

As of 5/1/12 * 5/2/12**

EXECUTIVE SESSION (starting at 6:00 PM)

1a. RESOLUTION AUTHORIZING CLOSED SESSION, PURSUANT TO N.J.S.A. 10:4-12(8) TO DISCUSS MATTERS RELATING TO SETTLEMENT NEGOTIATIONS WITH A FORMER EMPLOYEE (EMPLOYEE #101230) AND TO DISCUSS MATTERS OF ATTORNEY CLIENT PRIVILEGE RELATING TO OPEN SPACE ACQUISITION AND REDEVELOPMENT

THE COUNCIL OF THE CITY OF HOBOKEN

MEETING OF MAY 2, 2012

AGENDA

Please note: The Hoboken City Council may consider additional Resolutions, Ordinances or any other matter brought before the Hoboken City Council until May 2, 2012 and throughout the meeting

SECOND READING/PUBLIC HEARING AND FINAL VOTE

1. AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED) APPROVAL; (1312 BLOOMFIELD STREET) (sponsored by Councilman Mello and Councilman Cunningham) (Z-176)
2. AN ORDINANCE DELETING THE CURRENT CHAPTER §196-31 IN ITS ENTIRETY AND REPLACING IT WITH A NEW CHAPTER §196-31 ENTITLED“SIGNS & SIGNAGE” (sponsored by Councilman Mello and Councilwoman Giattino) (Z-177)
3. AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 136 (NUISANCES) SECTION 136.2 (PROHIBITED ACTS) OF THE CITY OF HOBOKEN MUNICIPAL CODE (sponsored by Councilwoman Giattino and Councilman Mello) (Z-178)
4. AN ORDINANCE AMENDING ORDINANCE Z-94 “AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR THE ACQUISITION VARIOUS PARCELS OF LAND AND OTHER RELATED EXPENSES IN AND FOR THE CITY OF HOBOKEN AND APPROPRIATING \$20,000,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$19,000,000 IN BONDS OR NOTES OF THE CITY OF HOBOKEN TO FINANCE THE SAME OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY (sponsored by Councilman Cunningham and Councilman Mello) (Z-179)

5. AN ORDINANCE TO AMEND CHAPTER 68 ENTITLED "ALCOHOLIC BEVERAGES" TO CHANGE AND UPDATE THE HOURS OF OPERATION OF LICENSED ESTABLISHMENTS UNDER SECTION 68-4 (sponsored by Councilwoman Giattino and Councilman Mello) (Z-180)

6. AN ORDINANCE TO AMEND CHAPTER 110 ENTITLED "GARBAGE RUBBISH AND LITTER" TO CLARIFY OBLIGATIONS UNDER SECTION 110-45 AND TO AMEND THE PENALTY AND VIOLATIONS SECTION OF THE CHAPTER (sponsored by Councilwoman Giattino and Councilman Mello) (Z-181) (WILL BE CARRIED TO MAY 16, 2012 meeting)

PETITIONS AND COMMUNICATIONS

Memo from Mayor Dawn Zimmer regarding management changes, Corporation Counsel's office and an update on NJ Transit Redevelopment process **

Proclamation for Joseph Prezioso

Miscellaneous Licenses

REPORTS FROM CITY OFFICERS

NONE FOR THIS MEETING

CLAIMS

Total for this agenda \$790,995.02

PAYROLL

For the two week period starting March 15 – March 28, 2012

Regular Payroll	O/T Pay	Other Pay
\$1,486,827.48	\$78,876.72	\$55,018.92
Total		
\$1,620,723.12		

CONSENT AGENDA

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

- 1.* Resolution appointing David Mello to the Hoboken Housing Authority for a (5) five year term to expire on May 3, 2017 **(sponsored by Council President)**
- 2.* Resolution consenting to the Mayoral appointment of Quentin Wiest as Business Administrator and Director of the Department of Administration for the City of Hoboken for the remainder of the Mayor's current term **(submitted by Administration)**
- 3.* Resolution supporting the Annual "Memorial Day Parade" **(submitted by Administration)**
- 4.* Resolution authorizing the submission of 2013 Cooperative Marketing Grant Applications for the Spring & Fall Arts & Music Festivals & Summer Calendar **(submitted by the Finance Department)**
- 5.* Resolution for actions taken and resolutions adopted by consent of the Council of the City of Hoboken **(submitted by Administration)**
- 6.* Resolution to authorize an amended professional service contract with Lite Depalma Greenberg for the services of Victor Afanador, Esq. as Special legal counsel-Rent control litigation to the City of Hoboken for a term to commence January 1, 2012 and expire December 31, 2012 with an increased in the not to exceed amount by \$125,000 for a total not to exceed amount of \$175,000.00 **(submitted by Administration)**
- 7.* Resolution to authorize a professional service contract with Clifford Gibbons, Esq. as Special legal counsel-Neumann leather litigation, caption R. Neumann Leather Co. v. City of Hoboken, Docket number HUD-1-6146-11, to the City of Hoboken and the Hoboken Planning Board to commence January 1, 2012 and expire december 31, 2012 for a total not to exceed amount of \$10,000.00 **(submitted by Administration)**
- 8.* Resolution to authorize a professional service contract with Florio Perucci Steinhardt & Fader, LLC as Special legal counsel-General litigation to the City of Hoboken to commence January 1, 2012 and expire December 31, 2012 for a total not to exceed amount of \$20,000.00 **(submitted by Administration)**
- 9.* Resolution to authorize an amended professional service contract with Florio & Kenny for the services of Edward Florio, Esq. as Special legal counsel-Rent control board attorney to the City of Hoboken to commence January, 2012 and expire December 31, 2012 with an increase in the not to exceed amount by \$12,000.00 for a total not to exceed amount of \$15,000.00 **(submitted by Administration) (REVISED) ****
- 10.* Resolution to authorize a professional service contract with Florio Kenny as Special legal counsel-outstanding litigation to the City of Hoboken to commence January 1, 2012 and

expire December 31, 2012 for a total not to exceed amount of \$30,000.00 **(submitted by Administration)**

- 11.* Resolution to authorize a professional service contract with Greico Oates & Defilippo, LLC as Special legal counsel-General litigation to the City of Hoboken to commence January 1, 2012 and expire December 31, 2012 for a total not to exceed amount of \$20,000.00 **(submitted by Administration)**
- 12.* Resolution to amend the contract with Okin, Hollander & DeLuca, LLP for services as Special legal counsel – Bankruptcy to the City of Hoboken relating to the Bankruptcy filings involving Hoboken University Medical Center to increase the not to exceed amount by \$20,000.00 and to amend the hourly rates **(submitted by Administration)** (*REVISED)
- 13.* Resolution to authorize a professional service contract with Vincent Lapaglia, Esq. as Special legal counsel-Tax Appeals to the City of Hoboken to commence January 1, 2012 and expire December 31, 2012 for a total not to exceed amount of \$75,000.00 **(submitted by Administration)**
- 14.* Resolution to authorize an amended professional service contract with Maraziti falcon & Healy for the services of Joseph Maraziti as Special legal counsel-Litigation to the City of Hoboken in the matter of the proposed Monarch development in the Northeast portion of the City to commence January 1, 2012 and expire December 31, 2012 with an increase in the not to exceed amount of Forty thousand dollars (\$40,000.00) for a total not to exceed amount of Ninety Thousand Dollars (\$90,000.00) **(submitted by Administration)**
- 15.* Resolution to authorize a professional service contract with Maraziti Falcon & Healy as special legal counsel-NJ Transit Redevelopment negotiations and litigation to the City of Hoboken to commence January 1, 2012 and expire December 31, 2012 for a total not to exceed amount of \$50,000.00 **(submitted by Administration)**
- 16.* Resolution to authorize a professional service contract with McManimon &Scotland as Special legal counsel-outstanding litigation to the City of Hoboken to commence January 1, 2012 and expire December 31, 2012 for a total not to exceed amount of \$30,000.00 **(submitted by Administration)**
- 17.* Resolution to authorize an amended professional service contract with Parker McCay for the services of Phillip Norcross, Esq. as Special legal counsel-bond counsel to the City of Hoboken for a term to commence January 1, 2012 and expire December 31, 2012 with an increase in the not to exceed amount by \$20,000.00 for a total not to exceed amount of \$35,000.00 **(submitted by Administration)**
- 18.* Resolution to authorize a professional service contract with Weiner Lesniak as Special legal counsel-Outstanding and General litigation to the City of Hoboken to commence

January 1, 2012 and expire December 31, 2012 for a total not to exceed amount of \$185,000.00 **(submitted by Administration)**

- 19.* Resolution to authorize a professional service contract with Edward Buzak, Esq. as Special legal counsel-Outstanding litigation to the City of Hoboken to commence January 1, 2012 and expire December 31, 2012 for a total not to exceed amount of \$115,000.00 **(submitted by Administration)**
- 20.* Resolution awarding a contract to Amco Enterprises, Inc. for the for the rehabilitation of the Hoboken Police Department HVAC system in accordance with the City's bid no. 12-04 in the total amount of \$489,000.00 **(submitted by Administration)**
- 21.* Resolution inserting a Special item of Revenue into the CY 2012 Municipal Budget – Firefighters Assistance Grant CY 2012 Amended **(in the sum of \$18,216.00) (submitted by the Finance Department)**
- 22.* Resolution inserting a Special item of Revenue into the CY 2012 Municipal Budget – Drive Sober or Get Pulled over Grant CY 2012 **(in the sum of \$5,000.00) (submitted by the Finance Department)**
- ~~23.* Resolution inserting a Special item of revenue into the CY 2012 Municipal Budget – Clean Community Grant CY 2012 **(in the sum of \$71,171.17) (submitted by the Finance Department) – REMOVED BY ADMINISTRATION ***~~
- 24.* Resolution inserting a Special item of Revenue into the CY 2012 Municipal Budget – State Local Cooperative Housing Inspection Program CY 2012 **(in the sum of \$70,000.00) (submitted by the Finance Department)**
- 25.* Resolution inserting a Special item of Revenue into the CY 2012 Municipal Budget – Comprehensive Program for the Elderly Home Support & Adult Day Care CY 2012 **(in the sum of \$127,796.00) (submitted by the Finance Department)**
- 26.* Resolution authorizing the Refund of Tax Overpayments (payable to the individuals listed on the resolution for the amount of **\$11,951.07) (submitted by Tax Collector)**
- 27.* Resolution to approve the attached settlement agreements in the matter of Drexel v. the City of Hoboken **(submitted by Administration)**
- ~~28.* Resolution to authorize a professional service contract with Chasan Leyner & Lamparello PC as Special Legal Counsel outstanding litigation to the City of Hoboken to commence January 1, 2012 and expire December 31, 2012 for a total not to exceed amount of \$50,000.00 **(submitted by Administration) – REMOVED BY ADMINISTRATION ****~~

ORDINANCES

Introduction and First Reading

1. AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED)
Approval; (General Handicapped Parking for the Multi Service Center)

2. AN ORDINANCE TO AMEND AND SUPPLEMENT AN ORDINANCE ESTABLISHING A SCHEDULE OF CLASSIFICATIONS AND ALLOCATIONS OF TITLE FOR ALL POSITIONS IN THE CITY OF HOBOKEN

NEW BUSINESS

PUBLIC COMMENTS