

AS OF 1/6/15 \*

**SPECIAL MEETING OF JANUARY 7, 2015**

**CLOSED SESSION (from 6:45 PM to 7:00PM)**

**CLOSED SESSION**

- 1.\* RESOLUTION AUTHORIZING CLOSED SESSION TO DISCUSS MATTERS PURSUANT TO N.J.S.A. 10:4-12(B)(3) & (8) AND ATTORNEY CLIENT PRIVILEGE RELATING TO THE SETTLEMENT OF THE PENDING LITIGATION MATTERS R.R. AND J.P (submitted by Administration)

**RE-ORGANIZATION MEETING OF JANUARY 7, 2015**

**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 7, 2015 and throughout the meeting**

**RE-ORG. RESOLUTIONS**

- 2.\* RESOLUTION APPOINTING A CY2015 COUNCIL PRESIDENT (submitted by the City Clerk)
- 3.\* RESOLUTION APPOINTING A CY2015 COUNCIL VICE-PRESIDENT (submitted by the City Clerk)
- 4.\* RESOLUTION TO APPOINTING A CY2015 CLASS III (CITY COUNCIL) REPRESENTATIVE TO THE HOBOKEN PLANNING BOARD (submitted by the City Clerk)
- 5.\* RESOLUTION DESIGNATING OFFICIAL NEWSPAPERS FOR LEGAL ADVERTISEMENTS FOR THE CITY OF HOBOKEN FOR CY2015 (submitted by the City Clerk)

**REGULAR MEETING OF JANUARY 7, 2015**

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

- ~~1. AN ORDINANCE TO CREATE CHAPTER 12 ENTITLED "ASSESSMENT OF REAL PROPERTY" (Z-327) (sponsored by Councilman Doyle and Councilman Cunningham) (PULLED BY SPONSORS)~~

## **RESOLUTIONS**

- 6.\* AUTHORIZATION FOR THE CITY OF HOBOKEN TO ENTER INTO SEPARATION AGREEMENT WITH R.R. (submitted by Administration)
- 7.\* AUTHORIZATION FOR THE CITY OF HOBOKEN TO ENTER INTO SEPARATION AGREEMENT WITH J.P. (submitted by Administration)

## **PUBLIC COMMENTS**

### **PETITIONS AND COMMUNICATIONS**

Memo from Mayor Dawn Zimmer designating Director and Parking Director John Morgan as Acting Mayor for the period from December 25, 2014 to January 5, 2015

Memo from Mayor Dawn Zimmer appointing Brandy Forbes (Class II), Caleb McKenzie (Class IV), Ryan Peene, (First Alternate), Stephen Marks (Mayor's designee) to the Planning Board \*

Miscellaneous Licenses

### **REPORTS FROM CITY OFFICERS**

**NO REPORTS FOR THIS MEETING**

### **CLAIMS**

Total for this agenda **\$770,000.62**

### **PAYROLL**

**For the two week period starting December 4, 2014 – December 17, 2014**

<b>Regular Payroll</b>	<b>O/T Pay</b>	<b>Other Pay</b>
\$1,591,343.30	\$68,044.49	\$121,771.40
	<b>Total</b>	
	\$1,781,159.19	

### **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 (CONTINUED)**

- 8.\* RESOLUTION AUTHORIZES TEMPORARY APPROPRIATIONS FOR THE CALENDAR YEAR 2015 **(submitted by the Finance Department)**
- 9.\* RESOLUTION APPOINTING THE FOLLOWING LIST OF INDIVIDUALS AS MEMBERS TO THE CITY OF HOBOKEN ZONING BOARD OF ADJUSTMENT **(submitted by Council President)**
- 10.\* RESOLUTION AWARDING A CHANGE ORDER TO THE CONTRACT TO RICH PICERNO BUILDERS, LLC FOR (BID 13 – 05) ELYSIAN PARK IMPROVEMENTS, AS CHANGE ORDER NUMBER 2/FINAL, IN AN INCREASED AMOUNT NOT TO EXCEED \$51,410.00 (6% INCREASE) FOR A TOTAL NOT TO EXCEED AMOUNT OF **\$1,040,418.75 (submitted by administration) \***
- 11.\* RESOLUTION TO APPROVE A “LICENSE AGREEMENT” BETWEEN THE CITY OF HOBOKEN AND SAMIR and ABBY KHIROYA, OWNERS OF BLOCK 252 LOT 42(a/k/a 1108 Garden Street), FOR USE AND MAINTENANCE OF A PORTION OF THE PUBLIC RIGHT OF WAY ADJACENT TO SAID PROPERTY **(submitted by administration)**
- 12.\* RESOLUTION SUPPORTING MAYOR ZIMMER’S STATEMENT ON THE RECENT REPORT REGARDING THE PATH, AND OPPOSING THE SPECIAL PANEL’S REPORT AND RECOMMENDATION TO LIMIT PATH SERVICE **(sponsored by Councilman Bhalla and Councilman Cunningham)**
- 13.\* CONSENTING TO THE APPOINTMENT OF LINDA DUNN-LANDOLFI AS THE DIRECTOR OF FINANCE TO THE CITY OF HOBOKEN FOR THE REMAINDER OF THE PRESENT TERM OF THE MAYOR **(submitted by administration)**
- 14.\* RESOLUTION TO AUTHORIZE AN AMENDMENT TO THE PROFESSIONAL SERVICE CONTRACT WITH PRINCETON HYDRO, LLC FOR PROFESSIONAL PLANNING AND ENGINEERING SERVICES TO PREPARE A POST-SUPERSTORM SANDY DISASTER PLAN TO INCREASE THE TERM FOR AN ADDITIONAL ONE YEAR, TO EXPIRE JANUARY 7, 2016, WITH NO CHANGE IN THE NOT TO EXCEED AMOUNT **(submitted by administration)**
- 15.\* RESOLUTION APPOINTING IRENE ASBURY, ESQ. AS MUNICIPAL PROSECUTOR FOR THE CITY OF HOBOKEN FOR THE 2015 CALENDAR YEAR, AND AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH IRENE

ASBURY, ESQ. FOR SERVICES AS MUNICIPAL PROSECUTOR FOR A ONE (1) YEAR TERM TO COMMENCE ON JANUARY 1, 2015 AND TERMINATE ON DECEMBER 31, 2015 WITH A NOT TO EXCEED AMOUNT OF **\$2,275.00**  
**(submitted by administration)**

**16.\*** RESOLUTION APPOINTING STEVEN HUMMEL, ESQ. AS MUNICIPAL PROSECUTOR FOR THE CITY OF HOBOKEN FOR THE 2015 CALENDAR YEAR, AND AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH STEVEN HUMMEL, ESQ. FOR SERVICES AS MUNICIPAL PROSECUTOR FOR A ONE (1) YEAR TERM TO COMMENCE ON JANUARY 1, 2015 AND TERMINATE ON DECEMBER 31, 2015 WITH A NOT TO EXCEED AMOUNT OF **\$2,275.00**  
**(submitted by administration)**

**17.\*** RESOLUTION APPOINTING SUSAN FERRARO, ESQ. AS MUNICIPAL PROSECUTOR FOR THE CITY OF HOBOKEN FOR THE 2015 CALENDAR YEAR, AND AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH SUSAN FERRARO, ESQ. FOR SERVICES AS MUNICIPAL PROSECUTOR FOR A ONE (1) YEAR TERM TO COMMENCE ON JANUARY 1, 2015 AND TERMINATE ON DECEMBER 31, 2015 WITH A NOT TO EXCEED AMOUNT OF **\$30,000.00**  
**(submitted by administration)**

**18.\*** RESOLUTION APPOINTING KATY THUERER, ESQ. AS MUNICIPAL PUBLIC DEFENDER FOR THE CITY OF HOBOKEN FOR THE 2015 CALENDAR YEAR, AND AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH KATY THUERER, ESQ. FOR SERVICES AS MUNICIPAL PUBLIC DEFENDER FOR A ONE (1) YEAR TERM TO COMMENCE ON JANUARY 1, 2015 AND TERMINATE ON DECEMBER 31, 2015 WITH A NOT TO EXCEED AMOUNT OF **\$15,000.00**  
**(submitted by administration)**

**19.\*** RESOLUTION APPOINTING THOMAS KOEHL, ESQ. AS MUNICIPAL PUBLIC DEFENDER FOR THE CITY OF HOBOKEN FOR THE 2015 CALENDAR YEAR, AND AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH THOMAS KOEHL, ESQ. FOR SERVICES AS MUNICIPAL PUBLIC DEFENDER FOR A ONE (1) YEAR TERM TO COMMENCE ON JANUARY 1, 2015 AND TERMINATE ON DECEMBER 31, 2015 WITH A NOT TO EXCEED AMOUNT OF **\$5,000.00**  
**(submitted by administration)**

**20.\*** RESOLUTION TO AUTHORIZE A CLOSE OUT PAYMENT OF THE PROFESSIONAL SERVICE CONTRACT WITH TOMPKINS, MCGUIRE, WACHENFELD & BARRY, LLP FOR THE SERVICES OF WILLIAM B. MCGUIRE, ESQ. AS SPECIAL LEGAL COUNSEL-INSURANCE RELATED MATTERS TO THE

CITY OF HOBOKEN IN A TOTAL AMOUNT OF **\$31,913.79** (submitted by administration)

- 21.\* RESOLUTION AUTHORIZING THE ADMINISTRATION TO SETTLE ANY PENDING WORKERS COMPENSATION LITIGATION WITHOUT CITY COUNCIL APPROVAL FOR ALL WORKERS COMPENSATION MATTERS SETTLING ON BEHALF OF THE CITY OF HOBOKEN IN AN AMOUNT EQUAL TO OR LESS THAN TWENTY ONE THOUSAND FIVE HUNDRED DOLLARS (**\$21,500.00**) (submitted by administration)
- 22.\* RESOLUTION ADOPTING A CASH MANAGEMENT PLAN FOR THE CITY OF HOBOKEN (submitted by the Finance Department) \*
- 23.\* RESOLUTION AUTHORIZING VARIOUS CITY DEPARTMENTS TO MAINTAIN A PETTY CASH AND CHANGE FUND (submitted by the Finance Department)
- 24.\* RESOLUTION DESIGNATING DEPOSITORIES FOR THE CITY OF HOBOKEN FUNDS (submitted by the Finance Department)
- 25.\* RESOLUTION TO AUTHORIZE A PROFESSIONAL SERVICE CONTRACT WITH FLORIO KENNY AS SPECIAL LEGAL COUNSEL- CY2015 RENT LEVELING BOARD ATTORNEY AND RELATED LITIGATION TO THE CITY OF HOBOKEN TO COMMENCE JANUARY 1, 2015 AND EXPIRE DECEMBER 31, 2015 FOR A TOTAL NOT TO EXCEED AMOUNT OF **\$15,000.00** (submitted by administration)
- 26.\* RESOLUTION FOR REIMBURSEMENT OF HANDICAPPED PARKING APPLICATION FEE (submitted by administration)
- 27.\* RESOLUTION TO AUTHORIZE AN AMENDMENT TO THE CONTRACT WITH TISHA CREATIVE FOR PROFESSIONAL DESIGN SERVICES TO PREPARE THE CITY WEBSITE AND DESIGN TO EXTEND THE TERM THROUGH MAY 5, 2015, WITH NO CHANGE IN THE NOT TO EXCEED AMOUNT (submitted by administration)
- 28.\* RESOLUTION TO AUTHORIZE A PROFESSIONAL SERVICE CONTRACT WITH MARAZITI FALCON AS SPECIAL LEGAL COUNSEL- REDEVELOPMENT TO THE CITY OF HOBOKEN FOR CY2015 TO COMMENCE JANUARY 1, 2015 AND TO EXPIRE DECEMBER 31, 2015 FOR A TOTAL NOT TO EXCEED AMOUNT OF **\$85,000.00** (submitted by Administration)
- 29.\* RESOLUTION TO AUTHORIZE AN EXTENSION OF THE PROFESSIONAL SERVICE CONTRACT WITH VOGEL CHAIT COLLINS AS SPECIAL LEGAL COUNSEL- OUTSTANDING LITIGATION TO THE CITY OF HOBOKEN TO

EXPIRE DECEMBER 31, 2015 WITH NO CHANGE IN THE NOT TO EXCEED AMOUNT **(submitted by Administration)**

- 30.\* RESOLUTION TO AWARD A CONTRACT TO WEINER LESNIAK FOR SERVICES OF RON CUCCHIARO, ESQ. AS SPECIAL LEGAL COUNSEL – CY2015 HISTORIC PRESERVATION BOARD ATTORNEY TO THE CITY OF HOBOKEN IN A NOT TO EXCEED AMOUNT OF FIFTEEN THOUSAND DOLLARS **(\$15,000.00)** FOR THE TERM JANUARY 1, 2015 THROUGH DECEMBER 31, 2015 **(submitted by Administration)**
- 31.\* 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, 2015 AND EXPIRE DECEMBER 31, 2015 FOR A TOTAL NOT TO EXCEED AMOUNT OF **\$35,000.00 (submitted by Administration)**
- 32.\* RESOLUTION TO AUTHORIZE A PROFESSIONAL SERVICE CONTRACT MCMANIMON SCOTLAND BAUMANN AS SPECIAL LEGAL COUNSEL- REDEVELOPMENT AND PILOT COUNSEL TO THE CITY OF HOBOKEN FOR CY2015 TO COMMENCE JANUARY 1, 2015 AND TO EXPIRE DECEMBER 31, 2015 FOR A NOT TO EXCEED AMOUNT OF **\$45,000.00 (submitted by Administration)**
- 33.\* RESOLUTION TO AUTHORIZE A CLOSE OUT PAYMENT OF THE PROFESSIONAL SERVICE CONTRACT WITH IRENE KIM ASBURY, ESQ. AS SPECIAL LEGAL COUNSEL-ALTERNATE MUNICIPAL PROSECUTOR TO THE CITY OF HOBOKEN IN A TOTAL AMOUNT OF **\$100.00 (submitted by Administration)**
- 34.\* RESOLUTION FIXING THE INTEREST RATE CHARGES ON NON-PAYMENT OF TAXES **(submitted by Tax Collector)**
- 35.\* RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF **\$16,034.23 (submitted by Tax Collector)**
- 36.\* RESOLUTION AUTHORIZING THE REFUND OF A VETERAN DEDUCTION (PAYABLE TO THE INDIVIDUAL LISTED ON THE RESOLUTION FOR THE AMOUNT OF **\$250.00 (submitted by Tax Collector)**
- 37.\* RESOLUTION AUTHORIZING THE REFUND OF TAX APPEALS STATE TAX COURT (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF **\$68,966.45 (submitted by Tax Collector)**

- 38.\* RESOLUTION AUTHORIZING A CANCELLATION OF AN ADDED ASSESSMENT TO BLOCK 246 LOT 8 (ADDED ASSESSMENT AMOUNT TO BE CANCELLED - \$797.54) (submitted by Tax Collector)
- 39.\* RESOLUTION AUTHORIZING A CANCELLATION OF AN ADDED ASSESSMENT TO BLOCK 253 LOT 10.05 (ADDED ASSESSMENT AMOUNT TO BE CANCELLED - \$487.66) (submitted by Tax Collector)
- 40.\* RESOLUTION AUTHORIZING A CANCELLATION OF AN ADDED ASSESSMENT TO BLOCK 250 LOT 6 (ADDED ASSESSMENT AMOUNT TO BE CANCELLED - \$156.37) (submitted by Tax Collector)
- 41.\* RESOLUTION AUTHORIZING A CANCELLATION OF AN ADDED ASSESSMENT TO BLOCK 202 LOT 15 (ADDED ASSESSMENT AMOUNT TO BE CANCELLED - \$2,398.32) (submitted by Tax Collector)
- 42.\* RESOLUTION AUTHORIZING A CANCELLATION OF AN ADDED ASSESSMENT TO BLOCK 202 LOT 15 (ADDED ASSESSMENT AMOUNT TO BE CANCELLED - \$7,861.86) (submitted by Tax Collector)
- 43.\* RESOLUTION TO ADOPT THE MINUTES OF THE MEETINGS OF THE CITY COUNCIL DATED: **REGULAR MEETING OF DECEMBER 16, 2014 AND SPECIAL MEETING OF DECEMBER 23, 2014** (submitted by City Clerk)
- 44.\* A RESOLUTION OF SUPPORT AUTHORIZING THE ADMINISTRATION TO APPLY FOR, ACCEPT AND EFFECTUATE A GRANT FROM THE HUDSON COUNTY MUNICIPAL ALLIANCE ON ALCOHOLISM AND DRUG ABUSE PROGRAM FOR FY 2015-2016 (submitted by Administration)

## **ORDINANCES**

### **Introduction and First Reading**

1. AN ORDINANCE TO AMEND CHAPTER 59A, ARTICLE VIII ENTITLED "OFFICE OF EMERGENCY MANAGEMENT" TO AMEND THE STAFFING WITHIN THE OFFICE OF EMERGENCY MANAGEMENT
2. AN ORDINANCE TO AMEND CHAPTER 44 TO MAKE NOTICE PROCEDURES COMPLIANT WITH STATE LAW AND UPDATED CHAPTER 44 APPENDICES AND FORMS

## **RESOLUTION**

- 45. RESOLUTION OF THE CITY OF HOBOKEN REFERRING THE PROPOSED “ORDINANCE TO AMEND CHAPTER 44 TO MAKE NOTICE PROCEDURES COMPLIANT WITH STATE LAW AND UPDATED CHAPTER 44 APPENDICES AND FORMS” TO THE CITY OF HOBOKEN PLANNING BOARD IN ACCORDANCE WITH THE MUNICIPAL LAND USE LAW, N.J.S.A. 40:55D-26 (submitted by administration)**

**NEW BUSINESS**