIR AND OPEN PROCESS" (the "Resolution"), which Resolution was adopted at a regular meeting of the Authority duly called, advertised and held on January 26, 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 26th day of January, 2012.

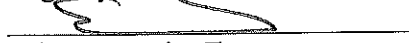
PARKING AUTHORITY OF THE  
CITY OF NEWARK

[SEAL]

  
LEVAR YOUNG,  
Chair

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING  
AUTHORITY OF THE CITY OF NEWARK AUTHORIZING EXECUTIVE  
DIRECTOR BOOKER, CERTAIN COMMISSIONERS' ATTENDANCE AT THE  
INTERNATIONAL PARKING INSTITUTE CONFERENCE IN PHOENIX,  
ARIZONA, JUNE 2012**

**Approved as to form and  
Legality on basis of Facts**

  
Eric Bernstein, Esq.  
General Counsel

**Factual Contents Certified  
to by**

  
Budget Certification

**RESOLUTION NO.: 01-2012-05**

WHEREAS, the 2012 Conference of the International Parking Institute is scheduled to be held from June 10, 2012 through June 13, 2012 in Phoenix, Arizona; and

WHEREAS, Executive Director Booker and Chair, LeVar Young, Commissioner/Secretary A. Dean Rawls, Commissioner/Treasurer, DeAndre Rudolph and Commissioner Raquel Cagley have requested permission to attend; and

WHEREAS, said conference Agenda consists of various educational seminars and workshops which will provide an enhancement to the Board Members, augment Board Development and will benefit the Executive Director in the operation of the Authority; and

WHEREAS, registration fee for the Conference is \$640.00 per person, total lodging is \$139.00 per night, per person, meals are \$75.00 per day, plus a travel allowance of \$50.00 per day, for a total of approximately \$1,596.00 per person plus applicable airfare; and

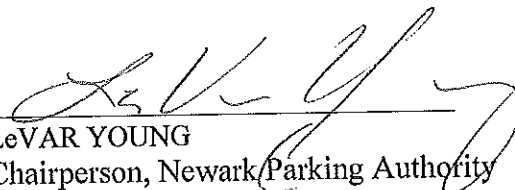
WHEREAS, the Board of Commissioners deems this training educational and beneficial for its members and staff.

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Parking Authority of the City of Newark, that the Executive Director for the Authority , Ernest R. Booker and Chairperson, LeVar Young, Hubert Graham, Vice-Chair, Commissioner/Secretary A. Dean Rawls, Commissioner/Treasurer, DeAndre Rudolph and Commissioner Raquel Cagley, be and are hereby authorized to attend the aforesaid Conference in Phoenix, Arizona.

BE IT FURTHER RESOLVED, that the aforementioned individuals shall be entitled to receive the fees set forth hereinbefore.

I hereby certify that the above resolution was accepted at a Commissioners meeting of the Parking Authority of the City of Newark on January 26, 2012

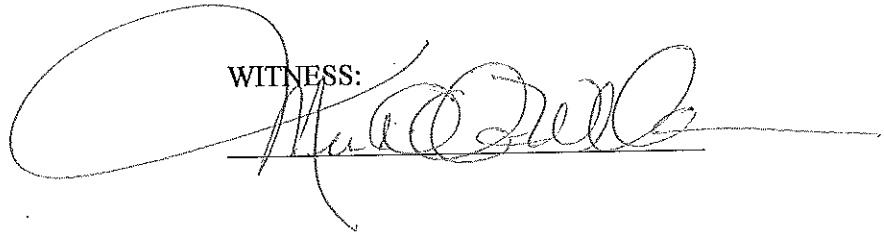
By:

  
LeVAR YOUNG  
Chairperson, Newark/Parking Authority

(SEAL)

ATTEST:

WITNESS:



**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING  
AUTHORITY OF THE CITY OF NEWARK AUTHORIZING EXECUTIVE  
DIRECTOR AND CERTAIN COMMISSIONERS' ATTENDANCE  
· AT THE INTERNATIONAL PARKING INSTITUTE CONFERENCE IN  
PHOENIX, ARIZONA**

**VOTING RECORD**

<u>COMMISSIONERS</u>	<u>/YES</u>	<u>/NO</u>	<u>/ABSTAIN</u>	<u>/ABSENT</u>
Chair LeVar Young	✓			
Commissioner Raquel Cagley	✓			
Commissioner A. Dean Rawls	✓			
Vice-Chair Hubert Graham	✓			
Commissioner DeAndre Rudolph	✓			

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I certify that the above record is an accurate recitation of the votes cast by the Board of Commissioners of the Newark Parking Authority.

Dated: January 26, 2012



**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING  
AUTHORITY OF THE CITY OF NEWARK AUTHORIZING AN AGREEMENT WITH  
NEWARK PLAZA URBAN RENEWAL, LLC., WITH REGARD TO  
A CERTAIN PARKING PROJECT AT MARKET STREET & McCARTER HIGHWAY**

Approved as to form and  
Legality on basis of Facts

  
Eric Bernstein, Esq.  
General Counsel

Factual Contents Certified  
to by 

RESOLUTION NO.: 01-2012--06

**WHEREAS**, the Parking Authority of the City of Newark has as a stated public purpose the provision of off-street parking facilities in order to benefit the public and aid traffic flow in and about the City of Newark pursuant to *N.J.S.A. 40:11A-6, et seq.*; and,

**WHEREAS**, the Parking Authority of the City of Newark has been approached by representatives of Newark Plaza Urban Renewal, LLC, a New Jersey business corporation, with business interests in and about the City of Newark, concerning the said provision of off-street parking facilities located at Market Street at McCarter Highway in the City of Newark and the County of Essex in order to benefit the public through improvements to the property which will aid traffic flow in and about the City of Newark by provision of over one hundred (100) off street parking spaces in that highly congested area to the employees of large corporations in the immediate area; and,

**WHEREAS**, the Parking Authority, through its Executive Director, Parking Consultant and General Counsel, has conducted several negotiation sessions with the said representatives in order to reach possible agreement with Newark Plaza Urban Renewal, LLC, concerning the said premises; and,

**WHEREAS**, the negotiations have progressed to the point where an Agreement can be proposed and entered into upon terms under discussion which are confidential pursuant to the Open Public Meetings Act at this time, but which have

been disclosed to the Commissioners in Executive Session and which will be released consistent with the Open Public Meetings Act upon signing the said Agreement, should that occur; and,

**WHEREAS**, the Commissioners of the Parking Authority of the City of Newark now wish to authorize the Executive Director, with the assistance of General Counsel, to enter into an Agreement with representatives of Newark Plaza Urban Renewal, LLC, for the said provision of off-street parking facilities in order to benefit the public and aid traffic flow in and about the City of Newark:

**NOW, THEREFORE, BE IT RESOLVED** by the Parking Authority of the City of Newark that the Chairman of the Board of Commissioners of the Parking Authority of the City of Newark and the Executive Director, with the assistance of General Counsel, be authorized to enter into an Agreement with Newark Plaza Urban Renewal, LLC, for the said provision of off-street parking at Market Street at McCarter Highway upon the terms discussed and agreed upon in Executive Session, if said agreement is accepted; and,

**IT IS FURTHER RESOLVED** by the Parking Authority of the City of Newark that the Executive Director or his designee shall report on the progress of Agreement, subject to the provisions of the Open Public Meetings Act, at the next general meeting of the Commissioners of the Parking Authority of the City of Newark.

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 AN AGREEMENT WITH NEWARK PLAZA URBAN RENEWAL, LLC., WITH REGARD TO A CERTAIN PARKING PROJECT AT MARKET STREET AT MCCARTER HIGHWAY

Commissioners	AYE	NAY	NV	AB	Commissioners	AYE	NAY	NV	AB
LeVar 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:

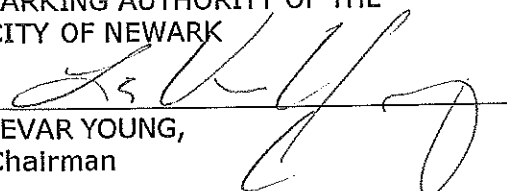
Attached hereto is a copy of a resolution entitled, "RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING AUTHORITY OF THE CITY OF NEWARK AUTHORIZING AN AGREEMENT WITH NEWARK PLAZA URBAN RENEWAL, LLC., WITH REGARD TO A CERTAIN PARKING PROJECT AT MARKET STREET AT MCCARTER HIGHWAY" (the "Resolution"), which Resolution was adopted at a regular meeting of the Authority duly called, advertised and held on January 26, 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 26th day of January, 2012.

PARKING AUTHORITY OF THE CITY OF NEWARK

[SEAL]

LEVAR YOUNG, Chairman



**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING  
AUTHORITY OF THE CITY OF NEWARK AUTHORIZING THE  
EXECUTIVE DIRECTOR TO EXTEND TIME TO AWARD CONTRACT  
FOR TOW LOT IMPOUND FACILITY PURSUANT TO N.J.S.A. 40A:11-24(a)**

Approved as to form and  
Legality on basis of Facts

  
Eric Bernstein, Esq.  
General Counsel

Factual Contents Certified  
to by 

**RESOLUTION NO.:** 01 -2012 -07

**WHEREAS**, the Parking Authority of the City of Newark has as a stated public purpose the provision of off-street secure towing Impound facilities in order to comply with the laws of the State of New Jersey including, but not limited to the Predatory Towing Act, *N.J.S.A. 56:13-1, et seq.*, and aid traffic flow in and about the City of Newark pursuant to *N.J.S.A. 40:11A-6, et seq.*; and,

**WHEREAS**, the Parking Authority of the City of Newark has previously issued a request for proposals for the provision of off-street secure towing Impound facilities pursuant to the Local Public Contracts Law, *N.J.S.A. 40A:11-1, et seq.*, which provided for an announcement of the winning bid at its January 26, 2012 Board of Commissioners meeting; and,

**WHEREAS**, the Parking Authority has received two (2) bids in response to the request for proposals, and on January 17, 2012 publicly received and opened such bids and announced their contents and the prices and terms upon the public minutes of the Board of Commissioners; and,

**WHEREAS**, SPS Parking, LLC and 98 Freylinghusen Urban Renewal Entity, LLC were the two (2) bidders thereon, but have proposed several alternatives to both pricing and capacity which have limited comparative evaluation; and,

**WHEREAS**, the City of Newark Police Department Auto Unit, which has authority over the conducting of nonconsensual towing in the City of Newark pursuant to law, has been participating in evaluation of the said bids with regard to

meeting specific conditions of capacity, access and security for the tow lot impound facility with the Executive Director and Operations Staff of the Parking Authority of the City of Newark; and,

**WHEREAS**, the Executive Director has been requested to continue the evaluation process by the City of Newark Police Department Auto Unit:

**NOW, THEREFORE, BE IT RESOLVED** by the Parking Authority of the City of Newark that the award of a contract for the provision of tow lot impound facilities shall be carried pending comparative evaluation of cost and space provisions of the bids publicly received and pending further investigation and evaluation by and through the City of Newark Police Department Auto Unit; and,

**IT IS FURTHER RESOLVED** by the Parking Authority of the City of Newark that in no case shall such award be carried more than sixty (60) days pursuant to *N.J.S.A. 40A:11-24(a)* without the consent of the said bidders; and,

**IT IS FURTHER RESOLVED** by the Parking Authority of the City of Newark that the Executive Director shall forthwith cause notice of this extension to be served upon the said bidders and their representatives, if known.

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 THE EXECUTIVE DIRECTOR TO EXTEND TIME TO AWARD CONTRACT FOR TOW LOT IMPOUND FACILITY PURSUANT TO N.J.S.A. 40A:11-24(a)

Commissioners	AYE	NAY	NV	AB	Commissioners	AYE	NAY	NV	AB
LeVar 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:

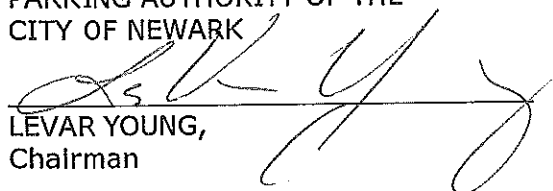
Attached hereto is a copy of a resolution entitled, "RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING AUTHORITY OF THE CITY OF NEWARK AUTHORIZING THE EXECUTIVE DIRECTOR TO EXTEND TIME TO AWARD CONTRACT FOR TOW LOT IMPOUND FACILITY PURSUANT TO N.J.S.A. 40A:11-24(a)" (the "Resolution"), which Resolution was adopted at a regular meeting of the Authority duly called, advertised and held on January 26, 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 26th day of January, 2012.

PARKING AUTHORITY OF THE CITY OF NEWARK

[SEAL]

LEVAR YOUNG, Chairman



01-2012-08

# 2012 ADOPTED BUDGET RESOLUTION

Newark Parking Authority  
(Name)  
AUTHORITY

FISCAL YEAR: FROM: January 1, 2012 TO: December 31, 2012

WHEREAS, the Annual Budget and Capital Budget/Program for the Newark Parking Authority for the fiscal year beginning January 1, 2012 and ending, December 31, 2012 has been presented for adoption before the governing body of the Newark Parking Authority at its open public meeting of January 26, 2012; and

WHEREAS, the Annual Budget and Capital Budget as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services; and

WHEREAS, the Annual Budget as presented for adoption reflects Total Revenues of \$ 4,655,677, Total Appropriations, including any Accumulated Deficit, if any, of \$4,022,043 and Total Unrestricted Net Assets utilized of \$ 0; and

WHEREAS, the Capital Budget as presented for adoption reflects Total Capital Appropriations of \$ 377,500 and Total Unrestricted Net Assets planned to be utilized of \$227,500; and

NOW, THEREFORE BE IT RESOLVED, by the governing body of Newark Parking Authority, at an open public meeting held on \_\_\_\_\_ that the Annual Budget and Capital Budget/Program of the Newark Parking Authority for the fiscal year beginning, January 1, 2012 and, ending, December 31, 2012 is hereby adopted and shall constitute appropriations for the purposes stated; and

BE IT FURTHER RESOLVED, that the Annual Budget and Capital Budget/Program as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services.

\_\_\_\_\_  
(Secretary's Signature)


\_\_\_\_\_  
(Date)


Governing Body Member:	Recorded Vote			
	Aye	Nay	Abstain	Absent
Levar Young, Chairman				
Hubert Graham, Vice Chair				
DeAndre Rudolph, Treasurer				
ADean Rawls, Secretary				
Raquel Cngley, Commissioner				

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING  
AUTHORITY OF THE CITY OF NEWARK AUTHORIZING THE EXECUTIVE  
DIRECTOR TO EXTEND THE CONTRACT FOR SNOW REMOVAL SERVICES AT THE  
JACKSON STREET LOT

Approved as to form and  
Legality on basis of Facts

Factual Contents Certified to by

  
ERIC M. BERSTEIN, ESQ.  
GENERAL COUNSEL

  
MANAGER OF FISCAL OPERATIONS

RESOLUTION NO: 01-2012 - 09

WHEREAS, the Board did determine that there was a need to engage the services of a Snow Removal Vendor, who under express supervision and direction of the Executive Director, would be able to provide snow removal services to the Newark Parking Authority; and

WHEREAS, the aforesaid Snow Removal Services is permitted for a term of up to three (3) years under the Local Public Contract Law, N.J.S.A. 40:11A-15(41), et seq.; and

WHEREAS, the Authority at an earlier time did enter into a Contract with Rock Solid Construction, Inc., which contract expires on January 25, 2013; and

WHEREAS, the Board deems that the Services are still required due to the onset of winter weather and the recent ice and frozen rain events, but that there is insufficient time to complete the process of public bidding to award a new contract, and therefore there is a need for the vendor's expertise, which is critical and essential to the needs of the Authority; and,

WHEREAS, the Manager of Fiscal Operations of the Authority has attested to the availability of funds within the fiscal year budget to support the entering into of the contract.

THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Newark Parking Authority that the Executive Director for the Authority be and is hereby authorized to extend the contract with the firm of Rock Solid Construction, Inc., for a term of one year commencing January 26, 2012 and ending January 25, 2013, under the terms and conditions set forth in the Contract for Services attached hereto and made a part hereof; and

BE IT FURTHER RESOLVED, that the professional services provided hereto are deemed to be Extraordinary, Unspecifiable Services

Motion Commissioner \_\_\_\_\_

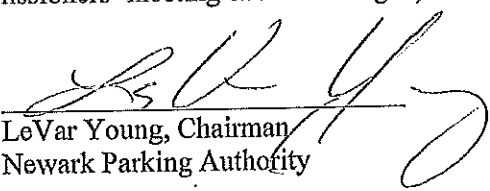
Seconded \_\_\_\_\_

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

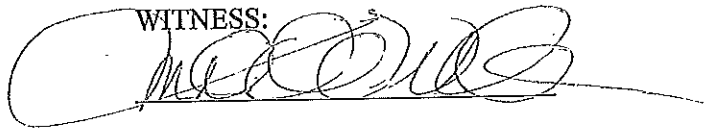
Commissioners	AYE	NAY	NV	AB
LeVar Young	✓			
A Dean Rawls	✓			
Hubert Graham	✓			
DeAndre Rudolph	✓			
Raquel Cagley	✓			

I hereby certify that the above resolution was accepted at a Commissioners' meeting of the Parking Authority of the City of Newark on January 26, 2012.

By:

  
LeVar Young, Chairman  
Newark Parking Authority

WITNESS:



**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PARKING  
AUTHORITY OF THE CITY OF NEWARK AUTHORIZING THE EXECUTIVE  
DIRECTOR TO OBTAIN A TITLE SEARCH AND UNDERTAKE  
STEPS TO ACQUIRE 95 ORANGE STREET IN THE CITY OF  
NEWARK BY NEGOTIATION OR CONDEMNATION**

Approved as to form and  
Legality on basis of Facts

Eric Bernstein, Esq.  
General Counsel

Factual Contents Certified  
to by

RESOLUTION NO.: 01-2012-70

**WHEREAS**, the Parking Authority of the City of Newark has as a stated public purpose the provision of off-street parking facilities in order to benefit the public and aid traffic flow in and about the City of Newark pursuant to *N.J.S.A. 40:11A-6, et seq.*; and,

**WHEREAS**, there exists within a certain area known as the Broad Street Station Redevelopment Area as designated by the City of Newark a parcel of land known as 95 Orange Street, in the City of Newark and County of Essex, and known informally as the "Westinghouse site," where a former manufacturing plant was abandoned in the 1980's; and,

**WHEREAS**, the said parcel of land may provide significant benefits to the residents of the City of Newark and persons coming into the City of Newark for business, employment, education or cultural matters by providing parking and related services, where such parking currently does not exist or is in limited supply, although cultural, business and educational uses have increased significantly since the site was abandoned; and,

**WHEREAS**, the Parking Authority may obtain such land by negotiation or condemnation pursuant to *N.J.S.A. 40A:11-7* for such statutory purposes of the Parking Authority of the City of Newark; and,

**WHEREAS**, pursuant to *N.J.S.A. 20:3-6*, the Board of Commissioners of the Parking Authority of the City of Newark has determined as noted above that the acquisition of the site is for a public purpose of the Parking Authority of the City of Newark as provided in the Parking Authority Law, *N.J.S.A. 40:11A-6, et seq.*; and,

**WHEREAS**, the process of acquisition requires that a title search be commenced and "bona fide" negotiations to attempt to reach an agreement before condemnation proceedings can be filed; and,

**WHEREAS**, pursuant to *N.J.S.A. 20:3-6* an appraiser is required to be appointed by the Parking Authority of the City of Newark to render a final opinion as to value, which appointment would be for an appointment of professional services under *N.J.S.A. 40A:11-6, et seq.*, the Local Public Contracts Law, and exempt from public bidding; and,

**WHEREAS**, the Commissioners of the Parking Authority of the City of Newark now wish to authorize the Executive Director to enter into such agreements with a title company to perform such searches and issue such reports as may be required, and to enter into such agreements with an appraiser to perform the said appraisal and render a final opinion of value; and,

**WHEREAS**, the Commissioners of the Parking Authority now wish to authorize the Executive Director to enter into such negotiations into accordance with *N.J.S.A. 20:3-6* for the acquisition through "bona fide" negotiations of 95 Orange Street, the former "Westinghouse site", for the provision of off-street parking facilities in order to benefit the public and aid traffic flow in and about the City of Newark:

**NOW, THEREFORE, BE IT RESOLVED** by the Parking Authority of the City of Newark that the Board of Commissioners of the Parking Authority of the City of Newark determines that the acquisition of the site is for a public purpose of the

Parking Authority of the City of Newark as provided in the Parking Authority Law, *N.J.S.A. 40:11A-6, et seq.*; and,

**IT IS FURTHER RESOLVED** by the Parking Authority of the City of Newark that the Executive Director be authorized to enter into an agreement for the retention of a title company for the purpose of determining title ownership and other related services in anticipation of such acquisition; and,

**IT IS FURTHER RESOLVED** by the Parking Authority of the City of Newark that the Executive Director be authorized to enter into an agreement for the retention of an appraiser for the purpose of determining value and rendering a final opinion as to value and other related services in anticipation of such acquisition; and,

**IT IS FURTHER RESOLVED** by the Parking Authority of the City of Newark to authorize the Executive Director to enter into such negotiations in accordance with *N.J.S.A. 20:3-6* for the acquisition through "bona fide" negotiations of 95 Orange Street, the former "Westinghouse site", for the provision of off-street parking facilities in order to benefit the public and aid traffic flow in and about the City of Newark; and,

**IT IS FURTHER RESOLVED** by the Parking Authority of the City of Newark that the Executive Director or his designee shall report on the progress of negotiations, subject to the provisions of the Open Public Meetings Act, at the next general meeting of the Commissioners of the Parking Authority of the City of Newark.

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 THE EXECUTIVE DIRECTOR TO OBTAIN A TITLE SEARCH AND UNDERTAKE STEPS TO ACQUIRE 95 ORANGE STREET IN THE CITY OF NEWARK BY NEGOTIATION OR CONDEMNATION

Commissioners	AYE	NAY	NV	AB	Commissioners	AYE	NAY	NV	AB
LeVar 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 OBTAIN A TITLE SEARCH AND UNDERTAKE STEPS TO ACQUIRE 95 ORANGE STREET IN THE CITY OF NEWARK BY NEGOTIATION OR CONDEMNATION" (the "Resolution"), which Resolution was adopted at a regular meeting of the Authority duly called, advertised and held on January 26, 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 26th day of January, 2012.

PARKING AUTHORITY OF THE CITY OF NEWARK

[SEAL]

LEVAR YOUNG, Chairman