

AS OF 3/4/13 \*AS OF 3/5/13 \*\* AS OF 3/6/13\*\*\*

**THE COUNCIL OF THE CITY OF HOBOKEN**

**SPECIAL MEETING OF MARCH 6, 2013**

**(CLOSED SESSION) (from 6:30 PM to 7:00PM)**

1a. RESOLUTION AUTHORIZING CLOSED SESSION TO DISCUSS MATTERS PURSUANT TO N.J.S.A. 10:4-12(b)(6) & (7), AND ATTORNEY CLIENT PRIVILEGE RELATING TO THE APPOINTMENT OF JOSEPH MARAZITI, ESQ. AS SPECIAL COUNSEL – REDEVELOPMENT LITIGATION (MONARCH AND SHIPYARD LITIGATION) AS WELL AS DISCUSSION ON THE STATUS OF THE MONARCH AND SHIPYARD LITIGATION

**REGULAR MEETING OF MARCH 6, 2013**

**STARTING AT 7:00PM**

**Please note: The Hoboken City Council may consider additional Resolutions, Ordinances or any other matter brought before the Hoboken City Council until March 6, 2013 and throughout the meeting**

**RESOLUTIONS**

- 1.\* Resolution to authorize a correction to the professional service contract with Maraziti Falcon Healey as Special Legal Counsel – outstanding litigation to the City of Hoboken to commence January 1, 2013 and expire December 31, 2013 to change the hourly rate to \$190.00/hour (submitted by the Administration)  
(Special Counsel will be available to answer any questions)

Asent  
MR  
7-0-1

**ORDINANCES**

Introduction and First Reading

- 1.\* AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) \*

No  
5  
to

**INTRODUCTION OF THE BUDGET \*\***

8-0

**SECOND READING/PUBLIC HEARING AND FINAL VOTE**

1. AN ORDINANCE TO AMEND CHAPTER 179A ENTITLED "TAXICABS" TO FURTHER CLARIFY THE MUNICIPALITY'S INSURANCE REQUIREMENTS FOR TAXICAB LICENSES (sponsored by Councilman Mello and Councilman Bhalla) (Z-227)

OFF

~~2. AN ORDINANCE AMENDING CHAPTER §196 ZONING BY DELETING THE CURRENT ARTICLE II IN ITS ENTIRETY AND REPLACING IT WITH A NEW ARTICLE II "DEFINITIONS" (sponsored by Councilman Mello and Councilman Bhalla) (Z-228)~~

(Received planning board review for Z-228 and sent out to Council on 2-27-13)

(PULLED BY THE SPONSOR)

3. AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING A NON-EXCLUSIVE TEMPORARY REVOCABLE EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT-OF-WAY ALONG OBSERVER HIGHWAY, BETWEEN PATERSON AVENUE AND JACKSON STREET, MORE PARTICULARLY KNOWN AS BLOCK 14, LOT 1 ON THE TAX MAPS OF THE CITY OF HOBOKEN, AND COMMONLY REFERED TO AS 61 JACKSON STREET (sponsored by Councilman Mello) Z-230)

(Carried to March 20th city council meeting)\*\*\*

4.\* AN ORDINANCE TO AMEND CHAPTER 190 ENTITLED "VEHICLES AND TRAFFIC" TO UPDATE AND ADD TO THE SNOW EMERGENCY ROUTES LISTED IN (sponsored by Councilman Mello and Councilman Bhalla) (Z-231)

8-0

5.\* AN ORDINANCE AMENDING CHAPTER §44 (LAND USE PROCEDURES) UPDATING AND CONSOLIDATING THE PROCESSES AND PROCEDURES FOR LAND USE BOARDS (sponsored by Councilman Mello and Councilman Bhalla) (Z-232)

(Carried to March 20th city council meeting pending Planning Board review)

**PUBLIC COMMENTS**

**PETITIONS AND COMMUNICATIONS**

Miscellaneous Licenses

8-0

Mayor Dawn Zimmer letter to Governing Body regarding the budget and other items \*\*

**REPORTS FROM CITY OFFICERS**

A report from the Municipal Tax Collector Sharon Curran for taxes collected for the month of February 2013 **\$21,547,634.06 (Abatement Totals – \$50,031.03)**

A report from Municipal Court indicating receipts for the month of February 2013 as **\$280,654.57**

**CLAIMS**

Total for this agenda **\$3,497,325.24**

6-3 BM TO MR

**PAYROLL**

For the two week period starting January 31, 2013 –February 13, 2013

**Regular Payroll**  
\$1,548,434.27

**O/T Pay**  
\$54,434.34

**Other Pay**  
\$95,894.82

**Total**  
\$1,698,763.43

8-2 BM on OTT MR on GEM

Removed # 12  
pulled # 13

**CONSENT AGENDA** 2-6, 7-11, 14

Consent Agenda defined: All items listed with an asterisk (\*) are considered to be routine business by the City Council and will be enacted by one motion. There will be no separate discussion on these items unless a council member or citizen so requests, in which event the item will be removed from the general order of business and considered in its normal sequence on the agenda.

**RESOLUTIONS**

- 2.\* Resolution to approve a "License Agreement" between the City of Hoboken and the owner of Block 252 Lot 7 (a/k/a for a license agreement for 1107 Park Ave. for use and maintenance of a portion of the Public Right of Way adjacent to said property) **(submitted by Community Development)**

7-1 TC

CA

- 3.\* Resolution to award a contract to Secure Watch 24 for the purchase of two (2) automated license plate recognition systems with automatic chalking in accordance with the City's Bid No. 13-01 in the total amount of **\$184,077.00 (submitted by the Administration)**
- 4.\* Resolution to authorize a professional service contract with Florio Kenny as Special Legal Counsel - Rent Leveling Board Attorney to the City of Hoboken to commence January 1, 2013 and expire December 31, 2013 for an increase in the not to exceed amount by **\$15,000.00 (submitted by the Administration)**
- 5.\* Resolution authorizing the City of Hoboken to accept and qualify responses to issued requests for qualification for General Municipal Engineers from January 1, 2013 through December 31, 2013 **(submitted by the Administration)**
- 6.\* Resolution awarding a professional service contract to Boswell Engineering for City Engineer for 2013 Ongoing Park Improvements in an amount not to exceed Fifty Eight Thousand Five Hundred Dollars (**\$58,500.00**) for a one year term to commence January 1, 2013 and expire December 31, 2013 **(submitted by the Administration)**
- 7.\* Resolution awarding a professional service contract to Boswell Engineering for City Engineer for 2013 Ongoing Improvements to Municipal Buildings in an amount not to exceed Sixty Two Thousand Two Hundred Dollars (**\$62,200.00**) for a one year term to commence January 1, 2013 and expire December 31, 2013 **(submitted by the Administration)**
- 8.\* Resolution awarding a professional service contract to Boswell Engineering for City Engineer for 2013 Ongoing Municipal Road Programs in an amount not to exceed Forty Four Thousand (**\$44,000.00**) for a one year term to commence January 1, 2013 and expire December 31, 2013 **(submitted by the Administration)**
- 9.\* Resolution awarding a professional service contract to Boswell Engineering for City Engineer for Hurricane Sandy related to Pier C Park Rehabilitation in an amount not to exceed Eighty Two Thousand Dollars (**\$82,000.00**) for a one year term to commence January 1, 2013 and expire December 31, 2013 **(submitted by the Administration)**
- 10.\* Resolution appointing Bennett Robbins Esq. as Alternate Municipal Prosecutor for the City of Hoboken for the 2013 Calendar Year, and authorizing professional service contract with Bennett Robbins, Esq. for services as Alternate Municipal Prosecutor for a one (1) year term to commence on January 1, 2013 and terminate on December 31, 2013 with a not to exceed amount of **\$2,275.00 (submitted by Administration)**
- 11.\* Resolution authorizing the City of Hoboken to appoint and award contracts to each qualified applicant to issued requests for qualification for Alternate Municipal Public Defenders for January 1, 2013 and terminate on December 31, 2013 term in a not to exceed amount **\$1,650.00 each (submitted by Administration)**

TM  
BM  
6-2

TO  
MR  
TC  
5-3

FAILED  
4-4

TC  
MR  
6-2

MR  
7-1

FAILED  
4-4

FAILED  
4-4

7-1 TC

FAILED  
4-4

- 12.\* Resolution to appoint Patleo Spaccavento as a Hoboken appointed North Hudson Sewerage Authority (**sponsored by Councilman Russo and Councilwoman Castellano**) *OFF*  
*pull'd by sponsor*
- 13.\* Resolution urging the Governor to support the expansion of New Jersey's Medicaid Program as provided under the Federal "Patient Protection and Affordable Care Act" (**sponsored by Councilman Occhipinti**) *TO*  
*7-1*
- CA 14.\* Resolution authorizing the Refund of Tax Overpayments (payable to the individuals listed on the resolution for the amount of \$46,153.32 (**submitted by Tax Collector**)) *8-0*

**ORDINANCES**

Introduction and First Reading

2. BOND ORDINANCE AUTHORIZING THE COMPLETION OF CAPITAL IMPROVEMENTS TO VARIOUS PARKS AND RECREATION FACILITIES IN AND FOR THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF \$1,200,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY, IN THE AGGREGATE AMOUNT OF UP TO \$1,140,000; MAKING CERTAIN DETERMINATIONS AND CONVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTIONS WITH THE FOREGOING

*TC*  
*6-2 MR*

3. BOND ORDINANCE AUTHORIZING THE REHABILITATION AND RECONSTRUCTION OF PIER "A" IN THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF \$2,500,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY, IN THE AGGREGATE AMOUNT OF UP TO \$2,375,000; MAKING CERTAIN DETERMINATIONS AND CONVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTIONS WITH THE FOREGOING

*7-1 MR*

4. BOND ORDINANCE AUTHORIZING THE CONSTRUCTION OF 9/11 MEMORIAL IN AND FOR THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF \$500,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY, IN THE

*7-1 MR*

AGGREGATE AMOUNT OF UP TO \$475,000; MAKING CERTAIN DETERMINATIONS AND CONVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTIONS WITH THE FOREGOING

5. BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS SIDEWALK AND TRAFFIC SAFETY IMPROVEMENTS IN AND FOR THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF \$3,000,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY, IN THE AGGREGATE AMOUNT OF UP TO \$2,850,000; MAKING CERTAIN DETERMINATIONS AND CONVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTIONS WITH THE FOREGOING

FAILED

4-4

6. BOND ORDINANCE AUTHORIZING THE ACQUISITION OF VARIOUS CAPITAL EQUIPMENT AND VEHICLES FOR THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF \$260,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY, IN THE AGGREGATE AMOUNT OF UP TO \$247,000; MAKING CERTAIN DETERMINATIONS AND CONVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTIONS WITH THE FOREGOING \*\*\*

FAILED

4-4

NEW BUSINESS