

August

The Regular Meeting of the City Council of the City of Hackensack was held at City Hall, 65 Central Avenue, Hackensack, New Jersey, on Monday, August 7, 2000, at 8:00 P.M.

Mayor Zisa called the meeting to order and asked everyone to stand for the flag salute.

The Mayor then asked the City Clerk to call the roll.

the City Clerk:

RA: 1626 - The Valley Hospital Auxiliary

RA: 1627 - Heightened Independence & Progress, Inc.

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

RESOLUTION #228

OFFERED BY: TRAMMELL

SECONDED BY: GALVIS

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Hackensack that Nicole L. Shnaper, Sr. Clerk Typist be granted an eighty-four day Leave of Absence, without pay, as requested; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the employee's pension system by the Chief Financial Officer.

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

RESOLUTION #231 OFFERED BY: MATTEI SECONDED BY: STEIN

WHEREAS, Nancy A. Weuste, Payroll Clerk, has requested a Leave of Absence without pay for twelve weeks under the Family Leave Act due to pregnancy, and

WHEREAS, City Manager James S. Lacava has determined that this employee be granted a twelve week Leave of Absence, commencing July 24, 2000 and terminating October 15, 2000;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Hackensack that Nancy A. Weuste, Payroll Clerk, be granted a twelve Leave of Absence, without pay, as requested; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the employee's pension system by the Chief Financial Officer.

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein

RESOLUTION #232 OFFERED BY: GALVIS SECONDED BY: TRAMMELL

BE IT RESOLVED by the City Council of the City of Hackensack that the following liquor license be issued in the City of Hackensack, effective July 1, 2000 through June 30, 2001, applicant having complied with the ordinances of the City of Hackensack and paid the required fee:

0223-31-069-001	Craftmen's Club of Mt. Zion	150.00
	Lodge #50 F & AM (PHA)	
	230 Passaic Street	

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

RESOLUTION #233 OFFERED BY: STEIN SECONDED BY: MATTEI

WHEREAS, the governing body of the City of Hackensack has been advised that an emergency affecting the health, safety and welfare of the citizens of the City of Hackensack occurred due to two sanitary sewer breaks on June 10, 2000 at Myer Street and Bridge Street and on June 29, 2000 at 163-181 Main Street; and

WHEREAS, the governing body is satisfied that an emergency did exist and that immediate action was necessary to correct the condition; and

WHEREAS, the cost of the service to correct the two conditions was \$9,945.26, including engineering fees, which is a fair and reasonable quotation; and

WHEREAS, the Chief Financial Officer has certified that funds are available to account 0-10-530-204 of the Current Fund.P.O.# 117615.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hackensack that pursuant to N.J.S.A.40A:11-6, which authorizes the governing body to award contracts without benefit of public bidding in emergency situations and that J. Fletcher Creamer and Son, 101 East Broadway, Hackensack, New Jersey, 07601, be paid therefore;

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

RESOLUTION #234 OFFERED BY: TRAMMELL SECONDED BY: STEIN

WHEREAS, Jaham Associates is the owner and taxpayer of certain real properties known as Block 401, Lot 6 designated as 320-324 Main Street and Block 401, Lot 23, designated as 321 River Street; and

WHEREAS, the taxpayer filed an appeal to its 1998 and 1999 real property tax assessments, which matters are presently pending in the Tax Court of New Jersey; and

WHEREAS, the yearly assessment is \$886,500 for Block 401, Lot 6 and \$264,200 for Block 401, Lot 23; and

WHEREAS, upon review of information submitted, a reduction appears appropriate for both parcels; and

WHEREAS, it is the recommendation of the Tax Attorney, Tax Appraiser and Tax Assessor that these matters should be settled; and

WHEREAS, said settlement is in the best interest of the City of Hackensack;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Hackensack that the Tax Counsel be and is hereby authorized and directed to execute any and all documents including requests for the application of the Freeze Act (N.J.S.A. 54:51A-8), which may be necessary to effectuate the settlement of litigation entitled "Jaham Assoc. v. Hackensack City", Docket Nos: 002336-98 and 001458-99, presently pending in the Tax Court of New Jersey, so that the assessments be reduced to \$575,000 for 1998 and \$775,000 for 1999 for Block 401, Lot 6, and to \$225,000 for both 1998 and 1999 for Block 401, Lot 23; and

BE IT FURTHER RESOLVED, that the foregoing settlement is predicated upon a full waiver of any interest payable to the taxpayer on the refund.

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

RESOLUTION #235 OFFERED BY: TRAMMELL SECONDED BY: STEIN

WHEREAS, Nematollah Yazdi is the owner and taxpayer of a certain real property condominium unit known as Block 323, Lot 20, unit C002A, designated as 281 Park Street; and

WHEREAS, the taxpayer filed an appeal to its 1999 real property tax assessment, which matter is presently pending in the Tax Court of New Jersey; and

WHEREAS, the yearly assessment is \$49,500; and upon review of information submitted, a reduction appears appropriate; and

WHEREAS, it is the recommendation of the Tax Attorney, and Tax Assessor that this matter should be settled; and

WHEREAS, said settlement is in the best interest of the City of Hackensack;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Hackensack that the Tax Counsel be and is hereby authorized and directed to execute any and all documents including requests for application of the Freeze Act (N.J.S.A. 54:51A-8), which may be necessary to effectuate the settlement of litigation entitled "Nematollah Yazdi v. City of Hackensack", Docket No: 004509-98, presently pending in the Tax Court of New Jersey, so that the assessment be reduced to \$44,500 for 1999; and

BE IT FURTHER RESOLVED, that the foregoing settlement is predicated upon a full waiver of any interest payable to the taxpayer on the refund.

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

RESOLUTION #236 OFFERED BY: STEIN SECONDED BY: GALVIS

WHEREAS, Liquor License No. 0223-33-047-004 issued to Cheesecake Factory Restaurants, Inc. has been inactive for more than two years and required approval from the Director, Division of A.B.C. for the issuing authority to consider renewal of the license for the license year 2000-2001; and

WHEREAS, the licensee petitioned the Director of the Division of A.B.C. for an order to permit the renewal of said license for the year 2000-2001; and

WHEREAS, the Director has given authorization for the City Council of the City of Hackensack to consider renewal of this license; and

WHEREAS, the City Council has no objection to the renewal of said license;

NOW, THEREFORE, BE IT RESOLVED that License No. 0223-33-047-004 issued to Cheesecake Factory Restaurants, Inc., be renewed for the license year 2000-2001, licensee having met all other criteria for renewal; and

BE IT FURTHER RESOLVED that this license shall be held by the City Clerk until a Certificate of Occupancy has been issued for by the Department of Community Affairs.

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

RESOLUTION #237 OFFERED BY: MATTEI SECONDED BY: GALVIS

RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF NOT EXCEEDING \$978,106 BONDS, SERIES 2000 OF THE CITY OF HACKENSACK AND PROVIDING FOR THEIR SALE TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST AND THE STATE OF NEW JERSEY

WHEREAS, the City of Hackensack (the "Local Unit"), in the

County of Bergen, New Jersey, has determined that there exists a need within the Local Unit to acquire, construct, renovate or install the Project (the "Project") as defined in each of that certain Loan Agreement (the "Trust Loan Agreement") to be entered into by and between the Local Unit and the New Jersey Environmental Infrastructure Trust (the "Trust") and that certain Loan Agreement (the "Fund Loan Agreement", and together with the Trust Loan Agreement, the "Loan Agreements") to be entered into by and between the Local Unit and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection (the "State"), all pursuant to the 2000 New Jersey Environmental Infrastructure Trust Financing Program (the "Program");

WHEREAS, the Local Unit has determined to finance the acquisition, construction, renovation or installation of the Project with the proceeds of a loan to be made by each of the Trust (the "Trust Loan") and the State (the "Fund Loan", and together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and the Fund Loan Agreement, respectively;

WHEREAS, to evidence the Loans, each of the Trust and the State require the Local Unit to authorize, execute, attest and deliver the Local Unit's Trust Bonds, Series 2000, to the Trust in an aggregate principal amount not to exceed \$489,053 (the "Trust Loan Bond") and State Bonds, Series 2000, to the State in an aggregate principal amount not to exceed \$489,053 (the "Fund Loan Bond", and together with the Trust Loan Bond, the "Local Unit Bonds") pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the "Local Bond Law"), other applicable law and the Loan Agreements; and

WHEREAS, N.J.S.A. 40A:2-27(a)(2) of the Local Bond Law allows for the sale of the Trust Loan Bond and the Fund Loan Bond to the Trust and the State, respectively, without any public offering, and N.J.S.A. 58:11B-9(a) allows for the sale of the Trust Loan Bond to the Trust without any public offering, all under the terms and conditions set forth herein.

NOW, THEREFORE, BE IT RESOLVED by a 2/3 vote of the full membership of the governing body of the Local Unit as follows:

Section 1. In accordance with N.J.S.A. 40A:2-27(a)(2) of the local Bond Law and N.J.S.A. 58:11B-9(a), the Local Unit hereby sells and awards its (a) Trust Loan Bond in an aggregate principal amount not to exceed \$489,053 to the Trust in accordance with the provisions hereof and (b) Fund Loan Bond in an aggregate principal amount not to exceed \$489,053 to the State in accordance with the provisions hereof. The Local Unit Bonds have been referred to and are described in the bond ordinances of the Local Unit entitled "BOND ORDINANCE PROVIDING FOR SEWER IMPROVEMENTS TO ANDERSON AND COURT STREET PUMPING STATIONS IN AND BY THE CITY OF HACKENSACK, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$3,200,000 THEREFOR, INCLUDING A GRANT EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION PURSUANT TO THE GREEN ACRES PROGRAM AND AUTHORIZING THE ISSUANCE OF \$3,047,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF" and "BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$2,000,000 FOR SEWER IMPROVEMENTS TO ANDERSON AND COURT STREET PUMPING STATIONS IN AND BY THE CITY OF HACKENSACK, IN THE COUNTY OF BERGEN, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$1,900,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION" and were finally adopted by the Local Unit at meetings duly called and held on

February 20, 1996 and November 2, 1998 respectively, at which time a quorum was present and acted throughout, all pursuant to the terms of the Local Bond Law and other applicable law.

Section 2. The Chief Financial Officer of the Local Unit (the "Chief Financial Officer") is hereby authorized to determine, in accordance with the Local Bond Law and pursuant to the terms and conditions established by the Trust and the State under the Loan Agreements and the terms and conditions hereof, the following items with respect to the Trust Loan Bond and the Fund Loan Bond: (a) The aggregate principal amounts of the Trust Loan Bond and the Fund Loan Bond to be issued; (b) The maturity and annual principal installments of the Local Unit Bonds, which maturity shall not exceed 20 years; (c) The date of the Local Unit Bonds; (d) The interest rates of the Local Unit Bonds; (e) The purchase price for the Local Unit Bonds; and (f) The terms and conditions under which the Local Unit Bonds shall be subject to redemption prior to their stated maturities.

Section 3. Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the Local Unit Bonds by the parties authorized under Section 4c hereof.

Section 4. The Local Unit hereby determines that certain terms of the Local Unit Bonds shall be as follows:

- (a) The Trust Loan Bond shall be issued in a single denomination and shall be numbered R-T-1. The Fund Loan Bond shall be issued in a single denomination and shall be numbered R-S-1;
- (b) The Local Unit Bonds shall be issued in fully registered form and shall be payable to the registered owners thereof as to both principal and interest in lawful money of the United States of America; and
- (c) The Local Unit Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Local Unit Clerk.

Section 5. The Trust Loan Bond and the Fund Loan Bond shall be substantially in the form set forth in the Trust Loan Agreement and the Fund Loan Agreement, respectively.

Section 6. The law firm of Lowenstein Sandler PC is hereby authorized to arrange for the printing of the Local Unit Bonds. The Local Unit auditor is hereby authorized to prepare the financial information necessary in connection with the issuance of the Local Unit Bonds. The Mayor, the Chief Financial Officer and the Local Unit Clerk are hereby authorized to execute any certificates necessary or desirable in connection with the financial and other information.

Section 7. The terms of the Local Unit Bonds authorized to be set forth by the Chief Financial Officer in accordance with Section 2 hereof shall be ratified by the affirmative vote of 2/3 of the full membership of the governing body of the Local Unit.

Section 8. The Mayor and the Chief Financial Officer are hereby severally authorized to execute any certificates or

documents necessary or desirable in connection with the sale of the Local Unit Bonds, and are further authorized to deliver same to the Trust and the State upon delivery of the Local Unit Bonds and the receipt of payment therefore in accordance with the Loan Agreements.

Section 9. This resolution shall take effect immediately.

Section 10. Upon the adoption hereof, the Local Unit Clerk shall forward certified copies of this resolution to Lowenstein Sandler PC, Bond Counsel to the Local Unit, and Mark E. Hopkins, III, Esq., McCarter & English, LLP, Bond Counsel to the to the Trust.

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

RESOLUTION #238 OFFERED BY: STEIN SECONDED BY: TRAMMELL

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF LOAN AGREEMENTS TO BE EXECUTED BY THE CITY OF HACKENSACK AND EACH OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST AND THE STATE OF NEW JERSEY

WHEREAS, the City of Hackensack (the "Local Unit"), in the County of Bergen, New Jersey, has determined that there exists a need within the Local Unit to acquire, construct, renovate or install the Project (the "Project") as defined in each of that certain Loan Agreement (the "Trust Loan Agreement") to be entered into by and between the Local Unit and the New Jersey Environmental Infrastructure Trust (the "Trust") and that certain Loan Agreement (the "Fund Loan Agreement", and together with the Trust Loan Agreement, the "Loan Agreements") to be entered into by and between the Local Unit and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection (the "State"), all pursuant to the 2000 New Jersey Environmental Infrastructure Trust Financing Program (the "Program");

WHEREAS, the Local Unit has determined to finance the acquisition, construction, renovation or installation of the Project with the proceeds of a loan to be made by each of the Trust (the "Trust Loan") and the State (the "Fund Loan", and together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and the Fund Loan Agreement, respectively;

WHEREAS, to evidence the Loans, each of the Trust and the State require the Local Unit to authorize, execute, attest and deliver the Local Unit's Trust Bonds, Series 2000, to the Trust in an aggregate principal amount not to exceed \$489,053 (the "Trust Loan Bond") and State Bonds, Series 2000, to the State in an aggregate principal amount not to exceed \$489,053 (the "Fund Loan Bond", and together with the Trust Loan Bond, the "Local Unit Bonds") pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the "Local Bond Law"), other applicable law and the Loan Agreements; and

WHEREAS, the Trust and the State have expressed their desire to close in escrow the making of the Loans, the issuance of the Local Unit Bonds and the execution and delivery of the Loan Agreements, all pursuant to the terms of an Escrow Agreement (the "Escrow Agreement") to be entered into by and among the Trust, the State, the Local Unit and the escrow agent named therein.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Local Unit as follows:

Section 1. The Trust Loan Agreement, the Fund Loan Agreement and the Escrow Agreement (collectively, the "Financing Documents") are hereby authorized to be executed and delivered on behalf of the Local Unit by either the Mayor or the Chief Financial Officer in substantially the forms attached hereto as Exhibits A, B and C, respectively, with such changes as the Mayor or the Chief Financial Officer (each and "Authorized Officer"), in their respective sole discretion, after consultation with counsel and any advisors to the Local Unit (collectively, the "Local Unit Consultants") and after further consultation with the Trust, the State and their representatives, agents, counsel and advisors (collectively, the "Program Consultants", and together with the Local Unit Consultants, (the Consultants"), shall determine, such determination to be conclusively evidenced by the execution of such Financing Documents by an Authorized Officer as determined hereunder. The Local Unit Clerk is hereby authorized to attest to the execution of the Financing Documents by an Authorized Officer of the Local Unit as determined hereunder and to affix the corporate seal of the Local Unit to such Financing Documents.

Section 2. The Authorized Officers of the Local Unit are hereby further severally authorized to (i) execute and deliver, and the Local Unit Clerk is hereby further authorized to attest to such execution and to affix the corporate seal of the Local Unit to, and document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers or the Local Unit Clerk, as applicable, in their respective sole discretion, after consultation with the Consultants, to be executed in connection with the execution and delivery of the Financing Documents and the Consummation of the transactions contemplated thereby, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution and delivery thereof.

Section 3. This resolution shall take effect immediately.

Section 4. Upon the adoption hereof, the Local Unit Clerk shall forward certified copies of this resolution to Lowenstein Sandler PC, Bond Counsel to the Local Unit, and Mark E. Hopkins, Esq., McCarter & English, LLP, Bond Counsel to the Trust.

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

RESOLUTION #239 OFFERED BY: TRAMMELL SECONDED BY: MATTEI

WHEREAS, the Tax Collector of the City of Hackensack previously issued tax sale certificates (1) dated November 1, 1993 to Lou Ann Ferraro, covering premises commonly known as Lot 7 in Block 318 on the municipal tax map then in use which certificate bears the number 93-002 and (2) tax sale certificate dated October 17, 1995 to Mario Valente, covering premises commonly known as Lot 36 in Block 58 on the municipal tax map then in use which certificate bears the number 95-67; and

WHEREAS, the purchasers of the aforesaid tax sale certificates indicated to the Tax Collector that they lost or otherwise misplaced the original tax sale certificates and have filed the

appropriate Affidavits of Loss with the Tax Collector;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hackensack that the Tax Collector be and is hereby authorized and directed to issue an appropriate duplicate tax sale certificate to each of the aforesaid purchasers pursuant to Chapter 99, Public Laws of 1997; and

BE IT FURTHER RESOLVED that a copy of this resolution and the Loss Affidavit be attached to the certificate which shall be stamped or imprinted as 'DUPLICATE'.

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

RESOLUTION #240 OFFERED BY: STEIN SECONDED BY: GALVIS

WHEREAS, the Mayor and Council of the City of Hackensack wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$178,648.00 in 2000 Community Development Block Grant funds for the Relining of the Sussex Street Sewer in the City of Hackensack; and

WHEREAS, the City Council hereby authorize Mayor John F. Zisa to be a signatory to the aforesaid grant agreement; and

WHEREAS, the City Council hereby authorizes Louis J. Garbaccio, Chief Financial Officer, to sign all County vouchers submitted in connection with the aforesaid project;

NOW, THEREFORE, BE IT RESOLVED that the City Council recognizes that the City of Hackensack is liable for any funds not spent in accordance with the Grant Agreement and that liability of the Mayor and Council is in accordance with HUD requirements.

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

RESOLUTION #241 OFFERED BY: STEIN SECONDED BY: GALVIS

WHEREAS, the Mayor and Council of the City of Hackensack wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$75,000.00 in 2000 Community Development Block Grant funds for Street Resurfacing in the City of Hackensack; and

WHEREAS, the City Council hereby authorize Mayor John F. Zisa to be a signatory to the aforesaid grant agreement; and

WHEREAS, the City Council hereby authorizes Louis J. Garbaccio, Chief Financial Officer, to sign all County vouchers submitted in connection with the aforesaid project;

NOW, THEREFORE, BE IT RESOLVED that the City Council recognizes that the City of Hackensack is liable for any funds not spent in accordance with the Grant Agreement and that liability of the Mayor and Council is in accordance with HUD requirements.

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

RESOLUTION #242 OFFERED BY: STEIN SECONDED BY: GALVIS

WHEREAS, the Mayor and Council of the City of Hackensack

wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$75,000.00 in 2000 Community Development Block Grant funds for Barrier Free Curb Cuts in the City of Hackensack; and

WHEREAS, the City Council hereby authorize Mayor John F. Zisa to be a signatory to the aforesaid grant agreement; and

WHEREAS, the City Council hereby authorizes Louis J. Garbaccio, Chief Financial Officer, to sign all County vouchers submitted in connection with the aforesaid project;

NOW, THEREFORE, BE IT RESOLVED that the City Council recognizes that the City of Hackensack is liable for any funds not spent in accordance with the Grant Agreement and that liability of the Mayor and Council is in accordance with HUD requirements.

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

RESOLUTION #243 OFFERED BY: GALVIS SECONDED BY: TRAMMELL

BE IT RESOLVED by the City Council of the City of Hackensack that the bills in the following accounts be and are hereby ordered paid:

Current Account	\$ 5,219,221.61
Public Assistance II Account	14,176.12
Capital Account	231,700.63
Public Parking System Account	127,763.11
Trust Account	5,276.26
Payroll Agency Account	92,940.41
Community Development Block Grant Account	32,000.02

BE IT FURTHER RESOLVED that said bills are on file as a public record in the office of the Chief Financial Officer.

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

RESOLUTON #244 OFFERED BY: MATTEI SECONDED BY: GALVIS

WHEREAS, Liquor License No. 0223-33-053-008 issued to Riverside Square 062 Holdings, Inc., been inactive for more than two years and required approval from the Director, Division of A.B.C. for the issuing authority to consider renewal of the license for the license year 2000-2001; and

WHEREAS, the licensee petitioned the Director of the Division of A.B.C. for an order to permit the renewal of said license for the years 2000-2001 and 2001-2002; and

WHEREAS, the Director has given authorization for the City Council of the City of Hackensack to consider renewal of this license for the 2000-2001 and 2001-2002 license terms; and

WHEREAS, the City Council has no objection to the renewal of said license;

NOW, THEREFORE, BE IT RESOLVED that License No. 0223-33-053-008 issued to Riverside Square 062 Holdings, Inc., be renewed for the 2000-2001 and 2001-2002 license terms, licensee having met all other criteria for renewal; and

BE IT FURTHER RESOLVED that this license shall be held by the

City Clerk until a Certificate of Occupancy has been issued for by the Department of Community Affairs.

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

RESOLUTION #245 OFFERED BY: STEIN SECONDED BY: GALVIS

WHEREAS, in connection with a project jointly undertaken by the City of Hackensack and the Department of Transportation of the State of New Jersey, to redesign and improve the railroad bridge over River Street at Mercer Street in the City of Hackensack, there is a need for professional engineering service for the design phase; and

WHEREAS, such professional services will be rendered or performed by a person authorized by law to practice a recognized profession and whose practice is regulated by law pursuant to N.J.S.A.40A:11-5(1)(a)(i) of the Local Public Contracts Law; and

WHEREAS, the Local Public Contracts Law requires that the resolution authorizing the award of contracts for professional services without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, it is the desire of the City Council of the City of Hackensack to retain the services of Boswell Engineering, 330 Phillips Avenue, South Hackensack, New Jersey, 07606 to provide these services; and

WHEREAS, although these design services will be fully reimbursed by a grant from the State's Transportation Trust Fund, a certificate establishing that funds are available for this contract from Account Nos. 9-10-814-227 and 0-70-100-215, has been issued by the Chief Financial Officer, pursuant to and in accordance with N.J.A.C. 5:30-14.5 of the Rules and Regulations of the New Jersey Department of Community Affairs, Local Finance Board;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hackensack as follows:

1. The Mayor and City Clerk be, and they are hereby are, authorized to execute a letter proposal dated July 17th, 2000, by Boswell Engineering, South Hackensack, New Jersey, for the provision of the necessary engineering services at a cost not to exceed \$300,000.00.

2. This contract is awarded without competitive bidding as professional services in accordance with N.J.S.A.40A:11-5(1)(a)(i) of the Local Public Contracts Law because said services are to be rendered or performed by a person authorized by law to practice a recognized profession and whose profession is regulated by law in accordance with the provisions of said statute.

3. The City Clerk be and hereby is directed to retain a copy of the Letter Proposal for public inspection and to publish notice of this action once in The Record.

Roll Call: Ayes - Mattei, Galvis, Trammell, Stein, Zisa

Mrs. Dukes advised the Mayor that her Docket was completed.

The Mayor thanked her and asked the City Manager, City Attorney and members of Council if they had anything to report.

They did not.

Mayor Zisa opened the meeting to the public for discussion of City business.

Dorothy Schwartz, 47 Prospect Avenue, spoke on the subject of rent increases and how much she paid each year for gas since she purchased her car in 1991.

Ruth Metzel, 463 Washington Avenue, presented a petition requesting something be done about the speeding and the heavy trucks on Washington Avenue. The trucks are traveling on Washington Avenue to avoid the traffic light at Vreeland Avenue. There are small children on this street and she fears there will be a fatality if something is not done.

Carlos Guerra, 468 Washington Avenue, also spoke on the issue of the heavy trucks traveling on Washington Avenue, he recommended posting signs that say "NO THROUGH TRUCKING". One of the trucks knocked out all of his power and cable lines.

Carolyn Davis, 192 Stanley Place, reiterated her former statement regarding the number of accidents that occur on the corner of Stanley and First Streets. She said the matter was investigated and signs were posted "no parking within 20 feet of the corner" but stated that the 20 feet is not far enough. It is still difficult to see the traffic. She recommended Council consider making Stanley Place a one way street.

Nat Schatzoff, 101 Prospect Avenue, addressed the situation on the corner of Prospect Avenue and Beech Street relative to the four way stop sign. He stated that it is very dangerous and suggested that a survey be done or consideration be given to placing a traffic light at this corner. He also mentioned that the "stop and walk" button on the traffic sign on Central Avenue does not work.

Mr. Stein informed him that it does work but it is a new type of signal and explained how it worked.

Mr. Schatzoff asked Council if the exit on the Beech Street side of 101 could be stripped around the driveway portion of the street. He was told that it would be checked.

Jack Donovan, Willow Avenue, again proceeded to make comments about the teachers in the Hackensack School system not being qualified.

The Mayor advised him that he would not entertain these types of comments any longer. If he wishes to speak on another matter he could do so. He told him this meeting is not the forum in which he should address his comments.

Sylvester Fields, 280 Stanley Place, owner of property located at 198 Central Avenue, reported that it is his opinion that people are peddling drugs and kids are always loitering in front of his property. He wanted something to be done about this.

Alexis Palinkas, 235 Prospect Avenue, stated that the light on Central Avenue and Prospect does not work on all corners. It only works on one side. She called the County and they told her that they will look into it. She also stated that she takes great offence in Mr. Donovan's comments.

Calvin Wren, 240 Hamilton Place, thanked the Mayor and Council for returning the street sweeping signs.

Larry Riley, 27 Rowland Avenue, also thanked the Mayor and Council for the street sweeping signs. He reported they are having problems with the trees. Mr. Lacava advised him that the City is aware of the problem and is working on it.

Juan Sanchez, 477 Washington Avenue, stated one of the heavy trucks was making a delivery and damaged his sidewalk and wanted to know who is responsible. Mayor Zisa said he should "go after the owner of the truck". He also advised him he could file a claim with his insurance company.

Rev. Delores Watson, 260 Berry Street, thanked the Mayor and Council for taking some action regarding Alan Party Rental location. She advised them that a large tractor and trailer was unloading motorcycles and that they continue to operate what appears to be a 5:00 AM shift, a 2:00 PM shift and a 4:30 PM shift. She asked if something could be done about the people sitting outside on the sidewalk eating.

Mayor Zisa said the City "got a little sloppy in the enforcement of that property" and that there was activity going on that we did not know about it. The City is engaged in a full investigation to curtail anything that has not been approved. He asked that if she sees anything that she feels should be reported to please call the Administration.

Motion offered by Galvis, seconded by Trammell, that the public hearing be closed and the meeting be adjourned. Carried (9:50 P.M.)


MAYOR JOHN F. ZISA

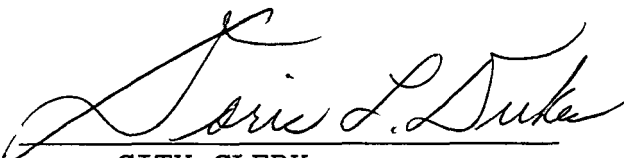

DEPUTY MAYOR MARK A. STEIN


COUNCILMAN JESUS R. GALVIS


COUNCILWOMAN JUANITA TRAMMELL


COUNCILMAN ROGER B. MATTEI

ATTEST:


CITY CLERK