

**REGULAR MEETING OF January 4, 2016**

**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 4, 2016 and throughout the meeting, subject to compliance with the Open Public Meetings Act (OPMA) and the council rules of procedure**

**OATH OF OFFICES**

**1<sup>ST</sup> WARD COUNCILMAN – MICHAEL DEFUSCO**

**2<sup>ND</sup> WARD COUNCILWOMAN – TIFFANIE FISHER**

**3<sup>RD</sup> WARD COUNCILMAN – MICHAEL RUSSO**

**4<sup>TH</sup> WARD COUNCILMAN – RUBEN RAMOS, JR.**

**5<sup>TH</sup> WARD COUNCILMAN – PETER CUNNINGHAM**

**6<sup>TH</sup> WARD COUNCILWOMAN – JENNIFER GIATTINO**

**RE-ORG. RESOLUTIONS**

- 1.\* RESOLUTION APPOINTING A CY2016 COUNCIL PRESIDENT (submitted by the City Clerk)
- 2.\* RESOLUTION APPOINTING A CY2016 COUNCIL VICE-PRESIDENT (submitted by the City Clerk)
- 3.\* RESOLUTION TO APPOINTING A CY2016 CLASS III (CITY COUNCIL) REPRESENTATIVE TO THE HOBOKEN PLANNING BOARD (submitted by the City Clerk)
- 4.\* RESOLUTION DESIGNATING OFFICIAL NEWSPAPERS FOR LEGAL ADVERTISEMENTS FOR THE CITY OF HOBOKEN FOR CY2016 (submitted by the City Clerk)
- 5.\* RESOLUTION FOR APPROVING THE CITY COUNCIL CALENDAR FOR CY 2016 (submitted by City Clerk's office)

**MAYOR DAWN ZIMMER PRESENTING A PROCLAMATION TO MARGARET O'BRIEN FOR HER DEDICATION AND SERVICE AS A HOBOKEN CROSSING GUARD**

**PRESENTATION BY MAYOR DAWN ZIMMER TO CORPORATION COUNSEL  
MELLISSA LONGO, ESQ.**

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

**NONE FOR THIS MEETING**

**PUBLIC COMMENTS**

**PETITIONS AND COMMUNICATIONS**

Memo from Mayor Dawn Zimmer appointing two (2) (Class A) Ana Sanchez and Steve Zane and (Class C) James Perry to the Historic Preservation Commission

Memo from Mayor Dawn Zimmer appointing Brandy Forbes (Class II), Gary Holtzman (Class IV), Rami Pinchevsky (Class IV), Tom Jacobson (2<sup>nd</sup> Alternate), and appointing Caleb Stratton (Mayor's designee) to the Planning Board

Memo from Mayor Dawn Zimmer reappointing Matt Condon as Secretary and appointing Patrick Wherry and Amy Sommer as commissioners to the Shade Tree Commission

Memo from Mayor Zimmer appointing Leo Pellegrini as Acting Mayor from Thursday, December 24, 2015 through and including Sunday, January 3, 2016

Miscellaneous Licenses

**REPORTS FROM CITY OFFICERS**

None for this meeting

**CLAIMS**

Total for this agenda **\$1,707.910/73**

**PAYROLL**

**For the two week period starting December 3, 2015 – December 16, 2015**

<b>Regular Payroll</b>	<b>O/T Pay</b>	<b>Other Pay</b>
\$1,604,328.92	\$63,714.54	\$158,608.12
	<b>Total</b>	
	\$1,826,649.58	

## 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)

- 6.\* RESOLUTION AUTHORIZING ASSESSOR AND SPECIAL COUNSEL FOR TAX APPEALS TO CORRECT ERRORS IN TAX ASSESSMENTS, SIGN STIPULATIONS TO CORRECT SAID ERRORS, SETTLE CERTAIN APPEALS, AND FILE MUNICIPAL TAX APPEALS ON BEHALF OF THE CITY OF HOBOKEN FOR THE PERIOD JANUARY 1, 2016 THROUGH AND INCLUDING DECEMBER 31, 2016
- 7.\* RESOLUTION AUTHORIZING TEMPORARY APPROPRIATIONS FOR THE CALENDAR YEAR 2016 **(submitted by the Finance Department)**
- 8.\* RESOLUTION APPOINTING \_\_\_\_\_ AS a REGULAR MEMBER OF THE CITY OF HOBOKEN ZONING BOARD OF ADJUSTMENT **(submitted by City Council)**
- 9.\* RESOLUTION APPOINTING \_\_\_\_\_ AS A REGULAR MEMBER OF THE CITY OF HOBOKEN ZONING BOARD OF ADJUSTMENT **(submitted by City Council)**
- 10.\* RESOLUTION APPOINTING \_\_\_\_\_ AS THE FIRST ALTERNATE MEMBER OF THE CITY OF HOBOKEN ZONING BOARD OF ADJUSTMENT **(submitted by City Council)**
11. RESOLUTION APPOINTING \_\_\_\_\_ AS THE SECOND ALTERNATE MEMBER OF THE CITY OF HOBOKEN ZONING BOARD OF ADJUSTMENT **(submitted by City Council)**
- 12.\* RESOLUTION APPOINTING \_\_\_\_\_ AS THE THIRD ALTERNATE MEMBER OF THE CITY OF HOBOKEN ZONING BOARD OF ADJUSTMENT **(submitted by City Council)**
- 13.\* RESOLUTION APPOINTING BENJAMIN CHOI, ESQ., OF THE CHOI LAW GROUP AS CHIEF MUNICIPAL PROSECUTOR FOR THE CITY OF HOBOKEN FOR THE 2016 CALENDAR YEAR, AND AUTHORIZING A PROFESSIONAL SERVICE CONTRACT FOR SERVICES OF BENJAMIN CHOI, ESQ., OF THE CHOI LAW GROUP, AS CHIEF MUNICIPAL PROSECUTOR AND ABC BOARD ATTORNEY FOR A ONE (1) YEAR TERM TO COMMENCE ON JANUARY 1, 2016 AND

TERMINATE ON DECEMBER 31, 2016 WITH A NOT TO EXCEED AMOUNT OF **\$45,000.00 (submitted by Administration)**

- 14.\* RESOLUTION APPOINTING DONNA M. RUSSO, ESQ. AS MUNICIPAL PROSECUTOR FOR THE CITY OF HOBOKEN FOR THE 2016 CALENDAR YEAR, AND AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH RUSSO LAW FIRM FOR THE SERVICES OF DONNA M. RUSSO, ESQ. ALTERNATE MUNICIPAL PROSECUTOR FOR A ONE (1) YEAR TERM TO COMMENCE ON JANUARY 1, 2016 AND TERMINATE ON DECEMBER 31, 2016 WITH A NOT TO EXCEED AMOUNT OF **\$2,275.00 (submitted by Administration)**
- 15.\* RESOLUTION APPOINTING SUSAN FERRARO, ESQ. AS MUNICIPAL PROSECUTOR FOR THE CITY OF HOBOKEN FOR THE 2016 CALENDAR YEAR, AND AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH THE LAW OFFICES OF SUSAN FERRARO FOR SERVICES OF SUSAN FERRARO, ESQ. AS MUNICIPAL PROSECUTOR FOR A ONE (1) YEAR TERM TO COMMENCE ON JANUARY 1, 2016 AND TERMINATE ON DECEMBER 31, 2016 WITH A NOT TO EXCEED AMOUNT OF **\$32,275.00 (submitted by Administration)**
- 16.\* RESOLUTION APPOINTING JOHN ROBERT CASCARANO, ESQ. AS ALTERNATE MUNICIPAL PROSECUTOR FOR THE CITY OF HOBOKEN FOR THE 2016 CALENDAR YEAR, AND AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH FAILLA LAW GROUP FOR SERVICES OF JOHN ROBERT CASCARANO, ESQ. AS ALTERNATE MUNICIPAL PROSECUTOR FOR A ONE (1) YEAR TERM TO COMMENCE ON JANUARY 1, 2016 AND TERMINATE ON DECEMBER 31, 2016 WITH A NOT TO EXCEED AMOUNT OF **\$2,275.00 (submitted by Administration)**
- 17.\* RESOLUTION APPOINTING STEVEN HUMMEL, ESQ. AS MUNICIPAL PROSECUTOR FOR THE CITY OF HOBOKEN FOR THE 2016 CALENDAR YEAR, AND AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH STEVEN HUMMEL, ESQ. FOR SERVICES AS ALTERNATE MUNICIPAL PROSECUTOR FOR A ONE (1) YEAR TERM TO COMMENCE ON JANUARY 1, 2016 AND TERMINATE ON DECEMBER 31, 2016 WITH A NOT TO EXCEED AMOUNT OF **\$2,275.00 (submitted by Administration)**
- 18.\* RESOLUTION APPOINTING KATY THEURER, ESQ. AS MUNICIPAL PUBLIC DEFENDER FOR THE CITY OF HOBOKEN FOR CY2016 AND AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH CONDON AND THEURER FOR THE SERVICES OF KATY THEURER, ESQ. AS MUNICIPAL PUBLIC DEFENDER FOR A ONE (1) YEAR TERM TO COMMENCE ON JANUARY 1, 2016 AND TERMINATE ON DECEMBER 31, 2016 WITH A NOT TO EXCEED AMOUNT OF **\$15,000.00 (submitted by Administration)**
- 19.\* RESOLUTION APPOINTING ESTHER MILSTED, ESQ. AS CHIEF MUNICIPAL PUBLIC DEFENDER FOR THE CITY OF HOBOKEN FOR CY2016 AND

AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH ESTHER MILSTED, ESQ. FOR SERVICES AS CHIEF MUNICIPAL PUBLIC DEFENDER FOR A ONE (1) YEAR TERM TO COMMENCE ON JANUARY 1, 2016 AND TERMINATE ON DECEMBER 31, 2016 WITH A NOT TO EXCEED AMOUNT OF **\$20,000.00 (submitted by Administration)**

- 20.\* RESOLUTION APPOINTING JARED B. WEISS, ESQ. AS MUNICIPAL PUBLIC DEFENDER FOR THE CITY OF HOBOKEN CY2016, AND AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH FRUCHTER WEISS & ASSOCIATES FOR THE SERVICES OF JARED B. WEISS, ESQ. AS ALTERNATE MUNICIPAL PUBLIC DEFENDER FOR A ONE (1) YEAR TERM TO COMMENCE ON JANUARY 1, 2016 AND TERMINATE ON DECEMBER 31, 2016 WITH A NOT TO EXCEED AMOUNT OF **\$2,000.00 (submitted by Administration)**
- 21.\* RESOLUTION APPOINTING THOMAS KOEHL, ESQ. AS MUNICIPAL PUBLIC DEFENDER FOR THE CITY OF HOBOKEN FOR CY2016, AND AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH THOMAS KOEHL, ESQ. FOR SERVICES AS ALTERNATE MUNICIPAL PUBLIC DEFENDER FOR A ONE (1) YEAR TERM TO COMMENCE ON JANUARY 1, 2016 AND TERMINATE ON DECEMBER 31, 2016 WITH A NOT TO EXCEED AMOUNT OF **\$3,000.00 (submitted by Administration)**
- 22.\* RESOLUTION TO AWARD A CONTRACT TO WEINER & LESNIAK, LLC FOR SERVICES OF RON CUCCHIARO, ESQ. AS SPECIAL LEGAL COUNSEL – CY2016 SHADE TREE COMMISSION ATTORNEY FOR THE CITY OF HOBOKEN IN A NOT TO EXCEED AMOUNT OF THREE THOUSAND SIX HUNDRED DOLLARS (**\$3,600.00**) FOR THE TERM JANUARY 1, 2016 THROUGH DECEMBER 31, 2016 (**submitted by Administration**)
- 23.\* RESOLUTION TO AWARD A CONTRACT TO WEINER LESNIAK FOR SERVICES OF RON CUCCHIARO, ESQ. AS SPECIAL LEGAL COUNSEL – CY2016 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, 2016 THROUGH DECEMBER 31, 2016 (**submitted by Administration**)
- 24.\* RESOLUTION TO AWARD A CONTRACT TO INGLESINO, WEBSTER, WYCISKALA & TAYLOR, LLC FOR SPECIAL LEGAL COUNSEL – CY2016 INSURANCE COUNSEL TO THE CITY OF HOBOKEN IN A NOT TO EXCEED AMOUNT OF TEN THOUSAND DOLLARS (**\$10,000.00**) FOR THE TERM JANUARY 1, 2016 THROUGH DECEMBER 31, 2016 (**submitted by Administration**)
- 25.\* RESOLUTION APPOINTING NITA G. RAVAL, ESQ. OF FLORIO KENNY AND RAVAL AS THE CITY OF HOBOKEN'S AFFIRMATIVE ACTION & ETHICS OFFICER FOR CY2016, AND AWARDING A PROFESSIONAL SERVICE CONTRACT FOR SAID SERVICES, TO COMMENCE JANUARY 1, 2016 TO

EXPIRE DECEMBER 31, 2016 AND IN THE NOT TO EXCEED TOTAL AMOUNT OF **\$50,000.00 (submitted by Administration)**

- 26.\* 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, 2016 AND EXPIRE DECEMBER 31, 2016 FOR A TOTAL NOT TO EXCEED AMOUNT OF **\$50,000.00 (submitted by administration)**
- 27.\* RESOLUTION TO AWARD A CONTRACT TO WEINER LESNIAK FOR SPECIAL LEGAL COUNSEL – CY2016 LAND USE (ZONING) COUNSEL TO THE CITY OF HOBOKEN IN A NOT TO EXCEED AMOUNT OF FIFTY THOUSAND DOLLARS (**\$50,000.00**) FOR THE TERM JANUARY 1, 2016 THROUGH DECEMBER 31, 2016 (**submitted by administration**)
- 28.\* APPOINTING ROBERT PHILLIPS AS BOARD MEMBER TO THE HOBOKEN ALCOHOL BEVERAGE CONTROL BOARD FOR THE REMAINDER OF A THREE YEAR TERM TO EXPIRE ON JUNE 30, 2018 (**submitted by Administration**)
- 29.\* RESOLUTION APPOINTING TWELVE (12) INDIVIDUALS AS SPECIAL LAW ENFORCEMENT OFFICERS FOR THE CITY OF HOBOKEN (**submitted by Administration**)
- 30.\* RESOLUTION AWARDDING A ONE (1) YEAR CONTRACT TO HORIZON BLUE CROSS AND BLUE SHIELD FOR THE PROVISION OF EMPLOYEE PRESCRIPTION DRUG INSURANCE (**submitted by Administration**)
- 31.\* RESOLUTION AWARDDING A ONE (1) YEAR CONTRACT TO BENECARD SERVICES LLC FOR THE PROVISION OF EMPLOYEE PRESCRIPTION DRUG INSURANCE (**submitted by Administration**)
- 32.\* RESOLUTION AWARDDING A ONE (1) YEAR CONTRACT TO HORIZON BLUE CROSS BLUE SHIELD OF NEW JERSEY FOR THE PROVISION OF EMPLOYEE DENTAL INSURANCE (**submitted by Administration**)
- 33.\* RESOLUTION AWARDDING A ONE (1) YEAR CONTRACT, WITH THREE AUTOMATIC RENEWALS, TO VSP FOR THE PROVISION OF EMPLOYEE VISION CARE INSURANCE (**submitted by Administration**)
- 34.\* RESOLUTION TO APPROVE A LICENSE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND MONROE STREET MANAGEMENT LLC, OWNER OF BLOCK 28 LOTS 5-6 (a/k/a 109-111 Monroe Street), FOR USE AND MAINTENANCE OF A PORTION OF THE PUBLIC RIGHT OF WAY ADJACENT TO SAID PROPERTY (**submitted by administration**)

- 35.\* RESOLUTION TO APPROVE A LICENSE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND 502 MONROE STREET LLC, OWNER OF BLOCK 66 LOTS 31-32 (a/k/a 502-504 Monroe Street), FOR USE AND MAINTENANCE OF A PORTION OF THE PUBLIC RIGHT OF WAY ADJACENT TO SAID PROPERTY (**submitted by administration**)
- 36.\* RESOLUTION TO APPROVE A LICENSE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND STEVE MCFARLAND, OWNER OF BLOCK 190 LOT 25 (a/k/a 314 Bloomfield Street), FOR USE AND MAINTENANCE OF A PORTION OF THE PUBLIC RIGHT OF WAY ADJACENT TO SAID PROPERTY (**submitted by administration**)
- 37.\* 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 (GCADA) FOR FY 2016-2017 (**submitted by administration**)
- 38.\* RESOLUTION OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY, FIXING THE RATE OF INTEREST ON DELINQUENT TAXES OR ASSESSMENTS AND PROVIDING FOR A GRACE PERIOD FOR THE YEAR 2016 (**submitted by Tax Collector**)
- 39.\* RESOLUTION ADOPTING CASH MANAGEMENT PLAN FOR THE CITY OF HOBOKEN (**submitted by the Finance Department**)
- 40.\* RESOLUTION AUTHORIZING VARIOUS CITY DEPARTMENTS TO MAINTAIN PETTY CASH AND CHANGE FUNDS (**submitted by the Finance Department**)
- 41.\* RESOLUTION DESIGNATING DEPOSITORIES FOR THE CITY OF HOBOKEN FUNDS (**submitted by the Finance Department**)
- 42.\* RESOLUTION AUTHORIZING A REDUCTION OF AN ADDED ASSESSMENT TO BLOCK 185 LOT 44 QUAL# C0002 (**submitted by Tax Collector**)
- 43.\* RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF **\$20,258.76**) (**submitted by Tax Collector**)
- 44.\* RESOLUTION IN SUPPORT OF DR. MARTIN LUTHER KING, JR. DAY 2016 (**sponsored by Councilman Bhalla**)

## **ORDINANCES**

### **Introduction and First Reading**

1. AN ORDINANCE ADOPTING THE REGULATIONS OF NEW JERSEY STATE STATUTES N.J.S.A. 40A:12-5, ADDITIONAL POWERS AND N.J.S.A. 40A:5-29, ACCEPTANCE OF BEQUESTS, LEGACIES, GIFTS INTO THE CITY OF HOBOKEN MUNICIPAL ORDINANCE “BEQUESTS, LEGACIES, GIFTS, REAL PROPERTY, CAPITAL IMPROVEMENTS, PERSONAL PROPERTY” TO ALLOW FOR A STANDARD PROCEDURE FOR THE ACCPETANCE OF GIFTS, DONATIONS, AND BEQUESTS BY THE CITY GOVERNMENT

## **NEW BUSINESS**