

*As of 1/22/14 **

THE COUNCIL OF THE CITY OF HOBOKEN

SPECIAL CLOSED SESSION MEETING OF JANUARY 22, 2014

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

1A. RESOLUTION AUTHORIZING CLOSED SESSION TO DISCUSS MATTERS PURSUANT TO N.J.S.A. 10:4-12, DISCUSSION OF PENDING LITIGATION, AND ATTORNEY CLIENT PRIVILEGE RELATING TO NEGOTIATIONS AND SETTLEMENT OF PENDING WORKERS COMPENSATION AND GENERAL LITIGATION IN THE MATTERS OF (1) COONEY, (2) CHICOZOLA, (3) COREA, (4) PETACCIO, AND (5) 118 CLINTON STREET ASSOCIATES

- 1.* Resolution granting Keith Kandel, Esq. of Florio Kenny settlement authority in the matter of Cooney v. City of Hoboken in accordance with Keith Kandel's 1/6/14 email to Ms. Longo
- 2.* Resolution granting Ronald Berutti, Esq. of Weiner Lesniak settlement authority in the matter of City of Hoboken vs. Corea in accordance with the attached settlement agreement
- 3.* Resolution granting Keith Kandel, Esq. of Florio Kenny settlement authority in the matter of Chiczola vs. City of Hoboken in accordance with Keith Kandel's 12/30/14 email to Ms. Longo
- 4.* Resolution granting Ronald Berutti, Esq. of Weiner Lesniak settlement authority in the matter of City of Hoboken vs. Petaccio in accordance with the attached settlement agreement
- 5.* Resolution granting Ronald D. Cucchiario, Esq. of Weiner Lesniak LLP settlement authority in the complaint in lieu of prerogative writ matter titled 118 Clinton Street Associates LLC, a New Jersey limited liability company, plaintiff v. City of Hoboken, defendant in accordance with the attached final consent order

REGULAR MEETING OF JANUARY 22, 2014

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 January 22, 2014 and throughout the meeting

RESILENCY PRESENTATION BY ROYAL HASKNINIGDHV

6. Resolution authorizes temporary appropriations for the Calendar Year 2014(**submitted by administration**)

~~7.* Resolution to authorize a professional service contract with Royal Hasknig DHV as engineers for the rebuild by design Flood Risk Analysis to the City of Hoboken to commence January 1, 2014 and expire December 31, 2014 for a total not to exceed amount of \$63,000.00 (**submitted by administration**)—(REMOVED BY ADMINISTRATION) *~~

SECOND READING/PUBLIC HEARING AND FINAL VOTE

1. ORDINANCE OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY, CANCELLING \$300,000 OF AN UNFUNDED EMERGENCY APPROPRIATION BALANCE HERETOFORE ADOPTED TO PROVIDE FOR THE COSTS ASSOCIATED WITH A REAL PROPERTY REVALUATION PROJECT AUTHORIZED BY ORDINANCE Z -204 (**sponsored by Councilman Bhalla and seconded by Councilwoman Giattino**) (Z-272)
2. AN ORDINANCE TO AMEND CHAPTER 4 ENTITLED “DEPARTMENT OF COMMUNITY ADMINISTRATION” AND CHAPTER 20 ENTITLED “COMMUNITY DEVELOPMENT” TO MOVE THE ZONING OFFICE FROM ADMINISTRATION TO COMMUNITY DEVELOPMENT (**sponsored by Councilman Bhalla and seconded by Councilwoman Giattino**) (Z-273)
3. AN ORDINANCE TO MAKE A CORRECTIVE AMENDMENT TO ORDINANCE Z-258 ENTITLED “AN ORDINANCE TO APPROVE AND AUTHORIZE THE USE OF THE ATTACHED MAPS IN ACCORDANCE WITH N.J.S.A. 2C:35-7 AND N.J.S.A. 39:4-50 (**sponsored by Councilman Bhalla and seconded by Councilwoman Giattino**) (Z-274)
4. AN ORDINANCE TO AMEND AND SUPPLEMENT AN ORDINANCE ESTABLISHING A SCHEDULE OF CLASSIFICATIONS AND ALLOCATIONS OF TITLE FOR THE MENTIONED POSITIONS IN THE CITY OF HOBOKEN (**sponsored by Councilman Bhalla and seconded by Councilwoman Giattino**) (Z-275)
5. AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 155 ENTITLED “RENT CONTROL” (**sponsored by Councilman Giattino and Councilman Bhalla**) (Z-276)

PUBLIC COMMENTS

PETITIONS AND COMMUNICATIONS

Memo from Mayor Dawn Zimmer appointing Amanda Roberts to the Library Board

Proclamation from Mayor Dawn Zimmer proclaiming that January 11th is Human Trafficking Awareness Day

Proclamation from Mayor Dawn Zimmer recognizing February as African-American History Month

Proclamation from Mayor Dawn Zimmer proclaiming January 17, 2014 the March on Washington Street Program

Memo from Mayor Dawn Zimmer regarding the Hoboken Flood Resiliency Plan

Miscellaneous Licenses

REPORTS FROM CITY OFFICERS

Tax Collector's Annual Report from January 1, 2013 to December 31, 2013

CLAIMS

Total for this agenda **\$5,497,758.05**

PAYROLL

For the two week period starting December 19, 2013 – January 1, 2014

Regular Payroll	O/T Pay	Other Pay
\$1,549,940.75	\$96,073.15	\$125, 696.29
	Total	
	\$1,771,710.19	

PAYROLL (RETRO FOR FIRE DIVISON)

For the two week period starting December 19, 2013 – January 1, 2014

Other Pay
\$780,781.76
Total
\$780,781.76

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

- 8.* Resolution consenting to the appointment of Solomon Steplight as the Director of Finance to the City of Hoboken for the term of the Mayor (**submitted by Council Administration**)
- 9.* Resolution consenting to the appointment of John Morgan as the Director of Parking and Transportation to the City of Hoboken for the term of the Mayor (**submitted by Council Administration**)
- 10.* Resolution designating January 11th as Human Trafficking Awareness Day (**submitted by Council Administration**)
- 11.* Resolution in support of National African American History Month 2014 (**submitted by Council Administration**)
- 12.* Resolution appointing Steve Bauman as board member to the Hoboken Alcohol Beverage Control (ABC) Board for a three (3) year term to expire on June 30, 2016 (**submitted by Mayor's office**)
- 13.* Resolution amending the Rules of Procedure for the City Council of the City of Hoboken (**sponsored by Councilman Bhalla and seconded by Councilman Cunningham**) *
- 14.* Resolution to authorize a professional service contract with Vogel Chait Collins as Special Legal Counsel – Outstanding litigation to the City of Hoboken to commence January 1, 2014 and expire December 31, 2014 for a total not to exceed amount of **\$20,000.00 (submitted by administration)**
- 15.* Resolution to authorize an amendment 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 for an increase in the not to exceed amount by \$3,358.27 for a total not to exceed amount of **\$276,858.27 (submitted by administration)**

- 16.* Resolution to authorize a professional service contract with Lite DePalma Greenberg as Special Legal Counsel – Rent Control litigation to the City of Hoboken to commence January 1, 2014 and expire December 31, 2014 for a total not to exceed amount of \$141,500.00 **(submitted by administration)**
- 17.* Resolution to authorize a professional service contract with Florio Kenny as Special Legal Counsel – Rent leveling board attorney and related litigation to the City of Hoboken to commence January 1, 2014 and expire December 31, 2014 for a total not to exceed amount of \$15,000.00 **(submitted by administration)**
- 18.* Resolution to authorize a professional service contract with Vincent Lapaglia as Special Legal Counsel - Tax Appeals and related litigation to the City of Hoboken to commence January 1, 2014 and expire December 31, 2014 for a total not to exceed amount of \$92,000.00 **(submitted by administration)**
- 19.* Resolution to authorize a professional service contract with Weiner Lesniak as Special Counsel-Labor and Employment to the City of Hoboken to commence January 1, 2014 and expire December 31, 2014 for a total not to exceed amount of **\$120,000.00 (submitted by administration)**
- 20.* Resolution to authorize an amendment to the professional service contract with Maraziti Falcon Healey as Special Legal Counsel-Redevelopment 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 \$1,570.00 for a total not to exceed amount of **\$41,570.00 (submitted by administration)**
- 21.* Resolution to authorize a professional service contract with Maraziti Falcon Healey as Special Legal Counsel-Outstanding litigation to the City of Hoboken to commence January 1, 2014 and expire December 31, 2014 for a total not to exceed amount of **\$240,000.00 (submitted by administration)**
- 22.* Resolution to authorize a professional service contract with William B. McGuire, Esq. of Tompkins, McGuire, Wachenfield & Barry, LLP Special Legal Counsel-Insurance related matters to the City of Hoboken to commence January 1, 2014 and expire December 31, 2014 for a total not to exceed amount of **\$17,000.00 (submitted by administration)**
- 23.* Resolution to authorize a professional service contract with Parker McCay as Special Legal Counsel – Bond Counsel to the City of Hoboken to commence January 1, 2013 and expire December 31, 2013 a total not to exceed amount of **\$15,000.00 (submitted by administration)**

- 24.* Resolution to authorize the City of Hoboken to participate in and be an active municipality of the North Hudson Regional Council of Mayors (**submitted by administration**)
- 25.* Resolution authorizing a professional service contract with Ferraioli, Wielkotz, Cerullo & Cuva for General Municipal Auditing Services from January 1, 2014 to December 31, 2014 in an amount not to exceed \$120,000.00 (**submitted by administration**)
- 26.* Resolution awarding a contract to Magic Touch Corporation for the provisions of one (1) year of Plumbing Services in accordance with the City's Bid No. 14-02 in the total amount of \$74,890.00 (**submitted by administration**)
- 27.* Resolution authorizing the City of Hoboken to accept and qualify responses to issued requests for qualification for General Municipal Engineers from January 1, 2014 through December 31, 2014 (**submitted by administration**)
- 28.* Resolution authorizing the City of Hoboken to accept and qualify responses to issued requests for qualification for competitive contracting for Grant Writing Services from January 1, 2014 through December 31, 2014 (**submitted by administration**)
- 29.* Resolution to authorize a professional service contract with Holt Morgan Russell Architects as Architects for the Historic Preservation Plan for City Hall for the City of Hoboken to commence January 1, 2014 and expire December 31, 2014 for a total not to exceed amount of **\$48,750.00 (submitted by administration)**
- 30.* Resolution authorizing change order #1 (FINAL) on behalf of for SZ Construction for additional work on the Multi Service Center Construction Project for the City of Hoboken in the amount of **\$34,221.00 (submitted by administration)**
- 31.* Resolution authorizes a Financial Guarantee to preserve the "Meals on Wheels" program of the North Hudson Regional Council of Mayors (**submitted by administration**)
- 32.* Resolution awarding a one (1) year contract to Horizon Blue Cross Blue Shield of New Jersey for the provision of employee medical, prescription drug and dental insurance (**submitted by administration**)
- 33.* Resolution awarding a professional service contract to Boswell Engineering for City Engineer for finalization of the Observer Newark Rehabilitation in an amount not to exceed Twenty Five Thousand Dollars (\$25,000.00) for a one (1) year term to commence January 1, 2014 and expire December 31, 2014 (**submitted by administration**)
- 34.* Resolution authorizing the City of Hoboken to enter into the attached Animal Control Contract by and between the City of Hoboken and Liberty Humane (**submitted by administration**)

- 35.* Resolution to authorize the City of Hoboken to enter into an Inter-local agreement among the N.J. Office of Homeland Security and preparedness, the Division of Fire Safety within the NJ Department of Community Affairs, the New Jersey task force one within the N.J. Office of Emergency Management the urban area security initiative executive committee and various emergency response agencies within the Urban Area Security Initiative Area (**submitted by Public Safety**)
- ~~36.* Resolution appointing nine (9) individuals as Class II Special Law Enforcement officers for the City of Hoboken (**submitted by Public Safety**) (REMOVED BY ADMINISTRATION) *~~
- ~~37.* Resolution appointing (2) two current Class II Special Law Enforcement Officers as Police Officers for the City of Hoboken's Police Department (**submitted by Public Safety**) (REMOVED BY ADMINISTRATION) *~~
- 38.* Resolution to approve a "License Agreement" between the City of Hoboken and the owner of Block 205 Lot 11 (a/k/a 619 Bloomfield Street) for use and maintenance of a portion of the Public Right of Way Adjacent to said property (**submitted by Administration**)
- 39.* Resolution authorizing the Refund of Tax Overpayments (payable to the individuals listed on the resolution for the amount of **\$13,416.84**) (**submitted by Tax Collector**)
- 40.* Resolution to adopt the minutes the Meetings of the City Council of the City of Hoboken dated: **Regular meeting of December 4, 2013** (has been reviewed and approved as to legal form and content) (**submitted by City Clerk**)
- ~~41.* Resolution to authorize a professional service contract with Edward Buzak, Esq. as Special Legal Counsel General litigation in the matter of Bhalla v. Local Finance Board to the City of Hoboken to commence January 1, 2014 and expire December 31, 2014 for a total not to exceed amount of \$10,000.00 (**submitted by administration**) (REMOVED BY ADMINISTRATION) *~~
- 42.* Resolution in support of Martin Luther King, Jr. Day 2014 (**submitted by administration**)
- 43.* Resolution to authorize a professional service contract with Millennium Strategies as Grant Writing service provider to the City of Hoboken to commence January 1, 2014 and expire December 31, 2014 for a total not to exceed amount of **\$40,000.00** in accordance with the Competitive Contracting requirements of State Law (**submitted by administration**)

ORDINANCES

Introduction and First Reading

1. AN ORDINANCE TO AMEND ARTICLE VIII OF CHAPTER 168 ENTITLED “ROAD OPENING PERMITS” TO MOVE THE PERMIT ENFORCEMENT OF THE ARTICLE TO THE DEPARTMENT OF TRANSPORTATION AND PARKING, AND TO MAKE OTHER MINOR REVISIONS TO THE PERMIT REQUIREMENTS
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
3. AN ORDINANCE APPROVING THE TERMS OF THE ATTACHED LEASE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND FAMILY PLANNING FOR THE USE OF A UNIT IN THE CITY’S MULTISERVICE CENTER
4. AN ORDINANCE APPROVING THE TERMS OF THE ATTACHED LEASE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND NORTH HUDSON COMMUNITY ACTION CORPORATION FOR THE USE OF A UNIT IN THE CITY’S MULTISERVICE CENTER

New Business

RESOLUTION

- 44.* Resolution to authorize a professional service contract with Gerry Krovatin, Esq. of Krovatin & Klingeman as Special Legal Counsel – Sandy Relief Government Funding investigation related matter to the City of Hoboken to commence January 22, 2014 and expire January 21, 2015 for a total not to exceed amount of **\$17,000.00 (submitted by administration) ***