

THE COUNCIL OF THE CITY OF HOBOKEN

SPECIAL MEETING OF MARCH 20, 2013

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

1A. RESOLUTION AUTHORIZING CLOSED SESSION TO DISCUSS MATTERS PURSUANT TO N.J.S.A. 10:4-12(b)(5) AND ATTORNEY CLIENT PRIVILEGE RELATING TO THE NEGOTIATIONS REGARDING ACQUISITION OF REAL PROPERTY WITH PUBLIC FUNDS AND LEGAL ADVICE REGARDING SAME FROM JOSEPH MARAZITI, ESQ. AS SPECIAL COUNSEL – REDEVELOPMENT

THE COUNCIL OF THE CITY OF HOBOKEN

REGULAR MEETING OF MARCH 20, 2013

*****STARTING TIME CHANGED TO 7:30PM *****

Please note: The Hoboken City Council may consider additional Resolutions, Ordinances or any other matter brought before the Hoboken City Council until March 20, 2013 and throughout the meeting

RESOLUTIONS

1.* Resolution to amend the Capital budget (submitted by Finance Department)

SECOND READING/PUBLIC HEARING AND FINAL VOTE

1. 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)

2.* 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)

3.* AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)
(sponsored by Councilman Cunningham and Councilman Bhalla) (Z-233)
(carried to the Special meeting on April 10, 2013)

4.* 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
(sponsored by Councilwoman Giattino and Councilman Bhalla) (Z-234)

5.* 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
(sponsored by Councilwoman Giattino and Councilman Bhalla) (Z-235)

6.* 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
AGGREGATE AMOUNT OF UP TO \$475,000; MAKING CERTAIN
DETERMINATIONS AND CONVENANTS; AND AUTHORIZING
CERTAIN RELATED ACTIONS IN CONNECTIONS WITH THE
FOREGOING
(sponsored by Councilwoman Giattino and Councilman Bhalla)
(Z-236)

PUBLIC COMMENTS

PETITIONS AND COMMUNICATIONS

Miscellaneous Licenses

REPORTS FROM CITY OFFICERS

No Reports

CLAIMS

Total for this agenda **\$1,126,550.10**

PAYROLL

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

Regular Payroll
\$1,535,291.18

O/T Pay
\$62,761.64

Other Pay
\$76,292.17

Total
\$1,674,374.99

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

- 2.* Resolution of the City of Hoboken authorizing the execution of a conditional designation and interim cost agreement with Bijou Properties LLC including provisions for an Escrow deposit to defray the costs of the City in the negotiation of a Redevelopment Agreement **(submitted by Administration) (Special Counsel will be available to answer questions)**
- 3.* Resolution authorizes temporary appropriations for the CY 2013 **(submitted by Finance Department)**
- 4.* Resolution authorizing the Hoboken Italian Festival, Inc. to conduct its 87th annual feast in honor of Madonna Dei Martiri **(submitted by the Administration)**
- 5.* Resolution awards a contract to Kompan, through its state of New Jersey contract number 12-X22409 and US Communities contract Number 110171, for the Church Square Park installation of the custom pour in place described in Kompan's proposal in an amount not to exceed twenty nine thousand twenty seven dollars and two cents **(\$29,027.02) (submitted by Administration)**
- 6.* Resolution to approve the settlement agreement between EIC Associates and the City of Hoboken, and taking all action in accordance therewith including, without limitation, making final payment in the amount of **\$84,164.32** and un-appropriating the remaining balance of the contract in the amount of **\$5,655,081.00 (submitted by Administration)**
- 7.* Resolution consenting to the Mayor's appointment of Rosemary Orozco for the remainder of the current term of the presently vacant first alternate position to the Hoboken Rent Leveling and Stabilization Board which term shall be for the term of the Mayor **(submitted by the Administration)**
- 8.* Resolution to authorize an amendment to the professional service contract with Vogel Chait Collins as Special Legal Counsel – Outstanding Litigation to the City of Hoboken to commence January 1, 2013 and expire June 30, 2013 for an increase in the not to exceed amount by **\$25,000.00**, which results in a not to exceed amount of **\$40,000.00 (submitted by the Administration)**

- 9.* Resolution appointing Ronald Aronds, Esq. as Alternate Municipal Public Defender for the City of Hoboken for the 2013 Calendar Year, and authorizing a professional service contract with Ronald Aronds, Esq. for services as Alternate Municipal Public Defender 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 **\$1,650.00 (submitted by the Administration)**
- 10.* Resolution appointing Nina Remson, Esq. as Alternate Municipal Public Defender for the City of Hoboken for the 2013 Calendar Year, and authorizing a professional service contract with Nina Remson, Esq. for services as Alternate Municipal Public Defender 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 **\$1,650.00 (submitted by the Administration)**
- 11.* Resolution appointing Adam Reisman Esq. as Alternate Municipal Public Defender for the City of Hoboken for the 2013 Calendar Year, and authorizing a professional service contract with Adam Reisman, Esq. for services as Alternate Municipal Public Defender 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 **\$1,650.00 (submitted by the Administration)**
- 12.* Resolution authorizing an amendment to the professional service contract with Susan Ferraro, 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 for an increase in the not to exceed amount by **\$5,000.00** for a total not to exceed amount of **\$10,000.00 (submitted by the Administration)**
- 13.* Resolution authorizing the Refund of Tax Appeals State Tax Court (billing will be cancelled to the individuals listed on the resolution in the amount of **\$11,862.50 (submitted by Tax Collector)**)
- 14.* Resolution authorizing the Refund of Tax Overpayments (payable to the individuals listed on the resolution for the amount of **\$12,322.43 (submitted by Tax Collector)**)
- 15.* Resolution approving the dates, days and times for Hoboken City Council meetings from July 2013 through December 2013 **(submitted by City Clerk's office)**
- 16.* Resolution to refund Handicapped Parking Application fee to applicant Dimenico Gigante in the amount of \$125.00 **(submitted by the Administration)**
- 17.* Resolution authorizing the closure of a bank account at the recommendation of the Department of Revenue and Finance **(submitted by the Finance Department)**

ORDINANCES

Introduction and First Reading

1. AN ORDINANCE AMENDING CHAPTER §44 (LAND USE PROCEDURES) UPDATING AND CONSOLIDATING THE PROCESSES AND PROCEDURES FOR LAND USE BOARDS

NEW BUSINESS