President Soares opened the meeting at 7:03 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:

PRESENT: Council persons Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.

ABSENT: Andreula, Campos.

RESOLUTIONS

02-257
---By Councilman Ramos:

RESOLVED, that the Council of the City of Hoboken, by majority vote of the full membership hereby determine that the 2002 Municipal Budget shall be read by its title and we further declare that the conditions set forth in R.S. 40A: 4-8 (1A & 1B) of said section has been met.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Andreula, Campos.

At this time the Public Hearing for the SFY 2002 Municipal Budget was opened to members of the public. Speakers as follows: George Crimmins of 1111 Garden Street;

Councilwoman Andreula arrived at the meeting at 7:06 p.m.
Speakers continued: Helen Hirsch of 98 Park Avenue; Linda Walker of 210 Harrison Street; Jude Fitzsimmons of 458 6th Street; George Crimmins of 1111 Garden Street (second time).

At this time, 7:48 p.m., a motion was made to close the Public Hearing as follows:

Councilman Ramos moved that the hearing be closed.
Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.

HEARING ON ORDINANCES
Second Reading and Public Hearing

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED “AN ORDINANCE TO ADOPT IN AND FOR THE CITY OF HOBOKEN A SCHEDULE OF CLASSIFICATIONS AND ALLOCATIONS OF TITLE FOR ALL POSITIONS IN SAID MUNICIPALITY DESIGNATING THE APPROPRIATE STANDARDIZED TITLE FOR EACH POSITION IN SAID MUNICIPALITY; FIXING AND ADOPTING FOR EACH POSITION A SALARY RANGE, AND ESTABLISHING AND CREATING IN AND FOR THE CITY OF HOBOKEN THE RESPECTIVE POSITIONS MENTIONED IN THE SCHEDULE SET FORTH HEREIN, AND FIXING AND PRESCRIBING THE DUTIES THEREOF” passed December 29, 1950, amended August 6, 1997.

President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilwoman Andreula moved that the hearing be closed.
Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.


President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Giacchi moved that the hearing be closed.
Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.

HEARING ON ORDINANCES

Third and Final Reading

Council President Soares then moved that the ordinance entitled, "AN ORDINANCE AMENDING CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEF, R-1, R-2 AND R-3 ZONES, WITH RESPECT TO BUILDING HEIGHT, DENSITY AND RELATED ISSUES" be taken from the table for its third and final reading.

The above Ordinance was continued to the January 16, 2002 meeting.

Council President Soares then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTR 192 OF THE CODE OF THE CITY OF HOBOKEF ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991, ORDINANCE NO. 2278. (General Handicap Spaces)" be taken from the table for its third and final reading.

Motion seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.

Council President Soares then moved that the ordinance entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEF ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991, ORDINANCE NO. 2278. (General Handicap Spaces)" be taken from the table for its third and final reading.

Motion seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.

02-258

APPLICATIONS FOR MISCELLANEOUS LICENSES
---Councilman Ramos moved that the licenses be granted.
---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.

REPORTS OF CITY OFFICERS

02-259
A report of Municipal Clerk James J. Farina indicating bids received on December 21, 2001 for Police Motorcycles (2); bid #02-01.
---Received and filed.

CLAIM RESOLUTIONS

02-260
By Councilman Ramos:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $560,710.44 against the UNCLASSIFIED CLAIMS.
Seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.

By Councilman Ramos:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $69,295.17 against the DEPARTMENT OF ADMINISTRATION.
Seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.

By Councilwoman Marsh:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $203,188.88 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.

By Councilman Giacchi:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $17,705.09 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.

**PAYROLL RESOLUTIONS**

02-261

By Councilman Ramos:
RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD DECEMBER 6, 2001 TO DECEMBER 19, 2001 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mayor's Office</td>
<td>1-01-20-110</td>
<td>12,254.86</td>
<td></td>
<td></td>
<td>12,254.86</td>
</tr>
<tr>
<td>City Council</td>
<td>1-01-20-111</td>
<td>6,747.00</td>
<td></td>
<td></td>
<td>6,747.00</td>
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<tr>
<td>City Clerks</td>
<td>1-01-20-120</td>
<td>9,473.46</td>
<td>203.10</td>
<td>307.69</td>
<td>9,984.25</td>
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<tr>
<td>Elections</td>
<td>1-01-20-122</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Corporation Counsel</td>
<td>1-01-20-155</td>
<td>11,509.90</td>
<td></td>
<td>100.00</td>
<td>11,609.90</td>
</tr>
<tr>
<td>Bus Adm. Office</td>
<td>1-01-20-112</td>
<td>5,794.47</td>
<td></td>
<td>320.90</td>
<td>6,115.37</td>
</tr>
<tr>
<td>Department</td>
<td>Code</td>
<td>Amount 1</td>
<td>Amount 2</td>
<td>Amount 3</td>
<td>Amount 4</td>
</tr>
<tr>
<td>--------------------------------------</td>
<td>----------</td>
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<td>----------</td>
<td>----------</td>
<td>----------</td>
</tr>
<tr>
<td>ABC Board</td>
<td>1-01-20-113</td>
<td>269.24</td>
<td>269.24</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Purchasing Dept.</td>
<td>1-01-20-114</td>
<td>6,180.45</td>
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<td>6,180.45</td>
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<tr>
<td>Finance Supervisor</td>
<td>1-01-20-130</td>
<td>5,618.95</td>
<td>200.00</td>
<td>5,818.95</td>
<td></td>
</tr>
<tr>
<td>Accounts &amp; Controls</td>
<td>1-01-20-131</td>
<td>3,339.30</td>
<td></td>
<td>3,339.30</td>
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<tr>
<td>Payroll Division</td>
<td>1-01-20-132</td>
<td>2,381.30</td>
<td></td>
<td>2,381.30</td>
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<tr>
<td>Personnel</td>
<td>1-01-20-105</td>
<td>4,315.22</td>
<td>40.00</td>
<td>4,355.22</td>
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<tr>
<td>Tax Collector’s</td>
<td>1-01-20-145</td>
<td>9,315.63</td>
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<td>9,315.63</td>
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<tr>
<td>Assessor’s Office</td>
<td>1-01-20-150</td>
<td>10,356.71</td>
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<td>10,356.71</td>
<td></td>
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<tr>
<td>Treasurer’s</td>
<td>1-01-20-131</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Emergency Mgmt</td>
<td>1-01-25-266</td>
<td>721.60</td>
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<td>761.60</td>
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<tr>
<td>Police Division</td>
<td>1-01-25-241</td>
<td>418,668.23</td>
<td>10,148.34</td>
<td>2,219.67</td>
<td>431,036.24</td>
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<td>Crossing Guard</td>
<td>1-01-25-241</td>
<td></td>
<td>12,420.49</td>
<td></td>
<td>12,420.49</td>
</tr>
<tr>
<td>Fire Division</td>
<td>1-01-25-266</td>
<td>306,093.00</td>
<td>671.52</td>
<td>6,595.73</td>
<td>313,360.25</td>
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<tr>
<td>Water Utility</td>
<td>0-01-26-774</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Grants Management</td>
<td>1-01-20-116</td>
<td>5,774.34</td>
<td>341.70</td>
<td></td>
<td>6,116.04</td>
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<tr>
<td>Signal &amp; Traffic Dept.</td>
<td>1-01-25-267</td>
<td>11,732.67</td>
<td></td>
<td></td>
<td>11,732.67</td>
</tr>
<tr>
<td>Public Library</td>
<td>1-01-29-390</td>
<td>20,332.40</td>
<td>203.10</td>
<td>729.63</td>
<td>21,265.13</td>
</tr>
<tr>
<td>Zoning Officer</td>
<td>1-01-21-186</td>
<td>4,914.56</td>
<td></td>
<td></td>
<td>4,914.56</td>
</tr>
<tr>
<td>Zoning Board of Adjust</td>
<td>1-01-21-185</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Planning Board</td>
<td>1-01-21-180</td>
<td>3,366.18</td>
<td></td>
<td></td>
<td>3,366.18</td>
</tr>
<tr>
<td>Historic Preservation</td>
<td>1-01-20-175</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Municipal Court</td>
<td>1-01-43-490</td>
<td>25,214.64</td>
<td>807.31</td>
<td></td>
<td>26,021.95</td>
</tr>
<tr>
<td>Envir. Ser. Dir. Office</td>
<td>1-01-26-290</td>
<td>6,336.48</td>
<td></td>
<td></td>
<td>6,336.48</td>
</tr>
<tr>
<td>Streets &amp; Roads</td>
<td>1-01-26-291</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Solid Waste</td>
<td>1-01-26-305</td>
<td>46,695.79</td>
<td>3,182.40</td>
<td>30.00</td>
<td>49,908.19</td>
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<tr>
<td>Recycling</td>
<td>1-01-26-300</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Meeting of January 2, 2002
### Housing Inspection
- 1-01-21-187: $3,076.92
- 0-01-55-901: $0

### Central Garage
- 1-01-26-301: $8,268.40
- 0-01-55-901: $0

### Recreation Dept.
- 1-01-28-370: $19,487.63
- 0-01-55-901: $0

### Parks & Public Prop.
- 1-01-28-375: $41,923.43
- 0-01-55-901: $0

### Arts on Waterfront
- 1-01-27-177: $0

### Human Service Direct.
- 1-01-27-330: $5,038.33
- 0-01-55-901: $0

### Hispanic Affairs
- 1-01-27-331: $0

### Board of Health
- 1-01-27-332: $12,719.43
- 0-01-55-901: $0

### Div of Housing Svc
- 1-01-27-346: $5,521.60
- 0-01-55-901: $0

### Senior Citizens Div
- 1-01-27-336: $10,752.21
- 0-01-55-901: $0

### Rent & Stablization Bd
- 1-01-27-347: $7,691.79
- 0-01-55-901: $0

### Transportation
- 1-01-27-348: $5,777.16
- 0-01-55-901: $0

### Cultural Affairs
- 1-01-27-176: $0

### Public Defender
- 1-01-43-495: $1,930.92
- 0-01-55-901: $0

### Construction Code
- 1-01-22-195: $23,237.87
- 0-01-55-901: $0

### DDEF
- 0-01-55-901: $0

#### Sub-Total
- $1,094,983.32
- $21,085.73
- $11,477.86
- $1,127,646.91

#### Other

<table>
<thead>
<tr>
<th>Description</th>
<th>Code</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Water Utility</td>
<td>0-05-20-701-010</td>
<td>$2,258.80</td>
</tr>
<tr>
<td>Police Outside Employ.</td>
<td>T-14-10-000-000</td>
<td>$12,260.00</td>
</tr>
<tr>
<td>Fire Dept. Penalty</td>
<td>T-13-10-000-001</td>
<td>$954.60</td>
</tr>
</tbody>
</table>

#### Grand Total
- $1,097,212.12
- $22,040.33
- $23,737.86
- $1,142,990.31

---

**Motion by Councilman Ramos.**

**Seconded by Councilwoman Marsh.**

---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1

---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.

**RESOLUTIONS**

Presented and Read

02-262
---By Councilman Ramos:

WHEREAS, pursuant to the Code of the City of Hoboken 9-1, the City of Hoboken has established an Alcoholic Beverage Control Board; and

WHEREAS, the Code of the City of Hoboken 9-3 provides for a Secretary to serve on the Alcoholic Beverage Control Board; and

WHEREAS, the Alcoholic Beverage Board currently has no Secretary serving on the Board; and

WHEREAS, the Council of the City of Hoboken wishes to appoint a Secretary to the Alcoholic Beverage Control Board.

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Hoboken hereby appoint Suzanne Hetman to serve as an acting Secretary to the Alcoholic Beverage Control Board until such time that a permanent Secretary to the Board is found.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.

02-263
---By Councilman Ramos:

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash Fund in any county or municipality by application and resolution; and

WHEREAS, an application was made requesting permission to establish an additional petty cash fund in the amount of $500.00 for the Corporation Counsel by resolution dated August 15, 2001, by the Council of the City of Hoboken; and

WHEREAS, an additional Petty Cash Fund has been approved by the Division of Local Government Services to an amount other than that requested by resolution for the Office of Corporation Counsel; and

WHEREAS, it is the desire of the Council to amend Resolution No. 01-75 to reflect the approved amount to the petty cash fund established for the Corporation Council pursuant to the provision of N.J.S.A. 40A:5-21 as follows:

<table>
<thead>
<tr>
<th>Office</th>
<th>Approved Amt.</th>
<th>Use</th>
<th>Custodian</th>
</tr>
</thead>
<tbody>
<tr>
<td>Office of Corporation Counsel</td>
<td>$300.00</td>
<td>Miscellaneous</td>
<td>City Attorney</td>
</tr>
</tbody>
</table>
NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken hereby authorizes such action and that two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.

02-264
---By Councilman Ramos:

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue by his letter hereto attached and made a part hereof, recommends that refunds be made; now, therefore, be it –

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling $14,546.60 representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mortgage Service Center</td>
<td>166/8\C003C1</td>
<td>59-61 Newark St.</td>
<td>$1,951.38</td>
</tr>
<tr>
<td>P.O. Box 5452</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Mt. Laurel, N.J. 08054-5452</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Corrine M. Mullen Esq</td>
<td>33\27\C000A</td>
<td>114 Willow Ave.</td>
<td>$1,059.56</td>
</tr>
<tr>
<td>70 Hudson Street</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>ABN-AMBRO</td>
<td>16\16</td>
<td>565 First Street</td>
<td>$4,587.65</td>
</tr>
<tr>
<td>4242 North Harlem Ave.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Norridge, Ill. 60706</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Attn: Tina Martinelli</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Lawrence C. Luttrell</td>
<td>165/17\C0201</td>
<td>233 Willow Ave</td>
<td>$1,005.67</td>
</tr>
<tr>
<td>61 Memorial Parkway</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>Atlantic Highlands, NJ</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>07716</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Oscar Onyema</td>
<td>207\16</td>
<td>501 Bloomfield St</td>
<td>$2,730.40</td>
</tr>
<tr>
<td>400-419 9th Street, Apt. 3 B149\1\C0W3B</td>
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<td></td>
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</tr>
<tr>
<td>Hoboken, NJ 07030</td>
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</tr>
</tbody>
</table>

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.
02-265
---By Councilman Ramos:

WHEREAS, Martin Boryczewski employee of Cantor-Fitzgerald was killed in the 9-11-01 World Trade Center disaster,

WHEREAS, the Salvation Army on behalf of Krystna Boryczewski are processing paper work to pay real estate taxes on property owned by Martin Boryczewski in Hoboken specifically Block 149 Lot 1 Condo C0W3A,

WHEREAS, Krystna Boryczewski requests that interest due on late payment s be waived due to 9-11-01 disaster and death of Martin Boryczewski.

RESOLVED, that late interest payments on Block 149 Lot 1 condo C0W3A be waived.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.

02-266
---By Councilman Ramos:

WHEREAS, N.J.S.A. 40A 4-20 provides for the creation of an emergency temporary appropriation whereby an emergent condition arises with respect to appropriation needed to pay claim until an official budget is adopted and sufficient provision has not been made in the fiscal year 2002 temporary appropriations for the aforesaid purpose, and

WHEREAS, temporary appropriations and total emergency temporary resolutions adopted in fiscal year 2002 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A: 4-20) including this resolution total $ 26,740,330.96 (an increase of $454,107.71 over the December 5, 2001 Temporary Emergency Resolution.)

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. Emergency temporary appropriations be and the same is hereby made for the below listed appropriations in the amounts noted.
2. That said emergency temporary appropriations will be provided for in the fiscal year 2002 budget under their respective titles.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

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Meeting of January 2, 2002
### Meeting of January 2, 2002

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---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.

**02-267**
---By Councilman Ramos:

WHEREAS, N.J.S.A. 40A 4-20 provides for the creation of an emergency temporary appropriation whereby an emergent condition arises with respect to appropriation needed to pay claim until an official budget is adopted and sufficient provision has not been made in the fiscal year 2002 temporary appropriations for the aforesaid purpose, and

WHEREAS, temporary appropriations and total emergency temporary resolutions adopted in fiscal year 2002 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A: 4-
NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that in accordance with the provisions of N.J.S.A. 40A:4-20:

4. Emergency temporary appropriations be and the same is hereby made for the below listed appropriations in the amounts noted.

5. That said emergency temporary appropriations will be provided for in the fiscal year 2002 budget under their respective titles.

6. That one certified copy of this resolution be filed with the Director of Local Government Services.

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<td><strong>Health</strong></td>
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<tr>
<td>Salary &amp; Wages</td>
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<td></td>
<td>32,250.00</td>
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<td><strong>Senior Citizens</strong></td>
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<td>Salary &amp; Wages</td>
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<td>160,200.00</td>
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<td>Other Expenses</td>
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<td>29,050.00</td>
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<td><strong>Hispanic &amp; Minority Affairs</strong></td>
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<tr>
<td>Other Expenses</td>
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<td><strong>Recreation &amp; Cultural Affairs</strong></td>
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<tr>
<td><strong>DEPARTMENT OF ENVIRONMENTAL SERVICES</strong></td>
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<tr>
<td>Director's Office</td>
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<td>Salary &amp; Wages</td>
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<tr>
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<td><strong>Streets &amp; Roads</strong></td>
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<tr>
<td>Other Expenses</td>
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<td>30,000.00</td>
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<td><strong>Signal &amp; Traffic Division</strong></td>
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<tr>
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<td>161,000.00</td>
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<td><strong>Central Garage</strong></td>
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### Sanitation

<table>
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<tr>
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<tbody>
<tr>
<td>Salary &amp; Wages</td>
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<td>640,000.00</td>
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<td>26-305-2</td>
<td>1,887,500.00</td>
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### DEPARTMENT OF COMMUNITY DEVELOPMENT

#### Director's Office

<table>
<thead>
<tr>
<th>Category</th>
<th>Code</th>
<th>Salary &amp; Wages</th>
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<tr>
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<td>40,000.00</td>
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#### Grants Management

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#### Waterfront Development

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<tr>
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<tr>
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#### Planning Board

<table>
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<tr>
<th>Category</th>
<th>Code</th>
<th>Salary &amp; Wages</th>
<th>Other Expenses</th>
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<tbody>
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<td>Salaries &amp; Wages</td>
<td>21-180-1</td>
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#### Zoning Bd. of Adjustment

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#### Historic Preservation Committee

<table>
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<tr>
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<tbody>
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### DEPARTMENT OF PUBLIC SAFETY

#### Police

<table>
<thead>
<tr>
<th>Category</th>
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#### Fire

<table>
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<tr>
<th>Category</th>
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<th>Other Expenses</th>
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#### Uniform Fire Safety

<table>
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<tr>
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<th>Other Expenses</th>
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### OFFICE OF EMERGENCY MANAGEMENT

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<th>Other Expenses</th>
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### ACQUISITION OF POLICE VEHICLES

#### Unclassified

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<tr>
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<td>23-212-2</td>
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<td>Insurance</td>
<td>23-210-2</td>
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<td>Group Health Insurance</td>
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<td>Office Machine/Equipment</td>
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<td>Stationary &amp; Office Supplies</td>
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<td>Financial Consulting Services</td>
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<td>Settlement of Claims</td>
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<tr>
<td>Against the City</td>
<td>23-221-2</td>
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N.H. Regional Council of Mayors 23-222-2 56,700.00 56,700.00
Utilities-Gasoline 23-460-2 62,375.00 62,375.00
Utilities- Fuel Oil 31-447-2 13,800.00 13,800.00
Utilities-Electricity 31-430-2 129,750.00 129,750.00
Utilities-Street Lighting 31-435-2 280,500.00 280,500.00
Utilities-Water & Sewerage charges 31-445-2 6,250.00 6,250.00
Communications 31-440-2 97,500.00 97,500.00
Telecommunication/Equipment 31-450-2 9,000.00 9,000.00
Engineering 31-461-2 15,000.00 15,000.00
Post-Retirement Benefits 36-477-2 25.00 25.00
Salary Adjustment 36-477-1 0.00 0.00
Towing & Storage of Abandoned Vehicles 23-223-2 1,500.00 1,500.00

**STATUTORY EXPENDITURES**

Public Employees Retirement System 36-471-2 13,175.00 13,175.00
Social Security System (O.A.S.I.) 36-472-2 350,000.00 667,000.00
Consolidated Police & Firemen’s Pension Fund 36-474-2 45,500.00 45,500.00
Police & Firemen’s Retirement System of NJ 36-475-2 280,000.00 280,000.00
Police & Fire Widow Pension 36-476-2 25.00 25.00
Workers Compensation Insurance 23-215-2 200,000.00 200,000.00
Unemployment Compensation 23-225-2 46,500.00 46,500.00

**Municipal Court**

Salary & Wages 43-490-1 390,000.00 443,000.00
Other Expenses 43-490-2 43,750.00 43,750.00

**Public Defender**

Salary & Wages 43-490-1 390,000.00 443,000.00
Other Expenses 43-490-2 43,750.00 43,750.00

**Public Library**

Salary & Wages 29-390-1 298,000.00 343,000.00
Other Expenses 29-390-2 130,750.00 165,750.00

**MUNICIPAL DEBT SERVICE**

Payment of Bond Principal 45-920-2 71,000.00 71,000.00
Bond Anticipation Notes-Principal 45-925-2 177,750.00 177,750.00
Interest on Bonds 45-930-2 537,106.38 537,106.38
Interest on Notes 45-935-2 22,663.13 22,663.13
Interest on Tax Anticipation Notes 45-936-2 237,000.00 237,000.00

**Green Trust Loan Program**

Loan Repayments for Principal & Interest 45-940-2 53,591.16 53,591.16

**School Debt-Type 1**

Payment of Bond Principal 48-930-1 131,000.00 131,000.00
Interest on Bonds 48-930-2 6,633.00 6,633.00
Prior Year Bills 30-410-0 3,315.00 3,315.00

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.
Prior to the vote on the following five (5) resolutions, numbers 02-268 through 02-272, one member of the public addressed the City Council regarding these resolutions: George Crimmins of 1111 Garden Street.

**02-268**
---By Councilman Ramos:

WHEREAS, the City of Hoboken is in need of a third party administrator to service its self-insured workers compensation fund; and

WHEREAS, the Local Public Contract Law, N.J.S.A. 40A:11-5, permits a municipality to contract for insurance and related service provisions as an extraordinary, unspecified service, exempt from competitive bid requirements; and

WHEREAS, Allied Risk Services, has proposed an annual administrative fee of $38,500 (thirty-eight thousand, five hundred dollars) for third party workers compensation claims administrative services on behalf of the City of Hoboken; and

WHEREAS, the annual administrative fee will remain the same for the duration of the contract, which will be for three (3) years, commencing on January 1, 2002, and expiring on December 31, 2004.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that the Mayor or Business Administrator is hereby authorized to execute a contract with Allied Risk Services as third party service administrator for the City’s self-insured workers compensation claims.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 1 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.
---Abstentions: Castellano.

**02-269**
---By Councilwoman Marsh:

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5, permits a municipality to purchase insurance coverage and related service provisions as an extraordinary, unspecified service, exempt from competitive bid requirements; and

WHEREAS, National Insurance programs has provided to the City an insurance package through diamond State and TIG Insurance a comprehensive insurance proposal for the purpose of establishing the following types of insurance coverage: Property, Crime/Bond, Automobile, General Liability, Inland Marine, Law Enforcement Liability, Public Entity Management Liability and Umbrella Excess Liability; and

WHEREAS, the cost of such insurance coverage, for the period January 1, 2002, through December 31, 2002, is $856,000.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Hoboken that the Mayor or Business Administrator is hereby authorized to execute any written contract(s) with to implement said insurance coverage.
---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 1 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.
---Abstentions: Castellano.

02-270
---By Councilwoman Marsh:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for Motor Cycles (2) for the City of Hoboken in accordance with Bid 02-01:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Amount of Bid</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mike’s Famous Harley-Davidson</td>
<td>$13,239.00/per</td>
</tr>
<tr>
<td>2160 New Castle Avenue</td>
<td>motorcycle</td>
</tr>
<tr>
<td>New Castle, Delaware 19720</td>
<td></td>
</tr>
</tbody>
</table>

And:

WHEREAS, the Purchasing Agent recommends the acceptance of the bid of Mike’s Famous Harley-Davidson for acquisition of two (2) motorcycles for the City of Hoboken;

RESOLVED, that the proposal of Mike’s Famous Harley-Davidson for two (2) motorcycles is hereby accepted, and be it further

RESOLVED, that a purchase order be executed, funds to provided by the Acquisition of Vehicles line item in the budget; and be it further

RESOLVED, that upon execution of the aforementioned purchase order the bid bond deposited by the above bidder be returned to them.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 1 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.
---Abstentions: Castellano.

02-271
---By Councilwoman Marsh:

WHEREAS, on July 1, 1995 the Council of the City of Hoboken awarded a professional services contract to Paulus, Sokolowski and Sartor (“PS&S), also known as Keyspan, for environmental consulting services related to the state and federal permitting process and development of the Hoboken South Waterfront; and
WHEREAS, the City Council subsequently authorized various extensions to this contract for additional services in the scope of services and increases in the amount of compensation for professional services; and

WHEREAS, PS&S (Keyspan) has submitted a proposal (a copy of which is attached) for further services related to extension of the existing waterfront development permit as well as outstanding site remediation issues concerning Block A, Block C and post development of public areas within the Hoboken South Waterfront Development at a cost not to exceed $79,500.00, the sum of which has previously been allocated within existing contract extensions and remains as surplus; now, therefore, be it –

RESOLVED, that the Council of the City of Hoboken hereby authorizes an extension of its professional services contract with Paulus, Sokolowski and Sartor (Keyspan), 67 Mountain Boulevard Extension, Warren, N.J. 07059 for environmental services and that the Mayor be and is hereby authorized to execute an extension of a professional services contract with PS&S for additional services related to extensions of the existing waterfront development permit as well as outstanding site remediation issues concerning Block A, Block C and post development of public areas within the Hoboken South Waterfront Development at no increase in the current budget and for a new term ending December 31, 2002; and be it

FURTHER RESOLVED, that the funds for this contract extension are available through the Municipal Development Agreement for the South Waterfront between the Port Authority of New York and New Jersey and the City of Hoboken executed on August 16, 1995.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 1 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.
---Abstentions: Castellano.

02-272
---By Councilman Ramos:

WHEREAS, the City of Hoboken, Department of Community Development has a need for landscape architectural services with regard to public walkways, sidewalks, streets and piers/property in the Southern Waterfront Development Area; and

WHEREAS, the City of Hoboken, Department of Community Development is desirous of awarding a professional architectural services contract to Arnold Associates Landscape Architecture and Urban Design, 49 Witherspoon Street, Princeton, N.J. 98542; and

WHEREAS, the maximum amount of the contract for professional services to Arnold Associates shall be twenty-thousand dollars ($20,000.00) for a term of one year (September 1, 2001 to August 31, 2002); and

WHEREAS, the type of work constitutes a professional architectural service as defined by N.J.S.A. 40A:11-5(1)(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, the funds for this professional services contract are available through the Municipal Development Agreement for the South Waterfront between the Port Authority of New York and New Jersey and the City of Hoboken executed on August 16, 1995; and

Meeting of January 2, 2002
NOW, THEREFORE, BE IT RESOLVED, that a architectural services contract be hereby awarded to Arnold Associates in a amount not to exceed $20,000.00 for a term of one year (September 1, 2001 to August 31, 2002) and that the Mayor of the City of Hoboken is hereby authorized to execute the above stated contract and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et seq.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 1 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.
---Abstentions: Castellano.
---Nays: None.

ORDINANCES
Introduction and First Reading

02-273
DR-24
AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Loading Zone, 5th and Monroe Streets)

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the City of Hoboken in the County of Hudson that the Hoboken Code shall be amended by adding the following sections:

ARTICLE V
Loading Zone

190-11 Loading Zone

Section 1: The location described is hereby designated as a loading zone. No person shall park a vehicle in said location during the times indicated other than for the loading or unloading of goods and materials.

<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Time</th>
<th>Side</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fifth Street</td>
<td>8:00 A.M. To</td>
<td></td>
<td>Beginning at the point of 64’ feet west of the westerly curbline of Monroe Street and extending 50’ feet westerly therefrom</td>
</tr>
</tbody>
</table>

Section 2, All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 3, Proper signs shall be erected in accordance with the current “Manual on Traffic Control Devices.”
Section 3, This ordinances shall be part of the Hoboken code as though codified and fully set forth therein. The City Clerk shall have its ordinance codified and incorporated in the official copies of the Hoboken code.

---Councilman Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on JANUARY 16, 2002 at 7:00 PM.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Campos.

**02-274**

**DR-25**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 79 HUDSON STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AND DESCRIBED AS LOT 3, BLOCK 222, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY.

WHEREAS, the applicant 79 Hudson Street, LLC has petitioned the City of Hoboken for the granting of certain easements over municipal lands at 79 Hudson Street, Hoboken, New Jersey, ("the premises") which premises is more particularly described as Lot 3, Block 222, on the Tax Map of the City of Hoboken, New Jersey, in order to: maintain the existing building encroachment on municipal lands for the purpose of building a cornice, and planting area. These easements are described as follows:

BEGINNING at a point in the Easterly line of Hudson Street distant of 97.79 feet South of the intersection of the Easterly line of Hudson Street and the Southerly line of Newark Street, running thence:

1. North 76° 56' West, 8.00 feet, thence
2. South 13° 04' West, and parallel with Hudson Street, a distance of 25.75 feet to a point, thence
3. South 76° 56' East, 8.00 feet, thence
4. North 13° 04’ West, along the easterly line of Hudson Street, a distance of 25.75 feet to the point, said point being the point or place of beginning.

Known as Lot 3, Block 222 as shown on the official tax assessment map for the City of Hoboken, Hudson County, New Jersey, and more commonly known as 79 Hudson Street, Hoboken, New Jersey

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF HOBOKEN THAT THE CITY OF HOBOKEN HEREBY GRANTS INTREPID HOLDINGS, LLC THE AFOREMENTIONED EASEMENT SUBJECT TO THE FOLLOWING CONDITIONS AND REQUIREMENTS:

1. The City of Hoboken expressly reserves the right to require the removal of any projections or encumbrances, under or upon any street, sidewalk or public easement, for any reason including but not limited to destruction of premises by fire.
The applicant shall immediately remove any or all projections or encumbrances that are improperly maintained and thus present a public hazard.

3. The applicant shall indemnify the City of Hoboken for any and all damage or money loss occasioned by the City of Hoboken or its officers or agents by any neglect, wrong-doing, omissions or commissions by the applicant arising form the making of improvements referred to herein and the construction, use and maintenance of the properly described herein, and shall hold harmless the Mayor and Council of the City of Hoboken its officers, agents, employees, against all claims, charges, judgments, costs, penalties, remediation or counsel fees arising from such damages, or loss, including but not limited to death and injury, to any person or damage to property of any person, firm or corporation occasioned wholly or in part from the construction, use and maintenance of the property described herein, and the applicant shall maintain liability insurance with respect thereto, in an amount of $1,000,000.00 with a policy to be issued by an insurance company approved by the Office of the Corporation Counsel, naming the City of Hoboken, the Mayor and the City Council Members as an additional insureds.

4. These easements shall run with the land and inure to the benefits of the applicant's successors and assigns in title and interest to the property served by these easements. The covenants and conditions set forth herein shall similarly be the obligation of the applicant's successors and assigns in title and interest to the property served by the within easements.

5. The permission granted herein is conditioned upon and shall be effective only upon the applicant obtaining any and all other necessary permits that may be required by local or state law.

6. This ordinance shall take effect as provided by law.

---Councilwoman Castellano moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on JANUARY 16, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Ramos, and President Soares.
---Nays: Marsh.
---Absent: Campos.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Helen Hirsch of 98 Park Avenue; George Crimmins of 1111 Garden Street; Joe Shine of 328 Monroe Street; James Fitzsimmons of 509 Willow Avenue.

President Soares then adjourned the meeting at 8:39 p.m.
PRESIDENT OF THE COUNCIL

CITY CLERK
President Soares opened the meeting at 7:13 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:

PRESENT: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.

ABSENT: Giacchi.

RESOLUTIONS

Presented and Read

---By Councilman Del Boccio:

02-275
1.* Amending the SFY 2002 Municipal Budget.

Before the vote was taken the following member of the public spoke regarding the resolution: George Crimmins, 1111 Garden Street. Business Administrator Laurie Cotter answered the speaker's questions.

---Motion duly seconded by Councilman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

02-276
---By Councilman Ramos:

1A.* Adopting the SFY 2002 Municipal Budget as amended.
---Motion duly seconded by Councilman Marsh.

At this time, after discussion, a motion was made to TABLE the above resolution regarding the SFY 2002 Municipal Budget, as follows:

---By Councilwoman Castellano:

Motion to TABLE the SFY 2002 Municipal Budget.
The motion to TABLE was successful as per the following vote:

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Ramos, and President Soares.
---Nays: Marsh.
---Absent: Giacchi.

HEARING ON ORDINANCES

Second Reading and Public Hearing

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Loading Zone, 5th and Monroe Streets)

President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.
Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 79 HUDSON STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AND DESCRIBED AS LOT 3, BLOCK 222, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (Easement, 79 Hudson Street)

President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.
No person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

**HEARING ON ORDINANCES**

*Third and Final Reading*

AN ORDINANCE AMENDING CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, R-1, R-2 AND R-3 ZONES, WITH RESPECT TO BUILDING HEIGHT, DENSITY AND RELATED ISSUES.

The above Ordinance is to be continued to the next regularly scheduled City Council meeting on February 6, 2002.

Council President Soares then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Loading Zone, 5th and Monroe Streets)" be taken from the table for its third and final reading.

Motion seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

Council President Soares then moved that the ordinance entitled, "AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 79 HUDSON STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AND DESCRIBED AS LOT 3, BLOCK 222, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (Easement, 79 Hudson Street)" be taken from the table for its third and final reading.

Motion seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Ramos, and President Soares.
---Nays: Marsh.
---Absent: Giacchi.
PETITIONS AND COMMUNICATIONS

January 11, 2002

The Honorable Members of the City Council
City of Hoboken
City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies and Gentlemen:

Pursuant to my authority under Chapter 44, Section 35 of the Hoboken Code, I hereby appoint Ms. Lisa Conde to serve as a First Alternate member of the Hoboken Historic Preservation Commission for a two (2) year term to expire December 31, 2003.

Pursuant to my authority under Chapter 35, Section 35 of the Hoboken Code, I also appoint Mr. Dimitri Sarantits as a regular class A member of the Hoboken Historic Preservation Commission for a three (3) year term to expire December 31, 2004.

Pursuant to my authority under Chapter 44, Section 35 of the Hoboken Code, I also appoint Mr. Paul Somerville as a regular Class B member of the Hoboken Historic Preservation Commission for a three (3) year term to expire December 31, 2004.

Very truly yours,

DAVID ROBERTS
Mayor
City of Hoboken

cc: James Farina, City Clerk
    Esther Suarez, Corporation Counsel

January 11, 2002

The Honorable Members of the City Council
City of Hoboken
City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies and Gentlemen:

Pursuant to my authority under Chapter 44, Section 1 of the Hoboken Code, I hereby appoint Frank Mussara as First Alternate member of the Hoboken Zoning Board for a two (2) year term to expire December 31, 2003.

Pursuant to my authority under Chapter 44, Section 1 of the Hoboken Code, I also appoint James Perry as a member of the Hoboken Zoning Board for a four (4) year term to expire December 31, 2005.
Pursuant to my authority under Chapter 44, Section 11 of the Hoboken Code, I hereby appoint Dr. Juan Perez as a member of the Hoboken Zoning Board for a four (4) year term ending December 31, 2005.

Very truly yours,
DAVID ROBERTS
Mayor
City of Hoboken

cc: James Farina, City Clerk
    Esther Suarez, Corporation Counsel

January 11, 2002

The Honorable Members of the City Council
City of Hoboken
City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies and Gentlemen:

Pursuant to my authority under Chapter 56, Section 2 of the Hoboken Code, I hereby reappoint Joan D’Agostino as a member of the Hoboken Parking Authority for a five (5) year term to expire December 1, 2006.

Very truly yours,
DAVID ROBERTS
Mayor
City of Hoboken

cc: James Farina, City Clerk
    Esther Suarez, Corporation Counsel

January 11, 2002

The Honorable Members of the City Council
City of Hoboken
City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies and Gentlemen:

Pursuant to my authority under Chapter 9, Section 2 of the Hoboken Code, I hereby recommend for appointment Gerard Colangelo as Second regular member of the Alcohol Board for a three (3) year term to expire June 30, 2004.

Very truly yours,
DAVID ROBERTS
January 11, 2002

The Honorable Members of the City Council
City of Hoboken
City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies and Gentlemen:

Pursuant to my authority under Chapter 44, Section 1 of the Hoboken Code, I hereby appoint Louise Taglieri as Second Alternate member of the Hoboken Planning Board for a two (2) year term to expire December 31, 2003.

Pursuant to my authority under Chapter 44, Section 1 of the Hoboken Code, I also appoint Kim Fox as a member of the Hoboken Planning Board for a four (4) year term to expire December 31, 2005.

Very truly yours,
DAVID ROBERTS
Mayor
City of Hoboken

--Received and filed.

02-278

APPLICATIONS FOR MISCELLANEOUS LICENSES

Livery/Limousine Drivers.................................................................5
Public Hack Drivers .................................................................1
Parking Lots ................................................................. 1
Music Machines ................................................................. 1
Raffles ................................................................. 1

---Councilman Ramos moved that the licenses be granted.
---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

REPORTS OF CITY OFFICERS

02-279
A report of Municipal Clerk James J. Farina indicating bids received on January 11, 2002 for Electrical Services (2 Years) bid #02-08.

---Received and filed.

02-280
A report of the Municipal Court indicating receipts for the month of December 2001 as $237,254.86.

---Received and filed.

02-281

---Received and filed.

CLAIM RESOLUTIONS

02-282
By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $545,456.03 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $29,208.88 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $118,783.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 1 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, and President Soares.
---Nays: None.
---Absent: Giacchi.
---Abstentions: Ramos.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $47,488.51 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

By Councilman Cricco:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $14,462.33 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

By Councilman Ramos:

Meeting of January 16, 2002
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $31,960.33 against the CAPITAL ACCOUNT.

Seconded by Councilman Campos.
--- Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
--- Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
--- Nays: None.
--- Absent: Giacchi.

### PAYROLL RESOLUTIONS

**02-283**

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKE, FOR THE PERIOD DECEMBER 20, 2001 TO JANUARY 2, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mayor's Office</td>
<td>1-01-20-110</td>
<td>9,906.00</td>
<td>90.00</td>
<td></td>
<td>9,996.40</td>
</tr>
<tr>
<td>City Council</td>
<td>1-01-20-111</td>
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<td></td>
<td></td>
<td>6,747.00</td>
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<tr>
<td>City Clerks</td>
<td>1-01-20-120</td>
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<td>248.40</td>
<td>307.69</td>
<td>8,698.13</td>
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<td>Elections</td>
<td>1-01-20-122</td>
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<td></td>
</tr>
<tr>
<td>Corporation Counsel</td>
<td>1-01-20-155</td>
<td>11,158.23</td>
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<td>12,137.34</td>
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<tr>
<td>Bus Adm. Office</td>
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<td>7,870.16</td>
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<tr>
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<td>1-01-20-113</td>
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<td>153.85</td>
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<tr>
<td>Purchasing Dept.</td>
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<td>5,818.95</td>
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<td>Accounts &amp; Controls</td>
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<td>Payroll Division</td>
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<td>4,760.95</td>
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<tr>
<td>Personnel</td>
<td>1-01-20-105</td>
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<td>5,772.14</td>
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<tr>
<td>Department</td>
<td>Code</td>
<td>Beginning Balance</td>
<td>Ending Balance</td>
<td>Encumbrance Balance</td>
<td></td>
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<tr>
<td>--------------------------------</td>
<td>------------</td>
<td>-------------------</td>
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<td>---------------------</td>
<td></td>
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<tr>
<td>Treasurer's</td>
<td>1-01-20-131</td>
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<td>262,451.45</td>
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<td>Police Division</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Water Utility</td>
<td>0-01-26-774</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Grants Management</td>
<td>1-01-20-116</td>
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<tr>
<td>Signal &amp; Traffic Dept.</td>
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<td>Public Library</td>
<td>1-01-29-390</td>
<td>20,564.67</td>
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<td>21,294.30</td>
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<td>4,914.56</td>
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<tr>
<td>Zoning Board of Adjust</td>
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<tr>
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<td>1,407.26</td>
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<tr>
<td>Historic Preservation</td>
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<tr>
<td>Municipal Court</td>
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<td>Envir. Ser. Dir. Office</td>
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<tr>
<td>Streets &amp; Roads</td>
<td>1-01-26-291</td>
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<td></td>
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</tr>
<tr>
<td>Solid Waste</td>
<td>1-01-26-305</td>
<td>45,767.55</td>
<td>5,497.15</td>
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<tr>
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**Sub-Total**

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**Other**

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**Grand Total**

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Motion by Councilman Ramos.
Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Bocco, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

**RESOLUTIONS CONTINUED**

*Presented and Read*

02-284
---By Councilman Ramos:

1B.*

WHEREAS, the Council of the City of Hoboken adopted on June 1, 1994 an ordinance entitled, “AN ORDNANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOoken (PARKING FOR HANDICAPPED).” (The Ordinance) to regulate and
control the application and approval for the issuance of special handicapped parking spaces within the City of Hoboken; and

WHEREAS, the Ordinances requires an application fee of $130.00 to be paid with every application submitted for a handicapped parking space and $125.00 to be refunded for any application deemed ineligible; and

WHEREAS, the Subcommittee for handicapped Parking, meeting in session, has found the following applicant ineligible for a handicapped parking space:

DANIEL A MALFETTA 303 Jefferson Street, APT. 519 HOBOiken, NJ 07030

NOW, THEREFORE, BE IT RESOLVED, that payment be made in the amount of $125.00 to the above mentioned applicant as a refund of an application fee for a handicapped parking space.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

02-285
---By Councilman Ramos:

WHEREAS, a summons was issued for a motor vehicle violation to the following individuals; and

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are entitled to reimbursement of the towing charges and storage fees;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that warrants be drawn on the City Treasurer to the order of the following sums opposite their respective names as reimbursement of towing charges:

<table>
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<tr>
<th>Name/Address</th>
<th>Summons Date</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Sarah B McCarthy</td>
<td>259 12th Street Apt. 4B</td>
<td>$21.20</td>
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<td>Hoboken, NJ 0703</td>
<td>01/13/01 WW097025</td>
<td>$21.20</td>
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---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.
WHEREAS, the Municipal Court of the City of Hoboken has yielded the computation that as of January of the year 2001, account number account #107-01-9837-8 contains numerous outstanding, dated checks; and

WHEREAS, these outstanding dated checks date from January of 2001 through August 2001, and have amassed a grand total of $435.00; and

WHEREAS, the Division of Revenue and Finance of the City of Hoboken has recommended that The City Council take the necessary and proper action to cancel these outstanding dated checks from the City of Hoboken Municipal Court General Account: and

WHEREAS, cancellation of these outstanding dated checks will best serve and protect the interests of the residents of this City, NOW, THEREFORE, BE IT

RESOLVED, that the Department of Administration, Division of Revenue and Finance, is hereby authorized to cancel said outstanding checks from the Municipal Court General Account #107-01-9837-8 in the amount of $435.00

02-286
---By Councilman Ramos:

WHEREAS, the City of Hoboken has received Registration Fee from the following homeowner, which payment was an overpayment of fees to Rent Control Office in the City of Hoboken

Ms. Katherine Knapp
224 Jefferson Street

$150.00

WHEREAS, the Division of Revenue and Finance recommends the refund of the aforesaid amounts to the homeowner; and

NOW, THEREFORE, BE IT RESOLVED, that warrants be drawn on the City Treasurer in favor of the aforementioned homeowner for the amount set forth next to their name.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

02-287
---By Councilman Ramos:

WHEREAS, the Municipal Court of the City of Hoboken has yielded the computation that as of January of the year 2001, account number account #107-01-9837-8 contains numerous outstanding, dated checks; and

WHEREAS, these outstanding dated checks date from January of 2001 through August 2001, and have amassed a grand total of $435.00; and

WHEREAS, the Division of Revenue and Finance of the City of Hoboken has recommended that The City Council take the necessary and proper action to cancel these outstanding dated checks from the City of Hoboken Municipal Court General Account: and
WHEREAS, cancellation of these outstanding dated checks will best serve and protect the interests of the residents of this City, NOW, THEREFORE, BE IT

RESOLVED, that the Department of Administration, Division of Revenue and Finance, is hereby authorized to cancel said outstanding checks from the Municipal Court General Account # 107-01-9837-8 in the amount of $435.00

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

02-288
---By Councilman Ramos:

WHEREAS, The Division of Revenue and Finance of the City of Hoboken has recommended the closure of the following bank Accounts which have been dormant:

Trust Company of New Jersey

1) Name: OEP Outside Employment
   Acct# 114-14-0031-7   Balance $33,011.98

NOW, THEREFORE, BE IT RESOLVED, that the Division of Revenue & Finance be and is hereby authorized to close the aforementioned bank account and to execute any and all documents necessary for the closure of said accounts; and be it further

RESOLVED, that the Trust Company of New Jersey which administers the accounts noted above shall be furnished with a certified copy of this resolution.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

02-289
---By Councilman Ramos:

WHEREAS, the Attorney General has been designated by the Governor to implement the STOP Violence Woman Formula and Discretionary Grants Program; and

WHEREAS, the Hoboken Police Department wishes to apply for funding for a project named the Hoboken Police Department Domestic Violence Victim Response Team; and

WHEREAS, the Hoboken City Council reviewed the accompanying application and has approved said request:
NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

(1) As a matter of policy, the City of Hoboken wishes to participate to the fullest extent possible with the Department of Law and Public Safety, Division of Criminal Justice.

(2) The Attorney General will receive funds on behalf of all prospective subgrantees.

(3) The Division of Criminal Justice shall be responsible for reviewing all applications and making recommendations to the Attorney General for selection of subgrant award recipients.

(4) The Division of Criminal Justice is authorized to initiate allocations of each subgrantee.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

02-290
---By Councilman Del Boccio:

WHEREAS, N.J.S.A. 40A 4-20 provides for the creation of an emergency temporary appropriation whereby an emergent condition arises with respect to appropriation needed to pay claim until an official budget is adopted and sufficient provision has not been made in the fiscal year 2002 temporary appropriations for the aforesaid purpose, and

WHEREAS, temporary appropriations and total emergency temporary resolutions adopted in fiscal year 2002 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A: 4-20) including this resolution total $30,966,039.51 (an increase of $834,908.84 over the January 2, 2002 Temporary Emergency Resolution.)

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. Emergency temporary appropriations be and the same is hereby made for the below listed appropriations in the amounts noted.
2. That said emergency temporary appropriations will be provided for in the fiscal year 2002 budget under their respective titles.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

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<th>Account Description</th>
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### DEPARTMENT OF PUBLIC SAFETY

#### Police
- **Salary & Wages**: 25-241-1, 7,300,000.00 - 7,500,000.00
- **Other Expenses**: 25-241-2, 121,847.00 - 121,847.00

#### Fire
- **Salary & Wages**: 25-266-1, 5,600,000.00 - 6,000,000.00
- **Other Expenses**: 25-266-1, 153,500.00 - 153,500.00

#### Uniform Fire Safety
- **Salary & Wages**: 25-265-1, 15,250.00 - 15,250.00
- **Other Expenses**: 25-265-2, 0.00 - 0.00

#### Office of Emergency Management
- **Salary & Wages**: 25-252-1, 6,250.00 - 9,000.00
- **Other Expenses**: 25-252-2, 10,000.00 - 10,000.00
- **ACQUISITION OF POLICE VEHICLE**: 23-242-2, 45,000.00 - 47,800.00

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#### Alcoholic Beverages Control Board
- **Salary & Wages**: 22-113-1, 4,400.00 - 4,400.00
- **Other Expenses**: 22-113-2, 10,000.00 - 10,000.00

#### Volunteer Ambulance NJSA 40:5-2
- **Other Expenses**: 25-260-2, 35,000.00 - 35,000.00

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#### Postage
- **Postage**: 23-211-2, 62,500.00 - 62,500.00

#### Municipal Dues & Membership
- **Municipal Dues & Membership**: 23-212-2, 7,000.00 - 7,000.00

#### Insurance
- **Insurance**: 23-210-2, 525,000.00 - 525,000.00

#### Group Health Insurance
- **Group Health Insurance**: 23-220-2, 3,425,000.00 - 3,425,000.00

#### Labor Arbitration
- **Labor Arbitration**: 23-214-2, 4,000.00 - 4,000.00

#### Celebration/Memorial Day
- **Celebration/Memorial Day (40:48-5.4)**: 23-216-2, 0.00 - 0.00

#### Office Machine Maintenance
- **Office Machine Maintenance**: 23-217-2, 0.00 - 0.00

#### Office Machine/Equipment
- **Office Machine/Equipment**: 23-213-2, 63,750.00 - 63,750.00

#### Stationary & Office Supplies
- **Stationary & Office Supplies**: 23-218-2, 10,000.00 - 10,000.00

#### Financial Consulting Services
- **Financial Consulting Services**: 23-226-2, 27,500.00 - 27,500.00

#### Settlement of Claims
- **Settlement of Claims Against the City**: 23-219-2, 50,000.00 - 50,000.00

#### NJ Right to Know Law
- **NJ Right to Know Law**: 23-221-2, 25.00 - 25.00

#### N.H. Regional Council of Mayors
- **N.H. Regional Council of Mayors**: 23-222-2, 56,700.00 - 56,700.00

#### Utilities-Gasoline
- **Utilities-Gasoline**: 23-460-2, 62,375.00 - 62,375.00

#### Utilities-Fuel Oil
- **Utilities-Fuel Oil**: 31-447-2, 13,800.00 - 13,800.00

#### Utilities-Electricity
- **Utilities-Electricity**: 31-430-2, 129,750.00 - 129,750.00

#### Utilities-Street Lighting
- **Utilities-Street Lighting**: 31-435-2, 280,500.00 - 280,500.00

#### Utilities-Water & Sewerage charges
- **Utilities-Water & Sewerage charges**: 31-445-2, 6,250.00 - 6,250.00

#### Communication
- **Communication**: 31-440-2, 97,500.00 - 97,500.00

#### Telecommunications/Equipment
- **Telecommunications/Equipment**: 31-450-2, 9,000.00 - 9,000.00

#### Engineering
- **Engineering**: 31-461-2, 15,000.00 - 15,000.00

#### Post-Retirement Benefits
- **Post-Retirement Benefits**: 36-477-2, 25.00 - 25.00

#### Salary Adjustment
- **Salary Adjustment**: 36-477-1, 0.00 - 0.00

### STATUTORY EXPENDITURES

#### Public Employees Retirement System
- **Public Employees Retirement System**: 36-471-2, 13,175.00 - 13,175.00

#### Social Security System (O.A.S.I.)
- **Social Security System (O.A.S.I.)**: 36-472-2, 667,000.00 - 667,000.00

#### Consolidated Police & Firemen's Pension Fund
- **Consolidated Police & Firemen's Pension Fund**: 36-474-2, 45,500.00 - 45,500.00

#### Police & Firemen's Retirement System of NJ
- **Police & Firemen's Retirement System of NJ**: 36-475-2, 280,000.00 - 280,000.00

#### Police & Fire Widow Pension
- **Police & Fire Widow Pension**: 36-476-2, 25.00 - 25.00

#### Workers Compensation Insurance
- **Workers Compensation Insurance**: 23-215-2, 200,000.00 - 200,000.00
Meeting of January 16, 2002

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

02-291
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken Council adopted Resolution No. 02-264 at their regularly scheduled meeting of January 2, 2002, and

WHEREAS, approval of a reimbursement of taxes in the amount of $1,951.38 was granted to Mortgage Service Center of Mt. Laurel, NJ; and

WHEREAS, the correct amount should have been $819.01, and

WHEREAS, Check Number 008902 was drawn on the City's General funds in the incorrect amount,

NOW, THEREFORE, BE IT RESOLVED, that Check Number 009802 be voided and a new check drawn in the amount of $819.00 to Mortgage Service Center of Mt. Laurel, NJ

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

02-292
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken, Department of Community Development has a need for professional planning assistance services with regard to various planning and development activities; and

WHEREAS, the City Council of the City of Hoboken, on September 19, 2001 awarded a professional contract to Vandor & Vandor, LTD, 26 Leroy Avenue, Tarrytown, New York to provide professional planning and consultant services; and

WHEREAS, the maximum amount of the contract for professional services to Vandor & Vandor Associates shall be twenty-five thousand dollars ($25,000.00) for a term of one year (August 1, 2001 to July 31, 2002); and

WHEREAS, Elizabeth Vandor is now the planner for the City of Hoboken and there is a need for additional planning and consultant services; and

WHEREAS, the maximum amount of the contract for professional services to Vandor & Vandor shall be increased to Fifty Thousand Dollars; and

WHEREAS, the type of work constitutes a professional service as defined by N.J.S.A. 40A:11-5(1)(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, funds are available for this purpose;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Hoboken, that a professional services contract awarded to Vandor & Vandor be increased to a maximum of Fifty Thousand Dollars during the one year term from August 1, 2001 to July 31, 2002 and that the Mayor of the City of Hoboken is hereby authorized to execute the above stated contract and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et seq.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

02-293
---By Councilman Ramos:
WHEREAS, pursuant to Section 21-2 of the Code of the City of Hoboken there exists within the Municipal Court for the City of Hoboken, a full-time Municipal Court Judge, who shall be responsible for all judicial and administrative functions of the Municipal Court; and

WHEREAS, Section 21-2 further provides that the Municipal Court Judge be appointed by the Mayor with the advice and consent of the City Council for the term of (3) three years from the date of the appointment; and

WHEREAS, Kimberly Glatt is an attorney at law of the State of New Jersey.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, that the Council finds that Kimberly Glatt, an attorney at law of the State of New Jersey, is highly qualified to hold the Office of Municipal Court Judge; and be it further

RESOLVED, that the Mayor is hereby authorized to appoint Kimberly Glatt as full-time Municipal Court Judge of the City of Hoboken for a term of (3) years effective, July 1, 2001, with a salary to be fixed by ordinance.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

02-294
---By Councilman Ramos:

WHEREAS, within the Municipal Court for the City of Hoboken, a need exists for an additional municipal court judge; and

WHEREAS, a municipal court judge may be appointed by the Mayor with the advice and consent of the City Council; and

WHEREAS, Cataldo F. Fazio, Esq. is an attorney-at-law of the State of New Jersey.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, that the Council finds that Cataldo F. Fazio, Esq. is highly qualified to hold the office of Municipal Court Judge; and be it further

RESOLVED, that the Mayor is hereby authorized to reappoint Cataldo F. Fazio, Esq. as additional Municipal Court Judge of the City of Hoboken for a term of three (3) years effective December 16, 2001.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

02-295
---By Councilman Ramos:
Be it Resolved by the City Council that Gerard Colangelo, Hoboken, New Jersey is hereby appointed as a Commissioner to the Hoboken Alcoholic Beverage Control Board pursuant to City Ordinance Chapter 9, Section 2 for a term of three (3) years to expire June 30, 2004.

Resolved, that a certified copy of this resolution be forwarded to the State of New Jersey Division of Alcoholic Beverage Control, along with a copy of Mr. Colangelo’s acceptance of his reappointment.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

02-296
---By Councilman Ramos:

WHEREAS, recent events over the last several months have raised issues regarding the conduct of the Hoboken Housing Authority, including but not limited to the following:

1. Alleged impropriety in the arbitrary enforcement of federal and state regulations governing tenant occupancy of Hoboken Housing Authority units;
2. Alleged impropriety in apartment allocation practices;
3. Mistreatment of employees, arbitrary disciplinary practices and alleged favoritism of select employees;
4. Possible violations of New Jersey State Sunshine Law involving circumstances surrounding the drafting and introduction of a resolution, calling for the investigation inter-alia of Councilman Christopher Campos as a result of his attendance at a regular scheduled meeting of the Housing Authority on September 26, 2001.
5. Circumstances surrounding the award of a maximum contract under law of five (5) years to Executive Director Troy Washington and possible violations of that appointment under New Jersey's Sunshine Law and other possible deficiencies in the award of that contract.
6. Alleged financial mismanagement of the Housing Housing Authority.
7. Alleged administrative mismanagement of the Hoboken Housing Authority.
8. Alleged misuse of Hoboken Housing Authority funds.
9. Failure and possible refusal to correct unlivable conditions within the Hoboken Housing Authority, including but not limited to health code violations.
10. Failure to provide adequate security to Hoboken Housing Authority residence.

WHEREAS, these issues are of material importance to the operation and conduct of the Hoboken Housing Authority and the families who reside in the approximate 1,350 federally subsidized units in the City of Hoboken;

WHEREAS, it is the desire of the City Council and the City of Hoboken to conduct a legislative investigation into the aforesaid issues and to have independent counsel engage in fact finding with respect to these issues and report back to the City Counsel and where appropriate to any applicable Federal and state Agencies with its findings;

WHEREAS, it is not the intent of this Resolution to in any way impede, challenge or conflict the important role of the U.S. Department of Housing and Urban Development and the office of Public Housing in that Department and independent counsel shall cooperate fully and communicate with said Department during the course of this investigation and;
WHEREAS, New Jersey Law does retain control in the governing body of the appointment of Housing Authority Commissioners and for their removal on the grounds of inefficiency, neglect of duty or misconduct in office.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Pursuant to N.J.S.A. 40:69A-36 and N.J.S.A. 40A:12A-22(n) the Council of the City of Hoboken herewith appoints the Law firm of Lynch, Martin & Kroll, with offices located at 1368 How Lane, North Brunswick, New Jersey, to serve as independent counsel for the purpose of conducting said fact finding investigation. Said independent counsel shall have the power to conduct examinations, hear testimony, take proof under oath in public or private hearings, compel witnesses in production of books and papers by subpoena, issues subpoenas to take testimony and take affidavits and to do all that is necessary and proper with respect to the conduct of said investigation;

BE IT FURTHER RESOLVED, that Councilman Angelo Giacchi is herewith appointed as Council- liason with the said independent counsel;

BE IT FURTHER RESOLVED, In the event any part, section or wording of this resolution is inconsistent with existing law, it is the intent of this Resolution that particular section or wording shall be stricken and the underlying purpose and the balance of this Resolution shall continue in full force and effect.

---Motion duly seconded by Council President Soares and Councilman Campos.
---Adopted by the following vote: YEAS: 6 - NAYS: 1 - ABSENT: 1 - ABSTENTIONS: 1
---Yeas: Council persons Campos, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: Castellano.
---Absent: Giacchi.
---Abstentions: Andreula.

02-297
---By Councilman Cricco:

WHEREAS, City Council by ordinance number DR-25 has approved an ordinance granting an easement for certain encroachments within the public right of way at the site of real property located at 79 Hudson Street, Hoboken, New Jersey, more particularly know and described as Lot 3, Block 222, on the tax map of the City of Hoboken, County of Hudson, State of New Jersey; and

WHEREAS, as a condition of that approval, an indemnification agreement should be entered into with the applicant, 79 Hudson Street, LLC, which provides the applicant, 79 Hudson Street LLC, to meet requirements for the maintenance of the easement, insurance requirements, and submission of additional documents to the law department and other conditions;

NOW, THEREFORE, BE IT RESOLVED, that as a condition of the City Council’s approval of the aforesaid ordinance, the applicant, 79 Hudson Street LLC, must enter into the attached indemnification agreement within ten days from the date of this resolution; Corporation Counsel’s office is hereby authorized to make minor modifications to the indemnification agreement and establish the protocols for the recordation of this agreement with the Register of Deeds of Hudson County and reasonable procedures and regulations for the monitoring of the enforcement of the said agreement, as she deems fit without additional approval of the City Council.

INDEMNIFICATION AGREEMENT PURSUANT TO ORDINANCE NO. DR-25
ENTITLED “AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKE
GRANTING AN EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 79 HUDSON STREET, HOBOKE, NEW JERSEY, MORE PARTICULARLY KNOW AND DESCRIBED AT LOT 3, BLOCK 222, ON THE TAX MAP OF THE CITY OF HOBOKE, COUNTY OF HUDSON, STATE OF NEW JERSEY” BETWEEN THE CITY OF HOBOKE AND 79 HUDSON STREET LLC

WHEREAS, the City Council of the City of Hoboken has on January 16, 2002, adopted the above entitled ordinance, copy attached; and

WHEREAS, the applicant, 79 Hudson Street, LLC, made representations to the City Council at its meeting of January 2, 2002, at which time the within ordinance was introduced, that the construction on the subject property including construction on the easement area, which is the subject property including construction on the easement area, which is the subject of the above ordinance, has been approved by all appropriate local and county agencies, including, but not limited to, the Hoboken Zoning Board of Adjustment, the Hoboken Historic Preservation Commission and the Hudson County Planning Board; and

WHEREAS, pursuant to that ordinance, an indemnification agreement should be executed between the City of Hoboken and the applicant, 79 Hudson Street LLC, as well as other requirements requested by the Law Department;

NOW, THEREFORE, BE IT AGREED FOR ONE DOLLAR AND OTHER GOOD AND VALUABLE CONSIDERATION, AS FOLLOWS:

1. 79 Hudson Street LLC shall indemnify the City of Hoboken for any and all damage or money loss occasioned by the City of Hoboken for or its officers or agents by any neglect, wrong-doing, omissions or commissions by the applicant arising from the making of improvements referred to herein and the construction, use and maintenance of the property described herein.

2. 79 Hudson Street LLC shall maintain liability insurance with respect hereto, in an amount of $1,000,000.00 with a policy to be issued by an insurance company approved by the Office of the Corporation Counsel, naming the City of Hoboken, the Mayor and the City Council Members as additional insured. 79 Hudson Street LLC of its successors in interest shall submit within ten days from the date of this agreement proof of said insurance to the Law Department, and proof of the continuation of said insurance shall be submitted on an annual basis for so long as this easement is in effect.

3. As a condition for approval of the easement under ordinance number DR-25, 79 Hudson Street LLC, through its attorney shall certify within 10 days from the adoption of ordinance number DR-25 to the approval of all plans and specifications for the construction at the subject site including construction upon the easement area set forth in the ordinance attaching thereto copies of any and all approvals and drawings from local and county sub-agencies including the Hoboken Zoning Board of Adjustment, the Hoboken Historic Preservation Commission, Hudson County Planning Board.

4. In the event 79 Hudson Street LLC or its successors in interest violate in any manner, the terms and conditions of this indemnification agreement, they shall be subject to an administrative fee of $250.00 per day for each day of violation payable to the City of Hoboken, for costs and expenses associated with the monitoring of the said indemnification agreement. In addition thereto, 79 Hudson Street LLC or its successors in interest will be responsible for the City of Hoboken’s reasonable attorney’s fees for instituting and/or defending any action arising out of the enforcement of this Indemnification Agreement.

5. This Agreement shall be recorded with the Register of Deeds for the County of Hudson. If any other document is required in order to perfect the recordation of this agreement, the parties agree to execute same.

Meeting of January 16, 2002
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

**02-298**
---By Councilman Ramos:

WHEREAS, the Hoboken Parking Authority has received permits for constructing the Mid-town Parking Garage; and

WHEREAS, current construction work may cause a safety hazard to anyone and property in the immediate vicinity; and

WHEREAS, the Hoboken Parking Authority has required that as an added safety measure the City of Hoboken prohibit parking in the following area:

1. Clinton Street (east side) beginning at the northerly curbline of Clinton Street and 3rd Street and extending to the southerly curbline of Clinton Street and 4th Street, with the exception of the three (30) most southerly metered spots on the east side of Clinton Street, as shown in the attached plan.
2. To relocate a portion of the existing construction fence that is currently on Clinton Street, an additional nine feet (9') further easterly on Clinton Street.
3. To relocate the existing construction fence that is currently on the 4th Street sidewalk to within one foot (1') of the curbline.

NOW, THEREFORE, BE IT RESOLVED, that parking is hereby prohibited including private vehicles by the employees or agents of the contractor within the construction zone starting February 6, 2002, through and inclusive of August 31, 2002, at which time this resolution may be subject to renewal for additional time if construction activity so requires it.

AND BE IT FURTHER RESOLVED that a copy of this resolution be presented to the department of Administration, Division of Signal and Traffic for immediate implementation of any necessary public notices and signage. The Signal and Traffic Division prepare the necessary traffic regulations and notifications to the New Jersey Department of Traffic.

Before the vote was taken the following spoke regarding the resolution: Michele Russo, 10 Church Towers (Commissioner, Hoboken Parking Authority); Chief of Police Carmen LaBruno. The resolution was adopted with the provision that it is being passed subject to a review and meeting with the contractor and the Police and Fire Chiefs.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.

**02-299**
---By Councilman Ramos:
WHEREAS, it has become necessary to appoint as Special Counsel an attorney, to investigate actions and allegations of conduct of mismanagement and impropriety within the Hoboken Housing Authority and certain Hoboken Housing Authority commissioners that may have participated in any of the alleged acts of mismanagement and/or impropriety.

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., requires that a Resolution authorizing the award of a contract to act a Special Counsel for the purpose conducting the said fact find investigation of the Hoboken Housing Authority in accordance with a resolution adopted by the City Council on January 16, 2002.

NOW, THEREFORE, BE IT RESOLVED, by the City of Hoboken, County of Hudson, State of New Jersey as follows:

(1) The City of Hoboken is hereby authorized to retain the services of the firm of LYNCH, MARTIN & KROLL, of North Brunswick, New Jersey as special counsel to the City of Hoboken;
(2) The City agrees to pay said firm of LYNCH, MARTIN & KROLL, pursuant to the terms of the attached contract upon receipt of a voucher detailing services performed;
(3) This Contract is not to exceed $30,000.00 without authorization of the City Council;
(4) This Contract is made without competitive bidding, as a “professional service” under the provisions of the Local Public Contracts Law, because of the qualitative nature of legal services;
(5) A copy of notice of this award shall be published in the Jersey Journal as required by law, within ten (10) days of its passage;
(6) The Mayor and City Clerk are hereby authorized to execute the attached Agreement;
(7) All parties are required to comply the requirements of P.L. 1975, Chapter 127;
(8) The contract will be effective from date of this resolution for a period of one year.

Before the vote was taken the following spoke regarding the resolution: George Crimmins, 1111 Garden Street.

---Motion duly seconded by Council President Soares and Councilman Campos.
---Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: Castellano.
---Absent: Giacchi.

02-300
---By Councilwoman Castellano:

WHEREAS, at its meeting on January 16, 2002, the governing body of the City of Hoboken passed an ordinance granting an easement at property commonly know as 79 Hudson Street, said ordinance is captioned as ‘AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 79 HUDSON STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AND DESCRIBED AS LOT 3, BLOCK 222, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY’.
WHEREAS, N.J.S.A. 40:69A-181(b) provides that the twenty day (20) lapse which must occur before an ordinance becomes effective may be waived if the City Council adopts a resolution declaring the matter an emergency and at least two-thirds of all the members of the council vote in favor of such resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Hoboken.

That the Council declares that the enactment of said ordinance requires emergent action and pursuant to N.J.S.A. 40:69A-1819(b) the twenty day (20) lapse which must occur before an ordinance becomes effective shall be waived and ‘AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 79 HUDSON STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AND DESCRIBED AS LOT 3, BLOCK 222, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY’ shall go into effect immediately.

---

- Motion duly seconded by Councilman Cricco.
--- Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSENT: 1
--- Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Ramos, and President Soares.
--- Nays: Marsh.
--- Absent: Giacchi.

02-301
--- By Council President Soares:

WHEREAS, pursuant to Chapter 56 Section 2 of the Code of the City of Hoboken, the City Council shall appoint members to the City of Hoboken Parking Authority;

BE IT RESOLVED, by the Council of the City of Hoboken that Joan D’Agostino residing at 300 Adams St, Apt. 606, Hoboken, New Jersey, be and is hereby reappointed as a member of the City of Hoboken Parking Authority, for a term of Five(5) years to expire on December 1, 2006.

--- Motion duly seconded by Councilman Campos.
--- Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
--- Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
--- Nays: None.
--- Absent: Giacchi.

ORDINANCES
Introduction and First Reading

02-302
DR-26

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN (PARKING FOR HANDICAPPED) (Approvals: 103 Jefferson Street)
THE COUNCIL OF THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DO HEREBY 
ORDAIN AS FOLLOWS:

A. Pursuant to the authority granted to the City of Hoboken by N.J.S.A. 39:4-197. The 
following location is hereby designated as a Restricted Parking space for use by 
Marguerite Vitale and City of Hoboken permit #0150. Section 192-4(A) is amended 
to add the following:

Marguerite Vitale, 103 Jefferson Street, east side of Jefferson Street, beginning at a 
point of 35 feet north of the northerly curbline of First Street and extending 22 feet 
northerly therefrom.

B. All ordinances and part of ordinance inconsistent herewith are hereby repealed. This 
ordinance shall be part of the Hoboken Code as though codified and fully set forth 
therein. The City Clerk shall have this ordinance codified and incorporated in the 
official copies of the Hoboken Code.

C. This ordinance shall take effect as provided by law.

---Councilman Ramos moved that the ordinance pass its first reading as read and be laid on the 
table for public inspection to be further considered for final passage at a meeting of the Council to 
be held on February 6, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Campos. 
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1 
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Ramos, and 
President Soares. 
---Nays: None. 
---Absent: Giacchi.

02-303 
DR-27 
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 101 OF THE CODE OF THE 
CITY OF HOBOKEN (FIRE PREVENTION) AND CHAPTER 4 (DEPARTMENT OF PUBLIC 
SAFETY) (Amending the fire code; fire prevention)

WHEREAS, the City Council of the City of Hoboken has concluded that certain provisions of 
Chapter 101 of the City Code (Fire Prevention) must be amended and/or revoked in order for the 
Code to comply with present practices and with the provisions and standards set forth in the State 
of New Jersey Uniform Fire Code and the New Jersey Uniform Fire Safety Act; and

WHEREAS, the City Council of the City of Hoboken has determined that elevators which are 
located in multi-level buildings within the city limits should all have a master key lock in order to 
protect the safety, health, and general welfare of the residents of this City; and

WHEREAS, the City Council of the City of Hoboken has determined that all new and refurbished 
elevators located within such multi-level buildings shall be installed with and be equipped to 
operate standardized fire recall keys so as to guard the lives and safety of the residents; and

WHEREAS, the City Council of the City of Hoboken has determined that all older elevators shall, 
upon proper inspection by the relevant authorities, change their elevator lock and key device after 
an inspection so that compliance with this ordinance is attained; and
WHEREAS, the City Council of the City of Hoboken has concluded that the standardized keys shall be either the “Yale #2642E Flat Key” or the “Chicago Lock Co. #G1617X Flat Key;” and

WHEREAS, the City Council of the City of Hoboken has determined that in order to efficiently and effectively protect life and property in the case of a fire, certain additional safeguards should be implemented; and

WHEREAS, it has been brought to the attention of the City Council of the City of Hoboken that certain multi-level buildings do not have proper markings indicating the floor levels and/or unit locations within said buildings; and

WHEREAS, it is in the interest of safety that the stairwells, hallways, and elevator walls of multi-level buildings be marked with identifying criteria which would enable firefighters to effectively combat fires located within said buildings; and

WHEREAS, it is in the interest of safety that each floor of a multi-family residential dwelling shall have a sign in plain view indicating where each specific unit is located; and

WHEREAS, the City Council of the City of Hoboken has determined that the enactment of this ordinance will further protect the safety, health, and general welfare of the residents of this City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF HOBOKEN THAT

1. Article 1, Standards, Section 101-1, is hereby amended as follows:

   § 101-1. Adoption of standards.

   There is hereby adopted by the Mayor and Council of the City of Hoboken, for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion and incorporated by reference pursuant to N.J.A.C. 5:70 et seq., that certain code known as the “New Jersey Uniform Fire Code,” save and except such portions as are hereinafter deleted, modified, or amended by this Chapter. Ten (10) copies of said New Jersey Uniform Fire Code have been filed and shall remain on file in the office of the City Clerk, and ten (10) copies have been filed and shall remain on file in the Office of the Department of Law, Division of Public Safety, for the examination of the public; and said Code is hereby adopted and incorporated by reference as fully as if set out at length herein. From the date of adoption of this Chapter, the provisions thereof shall be controlling within the limits of the City of Hoboken.

2. Article I, Standards, Section 101-2, is hereby amended as follows:


   This section is repealed in its entirety as this provision is contained in §101-19.

3. The following sections are repealed in their entireties as the City Council has adopted by reference all of the provisions of the New Jersey Uniform Fire Safety Act and the New Jersey Uniform Fire Code as amended and supplemented from time to time, pursuant to §101-1 hereof.

   A. Article I, Standards, Section 101-4.

   §101-4. Storage of Explosives and Blasting Agents.
B. Article I, Standards, Section 101-5.

§101-5. Storage of Flammable Liquids in Outside Aboveground Tanks.

C. Article I, Standards, Section 101-6.


E. Article I, Standards, Section 101-10.

§101-10. Amendments and Additions.

F. Article I, Standards, Section 101-10.1

§101-10.1 Emergency and investigatory Action.

4. Article I, Standards, Section 101-10.2 is hereby incorporated as follows:

§101-10.2 Inspections of Buildings and Premises.

A. The Chief of the Bureau of Fire Prevention and Investigation or any Inspector, on the complaint of any person or whenever said Chief of the Bureau of Fire Prevention and Investigation shall deem it necessary, may inspect any building or premises within the City of Hoboken.

5. Article I, Standards, Section 101-10.2 is hereby incorporated as follows:

§101-10.2 Emergency and Investigatory Action.

A. In the event that a building or buildings are found to be in a hazardous condition, the Chief of the Bureau of Fire Prevention and Investigation is empowered to find that the hazardous condition constitutes a clear and present danger to the people of the municipality and the firemen thereof. Said Chief of the Bureau of Fire Prevention and Investigation is hereby empowered to take any and all emergency action to remove the fire hazard promptly and to charge the owners of said property with the cost thereof. Prompt notice within three (3) days of the emergency action by the Chief of the Bureau of Fire Prevention and Investigation shall be given to the owners of said property by certified mail at the address listed on the tax records of the City of Hoboken.

6. Article I, Standards, Section 101-10.3 is hereby incorporated as follows:


This provision shall apply to all structures, occupancies, or premises required to have supervised fire alarm systems pursuant to the New Jersey Uniform Construction Code or the New Jersey Uniform Fire Code. The individual or entity responsible for supervising and/or monitoring any fire alarm system shall notify the Hoboken Fire Division immediately upon notice that a fire alarm has been activated or that a fire call has been placed. The Hoboken Fire Division shall be the first agency notified of the receipt
of a fire alarm of fire call. No other agency or person, including but not limited to, property owners, managers, site security, or site maintenance, etc., shall be notified prior to the Hoboken Fire Division.

7. Article I, Standards, Section 101-11 (Modifications) is hereby repealed in its entirety as the City Council has adopted by reference all of the provisions of the New Jersey Uniform Fire Safety Act and the New Jersey Uniform Fire Code as amended and supplemented from time to time, pursuant to §101-1 hereof.

8. Article I, Standards, Section 101-12 (Appeals) is hereby repealed in its entirety as the City Council has adopted by reference all of the provisions of the New Jersey Uniform Fire Safety Act and the New Jersey Uniform Fire Code as amended and supplemented from time to time, pursuant to §101-1 hereof.

9. Article I, Standards, Section 101-13 (New Materials, Processes or Occupancies which may Require Permits) is hereby repealed in its entirety as the City Council has adopted by reference all of the provisions of the New Jersey Uniform Fire Safety Act and the New Jersey Uniform Fire Code as amended and supplemented from time to time, pursuant to §101-1 hereof.

10. Article I, Standards, Section 101-14 (Violations and Penalties) is hereby repealed in its entirety as the City Council has adopted by reference all of the provisions of the New Jersey Uniform Fire Safety Act and the New Jersey Uniform Fire Code as amended and supplemented from time to time, pursuant to §101-1 hereof.

11. Article II, Administration and Enforcement, Section 101-16 is hereby amended as follows:


The Fire Division of the City of Hoboken, through the Bureau of Fire Prevention and Investigation, shall enforce the New Jersey Uniform Fire Safety Act and the New Jersey Uniform Fire Code.

12. Article II, Administration and Enforcement, Section 101-17 is hereby amended as follows:

§101-17. Duties

The local enforcement agency shall enforce the New Jersey Uniform Fire Safety Act and the codes and regulations adopted under it in all buildings, structures, and premises within the established boundaries of the City of Hoboken, other that owner-occupied one and two family dwellings, and shall faithfully comply with the requirements of the New Jersey Uniform Fire Safety Act and the New Jersey Uniform Fire Code.

13. Article II, Administration and Enforcement, Section 101-18 is hereby amended as follows:


The local enforcement agency established by §101-16 of this Article shall carry out periodic inspections of life-hazard uses as required by the New Jersey Uniform Fire Safety Act and the New Jersey Uniform Fire Code on behalf of the Commissioner of the New Jersey Department of Community Affairs.
14. Article II, Administration and Enforcement, Section 101-19 is hereby amended as follows:


The local enforcement agency established by §101-16 of this Article shall be part of the Hoboken Fire Division and shall be under the direct supervision and control of an officer of the Hoboken Fire Division designated in writing and assigned by the Fire Chief as Chief Inspector/Fire Marshal of the Bureau of Fire Prevention and Investigation, and who shall be under the direct supervision of the Fire Chief, to whom he shall be responsible for the proper discharge of duties.

15. Article II, Administration and Enforcement, Section 101-20 is hereby amended as follows:

§101-20. Appointment of Fire Marshal; term of office; inspectors and employees; removal.

A. Appointment of Fire Marshal. The Chief Inspector of the Hoboken Fire Division’s Bureau of Fire Prevention and Investigation shall hold the dual designation of Fire Marshal and shall be known as “Chief Inspector/Fire Marshal.”

B. Authority of Fire Marshal. The Fire Marshal shall serve as the chief administrator of Code enforcement pursuant to N.J.A.C. :71-2.3(b). Nothing in this Chapter shall be construed to limit the authority granted to the Fire Marshal by the New Jersey Uniform Fire Safety Act and the New Jersey Uniform Fire Code.

C. Term of office. The Fire Marshal shall serve for an indefinite term and shall be subject to the rules and regulations of the Hoboken Fire Division.

D. Inspectors and employees. Such inspectors as may be necessary in the local enforcement agency shall be designated by the Fire Chief from the uniformed force to the Hoboken Fire Division upon the recommendation of the Chief Inspector/Fire Marshal. Other employees as may be necessary in the local enforcement agency shall be appointed by the Director of Public Safety, upon the recommendation of the Chief of the Fire Division.

E. Removal from office. Inspectors of the uniformed force of the Hoboken Fire Division shall be subject to the rules and regulations of the Hoboken Fire Division and shall be subject to removal for good cause shown. Other employees shall be subject to removal for inefficiency or misconduct by the Director of Public Safety or a designated hearing officer.

16. Article II, Administration and Enforcement, Section 101-21 is hereby amended as follows:

Any person aggrieved by an order of the local enforcement agency shall have the right to appeal pursuant to the New Jersey Uniform Fire Safety Act and the New Jersey Uniform Fire Code.

17. Article II, Administration and Enforcement, Section 101-22 is hereby amended as follows:

§101-22. Additional required inspections and fees.

In addition to the inspection and fees required pursuant to the Act and the regulations of the New Jersey Department of Community Affairs, the following additional fees shall be required. Copies of the fire prevention and investigation public records and fire reports, plus amendments and supplements thereto, shall be available to interested parties. Fees for such copies shall be a search fee of five ($5.00) dollars, and seventy-five ($0.75) cents per page for the first ten (10) pages, and fifty ($0.50) cents per page for the next ten (10) pages, and twenty-five ($0.25) cents for any page thereafter. A certificate of Fire Code status shall be available for a fee of twenty-five ($25.00) dollars. A certificate of smoke detector compliance shall be available for a fee of twenty-five ($25.00) dollars.

18. Article II, Administration and Enforcement, Section 101-23, is hereby amended as follows:

§101-23. Permit Fees.

Permit fees shall be as indicated in the State of New Jersey Uniform Fire Safety Act and the New Jersey Uniform Fire code. The Fire Marshal may assess additional fees where the permitted activity results in increased costs to the Division of Fire. Invoices should be payable to the Bureau of Fire Prevention and Investigation. Above and beyond the state mandated permits fees pursuant to N.J.A.C. 5:70 et_seq., applicants must pay $50.00 per hour per Fire Division Official.

19. Article II, Administration and Enforcement, Section 101-23.1 is hereby incorporated as follows:

§101-23.1. Annual inspections.

Fire officers, under the authority and direction of the Fire Marshal, shall cause to be inspected on an annual basis all non-life-hazard use occupancies which fall in the professional, business, or otherwise commercial classifications not considered life-hazard uses under the New Jersey Uniform Fire Safety Act and the New Jersey Uniform Fire Code.

20. Article II, Administration and Enforcement, Section 101-23.2 is hereby incorporated as follows:

§101-23.2. Fees.

A. Each owner of a business or commercial enterprise determined by the Fire Marshal to be a non-life-hazard use shall be
responsible for paying to the City of Hoboken a non-life-hazard use fire registration fee to cover the costs of the annual inspections conducted pursuant to §101-23.1, Annual Inspections.

B. Such fees will be calculated on a gross interior square-foot basis and will be as follows:

**Gross Interior Area**

<table>
<thead>
<tr>
<th>Gross Interior Area (square feet)</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>0 to 1,000</td>
<td>$25.00</td>
</tr>
<tr>
<td>1,001 to 3,000</td>
<td>$50.00</td>
</tr>
<tr>
<td>3,001 to 6,000</td>
<td>$100.00</td>
</tr>
<tr>
<td>6,001 to 10,000</td>
<td>$150.00</td>
</tr>
<tr>
<td>10,001 and over</td>
<td>$200.00</td>
</tr>
</tbody>
</table>

C. The failure to pay the annual registration fee on time shall constitute a violation of this Chapter. Said invoice shall be made payable to the City of Hoboken and received by the City within thirty (30) days of receipt.

21. Article II, Administration and Enforcement, Section 101-23.3 is hereby incorporated as follows:

§101-23.3. Fire Division Accounts.

The Fire Division shall maintain three (3) established accounts into which received monies are to be deposited:

(1) Regular Penalty Account – pursuant to N.J.A.C. 5:70-2.12 et al., all penalty payments, with the exception of dedicated penalties, shall be deposited into the Regular Penalty Account;

(2) Dedicated Penalty Account – pursuant to N.J.A.C. 5:70-2.12 et al., all payments collected for Dedicated penalties shall be deposited into the Dedicated Penalty Account;

These sections are repealed in their entirety.

23. Article IV, Reimbursement for Equipment and Services, Sections 101-32 through 101-38.

This Code provision shall be deleted from Chapter 101 and incorporated into Chapter 4, Section 4-58.1, of the Department of Law and Public Safety.

24. Article IX, Division of Fire, Section 4-58.1 is hereby incorporated as follows:

Section 4-58.1. Reimbursement for equipment and services.

A. Definitions:

As used in this Article, the following terms shall have the meanings indicated:

EXPENDABLE ITEMS – Any items used to extinguish any fire or stop or contain any leak or spill involving any hazardous material which cannot be reused or cannot be replenished without cost after that particular fire, leak, or spill. These include, but are not restricted to, fire-fighting forum, chemical extinguishing agents, absorbent material, sand, recovery drums, and specialized protective equipment to include but not restricted to acid suite, acid gloves, goggles, a and protective clothing.

HAZARDOUS MATERIAL – Any material solid, liquid, or gas listed as such under the National Fire Prevention Association Guide of Hazardous Materials or Department of Transportation Guide Book.

VEHICLE – Any motorized equipment, registered or unregistered, including but not limited to passenger cars, motorcycles, trucks, tractor-trailers, construction equipment, and farm machinery.

VESSELS – Any container, drum, box, cylinder, or tank used to hold or contain or carry or store any hazardous material.

B. Purpose.

i. This Article provides for or the replacement of the specialized and sometimes non-reusable equipment
required by state and federal regulations to be made available in the City in case of fire, leakage, or spillage involving any hazardous material.

ii. This Article entitles the City of Hoboken reimbursement for any expendable items used by the City or any of its agencies in extinguishing any fire, stopping or containing any leak, or controlling any spill of hazardous materials.

C. Reimbursement for Expendable Items.

Reimbursement to the City for any expendable items used shall be made by the following parties:

i. The owner or operator of any vehicle responsible for any fire, leak, or spill of hazardous material.

ii. The owner or person responsible for any vessel containing hazardous material involved in any fire, leak, or spill on public or private property, whether stationary or transit, whether accidental or through negligence.

D. Reimbursement for Services.

Any person or company responsible for any fire, leak, or spill involving a hazardous material must provide reimbursement for all municipal response costs incurred including, but not limited to, response team costs, manpower costs, apparatus per diem cost, costs for services rendered by any recovery company, towing company or other technical assistance called for by the Hoboken Fire Department to handle such incident.

E. Payment.

Any person, owner or company responsible for any fire, leak or spill of hazardous material shall reimburse the City of Hoboken for the full price of any expendable items or services used to extinguish such a fire, stop or contain such a leak, or control such a spill within a period of forty-five (45) days after receipt of a bill from the Fire Department.

F. Violations and Penalties.

Any person, owner or company responsible for any fire, leak or spill of hazardous material who fails to reimburse the City of Hoboken within the time set forth in this article shall be subject to a fine of not more than five thousand dollars ($5,000) per day, imprisonment for a period of not more than ninety (90) days and/or a period of community service not exceeding ninety (90) days.

G. Appeals.
i. Any person, owner or company responsible for reimbursement for equipment and/or services pursuant to this Article may appeal any enforcement action to the Chief of the Hoboken Fire Department. Such appeal must be delivered in writing to the Chief of the Department within ten (10) days of receipt of notice of such action.

ii. The appealing party is entitled to the opportunity to be heard by the Chief of the Department concerning any enforcement action undertaken pursuant to this Article.

iii. The Chief of the Department may, at his discretion, state a period of reimbursement pending the hearing.

25. Article V, Standardized Elevator Keys and Locks, Section 101-39 is hereby incorporated as follows:


All new elevators and elevators undergoing substantial reconstruction which are located within multi-level buildings, shall be equipped to operate with standardized fire recall keys. Said standardized keys shall be either the “Yale #2642E Flat Key” or the “Chicago Lock Co. #G1617X Flat Key” standardized fire recall keys.

All older elevators shall, upon proper inspection by the relevant municipal authorities, change their elevator key and lock system and install either the “Yale #2642E Flat key” or the “Chicago Lock Co. #G1617X Flat Key” standardized fire recall keys.

26. Article VI, Identifying Floor Level Markers within Multi-level Buildings, Section 101-40, is hereby incorporated as follows:

§101-40. Identifying Floor Level Markers within Multi-level Buildings.

A. Definitions:

Owner – means and includes in addition to the usual meaning thereof, any person that owns or operates a residential or commercial building within the city limits. A holder of a mortgage or other security interest in the real property shall not be deemed to be an owner of the building unless or until it obtains title to the real property by deed, foreclosure, court order, or by other process.

Operator – means any person that operates a residential or commercial building within the city limits, including users, tenants, or occupants, having and exercising direct actual control of the operations of a residential or commercial building.
B. The owner or operator of any and all multi-level buildings within the city limits shall cause any and all identifying floor level markers affixed to all building or elevator walls including, but not limited to, elevator call buttons and illuminated floor numbers, floor level markings, fire evacuation plans and stairway and hallway signs, to provide a floor numbering system as follows:

<table>
<thead>
<tr>
<th>Floor or Level Number</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>B-2</td>
<td>Second level below grade</td>
</tr>
<tr>
<td>B-1 (Basement)</td>
<td>Level immediately below grade</td>
</tr>
<tr>
<td>1</td>
<td>Grade level</td>
</tr>
<tr>
<td>2</td>
<td>First level</td>
</tr>
</tbody>
</table>

In buildings with two or more sets of stairways, the owner or operator shall clearly mark an “R” on each and every door on each and every floor which leads to the stairway that provides access to the roof of the building. The “R” shall be in plain view and no smaller than twelve (12) inches in length.

C. Floor numbers shall continue sequentially for additional levels above or below grade.

D. The term “mezzanine” shall not be a freestanding floor designation.

E. For buildings on sloping property and which contain a floor or floors which possess different levels of grade, the owner or operator shall make an application to the Fire Marshal who shall determine which floor level shall be designated grade level.

F. In residential dwellings containing three (3) or more residential units or occupancies under one roof, the owner or operator shall ensure that all unit numbers commence with the floor level. (e.g., a fourth floor unit could be designated 401 or 4A and may not be designated as D01 or A or a similar designation.)

G. In multi-family residential dwellings containing ten or more units per floor, the owner or operator shall erect a sign on each floor which sign shall be visible from each elevator and shall direct persons disembarking the elevator on each floor which direction to turn off the elevator in order to reach a particular unit.

H. All buildings shall be subject to the final approval of the Chief Housing Inspector, the Construction Official, and the Fire Marshal.

27. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

28. This ordinance shall take effect according to law.

---Councilman Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on February 6, 2002 at 7:00 PM.

---Motion duly seconded by Council President Soares.
AN ORDINANCE AMENDING CHAPTER 141 OF THE REVISED GENERAL ORDINANCE OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, PROVIDING FOR PARKING PERMITS AND REGULATION OF ON STREET PARKING THROUGHOUT THE CITY OF HOBOKEN (Amendments regarding parking permits)

WHEREAS, the City of Hoboken recognizes the needs for additional parking for the residents of the City; and

WHEREAS, the City of Hoboken will work whenever possible to increase the availability of on-street parking for Hoboken residents.

BE IT ORDAINED by the City Council of the City of Hoboken that Chapter 141 of the Revised General Municipal Ordinances of the City of Hoboken be amended and supplemented in the provision of parking permits and regulation of on street parking throughout the City of Hoboken.

SECTION I

Chapter 141, Article 1, Resident, Visitor and Business Parking, of the Code of the City of Hoboken be and is hereby amended and supplemented as follows:

ARTICLE I
Resident, Visitor, and Business Parking

§141-1. Hoboken Permit Parking program.

A permit parking program shall be instituted as follows: Effective 24 hours a day, Monday through Friday, the streets of Hoboken will be designated "Permit Parking Only," with the exception of announced Holidays and those areas covered by metered parking.

§142-2. Resident Permits.

A. A resident parking permit of a design specified by the Executive Director of the Parking Authority of the City of Hoboken (the "Parking Authority") will be issued to residents of Hoboken who own a motor vehicle with a gross weight of no more than two and five-tenths (2.5) tons.

B. Proof of residency of the owner of a vehicle must be presented when applying for a permit. The following is acceptable proof of residency: a copy of a valid New Jersey driver's license reflecting an address in the City of Hoboken, and a copy of a valid New Jersey motor vehicle registration for which the permit is sought showing an address in the City of Hoboken, and a copy of a valid auto insurance card showing an address in the City of Hoboken. In the case of a vehicle claimed to be leased and used by a Hoboken resident, a copy of the valid New Jersey motor vehicle registration, and a copy of a valid auto insurance card showing an address in the City of Hoboken, and a copy of the automobile lease reflecting the applicants address in the City of Hoboken shall be presented to the Parking Authority.
§141-3. Visitor and Temporary permits.

A. Visitor permits are to be used while visitors are actually visiting the household of a resident to which the permit is issued.

B. There shall be a visitor permit issued to any resident who applies in person to the Hoboken Parking Authority for a period of one to seven (1-7) days and may not extend for more than seven (7) consecutive business days. Visitor permits may only be issued for forty-five (45) days per year, per household, holidays excluded.

C. In a household where a resident has not acquired a parking permit or does not have a motor vehicle operating license with a valid City of Hoboken address, a visitor permit may be obtained by presenting a valid lease or title for a legal residential Hoboken address, or current utility, tax, or phone bill reflecting an address within the City of Hoboken.

D. A visitor permit will not be issued to anyone residing in any building exclusively used by students of a college.

E. Temporary permits are to be used by Hoboken residents who need parking on a temporary basis. Temporary permits may only be issued for 30 days per vehicle per calendar year. No renewals of temporary permits will be granted.

F. Use of the Visitor and Temporary permit is confined to "Permit Parking Zones" within a four (4) city block radius from the issuing address. The presumption shall be that any vehicle parked more than four (4) city blocks from the household for which the visitor or temporary permit has been issued is not a visitor or resident of such household.

G. All visitor and temporary permits are to be displayed prominently in the front windshield where they are easily visible from the outside of the vehicle and must be fully readable from the exterior of the vehicle. A visitor or temporary permit should be discarded once the resident no longer needs the permit or the permit expires, whichever occurs first.

H. The Parking Authority shall have the power to extend the duration of visitor and temporary permits up to two (2) weeks upon application in person to the Parking Authority and upon a showing of special circumstances.

§141-4. Business permits; fee.

A. Business establishments located in the City of Hoboken may obtain business permits for any nonresident employee or business owner of such business establishment who commutes to work. The permit shall be reasonably limited by the Parking Authority to the hours during which the nonresident employee or owner is present at the premises. Business permits are to be used while visitors are actually working at
the business to which the permit is issued. Use of the Business permit is confined to a four (4) city block radius from the issuing address. The presumption shall be that any vehicle parked more than four (4) city blocks from the business for which the visitor permit has been issued is not employed there. In order to obtain such permits, the business establishment must present a letter to the Parking Authority verifying that there is no adequate off-street parking available to the employee. The letter shall list the name of the employee, the vehicle identification number and license plate of the vehicle, the driver's license number, the employee and such other information as may be required by the Parking Authority.

B. All written requests for business permits shall be executed by the owner or a responsible officer of the employer. The application will be for timed zone encompassing three categories. Applications can be made for parking from 6:00 am to 10:00 pm, 5:00 pm to 5:00 am, or "Various." A "Various" timed permit allows the employee to use the permit at any time subject to restrictions imposed by the Parking Authority. An application for "Various" use must be accompanied by a detailed letter from the user's employer explaining the employees need for such a permit. The Parking Authority shall be entitled to obtain periodic verification of all relevant information and shall have the power to invalidate or not renew any business permit issued pursuant to this section if the information indicates non-entitlement to the business permit.

C. Any nonprofit institution or corporation (as is reasonably determined by the Parking Authority) or sanctioned government agency which maintains an office or other location in the City of Hoboken may be issued business parking permits for all vehicles which are registered in the name of the nonprofit institution or corporation and which are housed in the City of Hoboken or which belong to employees of the institution or agency and are required for work purposes. The Parking Authority will issue permits at discounted rates. The issuance of such permit shall be subject to appropriate and periodic verification as to the continued qualification for the same as reasonably determined by the Parking Authority.

D. Business Permits will be issued on either a monthly or annual basis. The business permit sticker is to be displayed prominently in the front windshield where it is easily visible from the outside of the registered vehicle. For motorcycles, the sticker shall be placed on the windshield or alternatively on the casing of the side mirror of the registered vehicle. Each business establishment shall be limited to no more than fifteen (15) effective and valid permits at one time.

E. Hoboken Residents can apply for a business permit for contractors named on a City of Hoboken work permit.

F. The Parking Authority has the right to revoke Business Permit privileges due to misuse at will and absent any formal hearing or notice.

G. The Parking Authority has the right to grant Business Permits in special circumstances.

§141-5. Abuse of Hoboken parking permits.

Any abuse in the use of a permit will result in its revocation in the following circumstances:

A. If any such permit is used on any vehicle owned and controlled by an individual residing permanently or temporarily in Hoboken.
§141-6. Term of permits.

Resident permits and business permits will expire as reasonably determined by the Parking Authority. Any vehicle barng an expired resident permit or business permit and parked on a street posted "Permit Parking Only" or "Resident Permit Parking Only" shall be subject to the same penalty as a vehicle parked on the street without a resident permit or business permit, as set forth in §141-7.

§141-7. Violations and penalties.

A. Any vehicle parked on a street posted "Permit Parking Only" without a valid resident permit, temporary permit or business permit shall be subject to a parking fine, as provided by ordinance, and after proper notice, towing of the vehicle to a City of Hoboken municipal parking lot.

B. Any vehicle parked on a street posted "Resident Permit Parking Only" without a valid resident permit shall be subject to a parking fine, as provided by ordinance, and after proper notice, towing of the vehicle to a City of Hoboken municipal parking lot.

§141-8. Grace period

Any vehicles parked in a permit parking only zone (as defined in this Article) without a valid resident permit, visitor permit, temporary permit or business permit will have a four-hour (4) grace period, after which they will be ticketed and towed. There is no grace period in a Resident Permit Parking zone.


The Parking Authority shall have the authority to formulate and promulgate rules and regulations pertaining to this Article, subject to the veto of the City Council, and the Parking Authority shall be entitled, in its discretion, to verify any information appropriate to the enforcement of this Article. The Parking Authority and the Hoboken Police Department shall have the power to issue summonses for violations of this Article; provided, however, that in the case of a summons issued for misuse of a resident permit, such summonses shall be issued by the Municipal Court of the City of Hoboken.

§141-10. Enforcement.

Enforcement of this Article and further rules and regulations as may be promulgated from time to time shall be under the jurisdiction of either the Hoboken Parking Authority and/or the Hoboken Police Department as determined by the Director of the Department of Public Safety.

§141-11. Fees.

A. All fees to be collected pursuant to this chapter shall be set by the Parking Authority in its reasonable discretion and subject to the veto of the City Council.
B. A schedule of all fees set pursuant to this chapter shall be available for public inspection during regular business hours at the office of the Parking Authority and at the office of the City Clerk.

SECTION II

If any section or provision of this Ordinance shall be held invalid in any court, the same shall not affect the other sections or provisions of this Ordinance except so far as the section or provision declared invalid shall be inseparable from the remainder or any portion thereof.

SECTION III

Any Ordinance, or section or provision of any Ordinance inconsistent with this ordinance is hereby repealed to the extent of such inconsistency.

SECTION IV

This Ordinance shall take effect upon publication as provided by law.

---Councilman Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on February 6, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 1 - ABSTENTION: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Giacchi.
---Abstention: Castellano.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Helen Hirsch, 98 Park Avenue; Lucille Hack, 1203 Park Avenue; Daniel de Cavingnac, 636 Hudson Street;

At 8:19 p.m., Council President Soares left the meeting and Vice-President Ramos assumed the roll of Chairperson.

speakers continued: Stephen Santangelo, 1103 Washington Street; Beth Leggiere, 741 Park Avenue;

At 8:24 p.m., Council President Soares returned to the meeting and resumed the Chairperson.

speakers continued: Salvatore Castaglia, 114 Willow Avenue; Paul Amante, 736 Willow Avenue; (Ms.) Gonzolez, 4th and Adams Street.

President Soares then adjourned the meeting at 8:42 p.m.
Prior to the beginning of the regular council meeting, at 6:45 PM, the council entered into an executive (closed) session.

02-305
---By Councilman Ramos:

WHEREAS, Members of the Hoboken City Council wish to enter Executive Session to discuss matters pursuant to N.J.S.A. 10:4-12(b); and

WHEREAS, pursuant to N.J.S.A. 10:4-13 a resolution is required stating the general nature of the subject to be discussed and as precisely as possible, the time when and the circumstances under which the discussion in the Executive Session can be disclosed to the public; and

WHEREAS, the general nature of the subject(s) to be discussed at this meeting is as follows:

1- A discussion of litigation and personnel; now therefore -

BE IT RESOLVED, that the City Council shall at this time, 6:45 pm, February 6, 2002, enter into Executive Session to discuss the matters as outlined above, and-

BE IT FURTHER RESOLVED, that it can be disclosed to the public as follows:

Upon final disposition of the matter.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

President Soares opened the meeting at 7:09 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:
PRESENT: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.

ABSENT: Cricco.

________________________________________

HEARING ON ORDINANCES

Second Reading and Public Hearing

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN (PARKING FOR HANDICAPPED) (Approvals: 103 Jefferson Street)

President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Ramos moved that the hearing be closed. Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 101 OF THE CODE OF THE CITY OF HOBOKEN (FIRE PREVENTION) AND CHAPTER 4 (DEPARTMENT OF PUBLIC SAFETY) (Amending the fire code; fire prevention)

President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Giacchi moved that the hearing be closed. Motion duly seconded by Councilwoman Andreula.

---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.
AN ORDINANCE AMENDING CHAPTER 141 OF THE REVISED GENERAL ORDINANCE OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, PROVIDING FOR PARKING PERMITS AND REGULATION OF ON STREET PARKING THROUGHOUT THE CITY OF HOBOKEN (Amendments regarding parking permits)

The above Ordinance was withdrawn at this time. NO ACTION TAKEN.

HEARING ON ORDINANCES

Third and Final Reading

Council President Soares then moved that the ordinance entitled, "AN ORDINANCE AMENDING CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, R-1, R-2 AND R-3 ZONES, WITH RESPECT TO BUILDING HEIGHT, DENSITY AND RELATED ISSUES" be taken from the table for its third and final reading.

Motion seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

Council President Soares then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN (PARKING FOR HANDICAPPED) (Approvals: 103 Jefferson Street)" be taken from the table for its third and final reading.

Motion seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

Council President Soares then moved that the ordinance entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 101 OF THE CODE OF THE CITY OF HOBOKEN (FIRE PREVENTION) AND CHAPTER 4 (DEPARTMENT OF PUBLIC SAFETY) (Amending the fire code; fire prevention)" be taken from the table for its third and final reading.

Motion seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.
PETITIONS AND COMMUNICATIONS

02-306

January 30, 2002

The Honorable Members of the City Council
City of Hoboken
City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies and Gentlemen:

Pursuant to my authority as Mayor of the City of Hoboken I hereby appoint Steve Cappiello as Deputy Mayor effective January 29, 2002.

Very truly yours,

DAVID ROBERTS
Mayor
City of Hoboken

cc: James Farina, City Clerk
    Esther Suarez, Corporation Counsel
    City Directors

--Received and filed.

02-307

A communication from Corporation Counsel Esther Suarez, advising of a favorable ruling for the City regarding “City of Hoboken v. Anthony Russo et al.”

--Received and filed.

02-308

February 5, 2002

The Honorable Members of the City Council
City of Hoboken
City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies and Gentlemen:
Pursuant to my authority under N.J.S.A. 40:64-1 et. al. and Ordinance No. DR-19, which passed the City Council on December 12, 2001, I hereby make the following appointments to the Hoboken Shade Tree Commission effective January 1, 2002:

<table>
<thead>
<tr>
<th>Name</th>
<th>Term Date</th>
<th>Term Length</th>
<th>Position</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cassandra Wilday</td>
<td>12/31/02</td>
<td>One Year</td>
<td>Regular Member</td>
</tr>
<tr>
<td>John P. Maneri</td>
<td>12/31/03</td>
<td>Two Years</td>
<td>Regular Member</td>
</tr>
<tr>
<td>Adam Hoppe</td>
<td>12/31/04</td>
<td>Three Years</td>
<td>Regular Member</td>
</tr>
<tr>
<td>Matthew Warren</td>
<td>12/31/05</td>
<td>Four Years</td>
<td>Regular Member</td>
</tr>
<tr>
<td>Leah Healey</td>
<td>12/31/06</td>
<td>Five Years</td>
<td>Regular Member</td>
</tr>
<tr>
<td>Brain Brooks</td>
<td>12/31/06</td>
<td>Five Years</td>
<td>First Alternate</td>
</tr>
<tr>
<td>Valerie D’Antonio</td>
<td>12/31/05</td>
<td>Four Years</td>
<td>Second Alternate</td>
</tr>
</tbody>
</table>

Very truly yours,

DAVID ROBERTS
Mayor
City of Hoboken

cc: James Farina, City Clerk
    Esther Suarez, Corporation Counsel

--Received and filed.

February 6, 2002

The Honorable Members of the City Council
City of Hoboken
City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies and Gentlemen:

    After researching previous appointments made to the Hoboken Planning Board, it has come to my attention that there was an error in calculating Hank Forrest’s last term of office. On December 16, 1998 he was reappointed to the Hoboken Planning Board for a two (2) year term effective January 1, 1999 through December 31, 2000, not December 31,2001 as indicated in our records.

    To rectify this situation, I hereby reappoint Hank Forrest of 518 Jefferson Street, Hoboken, New Jersey as a First Alternate for a term of two (2) years effective January 1, 2001 through December 31,2002.

    Very truly yours,

DAVID ROBERTS
Mayor
City of Hoboken

cc: James Farina, City Clerk
    Esther Suarez, Corporation Counsel
    Thomas Mooney, Planning Board
February 6, 2002

The Honorable Members of the City Council
City of Hoboken
City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies and Gentlemen:

I hereby recommend for appointment Mr. Michael Schaffer, 2 Constitution Court, Hoboken, New Jersey 07030 as a Commissioner of the North Hudson Sewerage Authority for a five (5) year term expiring February 1, 2007.

Very truly yours,
DAVID ROBERTS
Mayor
City of Hoboken

cc: James Farina, City Clerk
Esther Suarez, Corporation Counsel

02-309

WHEREAS, in February of 1926, Dr. Carter C. Woodson, a noted African American author and scholar began what was then called Negro History Week to educate non-Black American about Black American culture and history and to engender pride among African Americans; and

WHEREAS, Dr. Woodson chose the month of February for the celebration because the month marks the birthdays of President Abraham Lincoln, who signed the Emancipation Proclamation ending slavery, and Frederick Douglass, the noted African American abolitionist, and

WHEREAS, Black History Month honors the struggle and determination to change attitudes and heighten the understanding of the African American experience, and

WHEREAS, for the past five years, City employee Rev. Shirley Cummins and other volunteers have assembled a public display that adorns the lobby of Hoboken City Hall, commemorating the significant contributions made by Black Americans and Black Hoboken citizens to our community;

NOW THEREFORE I, DAVID ROBERTS, Mayor of the City of Hoboken, do hereby issue this proclamation on behalf of the City of Hoboken and its citizens declaring the month of February, in the Year of Our Lord Two Thousand and Two to be Black History Month in the City of Hoboken.

--Received and filed.
WHEREAS, St. Mary Hospital Cardiac Rehab Unit celebrates **February as American Heart Month**; and

WHEREAS, St. Mary Hospital Cardiac Unit encourages all Hoboken residents to learn and live a heart healthy lifestyle which will reduce the risk of problems in the future and have life-long benefits; and

WHEREAS, in this time of national conflict we take time to honor the sacrifice and dedication of our veterans, and to appreciate the liberty we enjoy as Americans;

WHEREAS, a number of events and activities are being planned by St. Mary Hospital Cardiac to learn what's ahead and participate in a raffle drawing for a “Healthy Heart Basket”

- **On Tuesday, February 5, at 10:00 a.m.** meet in the lobby of St. Mary Hospital to get your Blood Pressure taken, then proceed to the Cardiac Rehab unit for free cholesterol screening and body fat analysis and also sign up for a mini-consult with a Registered Nurse or Dietician
- **On Tuesday, February 19th at 10:00 a.m.** meet in the St. Mary Hospital Cardiac Rehab Unit for a free mini-consult with a Registered Nurse or Dietician to help you put it all together
- **On Tuesday, February 26th at 11:00 a.m.** meet in the St. Mary Hospital Cardiac Rehab Unit for a healthy cooking demonstration.

**NOW, THEREFORE I, DAVID ROBERTS,** Mayor of the City of Hoboken, do hereby proclaim the month of **February 2002 as AMERICAN HEART MONTH** on behalf of the City of Hoboken.

--Received and filed.

**02-311**

**APPLICATIONS FOR MISCELLANEOUS LICENSES**

<table>
<thead>
<tr>
<th>License Type</th>
<th>Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Hack Drivers</td>
<td>1</td>
</tr>
<tr>
<td>Livery/Limousine Drivers</td>
<td>4</td>
</tr>
<tr>
<td>Vendor</td>
<td>2</td>
</tr>
<tr>
<td>Parking Lots</td>
<td>9</td>
</tr>
<tr>
<td>Auto Garage</td>
<td>3</td>
</tr>
<tr>
<td>Mechanical Amusement Devices</td>
<td>1</td>
</tr>
<tr>
<td>Music Machines</td>
<td>14</td>
</tr>
</tbody>
</table>

---Councilman Ramos moved that the licenses be granted.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

**REPORTS OF CITY OFFICERS**
02-312  
A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending January 31, 2002 - $381,658.07.

---Received and filed.

02-313  
A report of the Municipal Court indicating receipts for the month of January 2002 as $263,563.86.

---Received and filed.

CLAIM RESOLUTIONS

02-314  
By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $498,365.62 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $191,644.94 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $522,574.63 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $41,066.04 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

PAYROLL RESOLUTIONS

02-315
By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD JANUARY 3, 2002 TO JANUARY 16, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mayor's Office</td>
<td>1-01-20-110</td>
<td>9,906.40</td>
<td>(90.00)</td>
<td></td>
<td>9,816.40</td>
</tr>
<tr>
<td>City Council</td>
<td>1-01-20-111</td>
<td>6,747.00</td>
<td></td>
<td></td>
<td>6,747.00</td>
</tr>
<tr>
<td>City Clerks</td>
<td>1-01-20-120</td>
<td>8,069.39</td>
<td>248.40</td>
<td>1,407.69</td>
<td>9,725.48</td>
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<td>Elections</td>
<td>1-01-20-122</td>
<td>0.00</td>
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<td>9,751.67</td>
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<td>9,851.67</td>
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<td>Bus Adm. Office</td>
<td>1-01-20-112</td>
<td>7,522.72</td>
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<td>928.00</td>
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<td>ABC Board</td>
<td>1-01-20-113</td>
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<td>307.70</td>
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<td>Purchasing Dept.</td>
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<td>6,180.45</td>
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<td>Finance Supervisor</td>
<td>1-01-20-130</td>
<td>5,618.45</td>
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<td>700.00</td>
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<td>Department</td>
<td>Code</td>
<td>Before</td>
<td>After</td>
<td>Before Adjust</td>
<td>After Adjust</td>
</tr>
<tr>
<td>------------------------------------</td>
<td>----------</td>
<td>--------</td>
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<td>---------------</td>
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<tr>
<td>Accounts &amp; Controls</td>
<td>1-01-20-131</td>
<td>3,339.30</td>
<td>3,339.50</td>
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<td>Payroll Division</td>
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<td>4,541.97</td>
<td>5,091.97</td>
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<td>Personnel</td>
<td>1-01-20-105</td>
<td>5,732.14</td>
<td>6,272.14</td>
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<td>Tax Collector's</td>
<td>1-01-20-145</td>
<td>9,315.63</td>
<td>9,315.63</td>
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<tr>
<td>Assessor's Office</td>
<td>1-01-20-150</td>
<td>9,538.59</td>
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<tr>
<td>Treasurer's</td>
<td>1-01-20-131</td>
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<tr>
<td>Emergency Mgmt</td>
<td>1-01-25-266</td>
<td>721.60</td>
<td>721.60</td>
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<tr>
<td>Police Division</td>
<td>1-01-25-241</td>
<td>414,232.08</td>
<td>567,676.45</td>
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<td>Crossing Guard</td>
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<td>12,748.50</td>
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<tr>
<td>Fire Division</td>
<td>1-01-25-266</td>
<td>311,159.77</td>
<td>449,413.44</td>
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<tr>
<td>Water Utility</td>
<td>0-01-26-774</td>
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<td>Grants Management</td>
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<td>5,774.34</td>
<td>6,957.74</td>
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<td>Signal &amp; Traffic Dept.</td>
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<td>11,713.17</td>
<td>12,761.57</td>
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<tr>
<td>Public Library</td>
<td>1-01-29-390</td>
<td>20,633.22</td>
<td>21,721.57</td>
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<tr>
<td>Zoning Officer</td>
<td>1-01-21-186</td>
<td>4,914.56</td>
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<tr>
<td>Zoning Board of Adjust</td>
<td>1-01-21-185</td>
<td>1,958.92</td>
<td>1,958.92</td>
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<tr>
<td>Planning Board</td>
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<td>1,407.26</td>
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<td>Historic Preservation</td>
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<td>Municipal Court</td>
<td>1-01-43-490</td>
<td>27,810.33</td>
<td>33,075.00</td>
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<td>Envir. Ser. Dir. Office</td>
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<td>8,565.28</td>
<td>10,817.50</td>
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<tr>
<td>Streets &amp; Roads</td>
<td>1-01-26-291</td>
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<td>Solid Waste</td>
<td>1-01-26-305</td>
<td>46,161.49</td>
<td>55,192.63</td>
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<td>Recycling</td>
<td>1-01-26-300</td>
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<td>Community Develpmt</td>
<td>1-01-21-187</td>
<td>5,422.95</td>
<td>5,422.95</td>
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<td>Central Garage</td>
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<td>8,339.71</td>
<td>9,622.59</td>
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<tr>
<td>Recreation Dept.</td>
<td>1-01-28-370</td>
<td>16,626.01</td>
<td>19,651.01</td>
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<td></td>
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<tr>
<td>Department</td>
<td>Code</td>
<td>Amount</td>
<td>Amount</td>
<td>Total</td>
<td></td>
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<tr>
<td>------------------------------------</td>
<td>-------------</td>
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<td>------------</td>
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</tr>
<tr>
<td>Parks &amp; Public Prop.</td>
<td>1-01-28-375</td>
<td>43,209.50</td>
<td>2,559.85</td>
<td>7,360.00</td>
<td>53,129.35</td>
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<tr>
<td>Constituent Services</td>
<td></td>
<td>3,924.30</td>
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<td>Human Service Direct.</td>
<td>1-01-27-330</td>
<td>2,692.30</td>
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<tr>
<td>Hispanic Affairs</td>
<td>1-01-27-331</td>
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<tr>
<td>Board of Health</td>
<td>1-01-27-332</td>
<td>13,205.97</td>
<td>1,168.80</td>
<td>1,300.00</td>
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<td>Div of Housing Svc</td>
<td>1-01-27-346</td>
<td>5,521.60</td>
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<td>5,521.60</td>
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<tr>
<td>Senior Citizens Div</td>
<td>1-01-27-336</td>
<td>9,305.29</td>
<td>2,260.00</td>
<td>11,565.29</td>
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<tr>
<td>Rent &amp; Stabilization Bd</td>
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<td>7,010.98</td>
<td>50.00</td>
<td>7,060.98</td>
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<td>Transportation</td>
<td>1-01-27-348</td>
<td>5,528.35</td>
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<td>5,528.35</td>
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<tr>
<td>Cultural Affairs</td>
<td>1-01-27-176</td>
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<td></td>
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<td></td>
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<tr>
<td>Public Defender</td>
<td>1-01-43-495</td>
<td>1,930.92</td>
<td></td>
<td>1,930.92</td>
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<tr>
<td>Construction Code</td>
<td>1-01-22-195</td>
<td>23,574.57</td>
<td>2,400.00</td>
<td>25,974.57</td>
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<tr>
<td>DDEF</td>
<td>0-01-55-901</td>
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<td></td>
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</tr>
<tr>
<td><strong>Sub-Total</strong></td>
<td></td>
<td>1,100,357.18</td>
<td>30,496.38</td>
<td>309,667.64</td>
<td>1,440,521.20</td>
</tr>
<tr>
<td><strong>Other</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Water Utility</td>
<td>0-05-20-701-010</td>
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<td></td>
</tr>
<tr>
<td>Police Outside Employ.</td>
<td>T-14-10-000-000</td>
<td></td>
<td>11,520.00</td>
<td>11,520.00</td>
<td></td>
</tr>
<tr>
<td>Police Grant.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Summer Lunch Progrm</td>
<td>G-02-40-302-000</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Grand Total</strong></td>
<td></td>
<td>1,100,357.18</td>
<td>30,496.38</td>
<td>321,187.64</td>
<td>1,452,041.20</td>
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</tbody>
</table>

Motion by Councilman Ramos.
Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

**RESOLUTIONS**
Presented and Read

02-316
---By Councilman Ramos:

WHEREAS, the Council for the City of Hoboken wishes to settle all claims alleged by Antoinette Fiorentini, former Police Dispatcher, pending in the United States District Court, District of New Jersey, Civil Action Number 01-1257(FSH); and

WHEREAS, the settlement offered is in exchange for a complete release of all claims against the City of Hoboken filed in the United States District Court, District of New Jersey; and

WHEREAS, the settlement allows for the City's rehiring of Antoinette Fiorentini the position of Dispatcher within Department of Environmental Services.

NOW, THEREFORE, BE IT RESOLVED THAT, the Council for the City of Hoboken does hereby approve the Settlement and General Release Agreement between Antoinette Fiorentini and the City of Hoboken, in accordance with the terms and conditions of the Settlement and General Release Agreement attached hereto.

BE IT ALSO RESOLVED that the Council for the City of Hoboken ratifies Ms. Fiorentini's rehiring which shall be retroactive to January 28, 2002.

BE IT ALSO RESOLVED, that the Council hereby authorizes the City of Hoboken to execute the Settlement and General Release Agreement and Resolution in settlement of the allegations raised by Antoinette Fiorentini.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-317
---By Councilman Ramos:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for Motor Cycles (2) for the City of Hoboken in accordance with Bid 02-08:

<table>
<thead>
<tr>
<th>Name of Bidder</th>
<th>Amount of Bid (Each Year)</th>
</tr>
</thead>
<tbody>
<tr>
<td>TEC Electric, Inc.</td>
<td>Master (yr 1) $50.66/hr.</td>
</tr>
<tr>
<td></td>
<td>Helper $16.62/hr.</td>
</tr>
<tr>
<td></td>
<td>Master (yr 2) $52.51/hr.</td>
</tr>
<tr>
<td></td>
<td>Helper $17.23/hr.</td>
</tr>
<tr>
<td>230 West Parkway</td>
<td></td>
</tr>
<tr>
<td>Pequannock, NJ 07444</td>
<td></td>
</tr>
</tbody>
</table>

and:
WHEREAS, the Business Administrator recommends the acceptance of the bid of TEC Electric, Inc.; now, therefore, be it

RESOLVED, that the proposal of TEC Electric, Inc. at a price of $50.66/hr/Master Electrician and $16.62/hr/Helper for year one (1) and $52.51/hr/Master Electrician and $17.23/hr/Helper for year two (2) be and the same is hereby accepted, and be it further

RESOLVED, that a contract be drafted and entered into between the Mayor and Council of the City of Hoboken and TEC Electric, Inc. for the aforementioned Electrical Services, form of which contract is to be prepared by the City's Corporate Counsel; and be it further

RESOLVED, that the Mayor, and /or Business Administrator, be and he is hereby authorized to execute the contract and the City Clerk be and he is hereby authorized to attest the same and to affix thereon the corporate seal of the City of Hoboken; and be it further

RESOLVED, that upon execution of the aforementioned contract the bid bond/bank check deposited by this vendor be returned to them.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-318
---By Councilman Ramos:

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue by his letter hereto attached and made a part hereof, recommends that refunds be made; now, therefore, be it –

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling $40,170.37 representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BL/LOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mortgage Service Center</td>
<td>16\16</td>
<td>565-1st St.</td>
<td>$9,175.28</td>
</tr>
<tr>
<td>600 Atrium Way</td>
<td></td>
<td>Mt. Laurel, N.J. 08054-5452</td>
<td></td>
</tr>
<tr>
<td>Attn: Shannon Brake</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>GMAC Mortgage</td>
<td>8\1\C005F</td>
<td>550-564 Newark St</td>
<td>$777.28</td>
</tr>
<tr>
<td>600 Atrium Way</td>
<td></td>
<td>Mt. Laurel, N.J. 08054-5452</td>
<td></td>
</tr>
<tr>
<td>Attn: Shannon Brake</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cendant Mortgage</td>
<td>168\8.1\C2-1R</td>
<td>619-21Willow Ave.</td>
<td>$1,971.53</td>
</tr>
<tr>
<td>600 Atrium Way</td>
<td></td>
<td>Mt. Laurel, N.J. 08054-5452</td>
<td></td>
</tr>
<tr>
<td>Attn: Shannon Brake</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>First Union Mortgage</td>
<td>74\29</td>
<td>610 Monroe St</td>
<td>$621.30</td>
</tr>
</tbody>
</table>

Meeting of February 6, 2002
---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.
02-319
---By Councilman Ramos:

WHEREAS, N.J.S.A. 40A:5-4 requires the government body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Audit for the fiscal year ending June 30, 2001 has been completed and filed by a Registered Municipal Accountant with the City Clerk as per the requirements of N.J.S.A. 40:5-6; and

NOW, THEREFORE, BE IT RESOLVED, the City Council of the City of Hoboken, that the Annual Audit for the Fiscal Year ending June 30, 2001 be accepted for review, specifically, the sections of the Annual Audit entitled General Comments and Recommendations as promulgated by the Local Finance Board.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-320
---By Councilman Ramos:

WHEREAS, the Council of the City of Hoboken authorized submission of a grant proposal to the New Jersey Department of Community Affairs, Office of Recreation to participate in a grant competition, “Safe Kids Playground Initiative”, to make needed safety improvements for the elimination of playground hazards; and

WHEREAS, the New Jersey Department of Community Affairs has approved Hoboken’s application for the installation of new safety surfaces in Church Square and Stevens Parks;

WHEREAS, the City of Hoboken desires to obtain the grant from the New Jersey Department of Community Affairs, for approximately $10,000 State with $15,000 local share for a total contract of $25,000 for 2002 to eliminate the hazards at Church Square and Stevens Parks;

NOW THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken does hereby authorize the Mayor and/or Business Administrator to execute the grant agreement from the Department, and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of such funds pursuant to the terms of said agreement between the City of Hoboken and the New Jersey Department Community Affairs;

BE IT FURTHER RESOLVED, that the persons whose names, title and signatures appear below are authorized to sign the agreement, and any other documents necessary in connection therewith:

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-321
---By Councilman Ramos:

WHEREAS, the City of Hoboken has been invited to submit a funding application to the New Jersey Department of Environmental Protection, Green Acres Program; and

WHEREAS, the City desires to submit an application for open space funding; now therefore be it –

Resolved, that the Mayor or Business Administrator of the City of Hoboken be hereby authorized on behalf of the City of Hoboken to:

1. Execute and submit an application to the New Jersey Department of Environmental Protection, Green Acres Program for open space funding;
2. Furnish such documents as may be required;
3. Act as authorized correspondent of the City of Hoboken;
4. Execute necessary contracts, if funding is awarded.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-322
---By Councilman Ramos:

WHEREAS, the City of Hoboken has been invited to submit a funding application to the United States Department of Interior National Park Service for park improvement funding; and

WHEREAS, the City desires to submit an application now therefore be it –

Resolved, that the Mayor or Business Administrator of the City of Hoboken be hereby authorized on behalf of the City of Hoboken to:

5. Execute and submit an application to the United States Department of Interior National Park Service for park improvement funding;
6. Furnish such documents as may be required;
7. Act as authorized correspondent of the City of Hoboken;
8. Execute necessary contracts, if funding is awarded.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.
02-323
---By Councilman Ramos:

WHEREAS, the City of Hoboken has been invited to submit a funding application to the New Jersey Department of Transportation for Transportation Enhancement funding; and

WHEREAS, the City desires to submit an application for sidewalk improvements to Fourteenth Street; now therefore be it –

Resolved, that the Mayor or Business Administrator of the City of Hoboken be hereby authorized on behalf of the City of Hoboken to:

  9. Execute and submit an application to the New Jersey Department of Transportation for sidewalk improvement funding;
  10. Furnish such documents as may be required;
  11. Act as authorized correspondent of the City of Hoboken;
  12. Execute necessary contracts, if funding is awarded.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-324
---By Councilwoman Marsh:

WHEREAS, the Council of the City of Hoboken desires to further public interest by obtaining a grant from the State of New Jersey Department of Environmental Protection to fund a project entitled: Community Forestry Management Plan; and

WHEREAS, the State of New Jersey Department of Environmental Protection has approved the City’s request for funding and has awarded a grant in the amount of $2,000 with a local share of $1,000 to be provided by the City as in-kind services in compliance with the match requirement of the agreement;

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken does hereby authorize the Mayor and/or Business Administrator to execute the grant agreement with the State along with any amendments thereto which do not increase the Grantee’s obligations. The Council of the City of Hoboken does further authorize the expenditure of such funds pursuant to the terms of said agreement between the City of Hoboken and the State of New Jersey Department of Environmental Protection.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.
---Nays: None.

**02-325**
---By Councilman Ramos:

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of a special item of revenue into the Municipal Budget of the City of Hoboken for SFY 2002 when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the budget; and

WHEREAS, said Director of the Division of Local Government Services may also approve the insertion of all appropriation items of an amount equal to any such special item of revenue;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hoboken hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue into the Municipal Budget for SFY 2002 in the sum of $5,050.00 which is now available as a revenue from donations to the Hoboken Fire Department pursuant to the statutory provisions, and

BE IT FURTHER RESOLVED, that a like sum in the amount of $5,050.00 be hereby appropriated under the caption:

**Hazmat Donations – Fire Department**

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

**02-326**
---By Councilman Ramos:

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of a special item of revenue into the Municipal Budget of the City of Hoboken for SFY 2002 when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the budget; and

WHEREAS, said Director of the Division of Local Government Services may also approve the insertion of all appropriation items of an amount equal to any such special item of revenue;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hoboken hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue into the Municipal Budget for SFY 2002 in the sum of $10,000.00 which is now available as a revenue from the New Jersey Department of Community Affairs, Office of Recreation, pursuant to the statutory provisions, and

BE IT FURTHER RESOLVED, that a like sum in the amount of $10,000.00 be hereby appropriated under the caption:

**NJ Safe Kids Playground Initiative Grant**
---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-327
---By Councilman Ramos:

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of a special item of revenue into the Municipal Budget of the City of Hoboken for SFY 2002 when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the budget; and

WHEREAS, said Director of the Division of Local Government Services may also approve the insertion of all appropriation items of an amount equal to any such special item of revenue;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hoboken hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue into the Municipal Budget for SFY 2002 in the sum of $86,138.51 which is now available as a revenue from the State of New Jersey, Office of Emergency Management, pursuant to the statutory provisions, and

BE IT FURTHER RESOLVED, that a like sum in the amount of $86,138.51 be hereby appropriated under the caption:

Public Assistance Grant – Federal Share
9/11/2001 Terrorist Attack

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-328
---By Councilman Ramos:

WHEREAS, the City of Hoboken recognizes the needs of the Hoboken Parking Authority and supports its efforts to provide adequate services while maintaining an affordable cost to residents; and

WHEREAS, the City of Hoboken will work whenever possible to assist the Hoboken Parking Authority in its efforts to provide improved services to the residents of Hoboken; and

WHEREAS, the Hoboken Parking Authority has requested a rate increase in residential fees from $5.00 to $10.00.

WHEREAS, tax counsel recommends a settlement in these matters, as reached in court now, therefore, be it –
BE IT RESOLVED, by the City Council of the City of Hoboken agrees that the fee for Resident Permits be increased from $5.00 to $10.00.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-329
---By Councilwoman Marsh:

WHEREAS, the Council of the City of Hoboken desires to improve conditions on the east side of Washington Street between Observer Highway and Newark Street through a project funded by the State of New Jersey Department of Environmental Protection: entitled: New Jersey 2002 Tree Planting Grant; and

WHEREAS, the State of New Jersey Department of Environmental Protection has approved the City’s request for funding and has awarded a grant in the amount of $7,500.00 with a total local share of $12,875.00 of which $900.00 is a cash contribution and $11,975.00 is to be provided as in-kind services in compliance with the match requirements of the agreement;

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken does hereby authorize the Mayor and/or Business Administrator to execute the grant agreement with the State along with any amendments thereto which do not increase the Grantee’s obligations. The Council of the City of Hoboken does further authorize the expenditure of such funds pursuant to the terms of said agreement between the City of Hoboken and the State of New Jersey Department of Environmental Protection.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-330
---By Councilman Ramos:

WHEREAS, pursuant to Section 64-2 of the Code of the City of Hoboken, the governing body of the City of Hoboken shall appoint three (3) members to the North Hudson Sewerage Authority (“the Authority”); and

WHEREAS, the Mayor of the City of Hoboken has nominated Michael Schaffer of 2 Constitution Court, Hoboken, New Jersey, for appointment as a member of the Authority effective February 1, 2002;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that Michael Schaffer be and is hereby appointed as a member of the Authority for a term of five (5) years to expire February 1, 2007.
---Motion duly seconded by Council President Soares.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-331
---By Councilman Del Boccio:

WHEREAS, George Ortiz is an employee with the City of Hoboken, in the Department of Administration; and

WHEREAS, he has requested and received a six month personnel leave of absence, which expires on February 23, 2002; and

WHEREAS, most recently George Ortiz has requested an indefinite personal leave of absence; and

NOW, THEREFORE, BE IT RESOLVED that a final leave of absence without pay or medical benefits, from February 23, 2002 through August 23, 2002, is granted to George Ortiz, with the understanding that no further leave will be approved.

Prior to the vote, one member of the public spoke: Peggy McGeary of 1042 Bloomfield Street.

---Motion duly seconded by Councilwoman Castellano.
---FAILED by the following vote: YEAS: 2 - NAYS: 6 - ABSENT: 1
---Yeas: Council persons Castellano, Del Boccio.
---Nays: Andreula, Campos, Giacchi, Marsh, Ramos and President Soares.
---Absent: Cricco.

02-332
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken hereby strongly disapproves the activity of ‘pub crawls’ within its city limits; and

WHEREAS, this is an activity that negatively impacts the quality of life to the resident’s of Hoboken; and

WHEREAS, the organized ‘pub crawl’ brings to Hoboken’s residential neighborhoods excessive noise, overcrowding, double parking, vandalism to both public and private property and general hooliganism into the early morning hours; and

WHEREAS, the City of Hoboken recognizes that our citizens are entitled to a safe, quiet and peaceful environment free from rowdiness and uncontrolled noise; and

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that the City hereby condemns all organized ‘pub crawls’ in Hoboken because of the detrimental impact it has on the quality of life of our citizens and the Council recommends that establishments not participate in such activity.

---Motion duly seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

ORDINANCES

Introduction and First Reading

02-333
DR-29
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991, ORDINANCE NO. 2278 (Repeal of parking limits for general handicapped spaces)

WHEREAS, the City of Hoboken recognizes the needs of the handicapped residents of the City; and

WHEREAS, the City of Hoboken will work whenever possible to make the necessary accommodations to the handicapped residents.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the City of Hoboken in the County of Hudson that the Hoboken Code shall be amended by adding the following sections:

SECTION I
ARTICLE XVIII
HANDICAPPED PARKING Repeal of parking time for general handicapped spaces.

The following locations are hereby repealed as a parking time limit on certain streets:

<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Side</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Washington Street</td>
<td>East</td>
<td>Beginning at the point of 164’ feet north of the northerly curbline of Sixth Street and extending 22’ feet northerly therefrom</td>
</tr>
<tr>
<td>Washington Street</td>
<td>West</td>
<td>Beginning at a point 30’ feet south of the southerly curbline of Third Street and extending 22’ feet southerly therefrom</td>
</tr>
</tbody>
</table>

SECTION II
If any section or provision of this Ordinance shall be held invalid in any court, the same shall not affect the other sections or provisions of this Ordinance except so far as the section or provision declared invalid shall be inseparable from the remainder or any portion thereof.

SECTION III
Any Ordinance, or section or provision of any Ordinance inconsistent with this ordinance is hereby repealed to the extent of such inconsistency.

SECTION IV
This Ordinance shall take effect upon publication as provided by law.

---Councilman Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on FEBRUARY 20, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-334 DR-30
ORDINANCE ADOPTING A CHECKLIST TO DETERMINE THE COMPLETENESS OF APPLICATIONS. (For applications to the Planning Board)

WHEREAS, the New Jersey Municipal Land Use Law (N.J.S.A. 40:58-D-1 et seq.) provides that a municipality must adopt, by ordinance, checklists to determine the completeness of applications for development (N.J.S.A. 40:58D-10.3); and

WHEREAS, the Planning Board of the City of Hoboken has reviewed the current checklists and found them to be in need of improvement and strengthening; and

NOW, THEREFORE, BE IT ORDAINED and enacted by the City Council of the City of Hoboken, County of Hudson, as follows:

1. The Revised General Ordinances of the City of Hoboken, County of Hudson are hereby amended and supplemented by a new chapter to be known and designated, Chapter 34A, entitled “Development Application Checklists.”
2. The checklists appended hereto are hereby enacted as the checklists for development applications to be used to determine completeness of applications to the land use regulatory agencies of the City of Hoboken.
3. This Ordinance shall take effect twenty (20) days after being signed into law and published in accordance under law.

---Councilwoman Marsh moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on FEBRUARY 20, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-335 DR-31
AN ORDINANCE TO AMEND THE SALARY ORDINANCE FOR THE CITY OF HOBOKEN. (Inclusions and deletions of titles and salaries)
1. The Alphabetical List of Titles, City of Hoboken, set forth in the ordinance to which this Ordinance is an amendment be and the same is hereby amended so that the following titles, salaries and ranges contained therein shall be included as follows:

<table>
<thead>
<tr>
<th>Title</th>
<th>Minimum</th>
<th>Maximum</th>
</tr>
</thead>
<tbody>
<tr>
<td>Assistant Super. Recreation</td>
<td>$27,000.00</td>
<td>$44,792.94</td>
</tr>
<tr>
<td>Asst. Zoning Officer P/T</td>
<td>$ 2,000.00</td>
<td>$10,000.00</td>
</tr>
<tr>
<td>Complaint Investigator</td>
<td>$10,000.00</td>
<td>$25,000.00</td>
</tr>
<tr>
<td>Environmental Health Specialist</td>
<td>$21,000.00</td>
<td>$47,538.06</td>
</tr>
<tr>
<td>Environmental Health Specialist P/T</td>
<td>$25/hour</td>
<td></td>
</tr>
<tr>
<td>Fire Prevention Specialist, UFD</td>
<td>$60,265.00</td>
<td>$72,304.69</td>
</tr>
<tr>
<td>Librarian Assistant P/T</td>
<td>$7/hour</td>
<td>$10/hour</td>
</tr>
<tr>
<td>Librarian P/T</td>
<td>$10/hour</td>
<td>$20/hour</td>
</tr>
</tbody>
</table>

2. The following titles, salaries and ranges in the Code for the City of Hoboken shall be deleted as follows:

<table>
<thead>
<tr>
<th>Title</th>
<th>Minimum</th>
<th>Maximum</th>
</tr>
</thead>
<tbody>
<tr>
<td>Comptroller</td>
<td>$35,000.00</td>
<td>$78,166.25</td>
</tr>
<tr>
<td>Graduate Nurse</td>
<td>$28,000.00</td>
<td>$47,988.34</td>
</tr>
<tr>
<td>Public Health Dentist</td>
<td>$15,600.00</td>
<td>$19,520.59</td>
</tr>
<tr>
<td>Registered Environmental Specialist</td>
<td>$21,000.00</td>
<td>$47,538.06</td>
</tr>
<tr>
<td>Registered Environmental Specialist P/T</td>
<td>$2,500.00</td>
<td></td>
</tr>
<tr>
<td>Treasurer</td>
<td>$ 2,500.00</td>
<td>$12,507.79</td>
</tr>
<tr>
<td>Welfare Director</td>
<td>$28,000.00</td>
<td>$54,034.95</td>
</tr>
</tbody>
</table>

If the Alphabetical List of Titles, City of Hoboken, herein set forth contains any position or positions, the duties of which are not enumerated in the Plan for the Standardization of Municipal Class Titles, which is a part of the ordinance to which this ordinance is an amendment, then in that event the duties of the said position or positions shall be those which pertain to the particular position and positions set forth in any other ordinance adopted and now in force and effect in any statute of the State of New Jersey relating to said position or provisions of this ordinance or the ordinance amended hereby.

3. The provisions of this ordinance shall in no way effect the tenure or Civil Service status of any employee presently employed by the City of Hoboken in any of the various positions set forth in the Alphabetical List of Titles, City of Hoboken, herein above.

4. The Alphabetical List of Titles referred to herein as well as the salary ranges for all positions in the City shall be on file in the Office of the City Clerk.
5. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

6. This ordinance shall take effect as provided by law.

---Councilman Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on FEBRUARY 20, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Pedro Gonzalez, 936 Willow Avenue; Lucille Haack, 1203 Park Avenue; Ines Garcia Kim, 1114 Park Avenue; Elizabeth Markavitch, 706 Grand Street; Paul Amante, 736 Willow Avenue, Peggy McGeary, 1042 Bloomfield Street; Helen Hirsch, 98 Park Avenue; Shelley Miller, 233 Grand Street; Lynda Walker, 210 Harrison Street; Daniel Tumpson, 230 Park Avenue; Curtis Crystal, 713 Monroe street.

President Soares then adjourned the meeting at 8:47 p.m.

________________________________________

PRESIDENT OF THE COUNCIL
MEETING OF FEBRUARY 20, 2002

MINUTES OF A MEETING OF THE COUNCIL OF THE CITY OF HOBOKEN, NEW JERSEY, HELD IN THE COUNCIL CHAMBERS, CITY HALL, HOBOKEN, NEW JERSEY, WEDNESDAY, FEBRUARY 20, 2002 AT 7:00 PM

In the absence of President Soares, Vice-President Ramos opened the meeting at 7:02 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:

PRESENT: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Ramos.

ABSENT: Castellano, President Soares.

HEARING ON ORDINANCES

Second Reading and Public Hearing

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991, ORDINANCE NO. 2278 (Repeal of parking limits for general handicapped spaces)

Vice-President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Giacchi moved that the hearing be closed. Motion duly seconded by Councilman Cricco.

---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.
ORDINANCE ADOPTING A CHECKLIST TO DETERMINE THE COMPLETENESS OF APPLICATIONS. (For applications to the Planning Board)

The above Ordinance was TABLED at this time.

AN ORDINANCE TO AMEND THE SALARY ORDINANCE FOR THE CITY OF HOBOKEN. (Inclusions and deletions of titles and salaries)

Vice-President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.
Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.

HEARING ON ORDINANCES

Third and Final Reading

Vice-President Ramos then moved that the ordinance entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991, ORDINANCE NO. 2278 (Repeal of parking limits for general handicapped spaces)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.

Vice-President Ramos then moved that the ordinance entitled, "AN ORDINANCE TO AMEND THE SALARY ORDINANCE FOR THE CITY OF HOBOKEN. (Inclusions and deletions of titles and salaries)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.
WHEREAS, the City of Hoboken encourages the spirit of patriotism amongst our residents at certain times throughout the year, such as during holidays and at times when national unity is needed as we face a conflict at home or abroad; and

WHEREAS, the tragic events of September 11, 2001 in New York City, Washington, D.C. and in the state of Pennsylvania, and the resulting efforts of the United States and our Coalition partners to liberate Afghanistan from tyranny have resulted in nation-wide patriotism; and

WHEREAS, 23 students from Ms. Kathleen Temple’s 5th grade class at the Wallace Primary School recently gathered 543 letters from students at their school, which were delivered to City Hall, requesting that the City declare a “Red, White and Blue Day” throughout Hoboken, in honor our country, our armed forces and our efforts to preserve and promote democracy throughout the world;

NOW THEREFORE, I, DAVID ROBERTS, Mayor of the City of Hoboken, do hereby proclaim March 1, 2002 as

“Red, White and Blue Day”

throughout the City of Hoboken and urge all of our residents to display our American Flag on this day and wear the colors of “Old Glory”, as a symbol of national unity and patriotism.

--Received and filed.

WHEREAS, the citizens of Hoboken, New Jersey stand firmly committed to promoting reading as the catalyst for our students’ future academic success, their preparation for America’s jobs of the future, and their ability to compete in a global economy; and

WHEREAS, the Hoboken public school system has provided significant leadership in the area of community involvement in the education of our youth, grounded in the principle that educational investment is key to the community’s well being and long-term quality of life; and

WHEREAS, NEA’S Read Across America, a national celebration of reading birthday on March 1, promotes reading and adult involvement in the education of our community’s students;

WHEREAS, Read Across America-NJ is being conducted statewide by the New Jersey Education Association, in partnership with the New Jersey State League of Municipalities, the New Jersey Library Association, the Saturn-UAW, Staples, and their local affiliates across the state;

NOW THEREFORE BE IT RESOLVED that MAYOR DAVID ROBERTS calls on the citizens of Hoboken to assure that every child is in a safe place reading together with a caring adult on February 25, 2002 and March 1, 2002;
AND BE IT FURTHER RESOLVED that this body enthusiastically endorses NEA’s Read Across America and Read Across America-NJ, and recommits our community to engage in programs and activities to make America’s children the best readers in the world.

--Received and filed.

02-337
APPLICATIONS FOR MISCELLANEOUS LICENSES

Livery/Limosine Drivers................................................. 4
Motor Vehicle Repair Shops-------------------------------------- 6
Parking Facilities --------------------------------------------- 13
Music Machines --------------------------------------------- 1

---Councilman Ramos moved that the licenses be granted.
---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.

REPORTS OF CITY OFFICERS

02-339
A report of Municipal Clerk James J. Farina indicating bids received on February 15, 2002 for New Copiers; Public Bid #02-09.

---Received and filed.

02-340
CLAIM RESOLUTIONS

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $47,549.81 against the UNCLASSIFIED CLAIMS.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.

By Councilman Ramos:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $39,257.45 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $135,607.57 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $40,115.96 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $74,570.08 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.
By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $105,370.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 2 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh.
---Nays: None.
---Absent: Castellano, President Soares.
---Abstentions: Ramos.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $7,294.45 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.

**PAYROLL RESOLUTIONS**

02-341
By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD JANUARY 17, 2002 TO JANUARY 30, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
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<td>339,067.34</td>
<td>8,595.49</td>
<td>50,023.96</td>
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<td>Grants Management</td>
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<td>Signal &amp; Traffic Dept.</td>
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<td>21,307.60</td>
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<td>Zoning Board of Adjust</td>
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<td>Historic Preservation</td>
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<tr>
<td>Streets &amp; Roads</td>
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<td>Hispanic Affairs</td>
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<td>1,753.20</td>
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<td>Div of Housing Svc</td>
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<td>Senior Citizens Div</td>
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<td>9,365.29</td>
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<td>Rent &amp; Stabilization Bd</td>
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<td>Cultural Affairs</td>
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<tr>
<td>Public Defender</td>
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<td>23,929.27</td>
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<td>DDEF</td>
<td>0-01-55-901</td>
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<td><strong>Sub-Total</strong></td>
<td></td>
<td>1,133,363.24</td>
<td>44,957.89</td>
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<td>82,762.76</td>
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<tr>
<td><strong>Other</strong></td>
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<td></td>
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<tr>
<td>Water Utility</td>
<td>0-05-20-701-010</td>
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<td>Police Outside Employ.</td>
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<td>7,920.00</td>
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<tr>
<td>Police Grant.</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Summer Lunch Progrm</td>
<td>G-02-40-302-000</td>
<td>1,238.79</td>
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<td>1,238.79</td>
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<td><strong>Grand Total</strong></td>
<td></td>
<td>1,133,363.24</td>
<td>29,996.68</td>
<td></td>
<td>90,682.76</td>
</tr>
</tbody>
</table>

Motion by Councilman Ramos.
Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.

RESOLUTIONS

Presented and Read

02-342
---By Councilman Ramos:

WHEREAS, a summons was issued for a motor vehicle violation to the following individuals; and

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are entitled to reimbursement of the towing charges and storage fees;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that warrants be drawn on the City Treasurer to the order of the following sums opposite their respective names as reimbursement of towing charges:

<table>
<thead>
<tr>
<th>Name/Address</th>
<th>Summons Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Steve Jurkovich</td>
<td>10/01/01</td>
<td>$159.80</td>
</tr>
<tr>
<td>704 Willow Ave</td>
<td>WW154625</td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Tracey Correia</td>
<td>5/21/99</td>
<td>$75.00</td>
</tr>
<tr>
<td>550-2nd St</td>
<td>F119818</td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Stephen Raiola</td>
<td>10/18/01</td>
<td>$138.60</td>
</tr>
<tr>
<td>834-2 Park Ave</td>
<td>WW161727</td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>$373.40</td>
</tr>
</tbody>
</table>

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.

02-343
---By Councilman Ramos:

WHEREAS, the Purchasing Agent, Department of Administration requests authorization of the Council to dispose of abandoned vehicles, that are in the possession of the
Hoboken Police Department for over thirty days, the said authorized pursuant to provision of N.J.S.A. 39:10A-1 and

**NOW THEREFORE BE IT RESOLVED**, the Purchasing Agent, Department of Administration or his duly authorized representative is hereby authorized to expose for sale at Public Auction, Friday, 1 March 2002, at 11:00 A.M. in the City Hall, 94 Washington Street, the vehicles set forth on the attached list pursuant to law.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.

**02-344**
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken has been invited to submit a funding application to the New Jersey Department of Community Affairs, Office of State Planning for Community School Smart Growth Planning Funds; and

WHEREAS, the City in partnership with the Board of Education and Stevens Institute of Technology wishes to establish a laboratory school for students in grades 6-12 with a focus on mastery of mathematics and science, supported by a state of the art technology infrastructure that is aligned with the curricular content provided by the International Baccalaureate Organization and New Jersey State Standards; and

WHEREAS, the availability of Community School Smart Growth Planning funds would assist this partnership during the planning process; **now therefore be it** –

RESOLVED, that the Mayor or Business Administrator of the City of Hoboken be hereby authorized on behalf of the City of Hoboken to:

1. Execute and submit an application to the New Jersey Department of Community Affairs, Office of State Planning for Smart Growth Community School Planning funds;
2. Furnish such documents as may be required;
3. Act as authorized correspondent of the City of Hoboken

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.

**02-345**
---By Councilman Ramos:

WHEREAS, Blasland, Bouck, & Lee, Inc. (BBL) has received permits for demolition of 720 & 722 Grand Street; and
WHEREAS, current demolition work may cause a safety hazard to anyone and property in the immediate vicinity; and

WHEREAS, the Blasland, Bouck, & Lee, Inc. (BBL) has requested that as an added safety measure the City of Hoboken prohibit parking on the following streets;

(A)Eight Street, (both sides) beginning at the westerly curbline of Grand Street and extending to the easterly curbline of Adams Street.
(B)Grand Street (west sides) beginning at the southerly curbline of Eighth Street and extending 200 feet southerly therefrom.

NOW, THEREFORE, BE IT RESOLVED, that parking is hereby prohibited including private vehicles by the employees or agents of the contractor within the construction zone. Starting February 8, 2002, and inclusive February 28, 2003. At which time this resolution may be subject to renewal for additional time if construction activity so requires it, and be it further -

RESOLVED that a copy of this resolution be presented to the Department of Environmental Services Division of Signal and Traffic for immediate implementation of any necessary public notices and signage. The Signal and Traffic Division prepare the necessary traffic regulations and notifications to the New Jersey Department of Transportation.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.

02-346
---By Councilwoman Marsh:

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of a special item of revenue into the Municipal Budget of the City of Hoboken for SFY 2002 when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the budget; and

WHEREAS, said Director of the Division of Local Government Services may also approve the insertion of all appropriation items of an amount equal to any such special item of revenue;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hoboken hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue into the Municipal Budget for SFY 2002 in the sum of $7,500.00 which is now available as a revenue from the New Jersey Department of Environmental Protection pursuant to the statutory provisions, and

BE IT FURTHER RESOLVED, that a like sum in the amount of $7,500.00 be hereby appropriated under the caption:

New Jersey 2002 Tree Planting Grant

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.
02-347
---By Councilman Ramos:

WHEREAS, the City of Hoboken recognizes the needs of the Hoboken Parking Authority and supports its efforts to provide adequate services while maintaining an affordable cost to residents; and

WHEREAS, the City of Hoboken will work whenever possible to assist the Hoboken Parking Authority in its efforts to provide improved services to the residents of Hoboken; and

WHEREAS, the Hoboken Parking Authority has submitted a proposal permit fee schedule.

BE IT RESOLVED, that the Council of the City of Hoboken agrees that the fees for following permits be changed as follows:

<table>
<thead>
<tr>
<th>Permit Type</th>
<th>Daily Rate</th>
<th>Annual Rate</th>
<th>6 Months</th>
<th>1 Month</th>
</tr>
</thead>
<tbody>
<tr>
<td>Temporary Permit</td>
<td>$1.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Visit Permit</td>
<td>$3.00</td>
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</tr>
<tr>
<td>Business Permit</td>
<td>$75.00</td>
<td>$50.00</td>
<td>$35.00</td>
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</tr>
<tr>
<td>Boot</td>
<td>$100.00</td>
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<td></td>
<td></td>
</tr>
</tbody>
</table>

After 48 hours, all booted cars will be towed.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.

ORDINANCES

Introduction and First Reading

02-348 DR-32
AN ORDINANCE AMENDING CHAPTER 141 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, PROVIDING FOR PARKING PERMITS AND REGULATION OF ON STREET PARKING THROUGHOUT THE CITY OF HOBOKEN (Amendments regarding parking permits)

WHEREAS, the City of Hoboken recognizes the needs of the additional parking for the residents of the City; and

WHEREAS, the City of Hoboken will work whenever possible to increase the availability of on-street parking for Hoboken residents.
BE IT ORDAINED, by the Mayor and Council of the City of Hoboken that Chapter 141 of the Revised General Municipal Ordinances of the City of Hoboken be amended and supplemented in the provision of parking permits and regulations of on street parking throughout the City of Hoboken.

Chapter 141, Parking Permits, of the Code of the City of Hoboken be and is hereby amended and supplemented as follows:

§141-1. Hoboken Permit Parking program.

A permit parking program shall be instituted as follows: Effective 24 hours a day, the streets of Hoboken will be designated “Permit Parking Only,” with the exception of Sundays and announced Holidays, and those areas covered by metered parking.

§141-2 Resident Permits.

A. A resident parking permit of a design specified by the Executive Director of the Parking Authority of the City of Hoboken (the “Parking Authority”) will be issued to residents of Hoboken who own a motor vehicle with a gross weight of no more than two and five-tenths (2.5) tons.

B. Proof of residency of the owner of the vehicle must be presented when applying for a permit. The following is acceptable proof of residency: a copy of valid New Jersey driver’s license reflecting an address in the City of Hoboken, and a copy of a valid New Jersey motor vehicle registration for which the permit is sought showing an address in the City of Hoboken, and a copy of a valid auto insurance card showing an address in the City of Hoboken.

C. In the case of a vehicle claimed to be leased and used by a Hoboken resident, a copy of the valid New Jersey motor vehicle registration, and a copy of a valid auto insurance card showing an address in the City of Hoboken, and a copy of the automobile lease reflecting the applicants address in the City of Hoboken shall be presented to the Parking Authority.

D. Upon application to the Parking Authority, a resident parking permit may be issued to a legal Hoboken resident for use on a company owned vehicle notwithstanding the state registration of such vehicle.

E. The resident’s sticker is to be placed on the rear window of the driver's side, in the lower left-hand corner of the registered vehicle. For motorcycles, the resident’s sticker shall be placed on the windshield or alternatively on the casing of the side mirror of the registered vehicle.

F. Effective 24 hours a days, 7 days a week, except on announced Holidays and except areas covered by metered parking, one side of every designated street will be designated “Resident Permit Parking Only”. “Resident Permit Parking Only” zones are valid only for vehicles displaying a valid Hoboken Resident Parking Permit.

§141-3 Temporary Permits.

A. Temporary permits are to be used by Hoboken residents who need parking on a temporary basis.

B. Temporary permits may only be issued for 30 days per vehicle per calendar year. No renewals of temporary permits will be granted.
C. In a household where a resident has not acquired a parking permit or does not have a motor vehicle operating license with a valid City of Hoboken address, a temporary permit may be obtained by presenting a valid lease or title for a legal residential Hoboken address, or current utility, tax, or phone bill reflecting an address within the City of Hoboken.

D. Use of Temporary permit is confined to “Permit Parking Zones”, as designated by the Parking Authority.

E. All temporary permits are to be displayed prominently in the front windshield where they are easily visible from the outside of the vehicle and must be fully readable from the exterior of the vehicle. A temporary permit should be discarded once the resident no longer needs the permit or the permit expires, whichever occurs first.

F. The Parking Authority shall have the power to extend the duration of temporary permits up to two (2) weeks upon application

§141-4. Visitor Permits.

A. Visitor permits are to be used while visitors are actually visiting the household of a resident to which the permit is issued.

B. There shall be a visitor permit issued to any resident who applies in person to the Hoboken Parking Authority for a period of one to seven (1-7) days and may not extend for more than seven (7) consecutive business days. Visitor permits are not required on Sundays or announced holidays.

C. In a household where a resident has not acquired a parking permit or does not have a motor vehicle operating license with a valid City of Hoboken address, a visitor permit may be obtained by presenting a valid lease or title for a legal residential Hoboken address, or current utility, tax, or phone bill reflecting an address within the City of Hoboken.

D. A visitor permit will not be issued to anyone residing in any building exclusively used by students of a college.

E. Use of a Visitor permit is confined to “Permit Parking Zones” as designated by the Parking Authority.

F. All visitor permits are to be displayed prominently in the front windshield were they are easily visible from the outside of the vehicle and must be fully readable from the exterior of the vehicle. A visitor permit should be discarded once the resident no longer needs the permit or the permit expires, whichever occurs first.

G. The Parking Authority shall have the power to extend the duration of visitor permits up to two (2) weeks upon application in person to the Parking Authority and upon a showing of special circumstances.

§141-5 Business Permits.

A. Business establishments located in the City of Hoboken may obtain business permits for any nonresident employee or business owner of such business establishment who commutes to work. The permit shall be reasonably limited by the Parking Authority to the hours during which the nonresident employee or owner is present at the premises. Business permits are to be used while visitors are actually working at the business to which the permit is issued. Use of a Business permit is confined to “Permit Parking Zones” as designated by the Parking Authority.
B. All written requests for business permits shall be executed by the owner or a responsible officer of the employer. In order to obtain such permits, the business establishments must present a letter to the Parking Authority verifying that there is no adequate off-street parking available to the employee. The letter shall list the name of the employee, the vehicle identification number and license plate of the vehicle, the driver's license number, the employee and such other information as may be required by the Parking Authority.

C. The application will be for timed zoned use encompassing three categories. Applications can be made for parking from 6:00 am to 10:00 pm, 5:00 pm to 5:00am, or "Various." A "Various" timed permit allows the employee to use the permit at any time subject to restrictions imposed by the Parking Authority. An application for "Various" use must be accompanied by a detailed letter from the user's employer explaining the employees need for such a permit. The Parking Authority shall be entitled to obtain periodic verification of all relevant information and shall have the power to invalidate or not renew any business permit issued pursuant to this section if the information indicates non-entitlement to the business permit.

D. Business Permits will be issued on a monthly, six-month or annual basis. The business permit sticker is to be displayed prominently in the front windshield where it is easily visible from the outside of the registered vehicle. For motorcycles, the sticker shall be placed on the windshield or alternatively on the casing of the side mirror of the registered vehicle. Each business establishment shall be limited to no more than twenty (20) effective and valid permits at one time.

E. Hoboken Residents can apply for a business permit for contractors named on a City of Hoboken work permit.

F. The Parking Authority has the right to grant Business Permits in special circumstances:

§141-6. Abuse of Hoboken parking permits.

A. If any such permit is used on any other vehicle owned and controlled by an individual residing permanently or temporarily in Hoboken.

B. If any such permit is used on an employee’s car other than a bona fide business permit issued to a nonresident employee or owner.

C. If any such permit is displayed by a vehicle other than the one to which the permit is issued, or for any purpose other than the one stated on the permit application.

D. Penalties may be levied by the Parking Authority against the offending household, individual or business.

§141-7. Terms of permits.

Resident permits and business permits will expire annually as reasonably determined by the Parking Authority. Any vehicle baring an expired permit and parked on a street posted “Permit Parking Only” or “Resident Permit Parking Only” shall be subject to the same penalty as a vehicle parked on the street without a permit, as set forth in §41-8.

§141-8. Violations and penalties.

A. Any vehicle parked on a street posted Permit Parking Only” without a valid resident permit, visitor permit, temporary permit or business permit shall be subject to a parking
fine, as provided by ordinance, a vehicle boot, and after proper notice, towing of the vehicle to a lot as designated by the Parking Authority.

B. Any vehicle parked on a street posted “Resident Permit Parking Only” without a valid resident permit shall be subject to a parking fine, as provided by ordinance, a vehicle boot, and after proper notice, towing of the vehicle to a lot as designated by the Parking Authority.

§141-9 Grace period

Any vehicles parked in a permit parking only zone (as defined in this Article) without a valid resident permit, visitor permit, temporary permit or business permit will have a four-hour (4) grace period, after which they will be ticketed, booted and subsequently towed. There is no grace period in a Resident Permit Parking zone.

§141-10 Further rules and regulations.

The Parking Authority shall have the authority to formulate and promulgate rules and regulations pertaining to this Article, subject to the veto of the City Council, and the Parking Authority shall be entitled, in its discretion, to verify any information appropriate to the enforcement of this Article. The parking Authority and the Hoboken Police Department shall have the power to issue summonses for violations of this Article; provided, however, that in the case of a summons issued for misuse of a resident permit, such summons shall be issued by the Municipal Court of the City of Hoboken.

§141-11. Enforcement.

Enforcement of this Article and further rules and regulations as may be promulgated from time to time shall be under the jurisdiction of either the Hoboken Parking Authority and/or the Hoboken Police Department as determined by the Director of the Public Safety.

§141-12. Fees.

A. All fees to be collected pursuant to this chapter shall be set by the Parking Authority in its reasonable discretion and subject to the veto of the City Council.

B. A schedule of all fees set pursuant to this chapter shall be available for public inspection during regular business hours at the office of the Parking Authority and at the office of the City Clerk.

If any section or provision of this Ordinance shall be held invalid in any court, the same shall not affect the other sections or provisions of this Ordinance except so far as the section or provision declared invalid shall be inseparable from the remainder or any portion thereof.

Any Ordinance, or section or provision of any Ordinance inconsistent with this ordinance is hereby repealed to the extent of such inconsistency.

This Ordinance shall take effect upon publication as provided by law.

---Councilman Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on MARCH 6, 2002 at 7:00 PM.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Nays: None.
---Absent: Castellano, President Soares.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Daniel deCavignac, 636 Hudson Street; Leo Genese, 2 Marine View Plaza; Stephen Santangelo, 1103 Washington Street.

Vice-President Ramos then adjourned the meeting at 7:41 p.m.

----------------------------------------
PRESIDENT OF THE COUNCIL

----------------------------------------
CITY CLERK
Prior to the beginning of the regular council meeting, at 6:46 PM, the council entered into an executive (closed) session.

02-349
---By Councilman Giacchi:

WHEREAS, Members of the Hoboken City Council wish to enter Executive Session to discuss matters pursuant to N.J.S.A. 10:4-12(b); and

WHEREAS, pursuant to N.J.S.A. 10:4-13 a resolution is required stating the general nature of the subject to be discussed and as precisely as possible, the time when and the circumstances under which the discussion in the Executive Session can be disclosed to the public; and

WHEREAS, the general nature of the subject(s) to be discussed at this meeting is as follows:

1- Possible pending litigation; now therefore -

BE IT RESOLVED, that the City Council shall at this time, 6:46 pm, March 6, 2002, enter into Executive Session to discuss the matters as outlined above, and-

BE IT FURTHER RESOLVED, that it can be disclosed to the public as follows:

Upon final disposition of the matter.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

The City Council came out of closed session at 7:35 p.m. and took a brief recess prior to starting the regular meeting.

President Soares opened the meeting at 7:42 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.
The Clerk then called the roll:

PRESENT: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.

ABSENT: Andreula, Ramos.

HEARING ON ORDINANCES
Second Reading and Public Hearing

AN ORDINANCE AMENDING CHAPTER 141 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, PROVIDING FOR PARKING PERMITS AND REGULATION OF ON STREET PARKING THROUGHOUT THE CITY OF HOBOKEN (Amendments regarding parking permits)

President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

The following members of the public spoke regarding the Ordinance: Pat McGovern of 50 Bloomfield Street; Lucille Haack of 1203 Park Avenue; Craig Drakeford of 308 Hudson Street; Myrna Kassar of 214 13th Street; Larry Ramierz of 237 Garden Street; Mary Ondrejka of 159 9th Street; Bill Pflug of 327 Jackson Street; Paul Amante of 736 Willow Avenue; David Anthony of 629 Madison Street; Dan Tumpson of 230 Park Avenue. No other person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Giacchi moved that the hearing be closed.
Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yea: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nay: None.
---Absent: Andreula, Ramos.

HEARING ON ORDINANCES

Third and Final Reading

Council President Soares then moved that the ordinance entitled, "AN ORDINANCE AMENDING CHAPTER 141 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, PROVIDING FOR PARKING PERMITS AND REGULATION OF ON STREET PARKING THROUGHOUT THE CITY OF HOBOKEN (Amendments regarding parking permits)" be taken from the table for its third and final reading.
Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 1 - ABSENT: 2
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: Castellano.
---Absent: Andreula, Ramos.

PETITIONS AND COMMUNICATIONS

02-350
A communication from Hoboken Water Services, with an emergency proclamation from the County Executive’s Office advising of a water emergency in Hudson County.
--Received and filed.

02-351

March 6, 2002

The Honorable Members of the City Council
City of Hoboken
City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies & Gentlemen:

Pursuant to my authority under Chapter 44, Section 11 of the Hoboken Code, I hereby appoint Ms. Catherine Minervini of 505 Bloomfield Street, Hoboken, NJ 07030 as Second Alternate member of the Hoboken Zoning Board for a two (2) year terms ending December 31, 2003.

Very truly yours,

DAVIDROBERTS
Mayor
City of Hoboken

cc: James Farina, City Clerk
    Esther Suarez, Corporation Counsel
    Suzanne Manzi, Chair, Zoning Board

--Received and filed.

02-352

March 6, 2002

The Honorable Members of the City Council
City of Hoboken
City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies & Gentlemen:

As the Mayor of the City of Hoboken, I would like to advise you of an Interfaith Service & Candlelight Vigil scheduled for Monday, March 11, 2002 at 6 p.m. in Pier A Park.
This service, which is co-sponsored by the City of Hoboken and the Hoboken Clergy Coalition, commemorates the six month anniversary of the tragic events of September 11th and is an opportunity for all Hoboken residents to come together to remember our lost Hoboken loved ones and friends across the nation.

Very truly yours,

DAVID ROBERTS
Mayor

cc: James Farina, City Clerk

--Received and filed.

Council President Soares read the following communication from Mayor Roberts into the record:

02-353

March 6, 2002

The Honorable Members of the City Council
City of Hoboken
City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies & Gentlemen:

On behalf of the City of Hoboken I would like to take this opportunity to extend my heartfelt sympathy to the families of Hoboken residents who lost their lives on September 11th. Some things are hard to understand, but it may help to know that our thoughts and prayers are with these families today and always.

Aside from establishing The Hoboken September 11th Memorial Fund which has been commissioned to build a permanent memorial on our waterfront in honor the Hoboken neighbors lost, I would also like to offer any assistance possible to the family members of Hoboken’s victims of 9/11. It is more than an honor for me to provide such courtesies as visitor parking passes, services from Hoboken’s business community and any other assistance which might help these families in their time of grieving.

I would like to extend myself and all the resources of my office and encourage all families to feel free to contact my office.

Very truly yours,

DAVID ROBERTS
Mayor

cc: James Farina, City Clerk

--Received and filed.

02-354

APPLICATIONS FOR MISCELLANEOUS LICENSES

Raffles ----------------------------------------------- 3
Public Hack Drivers (renewals) ------------------------ 12
Livery/Limousine Drivers (renewals)................................. 2
Livery/Limousine Drivers (new)....................................... 3
Second hand Auto Dealer.................................................. 1
Vendor........................................................................... 1
Bingos........................................................................... 2
Music Machines................................................................. 5
Motor Vehicle Repair Shops (M.V.R.S.)............................... 2
Pool Tables....................................................................... 1

---Council President Soares moved that the licenses be granted.
---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yea: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

02-355

REPORTS OF CITY OFFICERS

A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending February 28, 2002 - $10,806,710.19

---Received and filed.

CLAIM RESOLUTIONS

02-356

By Council President Soares:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $109,152.29 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yea: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

By Council President Soares:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $38,560.82 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $116,064.75 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

By Councilman Del Boccio:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $33,592.42 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $20,688.76 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

By Councilman Del Boccio:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $40,313.65 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

PAYROLL RESOLUTIONS

02-357
By Council President Soares:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD JANUARY 31, 2002 TO FEBRUARY 13, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

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</tbody>
</table>
Meeting of March 6, 2002

<table>
<thead>
<tr>
<th>Division</th>
<th>Code</th>
<th>Budget</th>
<th>Budget</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Board of Health</td>
<td>1-01-27-332</td>
<td>12,705.97</td>
<td>818.16</td>
<td>13,524.13</td>
</tr>
<tr>
<td>Div of Housing Svc</td>
<td>1-01-27-346</td>
<td>5,521.60</td>
<td></td>
<td>5,521.60</td>
</tr>
<tr>
<td>Senior Citizens Div</td>
<td>1-01-27-336</td>
<td>9,365.29</td>
<td>34.17</td>
<td>9,399.46</td>
</tr>
<tr>
<td>Rent &amp; Stabilization Bd</td>
<td>1-01-27-347</td>
<td>7,060.98</td>
<td></td>
<td>7,060.98</td>
</tr>
<tr>
<td>Transportation</td>
<td>1-01-27-348</td>
<td>5,545.35</td>
<td></td>
<td>5,545.35</td>
</tr>
<tr>
<td>Cultural Affairs</td>
<td>1-01-27-176</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Public Defender</td>
<td>1-01-43-495</td>
<td>1,930.92</td>
<td></td>
<td>1,930.92</td>
</tr>
<tr>
<td>Construction Code</td>
<td>1-01-22-195</td>
<td>24,904.27</td>
<td></td>
<td>24,904.27</td>
</tr>
<tr>
<td>DDEF</td>
<td>0-01-55-901</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Sub-Total</strong></td>
<td></td>
<td>1,107,509.13</td>
<td>26,205.53</td>
<td>2,487.46</td>
</tr>
</tbody>
</table>

| Other                                         |          |         |         |           |
| Water Utility                                 | 0-05-20-701-010 | 19,860.00 |         | 19,860.00 |
| Police Outside Employ.                        | T-14-10-000-000 |         |         |           |
| Police Grant.                                 |           |         |         |           |
| Summer Lunch Progrm                           | G-02-40-302-000 |         |         |           |
| **Grand Total**                               |          | 1,107,509.13 | 26,205.53 | 22,347.46 | 1,156,062.12 |

Motion by Council President Soares.  
Seconded by Councilman Campos.  
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2  
---Yeas: Council persons Campos, Castellano, Cricco, Del Bocco, Giacchi, Marsh, and President Soares.  
---Nays: None.  
---Absent: Andreula, Ramos.

**RESOLUTIONS**

Presented and Read

**02-358**  
---By Council President Soares:
WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Audit for the fiscal year ending June 30, 2001 has been completed and filed by a Registered Municipal Accountant with the City Clerk as per the requirements of N.J.S.A. 405-6, and a copy has been received by each member of the government body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; AND

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments
Recommendations

and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
Recommendations

as evidenced by the group affidavit form of the governing body; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirement of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the governing body to the penalty provisions of R.S. 52"27BB-52.

NOW, THEREFORE, BE IT RESOLVED, the governing body of the City of Hoboken, hereby states that it has complied wit the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence

---Motion duly seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.
02-359
---By Council President Soares:

WHEREAS, the Mayor and Council of the City of Hoboken desire additional park land to meet the recreation needs of residents; and

WHEREAS, the northern portion of the property described as Block 259, Lot 2 on the tax map of the City of Hoboken, also known as Castle Point Park has been selected for the construction of a skate park; and

WHEREAS, the 5Boro Skate Board Company ("5Boro") has 30 years of skateboarding and skate related experience including, but not limited to skate park design and construction; and

WHEREAS, there exists a need within the City of Hoboken for professional design services relating to the preparation of a conceptual design for the Castle Point Skate Park; and

WHEREAS, 5Boro has proposed to provide these design services for the Castle Point Skate Park on behalf of the City of Hoboken; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that 5Boro be awarded such contract for the provision of professional design services for the development of a schematic plan for the Castle Point Skate Park, with a total sum for design fees not to exceed $2,500.

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator is authorized to execute agreement on behalf of the City of Hoboken.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

02-360
---By Council President Soares:

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of a special item of revenue into the Municipal Budget of the City of Hoboken for SFY 2002 when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the budget; and

WHEREAS, said Director of the Division of Local Government Services may also approve the insertion of all appropriation items of an amount equal to any such special item of revenue;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hoboken hereby requests the Director of the Division of Local Government Services to approve the insertion of various items of revenue into the Municipal Budget for SFY 2002 as listed, and

BE IT FURTHER RESOLVED, that like sums be hereby appropriated under the following captions:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>New Jersey 2002 Tree Planting Grant – Cash Match</td>
<td>900.00</td>
</tr>
<tr>
<td>Safe Kids Playground Initiative Grant – Cash Match</td>
<td>15,000.00</td>
</tr>
<tr>
<td>Comprehensive Program for the Elderly</td>
<td>82,620.00</td>
</tr>
</tbody>
</table>

Meeting of March 6, 2002
2002 Public Health Priority Funding  16,998.00
2002 Municipal Alliance on Alcoholism & Drug Abuse  62,344.00
2001 NJ Body Armor Replacement Fund  15,464.33
Section 8 Housing Administrative Costs  62,135.00

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

02-361
---By Council President Soares:

WHEREAS, a summons was issued for a motor vehicle violation to the following individuals; and

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are entitled to reimbursement of the towing charges and storage fees;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that warrants be drawn on the City Treasurer to the order of the following sums opposite their respective names as reimbursement of towing charges:

<table>
<thead>
<tr>
<th>Name/Address</th>
<th>Summons Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Seth Danberry</td>
<td>WW181082</td>
<td>$75.00</td>
</tr>
<tr>
<td>91 Grand Street Apt. #5</td>
<td>01/03/02</td>
<td>$75.00</td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

02-362
---By Council President Soares:

WHEREAS, the Municipal Court of the City of Hoboken has yielded the computation that as of January of the year 2002, account number #107-01-9837-8 contains numerous outstanding, dated checks; and

WHEREAS, these outstanding dated checks date from December 1995 through June 8, 2000 and have amassed a grand total of $6,077.09; and

WHEREAS, the Division of Revenue and Finance of the City of Hoboken has recommended that the City Council take the necessary and proper action to cancel these outstanding dated checks from the City of Hoboken Municipal Court General Account: and
WHEREAS, cancellation of these outstanding dated checks will best serve and protect the interests of the residents of this City. NOW THEREFORE, BE IT

RESOLVED, that the Department of Administration, Division of Revenue and Finance, is hereby authorized to cancel said outstanding checks from the Municipal Court General Account #107-01-9837-8 in the amount of 46,077.09.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yea: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nay: None.
---Absent: Andreula, Ramos.

02-363
---By Council President Soares:

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue by his letter hereto attached and made a part hereof, recommends that refunds be made; now, therefore, be it —

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling $16,223.27 representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Brad Hanson 132 Monroe St.</td>
<td>27\11\003B</td>
<td>132 Monroe St.</td>
<td>$3,072.05</td>
</tr>
<tr>
<td>Flagstar Bank 8435 Stemmons Fwy.</td>
<td>201\12\004A</td>
<td>223 Bloomfield St</td>
<td>$2,106.61</td>
</tr>
<tr>
<td>LT National Title Service 89 Hudson St. 4th Fl.</td>
<td>77\14</td>
<td>625-27 Jefferson St</td>
<td>$1,733.83</td>
</tr>
<tr>
<td>Wells Fargo Home Mortg. 1 Home Campus MAC#X25025-01X</td>
<td>184\38\0001</td>
<td>906 Garden St</td>
<td>$2,882.82</td>
</tr>
<tr>
<td>Transamerican Real Estate Tax Service 1201 Elm St. Suite 400 Dallas, Texas 75270</td>
<td>173\6\01-05</td>
<td>1109-21 Willow Ave</td>
<td>$6,427.96</td>
</tr>
</tbody>
</table>

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

**02-364**
---By Council President Soares:

WHEREAS, pursuant to the resolution of the Council of the City of Hoboken, a car auction was held 1 March 2002 in the City Clerk’s Office in City Hall, and,

WHEREAS, only one bid was received for the bulk sale of eleven (11) cars at a bid of Five Hundred Fifty Dollars ($550.00) for these cars, and,

WHEREAS, said bidders, Hoboken Auto Body, Inc., tendered a check in full payment, for the bulk sale, in the amount of Five Hundred Fifty Dollars ($550.00). Said payments were deposited in the City Finance Department for disposition in the City bank account, therefore, be it

RESOLVED, that the City Council of Hoboken hereby ratifies and approves said transaction.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

**02-365**
---By Councilman Del Boccio:

WHEREAS, George Ortiz is an employee with the City of Hoboken, in the Department of Administration; and

WHEREAS, he has requested and received a six month personnel leave of absence, which expires on February 23, 2002; and

WHEREAS, most recently George Ortiz has requested an indefinite personal leave of absence; and

NOW, THEREFORE, BE IT RESOLVED that a final leave of absence without pay or medical benefits, from February 23, 2002 through August 23, 2002, is granted to George Ortiz, with the understanding that no further leave will be approved.

---Motion duly seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.
02-366
---By Council President Soares:

WHEREAS, in 1997, Munidex Incorporated was contracted to privatize the Tax Office, and,

WHEREAS, a Tax Lien #97-39 was incorrectly filed against property Block 121 Lot 9 AKA 1414 Grand Street,

WHEREAS, because of this improper lien the property owner was caused to pay additional tax and interest which caused an overpayment on this property.

WHEREAS, the Tax Collector recommends a refund in the amount of $5,986.42.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

02-367
---By Council President Soares:

WHEREAS, the City of Hoboken has unappropriated reserves in its Federal/State Grant Fund which requires to be offset by appropriations in the state fiscal year 2002 municipal budget as follows:

<table>
<thead>
<tr>
<th>Department/Grant</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Department of Justice Bullet Proof Vests</td>
<td>4,709.13</td>
</tr>
<tr>
<td>Local Law Enforcement Grant 2001</td>
<td>80,548.67</td>
</tr>
<tr>
<td>Local Law Enforcement Grant Interest</td>
<td>1,395.91</td>
</tr>
<tr>
<td>Local Law Enforcement Block Grant 2001</td>
<td>65,818.10</td>
</tr>
<tr>
<td>Local Law Enforcement Block Grant Interest</td>
<td>960.00</td>
</tr>
<tr>
<td>NJ Dept. of Community Affairs Public Safety Police 2001</td>
<td>23,963.39</td>
</tr>
<tr>
<td>NJ Dept. of Education Alcohol Education &amp; Rehab Fund 2001</td>
<td>1,827.47</td>
</tr>
</tbody>
</table>

and

WHEREAS, it is the desire of the Mayor and Council of the City of Hoboken to anticipate these grants as special items of revenue in the State Fiscal Year 2002 Municipal Budget;

NOW, THEREFORE, BE IT RESOLVED, that the Director of the Division of Local Government Services be, and is hereby petitioned for consent to the anticipation of the following as special items of revenue in the State Fiscal Year 2002 Municipal Budget:

<table>
<thead>
<tr>
<th>Department/Grant</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
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</tr>
<tr>
<td>NJ Dept. of Education Alcohol Education &amp; Rehab Fund 2001</td>
<td>1,827.47</td>
</tr>
</tbody>
</table>

and
BE IT FURTHER RESOLVED, that three (3) certified copies of this resolution be forwarded to the Director of the Division of Local Government Services.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

02-368
---By Council President Soares:

Prior to the vote Dan Tumpson of 230 Park Avenue spoke regarding the resolution.

WHEREAS, the City of Hoboken is the owner of certain real property, described as Block 267, Lot 1 on the tax map of the City of Hoboken, also known as the former Todd Shipyards property (the “Todd Shipyards”) located at park Avenue and Fifteenth Street, Hoboken, New Jersey; and

WHEREAS, the PMK Group Consulting and Environmental Engineers (the “PMK Group”) has provided engineering professional services on behalf of the City of Hoboken relating to the primary environmental assessment and investigation of the Todd Shipyards; and

WHEREAS, there exists a need within the City of Hoboken for engineering professional services relating to a preparation of plans and specifications and supervision of subsequent procedures toward the remediation of the Todd Shipyards; and

WHEREAS, the PMK Group has proposed to provide these engineering services for the Todd Shipyards on behalf of the City of Hoboken; and

WHEREAS, funds for this contract currently exist in an $80,000 escrow account, the use of which is restricted to remedial activities specific to the Todd Shipyards; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that the PMK Group be awarded such contract for the provision of professional engineering services relating to the aforesaid procedures toward the remediation of the Todd Shipyard property as follows: (1) Preparation of plans and specifications; (2) Additional groundwater investigation/Product removal; (3) Aquifer Testing Program, Modeling Analysis; (4) NJ DEP Submittal of all required forms; with a total sum for engineering fees not to exceed $68,950; (5) that the Mayor or Business Administrator be authorized to execute the contact on behalf of the City of Hoboken.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

02-369
---By Councilman Del Boccio:

Prior to the vote Dan Tumpson of 230 Park Avenue spoke regarding the resolution.

WHEREAS, the Mayor and Council of the City of Hoboken (the “City”) desires additional park land to meet the open space and recreation needs of residents; and

WHEREAS, public support has been strong for open space and the further construction of the northern waterfront for use by the general public; and

WHEREAS, the City of Hoboken is the owner of the 1.1-acre parcel of waterfront property known as the former Todd Shipyards (the “Todd Shipyards”) located at Park Avenue and Fifteenth Street, Hoboken, New Jersey and designated Block 267, Lot 1; and

WHEREAS, the dedication of the redevelopment of a property as waterfront open space park land expedites the redevelopment process, including but not limited to financial assistance; and

WHEREAS, the City Council of the City of Hoboken believes that it is in the best interests of the City to dedicate the redevelopment of the Todd Shipyards as waterfront open space park land.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken does hereby dedicate the redevelopment of the Todd Shipyards as waterfront open space park land, effective immediately.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

02-370
---By Council President Soares:

Prior to the vote Dan Tumpson of 230 Park Avenue spoke regarding the resolution.

WHEREAS, the Mayor and Council of the City of Hoboken desire an estimate of the current market value of the parcel of property located at 259-265 11th Street and designated as Block 172, Lot 17 (18-20), for possible disposition; and

WHEREAS, the City of Hoboken wishes to accept the proposal of Hallmark Appraisal Company, Inc. to perform this service; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, in consideration of the mutual promises, terms and conditions hereinafter set for the parties hereto agree as follows:

1. The City of Hoboken hereby retains the services of Hallmark Appraisal Inc. to prepare a narrative appraisal report estimating the current market value of the fee simple interest as of the date of inspection of the parcel of land located at 259-265 11th Street, Hoboken, New Jersey.
2. The fee for this report shall not exceed $2,000.

Be It Further Resolved, that Mayor or Business Administrator is authorized to execute this agreement on behalf of the City of Hoboken.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

02-371
---By Councilwoman Castellano:

Prior to the vote Dan Tumpson of 230 Park Avenue spoke regarding the resolution.

WHEREAS, the Mayor and Council of the City of Hoboken desire an estimate of the current market value of the parcel of property located at 259-265 11th Street and designated as Block 172, Lot 17 (18-20), for possible disposition; and

WHEREAS, the City of Hoboken wishes to accept the proposal of Hallmark Appraisal Company, Inc. to perform this service; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, in consideration of the mutual promises, terms and conditions hereinafter set for the parties hereto agree as follows:

3. The City of Hoboken hereby retains the services of Hallmark Appraisal Inc. to prepare a narrative appraisal report estimating the current market value of the fee simple interest as of the date of inspection of the parcel of land located at 259-265 11th Street, Hoboken, New Jersey.

4. The fee for this report shall not exceed $2,000.

Be It Further Resolved, that Mayor or Business Administrator is authorized to execute this agreement on behalf of the City of Hoboken.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

02-372
---By Councilman Campos:

WHEREAS, residents of the Fourth Ward have expressed concern regarding the fact that the Fourth Ward does not have sufficient amount of mail boxes/receptacles; and

---
WHEREAS, the Mayor and Council for the City of Hoboken support the effort of Post Office Boxes/Mail Receptacles in the Fourth Ward; and

WHEREAS, the Council for the City of Hoboken reaffirms the commitment to sustain and preserve our quality of life as a city, neighborhood and a family community.

NOW, THEREFORE, BE IT RESOLVED, that on behalf of this Council and the residents of the City of Hoboken, the City of Hoboken wishes to have more Post Office Boxes/Mail Receptacles in the Fourth Ward of Hoboken.

BE IT ALSO RESOLVED, that the City Council for the City of Hoboken shall present this resolution to the office of the Post Master General.

---Motion duly seconded by Council President Soares.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Andreula, Ramos.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Helen Hirsch of 98 Park Avenue; Mary Ondrejka of 159 9th Street; Eric Volpe of 109 Madison Street; Daniel Tumpson of 230 Park Avenue; Larry Ramierz of 237 Garden Street.

President Soares then adjourned the meeting at 9:55 p.m.

__________________________________________________________

PRESIDENT OF THE COUNCIL

__________________________________________________________

CITY CLERK

Meeting of March 6, 2002
Prior to the beginning of the regular council meeting, at 6:40 PM, the council entered into an executive (closed) session.

02-373
---By Councilman Ramos:

WHEREAS, Members of the Hoboken City Council wish to enter Executive Session to discuss matters pursuant to N.J.S.A. 10:4-12(b); and

WHEREAS, pursuant to N.J.S.A. 10:4-13 a resolution is required stating the general nature of the subject to be discussed and as precisely as possible, the time when and the circumstances under which the discussion in the Executive Session can be disclosed to the public; and

WHEREAS, the general nature of the subject(s) to be discussed at this meeting is as follows:

1- Pending litigation; now therefore -

BE IT RESOLVED, that the City Council shall at this time, 6:40 pm, March 20, 2002, enter into Executive Session to discuss the matters as outlined above, and-

BE IT FURTHER RESOLVED, that it can be disclosed to the public as follows:

Upon final disposition of the matter.

---Motion duly seconded by Council President Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

The City Council came out of closed session at 7:09 p.m. and took a brief recess prior to starting the regular meeting.

President Soares opened the meeting at 7:21 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.
The Clerk then called the roll:

PRESENT: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.

ABSENT: None.

PETITIONS AND COMMUNICATIONS

02-374

March 20, 2002

The Honorable Members of the City Council
City of Hoboken
City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies & Gentleman:

Monday, March 28, 2005 will mark the 150th anniversary of Hoboken’s incorporation. In anticipation of this auspicious occasion, I have established “The Mayor’s Committee on Hoboken’s Sesquicentennial Celebration.”

This Committee will plan a grand, weeklong celebration that is commensurate with Hoboken’s rich history and character. The membership of the Committee will represent all sectors of the Hoboken community and will include persons from government, business, education, law enforcement and public safety, labor, veterans, clergy, and others. Additionally, all members of the Governing Body become members of the Committee for as long as they hold office.

By uniting our community to celebrate our past, we will help to ensure our future. I look forward to working with you to plan a festive and memorable celebration in 2005.

Very truly yours,

DAVID ROBERTS
Mayor
City of Hoboken

cc: James J. Farina, City Clerk
    Esther Suarez, Corporation Counsel

-Received and filed.

02-375

WHEREAS, Hoboken, New Jersey was incorporated as a city on the twenty-eighth of March, eighteen hundred and fifty, and

WHEREAS, the twenty-eighth day of March, two-thousand and five will mark the historic milestone of Hoboken’s sesquicentennial anniversary, and
WHEREAS, this historic event should be celebrated in grand fashion as it was on its semi-
centennial anniversary in nineteenth hundred and five and its centennial anniversary in nineteen
hundred and fifty-five, and

WHEREAS, preparation for the sesquicentennial will require the volunteer effort of
dedicated individuals who represent all facets Hoboken’s rich history and character;

NOW, THEREFORE I, DAVID ROBERTS, Mayor of the City of Hoboken, do hereby
proclaim March twenty-eighth, two thousand and two, as a day of celebration in the City of
Hoboken in recognition of the City’s one hundred and forty-seventh anniversary, and
furthermore.

As the inception date for the formation of the Mayor’s Committee for the
Sesquicentennial Celebration culminating on March twenty-eighth, two thousand and five.

---Received and filed.

02-376

A communication from Corporation Counsel Esther Suarez, advising of a favorable ruling for the
City in the case entitled “Agresta v. 717-723 Madison Street Associates and City of Hoboken.

---Received and filed.

02-377

APPLICATIONS FOR MISCELLANEOUS LICENSES

Raffles ................................................................. 2
Public Hack Drivers (renewals)----------------------------- 25
Livery/Limousine Drivers (renewals)......................... 25
Public Hack Drivers (new) 1
Livery/Limousine Drivers (new) 1
Motor Vehicle Repair Shops (M.V.S.R.S.)............... 2
Mechanical Amusement Devices -------------------------- 2
Music Machines................................................... 6

---Council President Soares moved that the licenses be granted.
---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

REPORTS OF CITY OFFICERS

02-378

A report of the Municipal Court indicating receipts for the month of February 2002 as
$266,007.52.

---Received and filed.
CLAIM RESOLUTIONS

02-379
By Council President Soares:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $794,718.65 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

By Council President Soares:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $327,938.55 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $37,400.50 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $14,785.13 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $38,160.91 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $107,340.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Abstentions: Ramos.

By Council President Soares:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $18,959.65 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

By Council President Soares:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $21,561.75 against the CAPITAL ACCOUNT.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
Seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

**PAYROLL RESOLUTIONS**

02-380
By Council President Soares:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD FEBRUARY 14, 2002 TO FEBRUARY 27, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mayor's Office</td>
<td>1-01-20-110</td>
<td>9,906.40</td>
<td></td>
<td></td>
<td>9,906.40</td>
</tr>
<tr>
<td>City Council</td>
<td>1-01-20-111</td>
<td>6,747.00</td>
<td></td>
<td></td>
<td>6,747.00</td>
</tr>
<tr>
<td>City Clerks</td>
<td>1-01-20-120</td>
<td>8,696.79</td>
<td>207.00</td>
<td></td>
<td>8,903.79</td>
</tr>
<tr>
<td>Elections</td>
<td>1-01-20-122</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Corporation Counsel</td>
<td>1-01-20-155</td>
<td>9,851.67</td>
<td></td>
<td></td>
<td>9,851.67</td>
</tr>
<tr>
<td>Bus Adm. Office</td>
<td>1-01-20-112</td>
<td>7,950.72</td>
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<td></td>
<td>7,950.72</td>
</tr>
<tr>
<td>ABC Board</td>
<td>1-01-20-113</td>
<td></td>
<td></td>
<td>153.85</td>
<td>153.85</td>
</tr>
<tr>
<td>Purchasing Dept.</td>
<td>1-01-20-114</td>
<td>6,180.45</td>
<td></td>
<td></td>
<td>6,180.45</td>
</tr>
<tr>
<td>Finance Supervisor</td>
<td>1-01-20-130</td>
<td>5,818.95</td>
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<td></td>
<td>5,818.95</td>
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<tr>
<td>Accounts &amp; Controls</td>
<td>1-01-20-131</td>
<td>3,339.30</td>
<td></td>
<td></td>
<td>3,339.30</td>
</tr>
<tr>
<td>Payroll Division</td>
<td>1-01-20-132</td>
<td>4,760.95</td>
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<td></td>
<td>4,750.95</td>
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<tr>
<td>Personnel</td>
<td>1-01-20-105</td>
<td>5,772.14</td>
<td></td>
<td></td>
<td>5,772.14</td>
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<tr>
<td>Tax Collector's</td>
<td>1-01-20-145</td>
<td>9,315.63</td>
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<td>9,315.63</td>
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<tr>
<td>Assessor's Office</td>
<td>1-01-20-150</td>
<td>9,538.59</td>
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<td>9,538.59</td>
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<tr>
<td>Treasurer's</td>
<td>1-01-20-131</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>------------------------------</td>
<td>------------</td>
<td>--------------</td>
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<td>--------------</td>
<td>------------</td>
</tr>
<tr>
<td>Emergency Mgmt</td>
<td>1-01-25-266</td>
<td>721.60</td>
<td>721.60</td>
<td></td>
<td>721.60</td>
</tr>
<tr>
<td>Police Division</td>
<td>1-01-25-241</td>
<td>412,599.75</td>
<td>12,574.20</td>
<td>1,128.29</td>
<td>426,302.24</td>
</tr>
<tr>
<td>Crossing Guard</td>
<td>1-01-25-241</td>
<td>8,098.13</td>
<td></td>
<td></td>
<td>8,098.13</td>
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<tr>
<td>Fire Division</td>
<td>1-01-25-266</td>
<td>324,289.70</td>
<td>10,472.73</td>
<td>62.12</td>
<td>334,824.55</td>
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<tr>
<td>Water Utility</td>
<td>0-01-26-774</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Grants Management</td>
<td>1-01-20-116</td>
<td>5,774.34</td>
<td>390.60</td>
<td></td>
<td>6,164.94</td>
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<tr>
<td>Signal &amp; Traffic Dept.</td>
<td>1-01-25-267</td>
<td>11,641.67</td>
<td></td>
<td></td>
<td>11,641.67</td>
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<tr>
<td>Public Library</td>
<td>1-01-29-390</td>
<td>21,610.10</td>
<td>207.00</td>
<td></td>
<td>21,817.10</td>
</tr>
<tr>
<td>Zoning Officer</td>
<td>1-01-21-186</td>
<td>4,914.56</td>
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<td></td>
<td>4,914.56</td>
</tr>
<tr>
<td>Zoning Board of Adjust</td>
<td>1-01-21-185</td>
<td>1,958.92</td>
<td></td>
<td></td>
<td>1,958.92</td>
</tr>
<tr>
<td>Planning Board</td>
<td>1-01-21-180</td>
<td>1,407.26</td>
<td></td>
<td></td>
<td>1,407.26</td>
</tr>
<tr>
<td>Historic Preservation</td>
<td>1-01-20-175</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Municipal Court</td>
<td>1-01-43-490</td>
<td>27,337.98</td>
<td>569.88</td>
<td></td>
<td>27,907.86</td>
</tr>
<tr>
<td>Envir. Ser. Dir. Office</td>
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<td>8,565.28</td>
<td>543.27</td>
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<td>9,108.55</td>
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<tr>
<td>Streets &amp; Roads</td>
<td>1-01-26-291</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Solid Waste</td>
<td>1-01-26-305</td>
<td>48,460.46</td>
<td>4,208.18</td>
<td>65.27</td>
<td>52,733.91</td>
</tr>
<tr>
<td>Recycling</td>
<td>1-01-26-300</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Community Develop.</td>
<td>1-01-21-187</td>
<td>5,422.95</td>
<td></td>
<td></td>
<td>5,422.95</td>
</tr>
<tr>
<td>Central Garage</td>
<td>1-01-26-301</td>
<td>8,339.71</td>
<td>1,203.96</td>
<td></td>
<td>9,543.67</td>
</tr>
<tr>
<td>Recreation Dept.</td>
<td>1-01-28-370</td>
<td>17,942.88</td>
<td>875.41</td>
<td></td>
<td>18,818.29</td>
</tr>
<tr>
<td>Parks &amp; Public Prop.</td>
<td>1-01-28-375</td>
<td>55,726.45</td>
<td>(15,628.43)</td>
<td>185.00</td>
<td>40,283.02</td>
</tr>
<tr>
<td>Constituent Services</td>
<td></td>
<td>6,231.98</td>
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<td>6,231.98</td>
<td></td>
</tr>
<tr>
<td>Human Service Direct.</td>
<td>1-01-27-330</td>
<td>2,692.30</td>
<td></td>
<td></td>
<td>2,692.30</td>
</tr>
<tr>
<td>Hispanic Affairs</td>
<td>1-01-27-331</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Board of Health</td>
<td>1-01-27-332</td>
<td>13,155.97</td>
<td></td>
<td></td>
<td>13,155.97</td>
</tr>
<tr>
<td>Div of Housing Svc</td>
<td>1-01-27-346</td>
<td>5,521.60</td>
<td></td>
<td></td>
<td>5,521.60</td>
</tr>
</tbody>
</table>
Senior Citizens Div 1-01-27-336  9,365.29  34.17  9,399.46
Rent & Stabilization Bd 1-01-27-347  7,060.98  7,060.98
Transportation 1-01-27-348  5,562.35  5,562.35
Cultural Affairs 1-01-27-176
Public Defender 1-01-43-495  1,930.92  1,930.92
Construction Code 1-01-22-195  21,594.67  5,095.60  26,690.27
DDEF 0-01-55-901
**Sub-Total** 1,125,806.39  15,657.97  6,690.13  1,148,154.49

**Other**

Water Utility 0-05-20-701-010

Police Outside Emp. T-14-10-000-000  14,400.00  14,400.00

Police Grant.

Fire Dept. Penalty T-13-10-000-001  1,511.52  1,511.552

**Grand Total** 1,125,806.39  17,169.49  21,090.13  1,164,066.01

Motion by Council President Soares. Seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

At this time Councilwoman Marsh spoke regarding a request she would like to make of the Hoboken Planning Board; in light of the recent reexamination report, she requests that the members of the Planning Board consider any zoning changes for the I-1W District as well as the Northwest Redevelopment Zone. The Clerk’s Office will prepare a memorandum for Councilwoman Marsh to sign and then forward to the Planning Board’s Chairman.

**RESOLUTIONS**
**Presented and Read**

**02-381**
---By Council President Soares:
WHEREAS, a summons was issued for a motor vehicle violation to the following individuals; and

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are entitled to reimbursement of the towing charges and storage fees;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that warrants be drawn on the City Treasurer to the order of the following sums opposite their respective names as reimbursement of towing charges:

<table>
<thead>
<tr>
<th>Name/Address</th>
<th>Summons Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Corrine G. Deliso</td>
<td>01/03/02</td>
<td>$96.20</td>
</tr>
<tr>
<td>208 Forest Drive</td>
<td>WW181082</td>
<td>$96.20</td>
</tr>
<tr>
<td>Hillsdale, NJ 07642-1352</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-382
---By Council President Soares:

WHEREAS, the City of Hoboken has a strong commitment to further the safety and welfare of not only all the City’s employees, but also the residents of the City of Hoboken; and

WHEREAS, the Council for the City of Hoboken recognizes the importance of eliminating any possible drug or alcohol use in the workplace; and

WHEREAS, the City of Hoboken has complied a substance abuse policy for all its safety sensitive employees, which may require that certain employees be tested for drug use or alcohol consumption under certain circumstances.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken hereby authorizes the City of Hoboken to implement the Substance Abuse Policy for Safety Sensitive Employees, as attached.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

Before the vote was taken on the next two resolutions, one member of the public spoke; Helen Hirsch of 98 Park Avenue.
02-383
---By Council President Soares:

WHEREAS, the Counsel for the City of Hoboken considers it necessary and proper to hire Special Legal Counsel to defend the Chief of Police, Carmen LaBruno in certain matters; and

WHEREAS, this is a professional service contract and therefore does not need to be bid purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Council for the City of Hoboken that Edward DePascale, Esq. of Lamb, Hartung, Kretzer, Reiman & DePascale with office at 601 Pavonia Avenue in Jersey City, New Jersey, 07306, shall be retained as special counsel to represent Police Chief Carmen LaBruno in the matter of Mark Competello v. Carmen LaBruno and City of Hoboken, Civil Action No. 02-664 (DRD), at a cost of $140.00 per hour, not to exceed $20,000.

BE IT ALSO RESOLVED, a copy of this resolution shall be published and a copy of this contract shall be kept by the City Clerk in accordance to N.J.S.A. 40A:11-1 et. seq.

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator is authorized to execute this agreement on behalf of the City of Hoboken.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Abstentions: Andreula.

02-384
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken is in receipt of certain funds which are allocated for Law Enforcement, under the Law Enforcement Trust Fund; and

WHEREAS, Dr. Domenick R. Varricchio Ph.D. of 555 North Avenue, Fort Lee, N.J. 07024, is a graduate professor at Seton Hall University with over 28 years of law enforcement experience. He holds 2 undergraduate degrees in Criminal Justice/Police Science, and 3 graduate degrees in Education that include a Masters of Arts, Educational Specialist, and a doctoral degree in Administration and Supervision.

WHEREAS, the City of Hoboken is seeking to award a contract to Dr. Domenick Varricchio to conduct an in-depth comprehensive training program which will include training in Police Sensitivity, Police Stress Management, and Police Leadership/Legality. Professional fees for services rendered in the preparation and presentation of this specialized training program are based upon an eight-hour per diem rate of $1200.00, which includes two instructors per session. There will be a total of 12 days of training.

WHEREAS, this a professional service contract and therefore does not need to bid pursuant to N.J.S.A. 40A:11-1 et. seq.; and

WHEREAS, that the Chief Financial Officer certifies that funds are available for this program under the Law Enforcement Trust Fund account # T-23-56-850-801.
NOW, THEREFORE, BE IT RESOLVED, that this contract shall commence on April 8, 2002 and continue until May 17, 2002. The total fees for this training will be $14,400.00.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and a copy of this contract shall be kept by the City Clerk in accordance to N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilman Ramos.  
---Adopted by the following vote: YEAS: 9 - NAYS: 0  
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.  
---Nays: None.

02-385
---By Councilwoman Marsh:

WHEREAS, the Mayor and Municipal Council of the City of Hoboken desire to ease the parking dilemma as it exists in the City of Hoboken; and

WHEREAS, statistics have shown that car-sharing programs remove six to eight cars from the road for every one car-sharing vehicle; and

WHEREAS, the Zipcar company is a car-sharing company has shown a real interest in bringing their company to the City of Hoboken; and

WHEREAS, Zipcar has requested that the City of Hoboken approve a highly visible location to place their first vehicle.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that a parking zone on First Street be temporarily designed to a Zipcar vehicle for a period of 6 months starting on March 26, 2002; and

BE IT FURTHER RESOLVED, that the south side of the aforementioned parking zone begin at a point 40 feet west of the westerly curbline of Washington Street and extend 22 feet westerly there from; and

BE IT FURTHER RESOLVED, that the Signal & Traffic Division shall post the necessary signage to effect said rules; and

BE IT FURTHER RESOLVED, that the Police Division shall enforce this situation.

---Motion duly seconded by Councilman Ramos.  
---Adopted by the following vote: YEAS: 9 - NAYS: 0  
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.  
---Nays: None.

02-386
---By Councilman Del Boccio:

WHEREAS, the Council for the City of Hoboken has adopted a revised Ordinance with respect to parking for all residents for the City of Hoboken; and
WHEREAS, the City of Hoboken recognizes the special needs of the Senior Citizens that reside in the City of Hoboken; and

WHEREAS, Mayor David Roberts and the Members of the Hoboken City Council believe that it is in the best interest of the City to exempt Senior Citizens from any cost associated with obtaining a visitor’s parking permit.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council for the City of Hoboken agree that the Parking Ordinance, DR-32, as approved on March 6, 2002 should be amended to exempt Senior Citizens from any cost associated with respect to obtaining a Visitor’s Parking Permit once the Ordinance takes effect.

BE IT ALSO RESOLVED, that the Council for the City of Hoboken will change the Parking Ordinance, DR-32, to reflect that all Senior Citizens will be exempt from paying any cost associated with obtaining a visitor’s parking permit.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Helen Hirsch, 98 Park Avenue; John Gregorio, 107 Jackson Street; Eric Volpe, 109 Madison Street; Jason Burch, 82 Jackson Street; Charlie Mancini, 650 1st Street; Becky Hoffman, 154 Ogden Avenue, Jersey City; Vito Brunetti, 232 Ogden Avenue, Jersey City; Ira Landgarten, 561 1st Street; Dan Tumpson, 230 Park Avenue; Theresa Burns, 1307 Bloomfield Street; Stephan Elboz, 629 Washington Street, Mary McGavin, Hoboken High School; John Branciforte, 1020 Garden Street; Nicole Tanyo, Ridgefield, New Jersey.

President Soares then adjourned the meeting at 8:52 p.m.
CITY CLERK
Prior to the beginning of the regular council meeting, at 6:52 PM, the council entered into an executive (closed) session.

02-387
---By Councilman Campos:

WHEREAS, Members of the Hoboken City Council wish to enter Executive Session to discuss matters pursuant to N.J.S.A. 10:4-12(b); and

WHEREAS, pursuant to N.J.S.A. 10:4-13 a resolution is required stating the general nature of the subject to be discussed and as precisely as possible, the time when and the circumstances under which the discussion in the Executive Session can be disclosed to the public; and

WHEREAS, the general nature of the subject(s) to be discussed at this meeting is as follows:

1- Contractual issues; now therefore -

BE IT RESOLVED, that the City Council shall at this time, 6:52 pm, April 3, 2002, enter into Executive Session to discuss the matters as outlined above, and-

BE IT FURTHER RESOLVED, that it can be disclosed to the public as follows:

Upon final disposition of the matter.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

In the absence of President Soares, Vice-President Ramos opened the meeting at 7:25 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:
PRESENT: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.

ABSENT: President Soares.

02-388
APPLICATIONS FOR MISCELLANEOUS LICENSES

<table>
<thead>
<tr>
<th>License Type</th>
<th>Quantity</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Hack Drivers</td>
<td>46</td>
</tr>
<tr>
<td>Public Hack Owners</td>
<td>41</td>
</tr>
<tr>
<td>Livery Owners</td>
<td>19</td>
</tr>
<tr>
<td>Limousine Owners</td>
<td>10</td>
</tr>
<tr>
<td>Livery Drivers</td>
<td>26</td>
</tr>
<tr>
<td>Vendor</td>
<td>2</td>
</tr>
<tr>
<td>Parking Lots</td>
<td>1</td>
</tr>
<tr>
<td>Motor Vehicle Repair Shops (M.V.R.S.)</td>
<td>2</td>
</tr>
<tr>
<td>Lumber Yard</td>
<td></td>
</tr>
<tr>
<td>Music Machines</td>
<td>1</td>
</tr>
</tbody>
</table>

---Councilman Ramos moved that the licenses be granted.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

REPORTS OF CITY OFFICERS

02-389
A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending March 31, 2002 - $6,231,052.64.

---Received and filed.

CLAIM RESOLUTIONS

02-390
By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $720,230.12 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $43,594.54 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $303,517.14 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $15,518.61 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

By Councilwoman Marsh:

---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $32,861.18 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $20,479.50 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

**PAYROLL RESOLUTIONS**

**02-391**

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD FEBRUARY 28, 2002 TO MARCH 13, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mayor's Office</td>
<td>1-01-20-110</td>
<td>9,906.40</td>
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<td></td>
<td>9,906.04</td>
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<tr>
<td>City Council</td>
<td>1-01-20-111</td>
<td>6,747.00</td>
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<td>6,747.00</td>
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<tr>
<td>City Clerks</td>
<td>1-01-20-120</td>
<td>8,536.30</td>
<td>289.30</td>
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<td>8,826.10</td>
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<tr>
<td>Elections</td>
<td>1-01-20-122</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Corporation Counsel</td>
<td>1-01-20-155</td>
<td>9,851.67</td>
<td></td>
<td></td>
<td>9,851.67</td>
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<tr>
<td>Bus Adm. Office</td>
<td>1-01-20-112</td>
<td>7,950.72</td>
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<td></td>
<td>7,950.72</td>
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<td>Department</td>
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<td>Expenses 1</td>
<td>Expenses 2</td>
<td>Expenses 3</td>
<td>Expenses 4</td>
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<tr>
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<td>------------</td>
</tr>
<tr>
<td>ABC Board</td>
<td>1-01-20-113</td>
<td>153.85</td>
<td>153.85</td>
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<tr>
<td>Purchasing Dept.</td>
<td>1-01-20-114</td>
<td>6,180.45</td>
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<td>6,180.45</td>
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<tr>
<td>Finance Supervisor</td>
<td>1-01-20-130</td>
<td>5,818.95</td>
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<td>5,818.95</td>
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<tr>
<td>Accounts &amp; Controls</td>
<td>1-01-20-131</td>
<td>3,339.30</td>
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<td>3,339.30</td>
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<tr>
<td>Payroll Division</td>
<td>1-01-20-132</td>
<td>4,760.95</td>
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<td>Personnel</td>
<td>1-01-20-105</td>
<td>5,772.14</td>
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<tr>
<td>Tax Collector’s Office</td>
<td>1-01-20-145</td>
<td>9,315.63</td>
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<td>9,325.63</td>
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<td>Assessor’s Office</td>
<td>1-01-20-150</td>
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<td>Treasurer’s</td>
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<tr>
<td>Emergency Mgmt</td>
<td>1-01-25-266</td>
<td>721.60</td>
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<tr>
<td>Police Division</td>
<td>1-01-25-241</td>
<td>411,209.74</td>
<td>6,743.80</td>
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<td>439,900.39</td>
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<td>Crossing Guard</td>
<td>1-01-25-241</td>
<td>13,155.15</td>
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<td>13,155.51</td>
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<tr>
<td>Fire Division</td>
<td>1-01-25-266</td>
<td>324,309.01</td>
<td>1,839.24</td>
<td>1,005.40</td>
<td>327,153.65</td>
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<tr>
<td>Water Utility</td>
<td>0-01-26-774</td>
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<tr>
<td>Grants Management</td>
<td>1-01-20-116</td>
<td>5,774.34</td>
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<td>5,774.34</td>
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<tr>
<td>Signal &amp; Traffic Dept.</td>
<td>1-01-25-267</td>
<td>11,745.67</td>
<td>681.82</td>
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<td>12,427.49</td>
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<tr>
<td>Public Library</td>
<td>1-01-29-390</td>
<td>23,020.64</td>
<td>98.28</td>
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<td>23,118.92</td>
</tr>
<tr>
<td>Zoning Officer</td>
<td>1-01-21-186</td>
<td>4,914.56</td>
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<td></td>
<td>4,914.56</td>
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<tr>
<td>Zoning Board of Adjust</td>
<td>1-01-21-185</td>
<td>1,958.92</td>
<td></td>
<td></td>
<td>1,958.92</td>
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<tr>
<td>Planning Board</td>
<td>1-01-21-180</td>
<td>1,945.72</td>
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<td></td>
<td>1,945.72</td>
</tr>
<tr>
<td>Historic Preservation</td>
<td>1-01-20-175</td>
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<tr>
<td>Municipal Court</td>
<td>1-01-43-490</td>
<td>26,612.09</td>
<td>419.83</td>
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<td>27,031.92</td>
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<tr>
<td>Envir. Ser. Dir. Office</td>
<td>1-01-26-290</td>
<td>7,137.94</td>
<td>167.16</td>
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<td>7,305.10</td>
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<tr>
<td>Streets &amp; Roads</td>
<td>1-01-26-291</td>
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<tr>
<td>Solid Waste</td>
<td>1-01-26-305</td>
<td>48,399.36</td>
<td>3,705.60</td>
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<td>52,104.96</td>
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<td>Recycling</td>
<td>1-01-26-300</td>
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</table>
Community Develop. 1-01-21-187 5,422.95 5,411.95
Central Garage 1-01-26-301 11,198.82 1,083.36 12,282.18
Recreation Dept. 1-01-28-370 18,988.21 495.18 395.00 19,878.39
Parks & Public Prop. 1-01-28-375 40,404.46 1,378.59 185.00 41,968.05
Constituent Services 6,231.98 6,231.98
Human Service Direct. 1-01-27-330 4,186.41 4,186.41
Hispanic Affairs 1-01-27-331
Board of Health 1-01-27-332 12,405.97 12,405.97
Div of Housing Svc 1-01-27-346 5,521.60 5,521.60
Senior Citizens Div 1-01-27-336 9,365.29 9,365.29
Rent & Stablization Bd 1-01-27-347 7,060.98 7,060.98
Transportation 1-01-27-348 5,834.35 5,834.35
Cultural Affairs 1-01-27-176
Public Defender 1-01-43-495 1,930.92 1,930.92
Construction Code 1-01-22-195 24,000.77 24,000.77
DDEF 0-01-55-901
**Sub-Total** 1,121,175.91 16,902.66 18,686.30 1,156,764.87

**Other**

Water Utility 0-05-20-701-010

Police Outside Employ. T-14-10-000-000 17,340.00 17,340.00

Police Grant.

Fire Dept. Penalty T-13-10-000-001 6,419.02 6,419.02

**Grand Total** 1,121,175.91 23,321.68 36,026.30 1,180,523.89

Motion by Councilman Ramos.
Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

RESOLUTIONS

Presented and Read

02-392
---By Councilman Ramos:

WHEREAS, the Administration, in an effort to replace aged copiers throughout the City, desires to purchase 17 digital copiers as replacements for 24 existing analog copies, and,

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals were received for New Copiers in accordance with Bid 02-09;

<table>
<thead>
<tr>
<th>Name of Bidder</th>
<th>Per 35/PPM Copier</th>
<th>Amount of Bid 55/PPM Copier</th>
<th>Annual Maint.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alltech Business Sol.</td>
<td>$6,88.00</td>
<td>$11,623.41</td>
<td>$4,500.00</td>
</tr>
<tr>
<td>33 Leslie Court Whippany, NJ 07981</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Ikon Office Solutions</td>
<td>$4,981.00</td>
<td>$9,336.00</td>
<td>$7,500.00</td>
</tr>
<tr>
<td>567 Route 46 W. Fairfield, NJ 07004</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Stewart Industries, Inc.</td>
<td>$5,362.00</td>
<td>$9,899.00</td>
<td>$5,280.00</td>
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<tr>
<td>77 Elbo Lane Mt. Laurel, NJ 08054</td>
<td></td>
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<td></td>
</tr>
<tr>
<td>OCE-USA, Inc.</td>
<td>$11,866.00</td>
<td>$17,525.00</td>
<td>$1,170.00</td>
</tr>
<tr>
<td>5450 North Cumberland Chicago, IL 60656</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Ricoh/Century Office</td>
<td>$5,815.00</td>
<td>$10,203.00</td>
<td>$4,800.00</td>
</tr>
<tr>
<td>30 Baekeland Ave. Middlesex, NJ</td>
<td></td>
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</tr>
<tr>
<td>Canon Business Sol.</td>
<td>$7,697.00</td>
<td>$18,049.00</td>
<td>$9,000.00</td>
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<tr>
<td>W115 Century Road Paramus, NJ 07652</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Lanier Worldwide, Inc.</td>
<td>$4,763.75</td>
<td>$9,379.00</td>
<td>$4,500.00</td>
</tr>
<tr>
<td>104 Interchange Place Monroe Township, NJ</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>Ricoh Business Systems</td>
<td>$5,160.00</td>
<td>$9,376.00</td>
<td>$5,520.00</td>
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<tr>
<td>11B Madison Road Fairfield, NJ 07004</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Business Name</td>
<td>Address</td>
<td>Price 35PPM</td>
<td>Price 1PPM</td>
</tr>
<tr>
<td>-------------------------------</td>
<td>--------------------------------</td>
<td>-------------</td>
<td>------------</td>
</tr>
<tr>
<td>Northern Business Sys.</td>
<td>575 Corporate Drive Mahwah, NJ 07430</td>
<td>$5,025.65</td>
<td>$11,660.58</td>
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<tr>
<td>Minolta Business Sys.</td>
<td>100A Commerce Way Totowa, NJ 07512</td>
<td>$5,723.00</td>
<td>$8,677.00</td>
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<td>Business World, Inc.</td>
<td>161 Chambers-Brook Rd. Branchburg, NJ 08876</td>
<td>$6,277.00</td>
<td>$12,361.00</td>
</tr>
<tr>
<td>Danka</td>
<td>80 East Route 4 Paramus, NJ 07652</td>
<td>$6,610.00</td>
<td>$11,592.00</td>
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<tr>
<td>Xerox Corporation</td>
<td>201 Littleton Road</td>
<td>$8,790.00</td>
<td>$16,880.00</td>
</tr>
</tbody>
</table>

and: WHEREAS, the Purchasing Agent recommends the acceptance of the bid of Lanier Worldwide Inc.; now, therefore, be it

RESOLVED, that the proposal of Lanier Worldwide, Inc. at a price of $4,763.75 per 35PPM machine; $9379.00 for one PPM machine; and an annual maintenance agreement of $4,500.00 be and the same is hereby accepted, and be it further

RESOLVED, that a contract be entered into between the Mayor and Council of the City of Hoboken and Lanier Worldwide, Inc. for a 36 month lease/purchase for the aforementioned New Copiers, form of which contract is to be reviewed by the City’s Corporate Counsel; and be it further

RESOLVED, that the Mayor, and/or Business Administrator, be and he is hereby authorized to execute the contract and the City Clerk be and he is hereby authorized to attest the same and to affix thereon the corporate seal of the City of Hoboken; and be it further

RESOLVED, that upon execution of the aforementioned contract the bid bond/bank check deposited by this vendor be returned to them.

Funding for the initial quarter of this purchase, $4,424.74 has been incumbered against the Current Fund line 2-01-23-213-020 (copiers). The SFY 2003 budget request, for this line number, will include $38,373.32 for the year.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

02-393
---By Councilman Del Boccio:

WHEREAS, the Health Officer ate the City of Hoboken serves as a Commissioner for the Hudson Regional Health Commission; and
WHEREAS, Nancy Tarantino currently serves as Registered Environmental Health Specialist for the City of Hoboken and is licensed as a Health Officer for the State Department of Health and Senior Services; and

WHEREAS, the appointment of an alternate representative to the Hudson Regional Health Commission will ensure that the Commission will have a sufficient number of members to meet at its monthly meetings; and

WHEREAS, the Council of the City of Hoboken wishes to appoint an alternate representative to the Hudson Regional Health Commission.

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Hoboken hereby appoints Nancy Tarantino as an Alternate Representative to the Hudson Regional Health Commission.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

**02-394**
---By Councilwoman Marsh:

BE IT RESOLVED, by the Council of the Mayor and City Council of the City of Hoboken that the form of specifications for

**Bid 02-10 SOLID WASTE REMOVAL SERVICES**

For the City of Hoboken, a municipal corporation of the State of New Jersey, prepared by the Director of Environmental Services and the Business Administrator, and submitted to said City Council for its consideration by the same be filed with the City Clerk; and be it further

RESOLVED, that the City Clerk be and he is hereby directed to advertise for the above proposal(s) for the City of Hoboken in accordance with the above proposal(s) and requirements of said specifications, such to be received by the City Clerk and/or Business Administrator on Monday, 10 June 2002 at 11 A.M. prevailing time as fixed in the advertisement thereof; and be it further

RESOLVED, that each proposal submitted shall be accompanied by a CERTIFIED CHECK, BANK CHECK, on BID BOND drawn payable to the order of the City of Hoboken in the sum of ten (10%) percent of the bid, but not in excess of $20,000, unless specifically stated otherwise, and be it further

RESOLVED, that specifications relative thereto be made available for public inspection at the Office of Purchasing, daily except Saturday, Sunday and legal holidays, during the regular course of business and which may be obtained beginning Wednesday, 11 April 2002.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.
---Nays: None.

02-395
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken is a dynamic city undergoing many changes; and

WHEREAS, the City of Hoboken has recently received a Re-examination Report for the I-1(W) AND Northwest Redevelopment District; and

WHEREAS, the Mayor and Council for the City of Hoboken believe that it is important to keep the Code for the City of Hoboken current and up to date with any changes; and

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Hoboken requests that the Planning Board consider any necessary changes to the Zoning Ordinances within the Code of the City of Hoboken in light of the recent Re-examination Report in the I-1(W) and Northwest Redevelopment District.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

02-396
---By Councilman Del Boccio:

WHEREAS, Stevens Institute of Technology has received permits for constructing a seven story classroom/faculty office building on the southeast corner of Sixth and River Streets; and

WHEREAS, current demolition work may cause a safety hazard to anyone and property in the immediate vicinity; and

WHEREAS, the Stevens Institute of Technology has suggested that as an added safety measure the City of Hoboken create a temporary walkway for pedestrians:

(1) Sixth Street, both sides beginning at the easterly curb line of River Street and extending to the easterly terminus of Sixth Street.

(2) River Street beginning at the southerly curb line of Sixth Street, two hundred sixteen (216) feet southerly therefrom.

(3) To position a construction fence on River Street commencing on the easterly curbline of Sixth Street extending 176 feet across River Street from five feet (5'0") of the curbline, as indicated in the attached diagram.

(4) Parking shall be prohibited on the River Street beginning at the southerly curbline of Sixth Street, two hundred feet southerly therefrom.
The pedestrian walkway shall have an overhead cover and with interior lighting. The perimeter protectors shall be with "Jersey" barriers.

NOW, THEREFORE, BE IT RESOLVED, that a temporary walkway be created for pedestrians and that parking is hereby prohibited including private vehicles by the employees or agents of the contractor within the construction zone starting April 4, 2002, through and inclusive of July 5, 2002, at which time this resolution may be subject to renewal for additional time if construction activity so requires it.

AND BE IT FURTHER RESOLVED that a copy of this resolution be presented to the department of Administration, Division of Signal and Traffic for immediate implementation of any necessary public notices and signage. The Signal and Traffic Division prepare the necessary traffic regulations and notifications to the New Jersey Department of Traffic.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

ORDINANCES

Introduction and First Reading

02-397
DR-33
AN ORDINANCE AUTHORIZING SPECIAL EMERGENCY APPROPRIATIONS PURSUANT TO NJSA 40A: 4-53.

WHEREAS, N.J.S.A. 40A:4-53 authorizes the City of Hoboken to adopt an ordinance authorizing special emergency appropriations for items including, but not limited to the preparation of an approved tax map, the preparation of a revision and codification of its ordinances, the preparation of drainage maps for flood control purposes and the engagement of special consultants for the preparation of a master plan; and

WHEREAS, the City of Hoboken wishes to adopt an ordinance that authorizes special emergency appropriations.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF HOBOKEN, COUNTY OF HUDSON AND STATE OF NEW JERSEY, that pursuant to N.J.S.A. 40A:4-53 (Ch. 48, P.L. 195 as amended by Ch. 144, P.L. 1965, Ch. 38, P.L. 1969), the Mayor and Council for the City of Hoboken in the County of Hudson that the Hoboken Code shall be amended by adding the following sections.

SECTION I

Chapter 16
Budget Operations

§16-2 Special Emergency Appropriations
A. The Business Administrator may authorize special emergency appropriations for the purposes provided by law (N.J.S.A. 40A:53).

B. The authorization to finance the appropriation shall be provided for in succeeding annual budgets by the inclusion of at least one-fifth (1/5) of the amount authorized pursuant to this action. (N.J.S.A. 40A:4-55).

SECTION II

This ordinance shall be a part of the Administrative Code of the City of Hoboken as though codified and fully set forth therein. The City Clerk’s shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

SECTION III

All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

SECTION IV

This ordinance shall take effect as provided by law.

---Councilman Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on April 17, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: Castellano.
---Absent: President Soares.

02-398
DR-34
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 58 OF THE CODE OF THE CITY OF HOBNOK ENTEITLED PARKS AND PUBLIC PROPERTY, ADOPTED NOVEMBER 22, 1993, ORDINANCE NO. 319. (Prohibiting the use of motorized scooters in Hoboken parks)

WHEREAS, the City of Hoboken is concerned for the all residents enjoying the use of parks and playgrounds within the City of Hoboken; and

WHEREAS, the City of Hoboken will work whenever possible to make the necessary changes for those residents.

NOW, THEREFORE, BE IT ORDIANED, by the Mayor and Council of the City of Hoboken in the County of Hudson that the Hoboken Code shall be amended by adding the following sections:
§58-21.2 Rules and restrictions.

I. Bicycles, foot scooters, skate boards, in-line skates, carts, or sleds shall be used in a careful and caution manner and with due regard for other park users, and where applicable, in conformance with state law.

Q. No person shall operate a motor vehicle or motorized scooter within a park without first obtaining a permit authorizing same hereunder.

SECTION II

If any section or provision of this Ordinance shall be held invalid in any court, the same shall not affect the other sections or provisions of this Ordinance except so far as the section or provision declared invalid shall be inseparable from the remainder or any portion thereof.

SECTION III

Any Ordinance, or section or provision of any Ordinance inconsistent with this ordinance is hereby repealed to the extent of such inconsistency.

SECTION IV

This Ordinance shall take effect upon publication as provided by law.

---Councilwoman Marsh moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on April 17, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

02-399

DR-35

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE CODE OF THE CITY OF HOBOKEN KNOWN AS VEHICLES AND TRAFFIC ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Changing one-way streets at 10th and Grand Streets)

- THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DO HEREBY ORDAIN AS FOLLOWS:

ARTICLE III

One Way Streets
190-7 One-way streets designated.

Section 1. This ordinance is hereby amended to delete the following as contained herein as a one way street:

<table>
<thead>
<tr>
<th>NAME OF STREET</th>
<th>DIRECTION</th>
<th>LIMITS</th>
<th>PARKING PERMITTED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Grand Street</td>
<td>South</td>
<td>Sixteenth Street to Tenth</td>
<td>Both sides</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Street</td>
<td></td>
</tr>
<tr>
<td>Grand Street</td>
<td>South</td>
<td>Ninth Street to Newark</td>
<td>Both sides</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Avenue</td>
<td></td>
</tr>
<tr>
<td>Tenth Street</td>
<td>East</td>
<td>Grand Street to Clinton</td>
<td>Both sides</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Street</td>
<td></td>
</tr>
</tbody>
</table>

Section 2. The following described streets or parts of streets are hereby designed as one-way streets in the direction indicated. Parking on these streets will be permitted on the sides indicated below.

<table>
<thead>
<tr>
<th>NAME OF STREET</th>
<th>DIRECTION</th>
<th>LIMITS</th>
<th>PARKING PERMITTED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Grand Street</td>
<td>North</td>
<td>Between 10th Street and 11th</td>
<td>Both sides</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Street</td>
<td></td>
</tr>
<tr>
<td>Grand Street</td>
<td>South</td>
<td>Between 16th Street and 11th</td>
<td>Both sides</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Street</td>
<td></td>
</tr>
<tr>
<td>Grand Street</td>
<td>South</td>
<td>Between 9th Street to Newark</td>
<td>Both sides</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Street</td>
<td></td>
</tr>
<tr>
<td>10th Street</td>
<td>West</td>
<td>Between Clinton Street and</td>
<td>Both sides</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Grand Street</td>
<td></td>
</tr>
</tbody>
</table>

Section 3. This ordinance shall be a part of the Administrative Code of the City of Hoboken as though codified and fully set forth therein. The city clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

Section 4. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 5. This ordinance shall take effect as provided by law.

---Councilman Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on April 17, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

02-400
DR-36
WHEREAS, the City of Hoboken has determined a need to amend the fee schedules for the Hoboken Planning Board, Board of Adjustment, Historic Preservation Commission and zoning certificates.

NOW, THEREFORE, BE IT ORDAINED, by the Municipal Council of the City of Hoboken, that Chapter 196-63 of the Code of the City of Hoboken is hereby amended as follows:

196-63. Application and Escrow Fees.

The following application fees covering administration and overhead shall be charged to the applicant and shall be submitted at the time of an application for a review by the Planning Board or a review or hearing by the Zoning Board of Adjustment. Application fee checks shall be made payable to City of Hoboken. Where an application involves more than one (1) of the categories itemized below, the fees applicable to each shall be required.

In addition to the fees to be paid herein, the applicant shall submit the following escrow deposits at the time of submission of an application for a review by the Planning Board or a review or hearing by the Zoning Board of Adjustment. Escrow deposit checks shall be made payable to the City of Hoboken. Where an application involves more than (1) of the categories itemized below, the escrow deposit applicable to each category shall be required. The escrow funds shall be deposited into a separate trust account by the City, pursuant to N.J.S.A. 40:55D-53.1, and if the deposit amount required is greater than five thousand dollars ($5,000), interest will accrue to the applicant. Disbursements may be made from the escrow fund only after approval by the Board reviewing the application.

Disbursement shall be limited only to professional charges for review of applications, review and preparation of documents and inspections of development under construction, and for review by outside consultants, including but not limited to the engineer, attorney, and planning review, their staff and any additional experts required for a proper review and documentation, when an application is of a nature beyond the scope of expertise of the professional(s) normally utilized by the City of Hoboken. Where the review costs exceed the escrow deposit fee, the applicant shall pay the additional amount within fifteen (15) days of the request. Failure to remit the additional required deposit within the requested timeline shall render the application incomplete, and no further action or proceedings shall be taken by the review Board until after compliance. Where the review costs are less than the amount of the escrow deposit, the difference shall be returned to the applicant within one hundred twenty days (120) of final disposition of the application. An application is deemed incomplete until all application fees and escrow deposits are submitted.

A. Site Plan or Conditional Use.
   1. Application fees.
      (a) Minor Site Plan: four hundred dollars ($400).
      (b) Preliminary Residential Site Plan and Conditional Use Approval: five hundred dollars ($500) plus fifty dollars ($50) per dwelling unit.
      (c) Preliminary Site Plan and conditional use approval under five thousand (5,000) square feet: five hundred dollars ($500)
      (d) Preliminary Site Plan and Conditional Use Approval between five thousand and nine thousand, nine hundred ninety-nine (5,000-9,999) square feet, one thousand dollars ($1,000), plus fifty dollars ($50) for every one thousand (1,000) square feet.
      (e) Preliminary Site Plan and Conditional Use Approval between ten thousand (10,000) and twenty five thousand (25,000) square feet, one thousand, five hundred dollars ($1,500) plus fifty dollars ($50) for every 1,000 square feet.
      (f) Preliminary Site Plan and Conditional Use Approval over twenty-five thousand square feet (25,000), two thousand dollars ($2,000) plus fifty dollars ($50) per thousand square feet.
      (g) Final Site Plan: fifty percent (50%) of Preliminary Site Plan fee.
      (h) Amendment or extension of Preliminary or Final Site Plan or Conditional Use Approval: five hundred dollars ($500).
2. Escrow deposits.
   (a) Minor Site Plan: one thousand dollars ($1,000).
   (b) Preliminary Residential Site Plan: one thousand dollars ($1,000) plus one hundred dollars ($100) per dwelling unit.
   (c) Preliminary Site Plan and Conditional Use Approval under five thousand (5,000) square feet: one thousand dollars ($1,000).
   (d) Preliminary Site Plan and Conditional Use Approval between five thousand and nine thousand, nine hundred ninety-nine (5,000-9,999) square feet, four thousand dollars ($4,000).
   (e) Preliminary Site Plan and Conditional Use Approval between ten thousand (10,000) and twenty five thousand square feet, four thousand dollars ($4,000).
   (f) Preliminary Site Plan and Conditional Use Approval.
   (g) Final Site Plan: fifty percent (50%) of Preliminary Site Plan fee.
   (h) Amendment or extension of Preliminary or Final Site Plan and Conditional Use Approval: one thousand dollars ($1,000).

B. Inspection fees and guaranties.
   No changes.

C. Appeals, Interpretations and Variances.
   1. Application Fees.
      (a) Hear and Decide Appeals, pursuant to N.J.S.A. 40:55D-70a: three hundred dollars ($300).
      (b) Hear and Decide Interpretation of the Zoning Map or Ordinance, pursuant to N.J.S.A. 40:55D-70b: three hundred dollars ($300).
      (c) Hardship Variance, pursuant to N.J.S.A. 40:55D-70c: one thousand dollars ($1,000) if not part of site plan, three thousand dollars ($3,000) if part of site plan.
      (d) Use Variance, pursuant to N.J.S.A. 40:55F-70d: five hundred dollars ($500) for the first variance, two hundred fifty dollars ($250) for each additional variance.

   2. Escrow deposits.
      (a) Hear and Decide Appeals, pursuant to N.J.S.A. 40:55d-70a: five hundred dollars ($500);
      (b) Hear and Decide Interpretation of the Zoning Map or Ordinance, pursuant to N.J.S.A. 40:55D-70b: five hundred dollars ($500).
      (c) Hardship variance, pursuant to N.J.S.A. 40:55D-70c: one thousand dollars ($1,000) if not part of site plan, three thousand dollars ($3,000) if part of site plan.
      (d) Use Variance, pursuant to N.J.S.A. 40:55D-70d: one thousand dollars ($1,000) if not part of site plan, three thousand dollars ($3,000) if part of site plan.

D. Costs Associated with Hearings.
   No changes.

E. Other Fees.
   1. Application fees.
      (a) Special Meeting Request: one thousand dollars ($1,000).
      (b) Informal or Concept Reviews: four hundred ($400.)
      (c) Redevelopment Plan Amendment: One thousand ($1,000).

   2. Escrow deposits.
      (a) Special Meeting Request: no escrow deposit required.
      (b) Informal or Concept Reviews: four hundred ($500).
      (c) Redevelopment Plan Amendment: One thousand dollars ($1,000).

E. Zoning Review Fee.

   All applications for any certification shall be accompanied by a check payable to the City of Hoboken for the amounts listed below. Where an application involves more than one (1) of the categories itemized below, the fees applicable to each category shall be required.

   (a) Residential projects of one (1) to four (4) dwelling units: one hundred dollars ($100).
(b) Residential projects of five (5) or more dwelling units: one hundred dollars ($100) plus twenty-five dollars ($250 for each additional dwelling unit over four (4).
(c) Non-Residential projects over five thousand (5,000) square feet and up to ten thousand (ten) square feet: two hundred dollars ($200).
(d) Non-Residential projects over five thousand (5,000) square feet and up to ten thousand (ten) square feet: two hundred dollars ($200).
(e) Non-Residential projects over ten thousand (10,000) square feet and up to fifty thousand (50,000) square feet: four hundred dollars ($400).
(f) Non-Residential projects in excess of fifty thousand (50,000) square feet: five hundred dollars ($500).

F. Historic Preservation Commission review.

Every application to the Historic Preservation Commission for a review or hearing shall be accompanied by a check payable to the City of Hoboken for the following amounts. When an application involves more than one (1) of the following, the fees applicable to each category shall be required.

1. Application fees.
   (a) Residential projects of one (1) to four (4) dwelling units: fifty dollars ($50).
   (b) Residential projects of five (5) or more dwelling units: twenty dollars ($20) per unit.
   (c) Non-Residential projects: twenty-five ($25) per one thousand (1,000) square feet.

---Councilwoman Marsh moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be determined after the review and approval of the Hoboken Planning Board.

---Motion duly seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

02-401
DR-37
AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 141 OF THE CODE OF THE CITY OF HOBOKEN KNOWN AS PARKING PERMITS ADOPTED DECEMBER 19, 1990 AS ORDINANCE #118. (Amendments regarding parking permits)

ARTICLE I

Resident, Visitor and Business Parking

§141-1 Resident Parking Program.

A. At all times, the streets of Hoboken will be designated “Resident Permit Parking Only,” with the exception of those areas covered by metered parking. At all times, the following streets of Hoboken will be designated “Resident Permit Parking Only,” unless signage indicates otherwise:

<table>
<thead>
<tr>
<th>NAME OF STREET</th>
<th>DIRECTION</th>
<th>LIMITS</th>
<th>PARKING PERMITTED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hudson Street</td>
<td>West Side</td>
<td>24 Hours</td>
<td>Beginning the Northerly curbline of 5th Street and Extending to the Southerly curbline of 11th Street.</td>
</tr>
<tr>
<td>Bloomfield Street</td>
<td>West Side</td>
<td>24 Hours</td>
<td></td>
</tr>
</tbody>
</table>

Meeting of April 3, 2002  17
<table>
<thead>
<tr>
<th>Street</th>
<th>Side</th>
<th>Hours</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Garden Street</td>
<td>West</td>
<td>24</td>
<td>Beginning the Northerly curbline of Observer Highway and extending to Northerly terminus.</td>
</tr>
<tr>
<td>Park Avenue</td>
<td>West</td>
<td>24</td>
<td>Beginning the Northerly curbline of Observer Highway and extending to Northerly terminus.</td>
</tr>
<tr>
<td>Willow Avenue</td>
<td>West</td>
<td>24</td>
<td>Beginning the Northerly curbline of Observer Highway and extending to Northerly terminus.</td>
</tr>
<tr>
<td>Clinton Street</td>
<td>West</td>
<td>24</td>
<td>Beginning the Northerly curbline of Observer Highway and extending to Northerly terminus.</td>
</tr>
<tr>
<td>Grand Street</td>
<td>West</td>
<td>24</td>
<td>Beginning the Northerly curbline of Observer Highway and extending to Northerly terminus.</td>
</tr>
<tr>
<td>Adams Street</td>
<td>West</td>
<td>24</td>
<td>Beginning the Northerly curbline of Observer Highway and extending to Northerly terminus.</td>
</tr>
<tr>
<td>Jefferson Street</td>
<td>West</td>
<td>24</td>
<td>Beginning the Northerly curbline of Observer Highway and extending to Northerly terminus.</td>
</tr>
<tr>
<td>Madison Street</td>
<td>West</td>
<td>24</td>
<td>Beginning the Northerly curbline of Observer Highway and extending to Northerly terminus.</td>
</tr>
<tr>
<td>Monroe Street</td>
<td>West</td>
<td>24</td>
<td>Beginning the Northerly curbline of Observer Highway and extending to Northerly terminus.</td>
</tr>
<tr>
<td>Jackson Street</td>
<td>West</td>
<td>24</td>
<td>Beginning the Northerly curbline of Observer Highway and extending to Northerly terminus.</td>
</tr>
<tr>
<td>Harrison Street</td>
<td>West</td>
<td>24</td>
<td>Beginning the Northerly curbline of Observer Highway and extending to Northerly terminus.</td>
</tr>
<tr>
<td>Street</td>
<td>Side</td>
<td>Hours</td>
<td>Description</td>
</tr>
<tr>
<td>--------------</td>
<td>---------</td>
<td>---------</td>
<td>-----------------------------------------------------------------------------</td>
</tr>
<tr>
<td>Marshall Street West Side</td>
<td>24 Hours</td>
<td>Northerly terminus. Beginning the Northerly curbline of Observer Highway and extending to Northerly terminus.</td>
<td></td>
</tr>
<tr>
<td>First Street</td>
<td>North Side</td>
<td>24 Hours</td>
<td>Beginning the Westerly curbline of Grand Street to the Westerly curbline of Marshall Street.</td>
</tr>
<tr>
<td>Second Street</td>
<td>North Side</td>
<td>24 Hours</td>
<td>Beginning at the Westerly curbline of Bloomfield Street to the Westerly curbline of Marshall Street.</td>
</tr>
<tr>
<td>Third Street</td>
<td>North Side</td>
<td>24 Hours</td>
<td>Beginning at the Westerly curbline of Bloomfield Street to the Westerly curbline of Jackson Street.</td>
</tr>
<tr>
<td>Fourth Street</td>
<td>North Side</td>
<td>24 Hours</td>
<td>Beginning at the Westerly curbline of Bloomfield Street to the Westerly curbline of Jackson Street.</td>
</tr>
<tr>
<td>Fifth Street</td>
<td>North Side</td>
<td>24 Hours</td>
<td>Beginning at the Westerly curbline of Bloomfield Street to the Westerly curbline of Jackson Street.</td>
</tr>
<tr>
<td>Sixth Street</td>
<td>North Side</td>
<td>24 Hours</td>
<td>Beginning at the Westerly curbline of Bloomfield Street to the Westerly curbline of Jackson Street.</td>
</tr>
<tr>
<td>Seventh Street</td>
<td>North Side</td>
<td>24 Hours</td>
<td>Beginning at the Westerly curbline of Bloomfield Street to the Westerly curbline of Jackson Street.</td>
</tr>
<tr>
<td>Eighth Street</td>
<td>North Side</td>
<td>24 Hours</td>
<td>Beginning at the Westerly curbline of Bloomfield Street to the Westerly curbline of Jackson Street.</td>
</tr>
<tr>
<td>Ninth Street</td>
<td>North Side</td>
<td>24 Hours</td>
<td>Beginning at the Westerly curbline of Bloomfield Street to the Westerly curbline of Jackson Street.</td>
</tr>
<tr>
<td>Tenth Street</td>
<td>North Side</td>
<td>24 Hours</td>
<td>Beginning at the Westerly curbline of Bloomfield Street to the westery curbline of Jackson Street.</td>
</tr>
</tbody>
</table>
Eleventh Street North Side 24 Hours Beginning at the Westerly curbine of Bloomfield Street to the Westerly curbine of Jackson Street.

Twelfth Street North Side 24 Hours Beginning at the Westerly curbine of Bloomfield Street to the Westerly curbine of Jackson Street.

Thirteenth Street North Side 24 Hours Beginning at the Westerly curbine of Bloomfield Street to the Westerly curbine of Jackson Street.

This ordinance shall be a part of the Administrative Code of the City of Hoboken as though codified and fully set forth therein. The city clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

This ordinance shall take effect as provided by law.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on April 17, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Ramos.
---Nays: None.
---Absent: President Soares.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Helen Hirsch, 98 Park Avenue; Dan Tumpson, 230 Park Avenue; William Perry, 927 Bloomfield Street; Kyle Rabin, 601 Monroe Street; Stephanie Colell, 510 Monroe Street; Chad Fulghan, 510 Monroe Street; Jason Burch, 82 Jackson Street; Becky Hoffman, 154 Ogden Avenue, Jersey City; Ira Landgarten, 561 1st Street; Lucille Haack, 1203 Park Avenue; Beth Mason, 921 Hudson Street; Helen Hirsch (2nd time), 98 Park Avenue.

Vice-President Ramos then adjourned the meeting at 8:45 p.m.
PRESIDENT OF THE COUNCIL

CITY CLERK

Meeting of April 3, 2002
Prior to the beginning of the regular council meeting, at 7:05 PM, the council entered into an executive (closed) session.

**02-402**

---By Councilman Ramos:

WHEREAS, Members of the Hoboken City Council wish to enter Executive Session to discuss matters pursuant to N.J.S.A. 10:4-12(b); and

WHEREAS, pursuant to N.J.S.A. 10:4-13 a resolution is required stating the general nature of the subject to be discussed and as precisely as possible, the time when and the circumstances under which the discussion in the Executive Session can be disclosed to the public; and

WHEREAS, the general nature of the subject(s) to be discussed at this meeting is as follows:

1- Contractual issues; now therefore -

BE IT RESOLVED, that the City Council shall at this time, 7:05 pm, April 17, 2002, enter into Executive Session to discuss the matters as outlined above, and-

BE IT FURTHER RESOLVED, that it can be disclosed to the public as follows:

Upon final disposition of the matter.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

The City Council came out of closed session at 7:32 p.m. and took a brief recess prior to starting the regular meeting.

President Soares opened the meeting at 7:38 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.
The Clerk then called the roll:

PRESENT: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.

ABSENT: Andreula.

Councilwoman Andreula arrived at 7:39 p.m.

**HEARING ON ORDINANCES**

*Second Reading and Public Hearing*

**AN ORDINANCE AUTHORIZING SPECIAL EMERGENCY APPROPRIATIONS PURSUANT TO NJSA 40A: 4-53.**

President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.
Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Nays: Castellano.

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 58 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKS AND PUBLIC PROPERTY, ADOPTED NOVEMBER 22, 1993, ORDINANCE NO. 319.**

President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Ramos moved that the hearing be closed.
Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.


The above ordinance will be continued to the May 1st, 2002 City Council Meeting.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 141 OF THE CODE OF THE CITY OF HOBOKEN KNOWN AS PARKING PERMITS ADOPTED DECEMBER 19, 1990 AS ORDINANCE #118.

President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

The following members of the public spoke regarding the ordinance: Daniel deCavaignac, 636 Hudson Street, Vice Chairman of the Hoboken Parking Authority; Myrna Kasser, 214 13th Street; Lucille Haack, 1203 Park Avenue; Joe Zachary, 6001 Blvd East, Hoboken school teacher. No other person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Nays: Castellano.

At this time, although the public hearing was closed, the City Council allowed Helen Hirsch, 98 Park Avenue, to speak regarding the first ordinance on the agenda entitled "AN ORDINANCE AUTHORIZING SPECIAL EMERGENCY APPROPRIATIONS PURSUANT TO NJSA 40A: 4-53".
HEARING ON ORDINANCES

Third and Final Reading

Council President Soares then moved that the ordinance entitled, "AN ORDINANCE AUTHORIZING SPECIAL EMERGENCY APPROPRIATIONS PURSUANT TO NJSA 40A: 4-53" be taken from the table for its third and final reading.

Motion seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Nays: Castellano.

Council President Soares then moved that the ordinance entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 58 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKS AND PUBLIC PROPERTY, ADOPTED NOVEMBER 22, 1993, ORDINANCE NO. 319" be taken from the table for its third and final reading.

Motion seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

Council President Soares then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE CODE OF THE CITY OF HOBOKEN KNOWN AS VEHICLES AND TRAFFIC ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278" be taken from the table for its third and final reading.

Motion seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

Council President Soares then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 141 OF THE CODE OF THE CITY OF HOBOKEN KNOWN AS PARKING PERMITS ADOPTED DECEMBER 19, 1990 AS ORDINANCE #118" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Nays: Castellano.
02-403

PETITIONS AND COMMUNICATIONS

Communications from the Hoboken Planning Board, received April 12, 2002, recommending the adoption of Ordinance DR - 36; as well as additional recommendations for changes to Chapter 196 of the City Code.

--Received and filed.

02-404

APPLICATIONS FOR MISCELLANEOUS LICENSES

Raffles -------------------------------------------------- 1
Taxi Owners--------------------------------------------- 1
Livery Owners------------------------------------------- 3
Limousine Owners---------------------------------------- 7
Public Hack Drivers-------------------------------------- 3
Livery/Limousine Drivers------------------------------- 5
Vendor------------------------------------------------- 4
Parking Lots--------------------------------------------- 1
Parking Garages----------------------------------------- 1
Motor Vehicle Repair Shops (M.V.R.S.)------------------- 3
Movie Theater ------------------------------------------ 1

---Councilman Ramos moved that the licenses be granted.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

CLAIM RESOLUTIONS

02-405

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $218,716.00 against the UNCLASSIFIED CLAIMS.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

By Councilman Ramos:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $55,335.49 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $40,953.91 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Council President Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $29,317.13 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $18,955.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Council President Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $102,448.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Council President Soares.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Abstentions: Ramos.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $32,547.61 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

**PAYROLL RESOLUTIONS**

**02-406**

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBNOKEN, FOR THE PERIOD MARCH 14, 2002 TO MARCH 27, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
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<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
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<td>1-01-20-110</td>
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<tr>
<td>City Council</td>
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<td>City Clerks</td>
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<td>8,794.89</td>
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<td>Elections</td>
<td>1-01-20-122</td>
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<tr>
<td>Corporation Counsel</td>
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<td>Department</td>
<td>Code</td>
<td>Jan</td>
<td>Feb</td>
<td>Mar</td>
<td>Apr</td>
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<td>ABC Board</td>
<td>1-01-20-113</td>
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<td>Purchasing Dept.</td>
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<td>Finance Supervisor</td>
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<td>5,818.95</td>
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<td>Accounts &amp; Controls</td>
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<td>Treasurer’s</td>
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<td>Emergency Mgmt</td>
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<tr>
<td>Police Division</td>
<td>1-01-25-241</td>
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<td>20,510.22</td>
<td>3,714.48</td>
<td>439,892.25</td>
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<td>Fire Division</td>
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<td>324,690.82</td>
<td>133,125.40</td>
<td>457,816.22</td>
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<td>Water Utility</td>
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<td>Grants Management</td>
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<td>Signal &amp; Traffic Dept.</td>
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<td>Streets &amp; Roads</td>
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**Sub-Total**

1,122,084.30 26,465.20 138,696.22 1,287,245.72

**Other**

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<th>Amount</th>
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<tbody>
<tr>
<td>Water Utility</td>
<td>0-05-20-701-010</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Police Outside Employ.</td>
<td>T-14-10-000-000</td>
<td>9,500.00</td>
<td>9,500.00</td>
</tr>
<tr>
<td>Police Grant.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Fire Dept. Penalty</td>
<td>T-13-10-000-001</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Grand Total**

1,222,084.30 26,465.20 148,196.22 1,296,745.72

Motion by Councilman Ramos.
Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

RESOLUTIONS
Presented and Read

02-407
---By Councilman Ramos:

WHEREAS, a summons was issued for a motor vehicle violation to the following individuals; and

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are entitled to reimbursement of the towing charges and storage fees;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that warrants be drawn on the City Treasurer to the order of the following sums opposite their respective names as reimbursement of towing charges:

<table>
<thead>
<tr>
<th>Name/Address</th>
<th>Summons Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kara J. Deal</td>
<td>12/01/01</td>
<td>$75.00</td>
</tr>
<tr>
<td>56 Market Street, Apt. 3 Cambridge, MA 02139 WW172847</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

$75.00

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-408
---By Councilwoman Marsh:

WHEREAS, for the past several years, the City of Hoboken has sponsored a summer food service program for the youth of the City; and

WHEREAS, funds for the operation of this program have been provided by the State of New Jersey Department of Agriculture; and

WHEREAS, the State of New Jersey, Department of Agriculture has once again invited the City of Hoboken to submit an application for funding for the 2002 Summer Food Service Program; now therefore, be it –

RESOLVED, that the City of Hoboken will submit an application for such funds; and be it
FURTHER RESOLVED, that the Mayor or Business Administrator are hereby authorized to approval such application and submit information as may be required by the State Department of Agriculture on behalf of the City of Hoboken.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-409
---By Councilman Del Boccio:

WHEREAS, The Societa’ Madonna Dei Martiri fra Molfettesi e D’Intorni Inc., with offices at 332 Adams Street, Hoboken has requested permission to conduct their annual Feast in honor of their patron saint, Madonna DeiMartiri" for five consecutive days starting on Wednesday, September 4, 2002 through and inclusive Sunday, September 8, 2002 on Sinatra Drive and Sinatra park; and

WHEREAS, Societa’ Madonna Dei Martiri has indicated its agenda and requirement to successfully conduct the feast;

(1) To solicit contribution from general public, to be used solely to pay part of the expenses and religious contributions.
(2) To have a procession with the statute of “Madonna Dei Martiri” – “Mothers of Martyrs” through the streets of Hoboken.
(3) To install electric lights on Sinatra Drive from the corner of Fourth Street and River Street up to the Union Dry Dock Property.
(4) To erect a bandstand in Sinatra Park to hold nightly concerts.
(5) To erect concession stands and trucks on Sinatra Drive, for vendors of food, novelties, games and rides.
(6) To hold a raffle to be drawn on Sunday, September 8, 2002.
(7) On Saturday, September 7, 2002 after the procession at about 9:00 P.M. to shoot a special pyrotechnic fireworks show on the River front from barge in front of Sinatra Park, subject the approval of the U.S. Coast Guard and local Fire Permits.
(8) To have the streets cleared of all vehicles and traffic, and

WHEREAS, That the Signal & Traffic Division prepare the necessary Traffic regulations and notifications to the New Jersey Department of Transportation; and

WHEREAS, The City Council hereby grants permission to Societa Madonna Dei Martiri to conduct its feast and fireworks display on the above dates and wishes them success for a happy event subject to the applicant’s compliance with all requirement regarding permits, licenses and insurance and further subject to the approval of the U.S. Coast Guard.

---Motion duly seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-410
---By Councilman Ramos:
WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue by his letter hereto attached and made a part hereof, recommends that refunds be made; now, therefore, be it –

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling **$16,223.27** representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wolf &amp; Chang</td>
<td>20\10\C00D</td>
<td>89 Grand St. $1,159.51</td>
</tr>
<tr>
<td>89 Grand St. #D</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Ohio Savings Bank</td>
<td>66/28</td>
<td>510 Monroe St. $770.41</td>
</tr>
<tr>
<td>1801 East Ninth St</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Suite 200, Cleveland, Ohio 44114</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Christy M. Miller – Senior Loan Rep.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Mortgage Customer Research – Tax.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>St. George Title Agency</td>
<td>66\27\C0201</td>
<td>506-14 Monroe St $4,055.53</td>
</tr>
<tr>
<td>89 Hudson St, 4th Fl.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
<tr>
<td>R.J. Palmisano, President</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Barbara B. Steinfeld</td>
<td>221\24\C0404</td>
<td>1000 Hudson St $989.87</td>
</tr>
<tr>
<td>130 Nottingham Drive</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Watchung, NJ 07079</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Susan &amp; Gary Graff</td>
<td>162\10.1\C0001</td>
<td>1032 Willow Ave $1,422.81</td>
</tr>
<tr>
<td>1032 Willow Avenue</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Joseph &amp; Diane Murphy</td>
<td>197\23</td>
<td>1038 Bloomfield St. $6,047.28</td>
</tr>
<tr>
<td>1127 Washington St. #35</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Nicholas Calabrese</td>
<td>70\10</td>
<td>533 Adams Street $13.06</td>
</tr>
<tr>
<td>620 Garden St. Apt. 1</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Flagstar Bank</td>
<td>17\15\C004B</td>
<td>79 Madison Street $737.27</td>
</tr>
<tr>
<td>5151 Corporate Drive</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Troy, Michigan 48008</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Monique Hightower Tax Department</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Christine Latore</td>
<td>22\4\C003Q</td>
<td>261 First St. $1,478.56</td>
</tr>
<tr>
<td>261 First Street #3W</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Countrywide Tax Services</td>
<td>34\14\C01-S</td>
<td>125 Willow Ave. $915.38</td>
</tr>
<tr>
<td>P.O. Box 1021</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Van Nuys, CA 91410</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-411
---By Councilman Ramos:

WHEREAS, an overpayment of taxes has been made on the property on the list below; and

WHEREAS, tax appeal was filed by the property owners; and

WHEREAS, State Tax Court recommends a settlement in this matter, now, therefore, be it

RESOLVED, that a warrant be drawn on the City Treasurer made payable to the taxpayer appearing on the attached list totaling $26,063.27

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rogdelio Monte DeOca</td>
<td>136\1</td>
<td>$26,063.27</td>
</tr>
<tr>
<td>&amp; Richard Nashall Esquire</td>
<td></td>
<td></td>
</tr>
<tr>
<td>West New York, NJ 07093</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

Prior to the vote for the remaining resolutions, Helen Hirsch, 98 Park Avenue, asked questions regarding several of the resolutions.

02-412
---By Councilwoman Marsh:

Whereas, there exists a need within the City of Hoboken for engineering services relating to the preparation of plans and specifications and supervision of the City of
Hoboken Underground Storage Tank (UST) Closure/Removal Program (the “Program”) as it pertains to the Multi-Service Center and City Hall properties; and

WHEREAS, the PMK Group Consulting and Environmental Engineers (the “PMK Group”) has provided engineering services for these two properties under the Program on behalf of the City of Hoboken; and

WHEREAS, the PMK Group has proposed to continue to provide engineering services on these two properties under the Program on behalf of the City of Hoboken; and

WHEREAS, the funds for this contract currently exist in an account, the use of which is restricted to the Closure/Removal of the Underground Storage Tanks located at the Multi-Service Center and City Hall properties; and

WHEREAS, the Chief Financial Officer certifies that funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and/or Business Administrator is hereby authorized to execute a professional service contract with the PMK Group for a term of one year, for the provision of professional engineering services relating to the aforesaid Program as it pertains to the Multi-Service Center and City Hall properties as follows: (1) Contract Administration/Project Monitoring; and NJ DEP Submittal of all required forms; with a total sum for engineering services not to exceed $18,950.00.

---Motion duly seconded by Council President Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-413
---By Councilman Ramos:

WHEREAS, Title 1 of the Housing and Community Development Act of 1974 provides for substantial Federal funds being made available to certain urban counties for use therein; and

WHEREAS, this act establishes certain criteria which must be met in order for a county and its participating communities to be the recipient of said funding; and

WHEREAS, the City of Hoboken and the County of Hudson entered into an agreement in cooperation with other municipalities in Hudson County for the carrying out of the Hudson County Community Development Urban County Program under the provisions of the Interlocal Services Act; and

WHEREAS, the City of Hoboken and the County of Hudson have further agreed to cooperate in the carrying out of Community Development Block Grant activities and to undertake or assist in the implementation of programs and projects that better the community

Now, therefore, be it—

Resolved, by the Mayor and Council of the City of Hoboken that the 2002-2003 Application for the City of Hoboken’s continued participation in the Urban County Program is attached hereto and made a part hereof and is hereby approved for submission to the Hudson County Office of Community Development, and, be it—
Further resolved, that the Mayor and Council of the City of Hoboken is hereby authorized and directed to transmit this Application for Funds for the City of Hoboken to the County of Hudson, Office of Community Development, and the City Clerk of the City of Hoboken is hereby authorized and directed to attest the same and affix the City Seal; and

Be it further resolved, that the governing body of the City of Hoboken authorizes 1) the Mayor and/or Business Administrator of the City of Hoboken to execute the 2002-2003 Project Agreements on behalf of the City of Hoboken and, 2) the City Clerk to affix the Seal of the City of Hoboken to the aforesaid agreements witnessing the execution thereto.

---Motion duly seconded by Council President Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-414
---By Council President Soares:

WHEREAS, the Director of the Division of Local Government Services has formally directed all counties and municipalities to adopt a Corrective Action Plan as part of their annual audit process; and

WHEREAS, the Corrective Action Plan shall be submitted to the Director of Division of Local Government Services after receipt of the annual audit and it shall be kept on file with the City Clerk; and

WHEREAS, the Corrective Action Plan shall cover all audit findings and recommendations, as well as the status of prior year findings and recommendations and be prepared in accordance with the Single Audit Act, Federal and State Office of Budget Management Circular and Local Finance Notice 92-15; and

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken approves the attached Corrective Action Plan for the fiscal year 2001 Annual Audit; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Director of Local Government Services.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-415
---By Council President Soares:
WHEREAS, at its meeting on April 17, the governing body of the City of Hoboken passed an ordinance captioned as ‘AN ORDINANCE AUTHORIZING SPECIAL EMERGENCY APPROPRIATIONS PURSUANT TO NJSA 40A:4-53’, AND

WHEREAS, N.J.S.A. 40:69A-18(b) provides that the twenty day (20) lapse which must occur before an ordinance becomes effective may be waived if the City Council adopts a resolution declaring the matter an emergency and at least two-thirds of all members of the council vote in favor of such resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Hoboken.

That the Council declares that the enactment of said ordinance requires emergent action and pursuant to N.J.S.A. 40:69A-18(b) the twenty day (20) lapse which occur before an ordinance becomes effective shall be waived and ‘AN ORDINANCE AUTHORIZING SPECIAL EMERGENCY APPROPRIATIONS PURSUANT TO NJSA 40A:4-53’shall go into effect immediately.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Nays: Castellano.

02-416
---By Councilman Campos:

WHEREAS, the City of Hoboken believes in the benefits of families spending time together; and

WHEREAS, the City of Hoboken wishes to encourage parents and children to partake in activities together; and

WHEREAS, the City of Hoboken seeks to provide events for its residents and students in a safe and friendly environment.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken hereby designates Family Skate Night at the Outdoor Roller Rink at 124 Grand Street for residents to rollerskate and rollerblade.

AND BE IT FURTHER RESOLVED, that every Monday and Friday, from 9:00 a.m. to 12:00 p.m. and 5:00p.m. to 8:00 p.m. shall be designated Family Skate Night.

AND BE IT FURTHER RESOLVED, that one of the above referenced time slots for Family Skate Night will be for the purpose of skateboarding.

---Motion duly seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-417
---By Councilman Del Boccio:
WHEREAS, in December of 2001, Mayor David Roberts, in association with Dr. Harold Raveche, President of Stevens Institute of Technology, and Patrick Gagliardi, Superintendent of the Hoboken Public School System announced the creation of the Hoboken - Stevens Partnership for Public Education; and

WHEREAS, the Hoboken – Stevens Partnership for Public Education was charged by the Mayor with conducting research and eliciting public comment on the development of an innovative Lab School for Mathematics, Science and Technology encompassing both a middle school and a high school; and

WHEREAS, the Hoboken – Stevens Lab School will use the International Baccalaureate curriculum for the Middle Years and the IB Diploma Program for the High School Years to provide the best practices of pedagogy and world class curriculum supported by the meaningful infusion of technology in every curriculum area; and

WHEREAS, the Lab School will also be a unique resource for the community providing after-school and evening career development, cultural and community service Programs for all Hoboken residents; and

WHEREAS, the Mayor has created the Hoboken – Stevens Partnership for Public Education Working Groups to perform the functions of research and solicitation of public comment on the feasibility and methodology of creating a Lab School; and

WHEREAS, the Hoboken – Stevens Partnership for Public Education Working Groups have completed their research and public meetings in conformance with the Mayor’s original charge and have presented to Mayor Roberts, President Raveche and Superintendent of School Gagliardi a final report on the program on Apr 1, 2002, and

WHEREAS, the State of New Jersey, through a New Jersey Economic Development Authority/Abbott District Program has expressed an interest in funding a portion or portions of the development of this Lab through both site acquisition costs and construction costs as a Demonstration Project of the EDA.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-418
---By Councilwoman Marsh:

WHEREAS, an ordinance has been adopted creating a special emergency appropriation of $350,000.00 to meet certain extraordinary expense to be incurred for the engagement of a special consultants for the preparation, and the preparation of a master plan or plans, when required in order to conform to the planning laws of the State and no adequate provision was made in the 2002 budget for the aforesaid purpose, and N.J.S.A. 40A: 4-53 provides for the creation of a special emergency appropriation for the purpose above mentioned, and

WHEREAS, the total amount of emergency appropriation(s) created including appropriation to be created by this resolution is $350,000.00.

NOW, THEREFORE, BE IT RESOLVED, (not less than two-thirds of all the
members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A: 4-48, and 40A:4-53:

1. A special emergency appropriation be and the same is hereby made for the preparation of a MASTER PLAN in the amount of $350,000.00.

2. Total amount of the contract per ordinance number DR-33 is for $350,000.00 and the City of Hoboken hereby requests that an exclusion from the 5% “CAP” be granted by the Director of the Division of Local Government Services in accordance with P.L. 1981 Chapter 56 in the amount of $70,000.00 per year in the budgets of the next five succeeding years commencing with the budget of fiscal year 2002 in accordance with 40A:4-55(c).

3. That two certified copies of this resolution be filed with the Director of the Division of Local Government Services.

---Motion duly seconded by Council President Soares.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Nays: Castellano.

Councilwoman Marsh left the meeting at 9:12 p.m.

Councilwoman Marsh returned to the meeting at 9:15 p.m.

Prior to the vote on the following resolution, Councilman Criccio motioned to table the resolution titled “Authorizing a Developer’s Agreement with Adria Towers, L.L.C. for block 115, lots 9 through 18”. Councilwoman Marsh duly seconded the verbal motion and the clerk called the vote to table as follows:

---Failed by the following vote: YEAS: 2 - NAYS: 7
---Yeas: Council persons Cricco, Marsh.
---Nays: Andreula, Campos, Castellano, Del Boccio, Giacchi, Ramos and President Soares.

**02-419**
---By Council President Soares:

One member of the public, Leah Healey, 806 Park Avenue, addressed the City Council prior to the vote.

WHEREAS, on January 5, 2000, the City Council of the City of Hoboken, acting in the capacity as the Redevelopment Agency of the City of Hoboken, adopted a resolution designating New Jersey Casket Company, a corporation of the State of New Jersey, with offices located at 1330 Clinton Street, Hoboken, New Jersey, New Jersey as the Redeveloper of a portion of the Northwest Redevelopment Area, specifically, Tax Block 115, Lots 9-18 and accepted the proposal of New Jersey Casket Company for redevelopment; and

WHEREAS, the Redeveloper has formed a limited liability company, Adria Towers, L.L.C., as the successor in interest to the New Jersey Casket Company, Inc. and has assigned its contract rights to the limited liability company; and

WHEREAS, on December 5, 2000, the Planning Board of the City of Hoboken held a Public Hearing and approved the application filed by New Jersey Casket Company, Inc. and adopted a resolution of approval on February 6, 2001, with regard to Preliminary Site
Plan Approval and variances for the property, generally described as Lots 9 –18 in Block 115 as shown on the tax map of the City of Hoboken, Hudson County, New Jersey, also known and designated as 1330 Clinton Street in the City of Hoboken; and

WHEREAS, the City of Hoboken, the Planning Board of the City of Hoboken and Adrias Towers, L.L.C. have entered into a Developer’s Agreement with regard to the Planning Board approval resolution as to the conditions, safeguards and limitations under which the building site and offsite improvements for the developer’s project will proceed;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that the Mayor of the City of Hoboken is hereby authorized to execute the Developer’s Agreement and the City Clerk is hereby authorized to attest same.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: Cricco.

02-420
---By Councilwoman Marsh:

One member of the public, Leah Healey, 806 Park Avenue, addressed the City Council prior to the vote.

WHEREAS, the Mayor and Council of the City of Hoboken desire to develop a Community Forestry Management Plan; and

WHEREAS, Paul Cowie and Associates Consulting Arborists and Urban Foresters (“Paul Cowie and Associates”) were catalogued on a New Jersey Department of Environmental Protection approved list of vendors and recommended by the Hoboken Shade Tree Commission; and

WHEREAS, Paul Cowie and Associates has proposed to provide professional urban forestry services in the development of the aforementioned plan; and

WHEREAS, the funds for this contract exist in an account reserved for the development of the City of Hoboken Community Forestry Management Plan;

WHEREAS, the Chief Financial Officer certifies that funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute a professional services contract with Paul Cowie and Associates for the provision of professional urban forestry services relating to the aforesaid plan as follows: (1) Developing goals and objectives; (2) Developing a brief overview of the community; (3) Describing the community forestry program administration; (4) Detailing the community forestry program budget; (5) Developing plans for all NJ Community Stewardship Incentive Program (CSIP) practices; (6) Reviewing, revising and finalizing the Community Forestry Management Plan; with a total sum not to exceed $3,000.00.

---Motion duly seconded by Council President Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

ORDINANCES

Introduction and First Reading

02-421
DR-38
AN ORDINANCE AMENDING CHAPTER 141 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, PROVIDING FOR PARKING PERMITS AND REGULATION OF ON STREET PARKING THROUGHOUT THE CITY OF HOBOKEN. (free visitor's permit for residents 62 years of age or older)

WHEREAS, the Council for the City of Hoboken has adopted a revised Ordinance with respect to parking for all residents for the City of Hoboken; and

WHEREAS, the City of Hoboken recognizes the special needs of the Senior Citizens that reside in the City of Hoboken; and

WHEREAS, Mayor David Roberts and the Members of the Hoboken City Council believe that it is in the best interest of the City to exempt Senior Citizens from any cost associated with obtaining a visitor's parking permit.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council for the City of Hoboken agree that the Parking Ordinance, DR-32, as approved on March 6, 2002 should be amended to exempt Senior Citizens from any cost associated with respect to obtaining a Visitor's Parking Permit once the Ordinance takes effect.

BE IT ALSO RESOLVED, that the Council for the City of Hoboken will change the Parking Ordinance, DR-32, to reflect that all Senior Citizens will be exempt from paying any cost associated with obtaining a visitor's parking permit.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on MAY 1, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-422
DR-39
AN ORDINANCE AMENDING CHAPTER 196 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, AMENDING AND SUPPLEMENTING THE ZONING ORDINANCE. (allows for minor site plan review, nine units or less)

BE IT ORDAINED by the City Council of Hoboken that Chapter 196 of the Revised General Municipal Ordinances of the City of Hoboken be amended and supplemented in the provision of zoning for the City of Hoboken.
Chapter 196, Zoning, of the Code of the City of Hoboken be and is hereby amended and supplemented as follows:

ARTICLE II
Definitions

§196-6. Definitions

B. Terms Defined

SITE PLAN, MINOR – a development plan for projects as described in §196-26A(2) but not including planned development or any new street.

ARTICLE IX
General Supplementary Regulations

§196-26. Site plan review.

A. General conditions

(1) Site plan review and approval by the Planning Board shall be required as described below:

(a) Site plan review shall be required for:

(1) new construction of substantial alteration resulting in ten (10) or more dwelling units;
(2) new nonresidential structures with more than five thousand (5,000) square feet of floor area;
(3) additions and alternations to existing non-residential structures increasing by fifty percent (50%) or more the gross floor area or building coverage existing at the time of the passage of this subsection; and
(4) Major parking facilities:

(b) Minor site plan review shall be required for:

(1) new construction or external alternations resulting in three (3) or nine (9) dwelling units;
(2) new non residential structures with three thousand (3,000) to four thousand nine hundred and ninety-nine (4,999) square feet of floor area; and
(3) additions and external alternations to existing non-residential structures increasing by twenty-five percent (25%) to forty-nine percent (49%) the gross floor area or building coverage existing at the time of the passage of this subsection.

(4) Any change in use or increase in intensity of use where the site occupant will require ten (10) or more additional parking spaces under the provisions of this chapter; such calculation is to be performed using the table provided in §196-44 for non-residential uses located anywhere in the R-1 district and anywhere on Washington Street even though no parking is permitted on-site in those locations.

(5) Any request for an increase in permitted occupancy of a non-residential use as measured by either the Uniform Fire Code, BOCA or other applicable code.

If the proposed site plan involves one (10 or more zoning discrepancies as specified in N.J.S.A. 40:55D-70d, the applications for site plan approval and zoning ordinance variance shall be submitted to the Zoning Board of Adjustment.

(2) Site plans shall be submitted by the applicant to the appropriate Board for its review and action. Where a site plan involves a zoning discrepancy as described in N.J. S.A. 40:55D-70c, the Planning Board shall have the power to review the applications for site plan approval and a variance at the same time and render its
decision thereon. If the proposed site plan involves one (1) or more zoning discrepancies as specified in N.J.S.A. 40:55D-70a, 40:55D-70b or 40:55D-70d, the applications for site plan approval and zoning ordinance variance shall be submitted to the Zoning Board of Adjustment for its review and decision on both.

(3) Site plan review may be conducted concurrently with special review, planned development and conditional use procedures specified elsewhere in this chapter. If approved, a site plan shall be signed and dated by the Chairman of the Planning Board and transmitted to the Zoning Officer. A site plan which has been denied or approved with conditions shall be returned unsigned to the applicant with a letter stating the conditions or reasons for denial. A copy of the letter and plan shall be submitted to the Zoning Officer.

(4) Where review is required by the Historic Preservation Commission, such review shall precede that of the Planning Board/Zoning Board which shall be informed of the Commission’s findings by way of a written report or testimony given by a Commission member or staff person. See Chapters 37-1 et. seq. and 44-35 et. seq. of the Code of the City of Hoboken for establishment of the Historic District and the Historic Preservation Commission and its procedures.

B. Procedures.

Detailed checklists are available from the Planning Board/Zoning Board Secretary along with proper application forms. The applicant must review the appropriate checklist and provide all appropriate attachments called for by the checklist in addition to the completed application form and applicable fees. All initial submittals must be made through the Planning Board/Zoning Board Secretary in a single packet.

The initial submittal will be reviewed by the Board professionals to insure that proper administrative and escrow fees have been posted, that the item required in the checklist have been provided, and that the architectural and engineering plans and calculations are technically complete and in conformance with city ordinances. Applicant must specifically request, in writing, any variances and/or waivers being sought. The results of this initial review will be submitted to the Planning Board’s Subdivision and Site Plan Committee with copies to the applicant and applicant’s professionals as appropriate. If site plan approval is being sought from the Zoning Board, the results will be reviewed by the Application Review Committee.

The Subdivision and Site Plan Committee of the Planning Board or the Application Review Committee of the Zoning Board will determine which review agencies must receive copies of the application. The applicant will be responsible for the distribution. Proof of distribution will constitute one of the required elements of completion prior to the hearing. Such proof shall be provided by the applicant in the form of certified mail receipts. Responses may be offered in writing or by way of expert testimony as the Board may decide. Final approval may be conditioned on adequate responses.

Reasonable effort will be made to advise the applicant prior to the Committee if the application is deficient and unable to be deemed complete. In any event, the application must be deemed complete by the Committee in order to be placed on the next board agenda for a hearing. If the next agenda is full, applicant will be notified by the Board Secretary as to the hearing date. At such time, applicant will be required to make the necessary publications and notifications.

Per Chapter 44-33 of the Code of the City of Hoboken, applicant must provide proof that no taxes or assessments for local improvements are due or delinquent on the property which is the subject of the application. If it is shown that taxes or assessment are delinquent on said property, any approvals or other relief granted by either Board shall be conditioned upon either the prompt
payment thereof or the making adequate provision for such payment in a manner that will adequately protect the municipality. Application fees must be paid up-to-date prior to being heard. Failure to do so will result in the application not being heard.

(1) For Planning Board review, eight (8) completed copies of the application for site plan review and eight (8) full-sized and eight (98) reduced (11x17 inches) copies of each of the plan elements shall be submitted to the Planning Board Secretary at least twenty-one (21) days prior to the next regularly scheduled Subdivision and Site Plan Review Committee meeting. Individual packets are to be provided directly to the Board’s planner, engineer and attorney. For Zoning Board review, three (30) completed copies of the applications for site plan review and variance approval and, (3) copies of each of the plan elements shall be submitted to the Zoning Board Secretary at least fourteen (14) days prior to the next regularly scheduled Application Review Committee meeting. Individual packets are to be provided directly to the Board’s planner, engineer and attorney. Consult the Secretary for the number of final submission sets for the Board hearing.

(2) Within forty-five (45) days of the official date of receipt, the Planning Board/Zoning Board shall inform the applicant of any deficiencies in the application or preliminary plans, or the application will be deemed complete. If the application is incomplete, it shall be returned to the applicant for completion and resubmission.

(3) Preliminary site plan approval shall be granted or denied by the Planning Board in accordance with N.J.S.A. 40:55D-46 within forty-five (45) days of submission of a complete application to the Planning Board Secretary for a minor site plan of ten (10) acres of land or less and then (10) dwelling units or less; within ninety-five (95) days for a site plan or more than ten (100) acres or more than ten (10) dwelling units; or, where the request includes a request for relief pursuant to N.J.S.A. 40:55D-60, within one hundred twenty(120) days. Failure of the Planning Board to act shall be deemed to be preliminary approval.

Minor site plan approval shall be deemed to be final approval of the site plan by the Board, provided that the Board may condition such approval on terms ensuring the provision of improvements pursuant to C.40:55D-38, C.40:55D-39, C.40:55D-41 and C.40:55D-53.

(4) Upon submission of completed final plans to the Planning Board Secretary, the Planning Board shall grant or deny approval in accordance with N.J.S.A. 40:55F-50. Failure of the Planning Board to act within forty-five (45) days after submission of a complete application shall constitute final approval. Applications for final site plan approval shall not be submitted for Planning Board review until the building or buildings receiving preliminary approval are completed and an inspection by the Planning Board or its designated representative has verified the fulfillment of all conditions granted in preliminary approval.

(5) In such cases as site plan review is conducted concurrently with applications for a variance, planned development or conditional use, public hearings and notice are required pursuant to N.J.S.A. 40:55D-12.

(6) Whenever review of the application by the County Planning Board is required in accordance with Section 8 of P.L. 1968 (N.J.S.A. 40:27-6-6), the Planning Board shall condition any approval that it grants on timely receipt of a favorable report by the County Planning Board or approval by the County Planning Board evidenced by the failure to report thereon within the required time period.

(7) An application not acted on within two (2) years of its approval shall be subject to the conditions of N.J.S.A. 40:50D-52.
(8) Decisions on appeals and development applications shall be granted or denied by the Zoning Board in accordance with N.J.S.A. 40:55D-73 within one hundred twenty (120) days (or within such further time as may be consented to be the applicant) of submission of a complete application to the Zoning Board Secretary. Failure of the Zoning Board to act shall constitute a decision favorable to the applicant.

C. Standards for site plan drawings. Site plan drawings shall be submitted at a scale of one (1) inch equals fifty (50) feet for tracts under one acre in size and at a scale of one (1) inch equals eighty (80) feet for tracts up to ten (10) acres. All plans shall be signed and sealed by a professional as required by the State, folded with Title Block revealed.

D. Required Submissions. Detailed checklists for preliminary, minor and final site plan as well as for minor and major subdivision applications are available from the Planning Board/Zoning Board Secretary along with proper application forms which may be revised from time to time. The checklist below applies to preliminary site plan review. The applicant must review the appropriate checklist and provide all appropriate attachments called for by the checklist in addition to the completed application form and applicable fees. Ten (10) copies of each submission showing details of the following categories shall be submitted: building and impact; circulation; landscaping; facilities and utilities; topography; zoning compliance; recycling; and a signed and sealed survey.

(1) The building and impact plan shall include drawings which show the following:

(a) Ground floor/site plan clearly showing lot lines and lot lines numbers of the subject site as well as lot numbers of adjoining lots; proposed yards and building setbacks; location of buildings on adjacent lots; name, width & direction of travel of adjoining street(s) with distance to intersection indicated; north arrow;

(b) Key/location map showing zoning district boundaries;

(c) 200 ft. radius diagram showing tax block and tax lot numbers within 200 ft. of the site;

(d) Signature block.

(2) A written neighborhood impact report shall describe the proposed use or uses of the buildings, proposed numbers of employees and/or residents, projected vehicular traffic, anticipated generation of noise, glare, heat, odor and vibration, possible safety hazards and anticipated future expansion; a detailed traffic impact report shall be provided for any project providing 50 or more parking spaces on-site.

(3) A circulation plan shall show access roads, curbs, curb cuts, paths, driveways, parking and loading facilities, interior circulation arrangements for vehicles and pedestrians and arrangements for exterior lighting; see checklist for details.

(4) A landscaping plan shall show the location and characteristics of buffers and screening whether fencing or plan material, trees, and plantings; see checklist for details.

(5) A facilities and utilities plan shall show existing and proposed locations of facilities and utilities providing for water, sewerage, storm drainage, electricity, gas, fire protection and solid waste disposal. Provisions for underground distribution of electrical and signal utilities shall be shown.

(6) A topographic plan shall show existing elevations on the subject site. Show proposed spot elevations per checklist. A written notation shall be provided to indicate the site’s relation to flood hazard boundaries as shown on the FEMA Flood Hazard Map.
(7) A zoning compliance table shall show all relevant district regulations (use, bulk, parking, standards for conditional uses, etc.) as set forth in Chapter 196 and 197, providing the numerical section references in the first column. For each regulation, the table shall compare district requirements with values for the proposed project. The table shall indicate any values for the project which do not conform to district regulation standards in a column indicated “variance required”. Additionally, where required standards or limitations are based on such characteristics as the number of dwelling units, square footage of customer service area, percentage of roof area, prevailing height or front yard setback, etc., the calculation and/or a sketch must be provided. Instructions for calculating compliance with the façade and density regulations are available from the Board secretary.

(8) A recycling plan shall show what materials will be collected, where they will be stored, where and by whom they will be picked up and with what frequency, the amount of material projected to be generated and how much storage area will be required for each material. See Sec. 196-26.1 for state and local minimum standards for projecting and providing storage and handling space.

(9) A survey signed, sealed and dated by a licensed land surveyor shall be submitted with site plan review applications as well as with subdivision requests; the survey should clearly show all existing buildings on site. A copy of a survey shall be submitted with development applications requesting variances only.

E. Considerations. In considering and approving site plans, the Planning Board shall take into consideration the public health, safety and general welfare, the comfort and convenience of the general public and the general purposes and intent of this chapter.

If any section or provision of this Ordinance shall be held invalid in any court, the same shall not affect the other sections or provisions of this Ordinance except so far as the section or provision declared invalid shall be inseparable from the remainder or any portion thereof.

Any Ordinance, or section or provision of any Ordinance inconsistent with this ordinance is hereby repealed to the extent of such inconsistency.

This Ordinance shall take effect upon publication as provided by law.

---Councilwoman Marsh moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on MAY 15, 2002 at 7:00 PM.

---Motion duly seconded by Council President Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-423
DR-40
ORDINANCE ADOPTING A CHECKLIST TO DETERMINE THE COMPLETENESS OF APPLICATIONS.

WHEREAS, the New Jersey Municipal Land Use Law (N.J.S.A. 40:58-D-1 et seq.) provides that a municipality must adopt, by ordinance, checklists to determine the completeness of applications for development (N.J.S.A. 40:58D-10.3); and
WHEREAS, the Planning Board of the City of Hoboken has reviewed the current checklists and found them to be in need of improvement and strengthening; and

NOW, THEREFORE, BE IT ORDAINED and enacted by the City Council of the City of Hoboken, County of Hudson, as follows:

1. The Revised General Ordinances of the City of Hoboken, County of Hudson are hereby amended and supplemented by a new chapter to be known and designated, Chapter 34A, entitled “Development Application Checklists.”

2. The checklists appended hereto are hereby enacted as the checklists for development applications to be used to determine completeness of applications to the land use regulatory agencies of the City of Hoboken.

3. This Ordinance shall take effect twenty (20) days after being signed into law and published in accordance under law.

---Councilwoman Marsh moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on MAY 1, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Richard Dwyer, Public Service Electric & Gas (PSE&G); Roger Cole, Steven’s Institute of Technology;

Councilman Cricco left the meeting at 9:29 p.m.

Speakers continued: Ron Hine, 258 Newark Street,

Councilman Cricco returned to the meeting at 9:41 p.m.

Speakers continued: Becky Hoffman, 154 Ogden Avenue, Jersey City; Ira Landgarten, 561 1st Street; Patricia Claire Pertalion, 616 Park Avenue; John Gregorio, 107 Jackson Street;

Council President Soares left the meeting at 10: 06 p.m.

Council President Soares returned to the meeting at 10: 09 p.m.

President Soares then adjourned the meeting at 10:15 p.m.
CITY CLERK
Prior to the beginning of the regular council meeting, at 6:50 PM, the council entered into an executive (closed) session.

02-424
---By Councilman Ramos:

WHEREAS, Members of the Hoboken City Council wish to enter Executive Session to discuss matters pursuant to N.J.S.A. 10:4-12(b); and

WHEREAS, pursuant to N.J.S.A. 10:4-13 a resolution is required stating the general nature of the subject to be discussed and as precisely as possible, the time when and the circumstances under which the discussion in the Executive Session can be disclosed to the public; and

WHEREAS, the general nature of the subject(s) to be discussed at this meeting is as follows:

1- Personnel matters; now therefore -

BE IT RESOLVED, that the City Council shall at this time, 6:50 pm, May 1, 2002, enter into Executive Session to discuss the matters as outlined above, and-

BE IT FURTHER RESOLVED, that it can be disclosed to the public as follows:

Upon final disposition of the matter.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

President Soares opened the meeting at 7:12 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:
PRESENT: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.

ABSENT: Castellano.

HEARING ON ORDINANCES
Second Reading and Public Hearing


President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Cricco moved that the hearing be closed. Motion duly seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

AN ORDINANCE AMENDING CHAPTER 141 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, PROVIDING FOR PARKING PERMITS AND REGULATION OF ON STREET PARKING THROUGHOUT THE CITY OF HOBOKEN. (free visitor’s permit for residents 62 years of age or older)

President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

One member of the public spoke regarding the ordinance; Lucille Haack, 1203 Park Avenue. No other person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Ramos moved that the hearing be closed. Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

AN ORDINANCE AMENDING CHAPTER 196 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOoken IN THE COUNTY OF HUDSON, AMENDING AND SUPPLEMENTING THE ZONING ORDINANCE. (allows for minor site plan review, nine units or less)

The above ordinance was continued to the May 15, 2002 City Council Meeting.

ORDINANCE ADOPTING A CHECKLIST TO DETERMINE THE COMPLETENESS OF APPLICATIONS.

The above ordinance was continued to the May 15, 2002 City Council Meeting.

HEARING ON ORDINANCES

Third and Final Reading


Motion seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

Council President Soares then moved that the ordinance entitled, "AN ORDINANCE AMENDING CHAPTER 141 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOoken IN THE COUNTY OF HUDSON, PROVIDING FOR PARKING PERMITS AND REGULATION OF ON STREET PARKING THROUGHOUT THE CITY OF HOBOken." be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.
PETITIONS AND COMMUNICATIONS

02-425
Communications from the Hoboken Planning Board recommending the adoption of Ordinances DR-39 and DR-40.

--Received and filed.

02-426
A communication from the Hoboken Planning Board advising of the appointment of Sarkisian, Florio & Kenny as special legal counsel in the matter entitled “Joseph Dell’Aquila and Maureen Dell’Aquila v. City of Hoboken Planning Board”.

--Received and filed.

02-427
At this time President Soares addressed the City Council and the Public regarding a correspondence from Mayor David Roberts, inviting the City Council to a meeting regarding a new master plan to take place in the next few weeks.
Honorable Anthony Soares
President
Hoboken City Council
94 Washington Street
Hoboken, NJ 07030

Dear Council President Soares:

As the City and the Planning Board begin the process of undertaking a new Master Plan, I would like to invite you and the members of Hoboken's City Council to join me and the Planning Board in an open discussion of development issues on Wednesday, May 22nd beginning at 7pm, location to be announced. The Zoning Board, Historic Preservation Commission, Shade Tree Commission and Director of Community Development are also being invited.

The meeting will be moderated by the Planning Board’s planner, Eileen Banyra, who is experienced in running similar meetings for other towns in New Jersey.

This meeting will comply with the Open Public Meetings Act and, as such, the public will have the opportunity to attend and listen. I believe that this will signify to our City at large that the Master Plan process is formally underway and the various entities involved in the portions of the plan involving land use, historic preservation, open space and other related issues have begun to identify and discuss openly key concerns.

I look forward to having you and the other Council members join us. Should you have any questions, please feel free to contact me at 201-420-2013.

Sincerely,

DAVID ROBERTS
Mayor
City of Hoboken

cc: Thomas Mooney, Hoboken Planning Board
   Eileen Banyra; Planner, Joseph Burgis & Associates
   John Shapiro, Planner for the Master Plan, Abeles, Phillips, Priess and Shapiro
   City Council Members

--Received and filed.
Councilman Cricco spoke regarding the possibility of encouraging the Port Authority to require car pooling at the tunnel to lessen commuter traffic.

02-428

APPLICATIONS FOR MISCELLANEOUS LICENSES

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---Councilman Ramos moved that the licenses be granted.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

02-429

REPORTS OF CITY OFFICERS

A report of the Municipal Court indicating receipts for the month of March 2002 as $257,521.23.
---Received and filed.

CLAIM RESOLUTIONS

02-430

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $296,287.11 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $70,617.32 against the DEPARTMENT OF ADMINISTRATION.
Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $141,841.21 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $52,760.47 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $17,277.62 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.
By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $31,191.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 1 - ABSTENTIONS: 1
---Nays: None.
---Absent: Castellano.
---Abstentions: Ramos.

By Councilman Del Boccio:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $52,013.25 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $775.00 against the CAPITAL ACCOUNT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

PAYROLL RESOLUTIONS

02-431

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD MARCH 28, 2002 TO APRIL 10, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:
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Meeting of May 1, 2002

Zoning Board of Adjust  1-01-21-185  1,958.92  1,958.92
Planning Board  1-01-21-180  2,484.18  2,484.18
Historic Preservation  1-01-20-175
Municipal Court  1-01-43-490  29,688.36  579.43  30,267.79
Envir. Ser. Dir. Office  1-01-26-290  7,840.24  961.17  8,801.41
Streets & Roads  1-01-26-291
Solid Waste  1-01-26-305  48,749.91  3,993.36  52,743.27
Recycling  1-01-26-300
Community Develop.  1-01-21-187  5,422.95
Central Garage  1-01-26-301  9,798.21  541.68  10,339.89
Recreation Dept.  1-01-28-370  17,041.00
Parks & Public Prop.  1-01-28-375  37,543.89  1,086.77  185.00  38,815.66
Constituent Services  1-01-28-376  6,231.98
Human Service Direct.  1-01-27-330  4,342.30
Hispanic Affairs  1-01-27-331
Board of Health  1-01-27-332  12,980.97
Div of Housing Svc  1-01-27-346  5,565.06  45.41  5,610.47
Senior Citizens Div  1-01-27-336  9,365.29
Rent & Stabilization Bd  1-01-27-347  7,060.98
Transportation  1-01-27-348  5,689.85
Cultural Affairs  1-01-27-176
Public Defender  1-01-43-495  1,930.92
Construction Code  1-01-22-195  23,670.57
DDEF  0-01-55-901  1,312.62
Sub-Total  1,121,749.78  24,484.47  78,736.17  1,224,970.42
Other

Meeting of May 1, 2002
Motion by Councilman Ramos.
Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

RESOLUTIONS

Presented and Read

02-432
---By Councilman Del Boccio:

WHEREAS, a summons was issued for a motor vehicle violation to the following individuals; and

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are entitled to reimbursement of the towing charges and storage fees;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that warrants be drawn on the City Treasurer to the order of the following sums opposite their respective names as reimbursement of towing charges:

<table>
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<tr>
<th>Name/Address</th>
<th>Summons Date</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Ian Carroll</td>
<td>WW082608</td>
<td>$117.40</td>
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<td>Cambridge, MA 02139</td>
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<td>$117.40</td>
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</table>
---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

02-433
---By Councilman Ramos:

WHEREAS, Police Department for the City of Hoboken, is an organization sponsored by or affiliated with the City of Hoboken, and

WHEREAS, this organization desires to use facilities of the Hoboken School District pursuant to the School’s policy on use of facilities;

WHEREAS, the Hoboken School District, as a condition of said use, requires a resolution of the governing body of the City of Hoboken acknowledging its sponsorship of or affiliation with said group, and its intent to indemnify the Hoboken School District and hold it harmless from any claims that may be asserted against the Hoboken School District or any of its officials arising from use of the facilities by said group.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Hoboken.

1. Hoboken Police Department is hereby recognized as an organization sponsored by or affiliated with the City of Hoboken.

2. The City of Hoboken hereby agrees to indemnify the Hoboken School District and hold it harmless from any claims against the Hoboken School District or any of its officials asserted by any party arising from use of the Hoboken School District’s facilities by said group.

3. The obligation assumed by the City of Hoboken hereunder shall include provision of litigation expenses to the Hoboken School District through legal counsel chosen by the Hoboken School District, and payment of any judgment or settlement arising from any such claims.

4. This resolution shall apply to use of the Hoboken School District facilities by said organization for the period beginning on April 23, 2002 and ending May 30, 2002.

5. This resolution shall be retroactive to April 23, 2002.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

02-434
---By Councilman Giacchi:

WHEREAS, Hoboken Harriers Running Club and All Saints Community Development Corporation, working in conjunction as the HOHA Classic Race Committee, have requested a
permit from the City of Hoboken to conduct the “Third Annual HOHA Classic 5-Mile Race and 1-Mile Fun Run” on May 12, 2002 in Hoboken, New Jersey; and

WHEREAS, the City of Hoboken is supportive of this endeavor provided that neither the 5-Mile Race nor the 1-Mile Fun Run unduly interferes with the health, safety and welfare of the citizens of Hoboken and the city will not incur any substantial expenses in connection with the 5-mile Race and/or 1-Mile Fun Run (hereinafter collectively referred to as “the Event”). Now, therefore, be it –

RESOLVED, that the Celebration of the Event to be held on May 12, 2002 is hereby approved by the Council of the City of Hoboken upon the condition that Hoboken Harriers Running Club and All Saints Community Development corporation, working in conjunction as the HGOHA Classic Race Committee (collectively referred to hereinafter as the “permittee”) be issued a permit by the Director of Environmental Services in a form approved by the Office of the Corporation Counsel, with the following conditions.

1. Permittee shall deposit One Thousand ($1,000) Dollars with the City of Hoboken as an estimated Permit fee to cover the extraordinary expenses to the City for services in connection with the Event, for, by way of example and not limitation, employee overtime and trash removal. In the event such costs are less than One Thousand ($1,000) Dollars the balance shall be returned to the Permittee. In the event such costs exceed One Thousand ($1,000) Dollars, permittee shall pay such excess to the City upon presentation of an invoice from the City. This permit fee must be deposited with the City at least one week before the proposed race.

2. No alcoholic beverage shall be served by the Permittee, sponsors, or vendors associated with the Event during the Event.

3. Permittee shall provide uniformed Hoboken Police Officers for the safety and security of runners, spectators and other members of the public, in a sufficient number to be determined by the Chief of Police, and at its sole expense from 8:15 a.m. to 1:00 p.m. on Sunday, May 12, 2002. These personnel may be in addition to the Hoboken Police Officers assigned by the City to the Event.

4. Permittee must provide no less than four (4) Port-o-Sans for use by patrons during the Event. They shall be located in designations to be determined by the Director of Environmental Services. The Port-o-Sans shall not be installed on the property before 9:00 a.m. on Saturday, May 11, 2002 and must be removed before 6:00 p.m. on Monday, May 13, 2002. Adequate toilet paper shall be provided for the Port-o-Sans.

5. Permittee shall provide for proper use and maintenance of trash receptacles which will be provided by the City of Hoboken, and must ensure that plastic bags n those receptacles during the Event.

6. The Permittee shall provide civilian road guards to assist in erecting barricades and detouring vehicular and pedestrian traffic during the race as required by the Chief of Police.

7. No beverages in glass bottles shall be permitted to be sold by any vendors. The Permittee shall arrange security to prohibit glass bottles and alcoholic beverages from being carried by runners, spectators and/or members of the public during the Event.

8. Before leaving the premise after the Event, the Permittee shall restore the property to the condition it was in prior to usage. Such restoration shall be subject to the satisfaction of the Director of the Department of Environmental Services, or designee.
9. The Permittee must contact Laurie Cotter, Business Administrator, at least twenty-four (24) hours prior to the commencement of any activities on the property to which access is granted by this grant. In case of an emergency, when the Business Administrator or the Director of Environmental Services may be inaccessible, the Permittee must contact the Hoboken Police Desk Officer at (201) 420-2131, who, in turn, will contact one of them.

10. There will be no modifications to any city property or adjacent hereto, used by the Permittee.

11. The Permittee has the full responsibility to provide and have available such medical staff and medical assistance as necessary at its sole costs and expense.

12. The City Police Chief shall have complete control over the activities of the Permittee associated with the use hereby permitted including the actions of personnel of the Permittee in matters related to safety.

13. The Permittee shall furnish evidence, which shall be attached to the Permit as an Exhibit, that with respect to all incidents to the operations, activities and use of the property permitted by and performed under the Permit, it carries Comprehensive General Liability Insurance naming the City of Hoboken an additional insured providing for no less than $1,000,000.00 combined single limit per occurrence and $2,000,000.00 aggregate for bodily injury or death and property damage. It is to be understood and agreed that the procurement of insurance in those amounts does not in any way or manner whatsoever limit Permittee’s liability to the City of Hoboken under the Permit and in the event the insurance does not cover and particular loss, the Permittee shall be liable to the City of Hoboken, for the full amount of any and all loss and damage as provided herein.

14. The Permittee shall indemnify, keep and save harmless the City of Hoboken its agents, employees, servants and officials, each and every one of them, against all claims, just or unjust, made against the City of Hoboken, its agents, employees, servants, or officials on account of injuries, death, losses of any kind whatsoever, damages, suits, liabilities, judgments, claims for infringements of patent, trademark or copyright, costs and expenses which may in any wise accrue against the City of Hoboken, its agents employees, servants and officials, and the arising therefrom or incurred in connection therewith and if any judgment shall be rendered against the City of Hoboken, its agents, employees, servants and officials, in any action, the Permittee shall, at its own expense, satisfy and discharge the same.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

02-435
---By Councilwoman Marsh:

WHEREAS, the September 11, 2001 attack on America has demonstrated that a new form of terrorism threatens the lives of Americans, and the economy, property and natural resources on which they depend; and

WHEREAS, terrorists have made numerous credible threats to focus future attacks on America’s infrastructure, including our nation’s nuclear power plants; and
WHEREAS, on January 29, 2002, President Bush in his State of the Union says: “We have found diagrams of American nuclear power plans (in al Qaeda camps) … (and) thousands of dangerous killers…are now spread throughout the world like ticking time bombs, set to go off without warning;” and

WHEREAS, on January 31, 2002, Secretary Donald Rumsfeld told the country to be prepared for surprise attacks that will be “vastly more deadly” than the Sept. 11th catastrophe; and

WHEREAS, of the nation’s 103 nuclear power reactors, the Indian Point plan is an especially inviting target given its proximity to the greater New York metropolitan area—home to 21 million people and the world’s financial centers; and

WHEREAS, the Nuclear Regulatory Commission (NRC) has acknowledged that nuclear facilities and their safety control mechanisms, including those at Indian Point, were not designed to withstand or repel a substantial terrorist attack; and

WHEREAS, the complex and interconnected system of nuclear reactors, spent fuel storage structures, control rooms, and electrical switching equipment provides multiple target opportunities by which a sophisticated and determined terrorist attack could cause a catastrophic radiological event; and

WHEREAS, a meltdown or radiological fire could lead to tens of thousands of near –and long-term deaths and cases of chronic radiation sickness, devastate the region’s economy, and render uninhabitable much of the greater New York metropolitan area; and

WHEREAS, Indian Point’s Emergency Response Plan and the Radiological Emergency Response Plan for the 10-mile emergency planning zone are known to be wholly defective in their ability to evacuate area residents and workers in the event of anything but a minor radiological release; and

WHEREAS, any benefits that the Indian Point plant are greatly outweighed by the risks; and

WHEREAS, the implementation of comprehensive energy efficiency and conservation measures and the ability to draw power from New England – which has an energy surplus – can easily “replace” the electricity once provided by Indian Point, thus avoiding the risk of brownouts or significant increases in energy bills; and

WHEREAS, an immediate closure of Indian Point, especially if taken in concert with other safety measures described below, would substantially reduce the risks and consequences of an attack or accident, both in the near and long term, and

WHEREAS, a rapidly growing confederation of government, business, civic and environmental leaders have called on the Nuclear Regulatory Commission to: (1) order an immediate closure of Indian Point’s Unit Two and Unit Three reactors (2) mandate immediate deployment of security measures sufficient to repel a terrorist attack on the reactors, spent fuel pools, control room or electrical equipment; and (3) separate and apart from above, order the immediate transfer of the plant’s irradiated spent fuel rods (older than five years) from a wet pool to a dry cask system.

BE IT HEREBY RESOLVED, that the City Council of the City of Hoboken joins the coalition supporting immediate closure and safe and orderly decommissioning of Indian Point; and

BE IT FURTHER RESOLVED, that the appropriate authorities seek an assessment of alternative means of providing our region with a sufficient supply of power, including the feasibility
of converting the Indian Point site to an alternative electric generating facility and implementing and enhancing comprehensive energy efficiency and conservation measures; and

BE IT FURTHER RESOLVED, that the NRC must take prompt action to permanently retire the Indian Point facility and take all measures necessary to minimize the risks with the terrorists threat to the Indian Point Nuclear Power Station, and therefore the protection of the City of Hoboken and the greater New York metropolitan area; and

BE IT FURTHER RESOLVED, that the Mayor or the Business Administrator is authorized to execute any documents in furtherance of this effort to permanently close Indian Point.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

02-436
---By Councilman Ramos:

WHEREAS the Governor of New Jersey, James McGreevy has announced his intentions to regulate statewide the use of mobile phones while operating a motor vehicle.

WHEREAS, the Governor intends to join the State of New York, therefore becoming the second State to adopt such a regulation.

WHEREAS, the City Council of the City of Hoboken agrees that the operation of motor vehicle on public roadways while using mobile phones may cause the operator to maintain less than fulltime attention to the operation of said motor vehicle.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, in the County of Hudson takes this opportunity to support the Governor in his efforts to improve public safety for all the residents of the State of New Jersey.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

02-437
---By Councilman Giacchi:

WHEREAS, public support has been strong for making Sinatra Drive more pedestrian friendly; and

WHEREAS, the City of Hoboken (the “City”) is repaving Sinatra Drive, as well as adding curbing, sidewalks and providing additional parking as part of the City’s 2002 Streets Rehabilitation Program; and
WHEREAS, the City of Hoboken desires the placement of pedestrian cross walks at several locations along Sinatra Drive; and

WHEREAS, the Department of Transportation requires a resolution be passed by the City’s Municipal Council on the placement of cross walks not occurring at intersections; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Hoboken does hereby authorize the implementation of the aforesaid cross walks along Sinatra Drive, as shown on the map accompanying this document.

---Motion duly seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

02-438
---By Councilman Ramos:

WHEREAS, N.J.S.A. 40A:4-58 provides that any appropriations over and above (in excess) the amount deemed to be necessary to fulfill the purpose of such appropriation, may be in part or in whole transferred to those appropriations deemed to be insufficient; and

WHEREAS, the City of Hoboken wishes to adopt an ordinance that authorizes special emergency appropriations.

WHEREAS, transfers for this purpose are permitted during the last 2 months of the fiscal year;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken though adoption of this resolution by not less than 2/3 vote of the full membership, that the transfers in the amount of $361,067.00 be made between the fiscal year 2002 Budget Appropriations as follows:

(SEE ATTACHED)

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<th>TO</th>
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<tr>
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Signal & Traffic Division S/W 2-01-25-267-010 57,000.00
Special Counsel O/E 2-01-20-156-020 27,000.00
Stationery & Office Supplies O/E 2-01-23-218-020 2,700.00
Waterfront Development O/E 2-01-31-462-000 10,000.00
Zoning Officer S/W 2-01-21-186-010 28,000.00
Communications O/E 2-01-20-122-010 $17,000.00
Elections S/W 2-01-29-390-020 959.00
Electricity O/E 2-01-31-430-000 45,200.00
Env.Serv. Director's Office S/W 2-01-26-305-010 34,200.00
Parks & Public Property S/W 2-01-28-375-010 20,000.00
Payroll Division S/W 2-01-26-390-000 35,000.00
Sanitation S/W 2-01-26-390-000 11,000.00
Street Lighting O/E 2-01-26-390-000 50,491.00
Transportation O/E 2-01-21-122-010 11,000.00

Operations – Outside “Caps”
Bond Interest 2-01-29-390-020 42,217.00
Interest on TANS 2-01-29-390-000 42,217.00
Public Library O/E 2-01-29-390-000 5,000.00

$361,067.00 $361,067.00

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

02-439
---By Councilman Campos:

WHEREAS, pursuant to the Code of the City of Hoboken § 38-1, the City of Hoboken has established a Housing Authority; and

WHEREAS, the Code of the City of Hoboken § 38-2 provides for seven (7) members to serve on the Housing Authority; and

WHEREAS, the Housing Authority currently has a member whose term will expire on May 3, 2002, and

WHEREAS, the Council of the City of Hoboken wishes to appoint the (1) member to the Housing Authority.

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Hoboken hereby appoints Ruben Ramos to serve as a member to the Housing Authority for the term of five (5) years, expiring May 3, 2007.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
Prior to the vote on the next resolution, one member of the public addressed the City Council; Helen Hirsch, 98 Park Avenue.

02-440
---By Councilman Ramos:

WHEREAS, the Council of the City of Hoboken, at their meeting of April 17, 2002 has authorized the submission of an application to the New Jersey Department of Agriculture, Bureau of Child Nutrition to participate in a Summer Food Service Program; and

WHEREAS, the New Jersey Department of Agriculture has directed all sponsors participating in said program to solicit food service vendors bids (Bid No.: 2-11) and to accept such bids and hold a bid opening on June 4, 2002, at 11:00 a.m.; now therefore be it –

Resolved by the Council of the Mayor and Council of the City of Hoboken that:

1. The form of bid specifications (attached), as supplied by the State of New Jersey, Department of Agriculture, are hereby approved and adopted by the Council of the City of Hoboken;

2. The City Clerk is hereby directed to advertise (ad attached) for proposals for the Summer Lunch Program in accordance with the provisions and requirements of said specifications, such proposals to be received by the City Clerk on June 4, 2002, 11:00 a.m. prevailing time at Hoboken City Hall as fixed in the advertisement therefore;

3. A maximum bid amount of $1.76 per meal has been established (letter from NJ Department of Agriculture attached to bid specifications).

4. Specifications may be obtained after May 6, 2002, at the Purchasing Department, 2nd floor, Hoboken, New Jersey between the hours of 9:00 a.m. and 4:00 p.m. daily, Monday through Friday, except holidays. A copy is on file for public inspection in the office of the City Clerk, City Hall, Hoboken, New Jersey between the hours of 9:00 a.m. and 4:00 p.m. Monday through Friday.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

ORDINANCES
Introduction and First Reading

02-441
DR-41

THE NATURALLY OCCURRING ASBESTOS AND DUST PROTECTION ORDINANCE.
WHEREAS, public concern has been expressed over potential health risks associated with exposure to airborne asbestos fibers as a result of: (1) use of asbestos-containing materials for unpaved road surfacing; (2) grading, excavation and construction activities located in areas where naturally occurring asbestos may be present, such as areas containing serpentine and other asbestiform minerals; and (3) mining of mineral deposits that may contain naturally occurring asbestos, such as serpentine deposits; and

WHEREAS, the City of Hoboken ("City") and other governmental agencies have enacted various regulations to address activities which may result in the emission of fugitive dust, whether or not asbestos-containing; and

WHEREAS, the City desires to adopt certain regulations to protect the health and welfare of the citizens of the City and to ensure that fugitive dust from certain disturbances and activities within areas known or suspected to contain naturally occurring asbestos is minimized.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF HOBOKEN, COUNTY OF HUDSON AND STATE OF NEW JERSEY, that pursuant to N.J.S.A. 40A:4-53 (Ch. 48, P.L. 195 as amended by Ch. 144, P.L. 1965, Ch. 38 P.L. 1969), the Mayor and Council for the City of Hoboken in the County of Hudson that the Hoboken Code shall be amended by adding the following sections.

SECTION I
CHAPTER 115
ARTICLE II
NATURALLY OCCURRING ASBESTOS AND DUST PROTECTION

§115-15. Definitions. For the purposes of this chapter, the following definitions shall apply:

A. “Adequately “wet” means to sufficiently mix or penetrate the water to reasonably prevent the release of particulates into the ambient air.

B. “Aggregate materials” means a mixture of mineral fragments, sand, gravel, rocks or similar minerals.

C. “Asbestos Test Method” means the test method specified in EPA 40 CFR Part 763, or any replacement test approved by the State of New Jersey.

D. “Asbestos or asbestos minerals” means the following hydrated minerals chrysotile (fibrous serpentine), crocidolite (fibrous riebeckite), amosite (fibrous cummingtonite-grunerite), fibrous tremolite, fibrous actinolite, and fibrous anthophyllite.

E. “Department” means the City of Hoboken Department of Human Services.

F. “Director” means the City of Hoboken Director of Human Services on his/her designee.

G. “Grading” means all surface disturbances, including all cuts and fills.

H. “Person” includes an individual, trust, firm joint stock company, business concern, partnership, limited liability company, association, and corporation including, but not limited to, a government corporation. Person also includes any city, county, district, commission, the state of any department, agency, or political subdivision thereof, any
interstate body, and the federal government or any department or agency thereof to
the extent permitted by law. Person also includes a project proponent and any of its
contractors and subcontractors.

I. “Potential Asbestos Minerals Map” means areas of the City of Hoboken designated
as Serpentine Rock (SaF and DeE), incorporated herein by reference and on file with
the Human Services Department of the City, shall at a minimum comply with the
requirements set forth in this section. The Potential Asbestos Minerals Map may be
revised from time to time by the Director in light of new information.

K. “Receipt” means any written acknowledgement that a specified amount of
serpentine material was received, delivered, or purchased. Receipts include, but
are not limited to, bills of sale, bills of lading, and notices of transfer.

L. “Road surface” means the traveled way of a road and any shoulder which extends up
to ten feet (10') from the edge of the traveled way.

M. “Rock containing asbestos materials” is any soil or rock that contains any amount of
asbestos minerals.

N. “Serpentine” means any form of hydrous magnesium silicate minerals including, but
not limited to, antigorit, lizardite, and chrysotile.

O. “Serpentine materials” is any material that contains at least ten percent (10%)
serpentine as determined by a registered geologist.

P. “Surfacing” means the act of covering any surface used for the purposes of
pedestrian, vehicular, or non-vehicular travel, such as road surfaces, road shoulders,
streets, alleys, lanes, driveways, and parking lots, including appurtenant
improvements such as landscaping and trails, playgrounds, squares, plazas and
fairgrounds.

Q. “Surface mining operation” means a surface mining operation of rock containing
asbestos material subject to regulation under this Ordinance.

§115-16 Requirements for Use of Sale of Serpentine Material for Surfacing.

A. No person shall use or apply serpentine material or rock containing asbestos
materials for surfacing in the City of Hoboken unless the material has been tested using
an Asbestos Test Method and determined to have a permissible asbestos content level.
A written receipt or other record documenting the asbestos content, as required by 115-
17(B), shall be retained by any person who uses or applies the material for a period of at
least seven years from the date of use or application. Within five (5) business days of the
date that surfacing take place, the person using or applying the material shall provide a
copy of such receipt to the department. This ordinance does not affect the continued
use of previously applied surfacing material; it is intended to apply only prospectively to
surfacing activities taking place after its effective date.

B. No person shall sell, supply, or offer for the sale serpentine material or rock
containing asbestos materials for surfacing in the City of Hoboken unless that material
has been tested using an Asbestos Test Method and has been determined to have a
permissible asbestos content level. Seller shall provide to each purchaser or person
receiving the materials a written receipt which specifies the following information:
The amount of materials sold or supplied; the dates that the materials were produced,
sampled, tested, and supplied or sold; the asbestos content of the material as
measured by an Asbestos Test Method; and a statement that a copy of the receipt
must be provided to the department within five (5) business days. A copy of the
receipt must, at all times, remain with the material during transit and surfacing. No later
than within five (5) business days of the date that the materials are supplied, the supplier shall provide a copy of such receipt to the Department.

C. Any person who sells, supplies, or offers for sale serpentine material in the City of Hoboken shall also provide with as part of each sale a written receipt containing the following statement:

"Aggregate materials in this region may contain asbestos. It is unlawful to use serpentine material or rock containing asbestos materials for surfacing in the City of Hoboken used in complaint with Chapter 115 of the Hoboken City Code. All tests for asbestos content must use an Asbestos Test Method, and a written record documenting the test results must be retained by both purchaser and seller for at least seven (70 years if the material is used for surfacing."

A sample notice, reflecting the then applicable permissible asbestos content level and any methodology replacing an Asbestos Test Method, shall be kept on file in the Department of Human Services and shall be available to the public.

D. Any person who sells, supplies, or offers for sale serpentine material or rock containing asbestos materials for use in surfacing, shall retain for a period of at least seven (7) years from the date of sale or supply, copies of all receipts and copies of any analytical test results from asbestos testing of material. All receipts and test results shall be provided to the Department.

E. Serpentine material or rock containing asbestos materials that is an integral part of bituminous concrete, Portland cement concrete, bituminous surface, or other similar cemented materials is exempt from the provisions of this ordinance.


A. No person shall engage in activities requiring a City of Hoboken grading permit on property included in the sections identified on the “Potential Asbestiform Mineral Map” without first submitting to the Department and obtaining prior approval of an Asbestos Hazard Dust Mitigation Plan.

B. The Asbestos Hazard Dust Mitigation Plan, in form approved by the department, shall include practices to be followed to eliminate, to the greatest extent possible, the emission of fugitive dust from grading, excavation and construction activity. These practices may include, but are not limited to the following:

1. Pre-wet work area and immediately follow with fine spray application on the immediate area being worked to eliminate visible dust to the greatest extent possible.

2. Limit vehicle access and speed on exposed serpentine and rock containing asbestos material areas to reduce fiber releases.

3. Cover areas exposed to vehicle travel with non-asbestos cover material.

4. Maintain a high moisture condition of the disturbed surface or treat the disturbed surface of the work area with an approval “palliative” material to seal loose fibers together to the parent rock particle.

5. Material transfer or stockpiles of loose material shall be kept adequately wet, and sealed by an approved palliative or covered when conditions warrant.
6. Provide employee notification of the potential health risk of airborne asbestos and the requirements of the asbestos dust mitigation plan.

7. Worker safety precautions and exposure monitoring should be considered but is not specifically required in all cases. Other relevant regulations from county and state agencies may also be used when applicable according to their provisions.

C. The Director may require additional mitigation and/or air monitoring measures to be included in the Asbestos Hazard Dust Mitigation Plan whenever he/she finds that such measures are necessary to protect and/or demonstrate the protection of public health and safety.

D. The Department may charge the project proponent a reasonable fee for review, inspection, approval and enforcement of the Asbestos Hazard Dust Mitigation Plan. Fees shall be set by resolution of the City Council, which may from time to time be amended.

§115-18. General Requirements for Mining.

A. All existing surface mining operations, which operate in deposits of serpentine material, shall within thirty (30) days of the effective date of this ordinance, obtain approval from the Department of an Asbestos Hazard Dust Mitigation Plan that complies with the provisions of this Ordinance. Any new surface mining operation proposed for operation in serpentine deposits shall file and obtain approval of an Asbestos Hazard Dust Mitigation Plan prior to commencing operations.

B. The Department may charge the project proponent a reasonable fee for review, approval and enforcement of the Asbestos Hazard Mitigation Plan. Fees shall be set by resolution of the City Council, which may from time to time be amended.


A. Activities in violation of the provisions and requirements of this Chapter are hereby declared a nuisance.

B. Activities in violation of the terms of an approved Asbestos Hazard Dust Mitigation Plan are hereby declared a nuisance.

C. In order to protect health, the director is authorized to monitor and enforce compliance with the terms of this chapter and the terms of any Asbestos Hazard Dust Mitigation Plan approved under this chapter.

D. The Director may, in responding to an actual or reasonably foreseeable violation of this chapter concerning the release or imminent release of dust which may contain asbestos fibers into the air, issue an immediate order to cease and desist all activities to prevent the release or mitigate the reasonable foreseeable threat of release in violation of this chapter pending a hearing as specified in subsection E, below. Further, the City of Hoboken may immediately and independent of any administrative remedy, commence action for the abatement of the nuisance and may apply to such court as may have jurisdiction to grant relief as will abate the nuisance and to prevent any person from conducting any activities in violation of this chapter.

E. When the Director determines that acts are being performed or conditions exist which have been declared by law to be in violation of this chapter but which do not require immediate abatement action under subsection D, above, the Director shall notify by certified letter the owner of the property upon which the violation exists and the
person conducting the activities in question, if different from the owner of the property. The letter shall contain the following information:

1. The assessor's parcel number of the property upon which such violation exists,
2. A description of the acts or conditions constituting the violation.
3. A description of the steps necessary to abate the violation.
4. The date, time and location of a hearing at which objections to the notice of violation may be heard. The hearing shall be held no earlier than five days after the date of the letter, unless the parties agree otherwise.
5. Notice that the condition of violation may be abated by county authorities.
6. Notice that all costs of abatement will be assessed upon the real property owner.
7. Notice that administrative civil penalties may be assessed.
8. Any person aggrieved by an order of the Director issued under subdivisions D or E may obtain review of the order by filing in the superior court a petition for writ of mandate within thirty (30) days following the issuance of the order. If the aggrieved person does not petition for a writ of mandate within the time limits set by this subdivision, an order of the Director shall not be subject to review by any court or agency.

F. Any person who negligently violates, or causes another person to violate, the provisions of this chapter shall be subject to an administrative civil penalty not to exceed two thousand five hundred dollars ($2,500) for each violation or, for continuing violations, for each day the violation continues.

G. Any person who intentionally violates, or causes another person to violate, this Ordinance shall be subject to an administrative civil penalty not to exceed twenty-five thousand dollars ($25,000) for each violation or, for continuing violations, for each day the violation continues.

§115-20 Regulations Not Exclusive. The requirements contained in this chapter are in addition to, and not in lieu, of any existing regulations enacted by the City of Hoboken or any other governmental entity.

¶115-21 Severability. The requirements contained in this chapter are severable. Should a court of competent jurisdiction conclude that any provision of this chapter is unenforceable, it shall not affect the enforce ability of the remaining provisions.

SECTION II

This ordinance shall be a part of the Administrative Code of the City of Hoboken as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken Code.

SECTION III

All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

SECTION IV
This ordinance shall take effect as provided by law.

---Council President Soares moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on May 15, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

At this time Business Administrator Laurie Cotter spoke regarding a notice from Public Service Electric & Gas (PSE&G) advised of possible power outages on Saturdays May 4 and May 18 of up to two hours while new hook-ups are made in certain areas of the city.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Helen Hirsch, 98 Park Avenue; Stephanie Calello, 510 Monroe Street; John Branciforte, 1020 Garden Street; Eric Volpe, 109 Madison Street; John Glasel, 84 Jefferson Street; Roy Huelbig, 1034 Washington Street.

President Soares then adjourned the meeting at 8:34 p.m.
Prior to the beginning of the regular council meeting, at 6:50 PM, the council entered into an executive (closed) session.

02-442
---By Councilman Ramos:

WHEREAS, Members of the Hoboken City Council wish to enter Executive Session to discuss matters pursuant to N.J.S.A. 10:4-12(b); and

WHEREAS, pursuant to N.J.S.A. 10:4-13 a resolution is required stating the general nature of the subject to be discussed and as precisely as possible, the time when and the circumstances under which the discussion in the Executive Session can be disclosed to the public; and

WHEREAS, the general nature of the subject(s) to be discussed at this meeting is as follows:

1- Pending litigation
2- Personnel matters; now therefore -

BE IT RESOLVED, that the City Council shall at this time 6:50 pm, May 15, 2002, enter into Executive Session to discuss the matters as outlined above, and-

BE IT FURTHER RESOLVED, that it can be disclosed to the public as follows:

Upon final disposition of the matter.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Nays: None.
---Absent: Castellano.

The City Council came out of closed session at 7:33 p.m. and took a brief recess prior to starting the regular meeting.

President Soares opened the meeting at 7:45 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.
The Clerk then called the roll:

PRESENT: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.

ABSENT: Cricco.

At this time President Soares read the following communication into the record from Mayor David Roberts.

02-443

May 15, 2002

The Honorable Tony Soares, President
Hoboken City Council
94 Washington Street
Hoboken, NJ 07030

Dear Councilmembers and Citizens:

I regret that I cannot be here tonight to recognize and honor the individuals before us. I am in Trenton with State Senator Bernard F. Kenny briefing representatives from Governor Jim McGreevey’s office and the Commissioner of Education on the Hoboken-Stevens Education Partnership and unable to attend tonight’s Council meeting.

Please extend my congratulations and best wishes to all the honorees.

Very truly yours,

DAVID ROBERTS
Mayor
City of Hoboken

After Council President Soares read the mayor’s letter, Councilwoman Andreula presented the following proclamations to the recipients.

02-444

WHEREAS, on Sunday, April 14, 2002 Police Officers Joseph Cicala and J. Cmiel responded to an emergency call on Seventh and Bloomfield Streets in Hoboken, New Jersey; and

WHEREAS, Hoboken resident, Mr. Thomas Virella, was experiencing a heart attack at the time and was assisted by two Good Samaritans; and
WHEREAS, Ms. Cindy Dedo, of 618 Park Avenue, Hoboken, New Jersey upon seeing Mr. Virella collapsed and not breathing, immediately called for an ambulance and started CPR; and

WHEREAS, Mr. Tim Feeney of 30 Poole Avenue, Avon, New Jersey heard Ms. Dedo’s calls for help and selflessly assisted her in administering CPR to the victim; and

WHEREAS, we commend Cindy Dedo and Tim Feeney and recognize their quick actions in saving the life of Mr. Thomas Virella and would like to honor them for their outstanding citizenship and generosity to help one in need;

WHEREAS, we fully support the Hoboken Police Department’s recommendation that these two individuals be nominated for the Civilian Life Saving Awards;

NOW, THEREFORE, BE IT RESOLVED, that MAYOR DAVID ROBERTS, on behalf of the citizens of Hoboken, wishes to extend praise and commendations to Cindy Dedo and Tim Feeney for their courageous acts of heroism in which they demonstrated an exemplary and uncommon concern for the life of another.

02-445

WHEREAS, on Sunday, April 14, 2002 four members of the Hoboken Volunteer Ambulance Corps responded to an emergency call on Seventh and Bloomfield Streets in Hoboken, New Jersey; and

WHEREAS, Hoboken resident, Mr. Thomas Virella, was experiencing a heart attack at the time and was assisted by two Good Samaritans along with Hoboken Police Officers Joseph Cicala and J. Cmiel; and

WHEREAS, Marina Ugolini, Richard Mulligan, Mustafa Moiz and Susan Ebling, all active member of the Hoboken Volunteer Ambulance Corps were on duty and assisted in helping and saving the life of Mr. Virella; and

WHEREAS, we commend Marina, Richard, Mustafa and Susan for not only their quick response to this emergency but also demonstrating their skillful knowledge in reviving the victim; and

WHEREAS, we gather here tonight to congratulate and thank them, along with all the members of the Hoboken Volunteer Ambulance Corps, for their distinguished service and outstanding contributions to the people of Hoboken and honor them for their dedication and commitment;

NOW, THEREFORE, BE IT RESOLVED, that MAYOR DAVID ROBERTS, on behalf of the citizens of Hoboken, wishes to extend praise and commendations to Marina Ugolini, Richard Mulligan, Mustafa Moiz and Susan Ebling, and do hereby issue this Proclamation in recognition of their uncommon concern for the life of another.

02-446

WHEREAS, on September 11, 2001, we in Hoboken and across the Nation were profoundly affected by tragic acts of terrorism at the World Trade Center, the Pentagon and in Pennsylvania; and
WHEREAS, we are continually reminded how the devastating events of that day have changed American life as we know it; and

WHEREAS, we find strength in acts of selflessness, courage and resilience in our City and witness all around us the American Spirit that is fervently being demonstrated now more than ever; and

WHEREAS, we are honored to recognize Thomas Molta and his Hoboken Volunteer Ambulance Corps for their extraordinary volunteer efforts and courageous acts of heroism, given beyond measure and without regard for personal safety, on September 11; and

WHEREAS, we commend Thomas Molta and the members of his Hoboken Volunteer Ambulance Corps as they demonstrated the true spirit of cooperation to assist and care of over 26,000 injured and stranded evacuees from New York; and

WHEREAS, Thomas Molta and his Hoboken Volunteer Ambulance Corps have been rightly chosen as the recipients of the ‘2002 Jersey Journal Everyday Heroes Award’ in the ‘Heroes of September 11’ category for demonstrating an exemplary and uncommon concern for the life of another;

NOW, THEREFORE, BE IT RESOLVED, THAT I DAVID ROBERTS Mayor of the City of Hoboken wishes to extend praise and commendations to Thomas Molta and the members of his Hoboken Volunteer Ambulance Corps for their contributions to the City of Hoboken and its citizens and their willingness and dedication to help others in need.

HEARING ON ORDINANCES

Second Reading and Public Hearing

AN ORDINANCE AMENDING CHAPTER 196 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, AMENDING AND SUPPLEMENTING THE ZONING ORDINANCE. (allows for minor site plan review, three to nine units)

President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

The following members of the public addressed the City Council: Jeff White, 322 Park Avenue; Kais Bajaj, 233 Bloomfield Street; Kyle Enger, 1128 Park Avenue; Mark Villimar, 921 Washington Street; Joseph Corello; 64 10th Street; Beth Mason, 921 Hudson Street. No other person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Campos moved that the hearing be closed. Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.
ORDINANCE ADOPTING A CHECKLIST TO DETERMINE THE COMPLETENESS OF APPLICATIONS.

President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

The following members of the public addressed the City Council: Helen Hirsch, 98 Park Avenue; Beth Mason, 921 Hudson Street. No other person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Campos moved that the hearing be closed.
Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

THE NATURALLY OCCURRING ASBESTOS AND DUST PROTECTION ORDINANCE.

President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

The following members of the public addressed the City Council: Ron Hine, 258 Newark Avenue; Annette Illing, 1 Marine View Plaza; Roger Cole, Steven’s Institute of Technology. No other person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.
Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

HEARING ON ORDINANCES

Third and Final Reading

Council President Soares then moved that the ordinance entitled, "AN ORDINANCE AMENDING CHAPTER 196 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, AMENDING AND SUPPLEMENTING THE ZONING ORDINANCE. (allows for minor site plan review, three to nine units)" be taken from the table for its third and final reading.

Motion seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 6 - NAYS: 2 - ABSENT: 1
---Yeas: Council persons Campos, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: Andreula, Castellano.
---Absent: Cricco.

Council President Soares then moved that the ordinance entitled, "ORDINANCE ADOPTING A CHECKLIST TO DETERMINE THE COMPLETENESS OF APPLICATIONS" be taken from the table for its third and final reading.

Motion seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

Council President Soares then moved that the ordinance entitled, "THE NATURALLY OCCURRING ASBESTOS AND DUST PROTECTION ORDINANCE." be taken from the table for its third and final reading.

Motion seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

PETITIONS AND COMMUNICATIONS

At this time Councilman Del Boccio read a letter into the record from the Hoboken Joint Memorial Committee.

02-447

---Received and filed.

02-448

APPLICATIONS FOR MISCELLANEOUS LICENSES

Raffles ----------------------------------------------- 1
Public Hack Drivers ------------------------------- 1
Livery/Limo Drivers --------------------------------- 7
Limousine Owners-------------------------------------- 1
Parking Garage -------------------------------------- 1
Music Machines -------------------------------------- 2
Carnival----------------------------------------------- 1
Vendor------------------------------------------------- 1

---Councilman Ramos moved that the licenses be granted.
---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

REPORTS OF CITY OFFICERS

02-449
A report of the Municipal Court indicating receipts for the month of April 2002 as $254,012.91.
---Received and filed.

02-450
A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending April 30, 2002 - $9,234,606.58.
---Received and filed.

02-451
A report of Municipal Clerk James J. Farina indicating bids received on Friday, May 3, 2002 for: Pier “A” Kiosk; public bid #02-12 (No Bids Received).
---Received and filed.

02-452
A report of Municipal Clerk James J. Farina indicating bids received on Thursday, May 9, 2002 for: Road Improvements (Henderson St. & Observer Hwy.); public bid #02-13.
---Received and filed.

CLAIM RESOLUTIONS

02-453
By Councilman Ramos:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $702,286.52 against the UNCLASSIFIED CLAIMS.

Seconded by Councilwoman Andreula.
--- Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
--- Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
--- Nays: None.
--- Absent: Cricco.
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $68,178.46 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $260,939.73 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $22,018.96 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $44,080.48 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $118,608.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 1 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Absent: Cricco.
---Abstentions: Ramos.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $13,352.48 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

**PAYROLL RESOLUTIONS**

**02-454**

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKE, FOR THE PERIOD APRIL 11, 2002 TO APRIL 24, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mayor's Office</td>
<td>1-01-20-110</td>
<td>9,522.79</td>
<td></td>
<td></td>
<td>9,522.79</td>
</tr>
<tr>
<td>City Council</td>
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<tr>
<td>Accounts &amp; Controls</td>
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<tr>
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<td>1,958.92</td>
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<tr>
<td>Planning Board</td>
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<td>29,648.24</td>
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Environ. Ser. Dir. Office  1-01-26-290  7,840.24  1,128.33  8,968.57
Streets & Roads  1-01-26-291
Solid Waste  1-01-26-305  49,621.69  2,908.65  52,530.34
Recycling  1-01-26-300
Community Develop.  1-01-21-187  5,422.95
Central Garage  1-01-26-301  9,798.21  541.68  10,339.89
Recreation Dept.  1-01-28-370  19,580.00
Parks & Public Prop.  1-01-28-375  38,798.69  1,558.58  185.00  40,542.27
Constituent Services  1-01-27-330  6,231.98
Human Service Direct.  1-01-27-331
Hispanic Affairs  1-01-27-331
Board of Health  1-01-27-332  12,568.47
Div of Housing Svc  1-01-27-346  5,565.06  19.69  5,584.75
Senior Citizens Div  1-01-27-336  9,365.06
Rent & Stabilization Bd  1-01-27-347  7,060.98
Transportation  1-01-27-348  5,932.10
Cultural Affairs  1-01-27-176
Public Defender  1-01-43-495  1,930.92
Construction Code  1-01-22-195  23,922.77
DDEF  0-01-55-901
Sub-Total  1,137,296.50  12,514.40  2,475.45  1,152,286.35

Other
Water Utility  0-05-20-701-010
Police Outside Employ.  T-14-10-000-000  18,880.00  18,880.00
Police Grant.
Summer Lunch Progrm  G-02-40-302-000
Motion by Councilman Ramos:
Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-455
By Councilwoman Andreula:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD APRIL 25, 2002 TO MAY 8, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

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<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
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<tr>
<td>Emergency Mgmt</td>
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<td>Grants Management</td>
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<td>22,577.45</td>
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<tr>
<td>Zoning Officer</td>
<td>1-01-21-186</td>
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<tr>
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<tr>
<td>Planning Board</td>
<td>1-01-21-180</td>
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<td>2,484.18</td>
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<td>Historic Preservation</td>
<td>1-01-20-175</td>
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1-01-27-332 12,349.72 12,349.72

### Div of Housing Svc
1-01-27-346 5,565.06 5,565.06

### Senior Citizens Div
1-01-27-336 9,365.29 9,365.06

### Rent & Stabilization Bd
1-01-27-347 7,060.98 7,060.98

### Transportation
1-01-27-348 4,697.66 4,697.66

### Cultural Affairs
1-01-27-176

### Public Defender
1-01-43-495 1,930.92 1,930.92

### Construction Code
1-01-22-195 23,903.27 23,903.27

**DDEF**
0-01-55-901

**Sub-Total**
1,142,975.90 43,594.06 23,865.31 1,210,435.27

**Other**

**Water Utility**
0-05-20-701-010

**Police Outside Employ.**
T-14-10-000-000 24,000.00 24,000.00

**Police Grant.**

**Fire Dept. Penalty**
T-13-10-000-001 4,504.20 4,504.20

**Grand Total**
1,142,975.90 48,098.26 47,865.31 1,238,939.47

---

Motion by Councilwoman Andreula. Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1

---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.

---Nays: None.

---Absent: Cricco.

### RESOLUTIONS

**Presented and Read**

**02-456**

---By Councilman Ramos:
WHEREAS, a summons was issued for a motor vehicle violation to the following individuals; and

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are entitled to reimbursement of the towing charges and storage fees;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that warrants be drawn on the City Treasurer to the order of the following sums opposite their respective names as reimbursement of towing charges:

<table>
<thead>
<tr>
<th>Name/Address</th>
<th>Summons Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
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<td>Warren L. Groomes</td>
<td>03/13/01 WW105813</td>
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<td>300 Marshall Drive, Apt. 1D</td>
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<tr>
<td>Hoboken, NJ 07030</td>
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</table>

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-457
---By Councilman Ramos:

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue by his letter hereto attached and made a part hereof, recommends that refunds be made; now, therefore, be it –

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling **$16,223.27** representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>AMOUNT</th>
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<tbody>
<tr>
<td>Douglas R. Gerstenfeld</td>
<td>69\26\C01F</td>
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<td>516 Adams Street, #1F</td>
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<tr>
<td>Hoboken, NJ 07030</td>
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<tr>
<td>LT National Title Services</td>
<td>60/12.1\C0006</td>
<td>423 Jefferson St. $583.65</td>
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<tr>
<td>89 Hudson St, 4th Fl.</td>
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</tr>
<tr>
<td>Hoboken, NJ 07030</td>
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</tbody>
</table>
---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andréula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-458
---By Councilwoman Andréula:

WHEREAS, N.J.S.A. 40A:4-58 provides that any appropriations over and above (in excess) the amount deemed to be necessary to fulfill the purpose of such appropriation, may be in part or in whole transferred to those appropriations deemed to be insufficient; and

WHEREAS, the City of Hoboken wishes to adopt an ordinance that authorizes special emergency appropriations.

WHEREAS, transfers for this purpose are permitted during the last 2 months of the fiscal year;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken though adoption of this resolution by not less than 2/3 vote of the full membership, that the transfers in the amount of $540,350.00 be made between the fiscal year 2002 Budget Appropriations as follows:

(SEE ATTACHED)

<table>
<thead>
<tr>
<th>CURRENT FUND</th>
<th>FROM</th>
<th>TO</th>
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</thead>
<tbody>
<tr>
<td>Operations – Within “Caps”</td>
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<tr>
<td>Board of Adjustment O/E</td>
<td>2-01-21-185-020</td>
<td>$8,500.00</td>
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<tr>
<td>Corporation Counsel O/E</td>
<td>2-01-20-155-020</td>
<td>10,000.00</td>
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<td>Expert Witness &amp; Appraisal O/E</td>
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<td>6,500.00</td>
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<td>74,550.00</td>
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</tbody>
</table>
Towing & Storage O/E  2-01-23-223-020  1,000.00
Accounts & Control O/E  2-01-20-131-020  5,000.00
Assessor's O/E  2-01-23-150-020  800.00
Board of Health O/E  2-01-27-332-021  3,500.00
City Council O/E  2-01-20-111-020  1,000.00
Labor Counsel O/E  2-01-20-157-020  30,000.00
Legal Ads O/E  2-01-20-121-020  1,000.00
Planning Board  2-01-21-180-020  8,500.00
Police S/W  2-01-25-241-010  200,000.00
Solid Waste O/E  2-01-26-305-020  200,000.00
Special Counsel O/E  2-01-20-156-020  35,000.00
Telephone O/E  2-01-31-440-000  34,000.00
Water & Sewer O/E  2-01-31-445-000  50.00
Worker's Compensation O/E  2-01-20-156-020  35,000.00
Operations – Outside “Caps”
Public Library O/E  2-01-29-390-020  6,500.00

$540,350.00  $540,350.00

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yea: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and
President Soares.
---Nays: None.
---Absent: Cricco.

02-459
---By Councilwoman Castellano:

WHEREAS, the City of Hoboken recognizes the need to curb and/or control unattended
animals roaming throughout the municipality so as to ensure that the safety and health of its
residents is not jeopardized, and;

WHEREAS, the City of Hoboken seeks to protect lost and/or abandoned and/or stray
animals from harmful urban elements, and strives to ensure that these animals will be given proper
medical and humane care, and;

WHEREAS, it is the intention of the City of Hoboken to regulate the population and safety
of these unattended animals.

WHEREAS, the Chief Financial Officer certifies that the funds are available for this
purpose.

NOW, THEREFORE, BE IT RESOLVED, that the City of Hoboken is authorized to enter
into an Agreement with the Associated Humane Society for a period of one (1) year, commencing
on the date the Agreement is executed, not to exceed $12,000. The Associated Humane
Society shall provide all animal services to the City pursuant to the terms of the aforementioned
Agreement.

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator be authorized to
execute the contract on behalf of the City of Hoboken.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the
City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 et. seq.

Meeting of May 15, 2002  17
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

**02-460**
---By Councilwoman Marsh:

WHEREAS, The Environment Committee of Hoboken and the City of Hoboken is sponsoring a farmers market along Newark Street south side River Street to Hudson Street; and

WHEREAS, The Farmers Market will be every Tuesday, beginning June 25, 2002 and every Tuesday thereafter ending Tuesday October 29, 2002; and

WHEREAS, The Environment Committee of Hoboken request that the Council of the City of Hoboken suspend parking meter rules on that section of Newark Street south side, River Street to Hudson Street so that the farmers can park their trucks to sell their goods,

NOW, THEREFORE, BE IT RESOLVED, that parking meters along Newark Street south side River Street to Hudson Street is hereby suspended on every Tuesday from 1:00 to 8:00 P.M. beginning Tuesday June 25, 2002 and ending October 29, 2002, and

RESOLVED, that the Police Division shall enforce this regulation and be it further

RESOLVED, that a certified copies of this resolution be provided to;

Mayor David Roberts
Business Administrator Laurie Cotter
Director Cassandra Wilday
Police Chief Carmen LaBruno
Fire Chief John Casessa
Superintendent Thomas Vecchione
Central Garage Supervisor John Colegrove
Hoboken Parking Authority
Hoboken Environment Committee President Cynthia Silber

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andréula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

---By Council President Soares:

WHEREAS, the By-Laws for Hoboken City Council allows for the City Council to establish Special Committees within the Council; and
WHEREAS, the needs of the taxpayers and residents of the City Council demand that certain committees be established so that the Council may direct its attention to those needs; and

WHEREAS, certain committees have already been established by the City Council.

NOW, THEREFORE, BE IT RESOLVED, that the following Special Committees be established:

Committee on Economic Development
Committee on PILOT payments
Committee on Affordable Housing
Committee on Quality of Life
Committee on Planning and Zoning

BE IT ALSO RESOLVED, that the President of the City Council shall appoint member of the City Council these committees as appropriate.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-462
---By Councilwoman Marsh:

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which a tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing the City of Hoboken to apply for such tonnage grants will memorialize the commitment of the City of Hoboken to recycling and to indicate the assent of the Mayor and Council of the City of Hoboken to the efforts undertaken by the City of Hoboken and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and filed in a timely manner.
NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Hoboken that the City of Hoboken hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection for tonnage of recyclables collected in SFY 2001 and designates the Director of the Department of Environmental Services to ensure that the application is timely filed; and

BE IT FURTHER RESOLVED, that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purpose of recycling.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-463
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken has been awarded a Green Acres Grant from the New Jersey Department of Community Affairs for the Multi-Parks Development Program; and

WHEREAS, the City of Hoboken, Department of Community Development has a need for design services for the Skate Park Facility in Castle Point Park; and

WHEREAS, the City of Hoboken, Department of Community Development is desirous of awarding a professional design services contract to Schoor DePalma, 160 Littleton Road, PO Box 5245. Parsippany, NJ 07054-6245; and

WHEREAS, the maximum amount of the contract for professional design services to Schoor DePalma shall be Twenty-Seven Thousand Dollars ($27,000.00); and

WHEREAS, the maximum amount of the contract for professional design services as defined by N.J.S.A. 40A:11-5(1)(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose; and

WHEREAS, the funds for this professional design services contract are available through the New Jersey Department of Community Affairs Green Acres program and the City's Community Development Program; and

NOW, THEREFORE, BE IT RESOLVED, that a professional architectural services contract be hereby awarded to Arnold Associates in an amount not to exceed $27,000.00 for the above stated project; and

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator of the City of Hoboken is hereby authorized to execute the above stated contract and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et seq.
---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

**02-464**
---By Councilmen Ramos and Campos:

  WHEREAS, the City of Hoboken has been awarded a Green Acres Grant from the New Jersey Department of Community Affairs for the Multi-Parks Development Program; and

  WHEREAS, the City of Hoboken, Department of Community Development has a need for landscape architectural services with regard to the Jackson Street Park; and

  WHEREAS, the City of Hoboken, Department of Community Development is desirous of awarding a professional architectural services contract to Arnold Associates Landscape Architecture and Urban Design, 49 Witherspoon Street, Princeton, NJ 08542; and

  WHEREAS, the maximum amount of the contract for professional architectural services to Arnold Associates shall be thirty-five thousand four hundred dollars ($34,500.00); and

  WHEREAS, the type of work constitutes a professional architectural services as defined by N.J.S.A. 40A:11-5(1)(a)(i) and as such is exempt from the bidding requirements; and

  WHEREAS, the Chief Financial Officer certified that the funds are available for this purpose; and

  WHEREAS, the funds for this professional architectural services contract are available through the New Jersey Department of Community Affairs Green Acres program and the City’s Community Development Program; and

  NOW, THEREFORE, BE IT RESOLVED, that a professional architectural services contract be hereby awarded to Arnold Associates in an amount not to exceed $35,400.00 for the above stated project; and

  BE IT FURTHER RESOLVED, that the Mayor or Business Administrator of the City of Hoboken is hereby authorized to execute the above stated contract and attested by the City Clerk.

  BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et seq.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.
02-465
---By Councilman Giacchi:

WHEREAS, the City of Hoboken has been awarded a Green Acres Grant from the New Jersey Department of Community Affairs for the Multi-Parks Development Program; and

WHEREAS, the City of Hoboken, Department of Community Development has a need for professional engineering and design services for the Sinatra Park Soccer Field Synthetic Turf Project; and

WHEREAS, the City of Hoboken, Department of Community Development is desirous of awarding a professional engineering and design services contract to Schoor DePalma, 160 Littleton Road, PO Box 5245, Parsippany, NJ 07054-6245; and

WHEREAS, the maximum amount of the contract for professional engineering and design services to Schoor DePalma shall be Fifty-Three thousand dollars ($53,000.00); and

WHEREAS, the type of work constitutes a professional engineering and design services as defined by N.J.S.A. 40A:11-5(1)(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, the Chief Financial Officer certified that the funds are available for this purpose; and

WHEREAS, the funds for this professional engineering and design services contract are available through the New Jersey Department of Community Affairs Green Acres Program; and

NOW, THEREFORE, BE IT RESOLVED, that a professional architectural services contract be hereby awarded to Schoor DePalma in an amount not to exceed $53,000.00 for the above stated project; and

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator of the City of Hoboken is hereby authorized to execute the above stated contract and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et seq.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-466
---By Councilman Ramos:
WHEREAS, the City of Hoboken (the “City”) desires to make application to the Local Finance Board for its review and/or approval of a proposed bond ordinance authorizing various capital improvement projects as described on Schedule A annexed hereto and made a part hereof;

WHEREAS, the City believes that:

(a) it is in the public interest to accomplish such purpose;
(b) said purpose or improvements are for the health, wealth, convenience or betterment of the inhabitants of the City;
(c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant;
(d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the City and will not create an undue financial burden to be placed upon the City;

NOW THEREFORE, BE IT RESOLVED by the City as follows:

Section 1. The application to the Local Finance Board is hereby approved, and the City's Bond Counsel and financial advisor, along with other representatives of the City, are hereby authorized to prepare such application and to represent the City in matters pertaining thereto.

Section 2. The City Clerk is hereby directed to prepare and file a copy of the proposed bond ordinance with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-467
---By Councilman Ramos:

WHEREAS, the City of Hoboken (the “City”) desires to amend its Fiscal Year 2002 Capital Budget plan to conform with the bond ordinance authorizing various capital improvement projects.

NOW THEREFORE, BE IT FURTHER RESOLVED that the Capital Budget plan is amended as follows:

<table>
<thead>
<tr>
<th></th>
<th>Capital Imp. Fund</th>
<th>FY2002 Debt Auth.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Parks</td>
<td>$ 21,000</td>
<td>$ 399,000</td>
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<tr>
<td>Public Buildings</td>
<td>175,875</td>
<td>3,341,625</td>
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</table>

Meeting of May 15, 2002
---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-468
---By Councilwoman Castellano:

WHEREAS the Governor of New Jersey, James McGreevy has announced his intentions to regulate statewide the use of mobile phones while operating a motor vehicle.

WHEREAS, the Governor intends to join the State of New York, therefore becoming the second State to adopt such a regulation.

WHEREAS, the City Council of the City of Hoboken agrees that the operation of motor vehicle on public roadways while using mobile phones may cause the operator to maintain less than fulltime attention to the operation of said motor vehicle.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, in the County of Hudson takes this opportunity to support the Governor in his efforts to improve public safety for all the residents of the State of New Jersey.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-469
---By Councilwoman Andreula:

Before the vote the following spoke regarding the resolution: Elizabeth Markavitch, 706 Grand Street.

WHEREAS, the City of Hoboken is a dynamic place undergoing many changes as a result of growth and development; and

WHEREAS, the City of Hoboken seeks to identify new annual revenue sources that can be obtained to address the infrastructure, recreational and economic development of the residents of the City; and

WHEREAS, the City of Hoboken seeks the assistance of an outside entity which will assist the City in the development and implementation of revenue enhancement techniques for the benefit of the City; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose.
NOW, THEREFORE, BE IT RESOLVED, that the City of Hoboken is authorized to enter into an Agreement with NW Financial Group, Inc. for a period of one (1) year, commencing on the date of Agreement is executed, not to exceed $50,000.

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator be authorized to execute the contract on behalf of the City of Hoboken.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-470
---By Councilwoman Marsh:

Before the vote the following spoke regarding the resolution: Elizabeth Markavitch, 706 Grand Street; Beth Mason 921 Hudson Street; Ira Landgarten, 561 1st Street.

WHEREAS, the Mayor and Council of the City of Hoboken and the Planning Board of the City of Hoboken issued Requests for Proposals for the Master Plan of the City of Hoboken; and

WHEREAS, the Planning Board of the City of Hoboken has selected and awarded the preparation of the Master Plan of the City of Hoboken to Abeles, Phillips, Preiss & Shapiro, Inc., 434 Sixth Avenue, New York, New York 10011; and

WHEREAS, Abeles, Phillips, Preiss & Shapiro, Inc. is a qualified professional planning and architectural firm and the City of Hoboken and Planning Board of the City of Hoboken are desirous of awarding a professional planning and architectural services contract to Abeles, Phillips, Preiss & Shapiro, Inc., 434 Sixth Avenue, New York, New York, 10011; and

WHEREAS, the maximum amount of the contract for professional planning and architectural services to Abeles, Phillips, Preiss & Shapiro, Inc. shall be TWO HUNDRED AND SEVENTY THOUSAND DOLLARS ($270,000.00); and

WHEREAS, the type of work constitutes a professional planning and architectural services as defined by N.J.S.A. 40A: 11-5(1)(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, the Chief Financial Officer certified that the funds are available for this purpose; and

NOW, THEREFORE, BE IT RESOLVED, that a professional planning and architectural services contract be hereby awarded to Abeles, Phillips, Preiss and Shapiro, Inc. in an amount not to exceed $270,000.00 for the Hoboken Master Plan and form of contract subject to approval by Corporation Counsel; and

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator of the City of Hoboken is hereby authorized to execute the above stated contract and attested by the City Clerk; and
BE IT FURTHER RESOLVED, that the a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-471
---By Councilman Ramos:

Before the vote the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.

WHEREAS, by ordinance R-318 adopted May 20, 1998, the Council of the City of Hoboken, as the duly designated Redevelopment Agency of the City of Hoboken approved a redevelopment plan for the Northwest Redevelopment Area, dated May 5, 1998, which document as amended is on file with the City Clerk and available for public inspection; and

WHEREAS, properties identified, on the Tax Map of the City of Hoboken, as Tax Block 109, Tax Block 110 and Tax Block 114, Lots 1-12 and 26-33 are all in the Northwest Redevelopment Area (hereinafter collectively referred to as the “Properties”), and

WHEREAS, R.G. Delivery Service, Inc., a New Jersey Corporation ("RG") and BF-Hoboken Property, LLC, a New Jersey Limited Liability Company ("BF") are the owners of the Properties; and

WHEREAS, the controlling shareholders of RG and BF are Michael Gorman and Robert Gorman, who are the successors of William Gorman (collectively referred to as the (“Gormans”) and

WHEREAS, by Resolution of the Council of the City of Hoboken, dated June 21, 2000, the City Council: 1) acting in the capacity as Redevelopment Agency for the City of Hoboken, agreed to all the terms of a settlement agreement, dated June 20, 2000, by and between RG, the Gormans, the City of Hoboken and Frank Raia and 2) authorized the Mayor to execute the aforementioned settlement agreement (the “Settlement Agreement”) on behalf of the City (the “Settlement Resolution”) which documents are on file with the City Clerk and available for public inspection; and

WHEREAS, by Resolution of the Council of the City of Hoboken, dated June 21, 2000, the City Council, acting in the capacity as Redevelopment Agency for the City of Hoboken and pursuant to the terms and conditions of the Settlement Resolution designated Lincoln Property Company (“Lincoln”) as the redeveloper for the Properties, and de-designated Frank Raia as the redeveloper for the Properties 9the “Lincoln Designation Resolution”) which document is on file with the City Clerk and available for public inspection; and

WHEREAS, pursuant to the Settlement Agreement, if Lincoln did not close on the purchase of the Properties, the City of Hoboken agreed, inter alia, that RG and the Gormans would have the opportunity to designate another developer subject to the submission of a plan for redevelopment, prepared in accordance with the Northwest Redevelopment Plan and the design criteria set forth therein, as interpreted by the City of Hoboken Planning Board, which determination of compliance shall not be unreasonably withheld, arbitrary, capricious or unreasonable and shall be in accordance with applicable law; and
WHEREAS, the following clauses reflect representations made to the City of Hoboken by Thirteenth Street Development, LLC and/or RG and the Gormans;

WHEREAS, Lincoln terminated its agreement to purchase the Properties and has not closed; and

WHEREAS, RG and the Gormans have formed three (3) New Jersey Limited Liability Companies, Block 109 Hoboken Property Company, LLC, Block 110 Hoboken Property Company, LLC and Block 114 Hoboken Property Company, LLC, for the purpose of owning and redeveloping Block 109, Block 110 and Block 114, Lots 1-12 and 26-33 respectively; and

WHEREAS, upon the approval of the development plans and receipt of all other approvals required by any State or Federal governmental authorities for each Block comprising the Properties, 13th Street will upon closing in accordance with the contract become the sole member of each Limited Liability Company formed by RG and the Gormans referenced above; and

WHEREAS, 13th Street is an entity managed by Mark Septembre and Michael J. Sciarrara, the two principals of URSA Development Group, LLC, a New Jersey Limited Liability Company ("URSA") and experienced developers who have completed several other projects in the City of Hoboken and elsewhere; and

WHEREAS, 13th Street is a joint venture between URSA and Tarragon Realty Investors Trust, Inc., a publicly traded real estate investment trust with over One Billion Dollars ($1,000,000,000.00) in assets that will finance the redevelopment of each Block of the Properties which they acquire under the Contract; and

WHEREAS, 13th Street has filed appropriate Pre-Submission Forms, project descriptions, site plans and preliminary architectural plans for each Block of the Properties; and

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the Settlement Agreement previously referenced dated June 20, 2000, copy attached, settling the litigation entitled R.G. DELIVERY SERVICE, INC., et. al. v. THE CITY COUNCIL OF THE CITY OF HOBOKEN AND THE CITY OF HOBOKEN (Docket Number HUD-L4948-99), more particularly paragraph 4 of that Settlement Agreement, that the City Council, acting in the capacity as Redevelopment Agency for the City of Hoboken re-designates the following entities as redevelopers for each of the of the subject properties, pursuant to the request of the Gormans on behalf of the Plaintiffs in the subject litigation:

1. Block 109 Hoboken Property Company, LLC is designated redeveloper for Block 109.

2. Block 110 Hoboken Property Company, LLC is designated redeveloper for Block 110;

3. Block 114 Hoboken Property Company, LLC is designated redeveloper for Block 114, Lots 1 through 12 and Lots 26 through 33.

(Hereinafter each aforementioned LLC is referred to separately as “Designated Redeveloper LLC” or collectively as “Designated Redeveloper LLCs”.)

Such designation is conditioned upon the submission of a plan for redevelopment, which will be in accordance with the Northwest Redevelopment Plan and the design criteria set forth therein, as interpreted by the City of Hoboken Planning Board, which determination of compliance shall not be unreasonably withheld, arbitrary, capricious or unreasonable and shall be in accordance with applicable law.

FURTHER RESOLVED, that Thirteenth Street Development, LLC, upon becoming the sole member of each of the foregoing limited liability companies, is authorized and approved to
assume the redevelopment designation for each Block comprising the Properties provided that, if 13th does not acquire title to any or all of the Blocks, RG and/or the Gormans, as the case may be, shall be permitted to transfer any or all of its interest in any of the Designated Redeveloper LLCs, subject to the reasonable approval of the City of Hoboken and subject to the Redeveloper Agreement to be entered into by each Designated Redeveloper LLC and the City of Hoboken for each Block; and

FURTHER RESOLVED, that Lincoln Property Company is hereby de-designated as the redeveloper for the Properties; and

FURTHER RESOLVED, that the City of Hoboken and the designated redeveloper, for each Block of the Properties, enter into a customary Developer’s Agreement, upon mutually agreeable terms, but in accordance with the Redevelopment Plan for the Northwest Redevelopment Area and the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et. seq. with the understanding that the redeveloper shall comply with all reasonable requests for amendments to the plan for redevelopment submitted by the redeveloper required by the City of Hoboken Planning Board.

FURTHER RESOLVED, that each of the Developer’s Agreements shall provide that, for each residential unit within the Project area, the Redeveloper shall contribute the sums of (a) $1,000.00 to a fund maintained by the City and designated for the construction of affordable housing, and (b) $500.00 to a fund maintained by the City and designated for recreational use.

FURTHER RESOLVED, the Mayor or the Business Administrator is hereby authorized to execute each such agreement.

BE IT FURTHER RESOLVED, that Plaintiff’s counsel acknowledges that by virtue of the City’s approval of this resolution the City has fully complied with that provision of paragraph 4 of the Settlement Agreement which provides the plaintiffs with the opportunity to designate another developer for the subject property.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

02-472
---By Councilwoman Marsh:

Before the vote the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.

WHEREAS, pursuant to resolutions of the Hoboken City Council and after public advertising thereof, the following proposals were received on May 9, 2002 for the FY 2002 NJDOT Roadway Improvement Project:

<table>
<thead>
<tr>
<th>Company</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Intercounty Paving Associates</td>
<td>$264,196.86</td>
</tr>
<tr>
<td>859 Willow Grove St., Hacketstown, NJ</td>
<td></td>
</tr>
<tr>
<td>AJM Contractors, Inc.</td>
<td>$267,844.00</td>
</tr>
<tr>
<td>71 Liberty Street, Passaic, NJ 07056</td>
<td></td>
</tr>
<tr>
<td>English Paving Co.</td>
<td>$269,844.95</td>
</tr>
<tr>
<td>PO Box 423, Ridgefield, NJ 07657</td>
<td></td>
</tr>
</tbody>
</table>
Mark Paving Co., Inc. $290,001.90
109 McCosh Road, Upper Montclair, NJ 07043

Tilcon New York, Inc. $303,027.00
625 Mt. Hope Road, Wharton, NJ 07885

Owl Contracting $316,326.00
21 Gill Ave., Rockaway, NJ 07866

Marvec Construction Corp. $384,020.20
251-1/2 Grove Avenue, NJ 07044

WHEREAS, Schoor DePalma, the project engineer for the City of Hoboken recommends the award of the project contract for the FY 2002 NJDOT Roadway Improvement Project to Intercounty Paving Associates, Hackettstown, NJ for the total bid price of $264,197.00 as the lowest responsible bidder; and

WHEREAS, the Chief Financial Officer certifies that funds are available for this purpose; now therefore, be it –

RESOLVED, that the proposal of Intercounty Paving Associates the proposal of Intercounty Paving Associates of Hackettstown, NJ for the total bid price of $264,196.86 be and the same is hereby accepted; and be it –

FURTHER RESOLVED, that the Mayor or Business Administrator of the City of Hoboken is hereby authorized to execute the above stated contract on behalf of the City of Hoboken and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on files in accordance with N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.

ORDINANCES
Introduction and First Reading

02-473
DR-42

A BOND ORDINANCE AUTHORIZING VARIOUS PROJECTS AND IMPROVEMENTS IN, BY AND FOR THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING AN AGREEMENT AMOUNT OF $5,250,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $4,987,500 IN AGGREGATE PRINCIPAL AMOUNT OF BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF.
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY THAT:

SECTION 1. There is hereby authorized, pursuant to the applicable statutes of the State of New Jersey, the projects more fully described in Schedule A annexed hereto and made a part of this bond ordinance, in, by and for the City of Hoboken (the “City”), County of Hudson, State of New Jersey, together with other purposes necessary, appurtenant or incidental thereto or thereof:

SECTION 2. It is hereby determined and declared by this City Council as follows:

A. The estimated aggregate maximum amount of money to be raised from all sources for the purposes stated in Schedule A is $5,250,000; the estimated maximum amount of money to be raised from all sources for each purpose is as set forth in Schedule A.

B. The estimated aggregate maximum amount of bonds or notes to be issued for the purposes stated in Schedule A is $4,987,500; the estimated maximum amount of bonds or notes to be issued for each purpose is as set forth in Schedule A.

C. Appropriations were or are contained in a budget or budgets of the City heretofore adopted in the aggregate sum of $262,500 for the purposes stated in Schedule A; there is now available in said appropriations, said sum of $262,500, which sum is hereby appropriated as a down payment for the purposes stated in Schedule A. The down payments for each of the purposes stated in Schedule A are set forth in Schedule A.

SECTION 3. The sum of $5,250,000, including said down payment of $262,500, is hereby appropriated for the purposes stated in Schedule A, all as more fully set forth in Schedule A.

SECTION 4. For the purpose of financing part of the costs of the improvements described in Schedule A, exclusive of said down payment, the issuance of bonds of said City in an aggregate principal amount not exceeding Four Million Nine Hundred Eighty Seven Thousand Five Hundred Dollars ($4,987,500) is hereby authorized pursuant to the provisions of the Local Bond Law, N.J.S.A. 40A:2-1 et. seq. The rate or rates of interest, maturities, method of sale and other details of said bonds not determined herein shall be determined by subsequent resolution or resolutions adopted by this City Council pursuant to law.

SECTION 5. Pending the issuance of the bonds authorized in Section 4 hereof, bond anticipation notes of the City may be issued pursuant to said Local Bond Law in an aggregate principal amount not exceeding Four Million Hundred Eighty Seven Thousand Five Hundred Dollars ($4,987,500). Each such bond anticipation note shall be designated “Bond Anticipation Note.” All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the City; provided that no note shall mature later than one year from its date. All such bond anticipation notes may be executed in the name of the City by the manual or facsimile signatures of the Mayor and chief financial officer or such other official of the City as may hereafter be designated by resolution or otherwise as provided by law and shall be under the seal of the City and attested by the City Clerk. The notes shall bear interest at such rate or rates and shall be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer’s signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver such notes to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest, if any, from their dates to the date of delivery thereof. The chief financial officer is directed to report in

Meeting of May 15, 2002
writing to the City Council at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser or purchasers thereof.

SECTION 6. It is hereby further determined and declared by this City Council as follows:

A. The improvements or purposes described in Schedule A are not current expenses; they are improvements or purposes that the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

B. The periods of usefulness of the of the purposes described in Schedule A for which the bonds are hereby authorized to be issued, within the limits prescribed by the Local Bond Law, are a set forth in Schedule A. The weighted average period of usefulness is at least 16 years.

C. All bonds or notes issued pursuant to this ordinance shall bear interest at a rate not to exceed the maximum rate permitted by law.

D. The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk prior to the passage of this ordinance on first reading, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to the passage of this ordinance on final reading, and such statement shows that the gross debt of said City, as defined in N.J.S.A. 40A:2-43, is increased by this ordinance by $4,987,500 and that the issuance of the obligations authorized by this ordinance will be within all debt limitations contained in the Local Bond Law.

E. The aggregate amount of the proceeds of the obligations authorized by this ordinance to be expended for interest on the obligations authorized herein, engineering and inspection costs, legal expenses, and the cost of issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinances and notices of sale and legal expenses, and other expenses as provided in N.J.S.A. 40A:2-20 does not exceed $525,000 as more particularly set forth on Schedule A.

SECTION 7. The capital budget of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith, and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services are on file with the City Clerk and are available for public inspection.

SECTION 8. In the event that moneys are lawfully received from any source for the purposes provided in this ordinance, such moneys shall be used for the purposes authorized herein and to reduce the amount of bonds or notes authorized to be issued by this ordinance by the amount so received, or if such other moneys, are received after the issuance of the bonds or notes authorized by this ordinance, such moneys shall be used solely for the payment of the debt service on said bonds or notes as the same become due and payable.

SECTION 9. The full faith and credit of the City is hereby pledged for the payment of the principal of and interest on all bonds and notes issued pursuant to this ordinance, and as long as such bonds or notes are outstanding there shall be levied in each year ad valorem
taxes on all taxable property within said City without limitation as to rate or amount sufficient to pay the principal of and interest on such bonds and notes maturing in said year.

SECTION 10. The City shall comply with all provisions of the Internal Revenue Code of 1986, as amended and the regulations promulgated thereunder or applicable thereto (the “Code”) applicable to the obligations issued pursuant to this bond ordinance and shall not take any action, or fail to take any action, if any such action or failure to take action would cause interest on the obligations issued pursuant to this bond ordinance to be treated as an item of tax preference under Section 57 of the Code. The City shall not directly or indirectly use or permit the use of any proceeds of such obligations or any other funds of the City, or take or omit to take any action that would cause such obligations to be “arbitrage bonds” within the meaning of Schedule 148 (a) of the Code, and will comply with all requirements of Schedule 148 of the Code to the extent applicable to the obligations authorized hereby and all proceeds thereof, including without limitation, restricting the yield on the investment of any moneys and the payment of the rebate amount to the United States in the manner and to the extent necessary to comply with said Schedule 148 of the Code.

(b) The City reasonably expects to reimburse the City's expenditure of certain costs of the improvements or purposes described in Schedule A of this bond ordinance ("Project Costs") incurred and paid prior to the issuance of any obligations authorized by this bond ordinance with the proceeds of such obligations. This Section is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditure Project Costs incurred and paid prior to the issuance of obligations authorized herein with the proceeds of such obligations in accordance with Treasury Regulations Schedule 1.150-2(e), and no reimbursement allocation will employ an abusive arbitrage device under Treasury Regulations Schedule 1.148-10 to avoid the arbitrage restrictions. The maximum principal amount of obligations expected to be issued pursuant to this bond ordinance to pay Project Costs does not exceed $4,987,500. The Project Costs to be reimbursed with the proceeds of the obligations authorized herein will be “capital expenditures” as defined in Treasury Regulations Schedule 1.150-1(b), costs of issuance for the obligations herein authorized or an expenditure described in Treasury Regulations Schedule 1.148-6(d)(3)(ii)(B). The allocation of proceeds of the obligations issued pursuant to this bond ordinance to reimburse Project Costs incurred prior to the issuance of such obligations shall be effected no later than 18 months after the later of the date the Project Costs are paid or the date of the improvements are placed in service or abandoned, but in no event more than 3 years after the original Project Costs to be reimbursed are paid.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY THAT:

SECTION 1. There is hereby authorized, pursuant to the applicable statutes of the State of New Jersey, the projects more fully described in Schedule A annexed hereto and made a part of this bond ordinance, in, by and for the City of Hoboken (the “City”), County of Hudson, State of New Jersey, together with other purposes necessary, appurtenant or incidental thereto or thereof:

SECTION 2. It is hereby determined and declared by this City Council as follows:

A. The estimated aggregate maximum amount of money to be raised from all sources for the purposes stated in Schedule A is $5,250,000; the estimated maximum amount of money to be raised from all sources for each purpose is as set forth in Schedule A.

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B. The estimated aggregate maximum amount of bonds or notes to be issued for the purposes stated in Schedule A is $4,987,500; the estimated maximum amount of bonds or notes to be issued for each purpose is as set forth in Schedule A.

C. Appropriations were or are contained in a budget or budgets of the City heretofore adopted in the aggregate sum of $262,500 for the purposes stated in Schedule A; there is now available in said appropriations, said sum of $262,500, which sum is hereby appropriated as a down payment for the purposes stated in Schedule A. The down payments for each of the purposes stated in Schedule A are set forth in Schedule A.

SECTION 3. The sum of $5,250,000, including said down payment of $262,500, is hereby appropriated for the purposes stated in Schedule A, all as more fully set forth in Schedule A.

SECTION 4. For the purpose of financing part of the costs of the improvements described in Schedule A, exclusive of said down payment, the issuance of bonds of said City in an aggregate principal amount not exceeding Four Million Nine Hundred Eighty Seven Thousand Five Hundred Dollars ($4,987,500) is hereby authorized pursuant to the provisions of the Local Bond Law, N.J.S.A. 40A:2-1 et. seq. The rate or rates of interest, maturities, method of sale and other details of said bonds not determined herein shall be determined by subsequent resolution or resolutions adopted by this City Council pursuant to law.

SECTION 5. Pending the issuance of the bonds authorized in Section 4 hereof, bond anticipation notes of the City may be issued pursuant to said Local Bond Law in an aggregate principal amount not exceeding Four Million Hundred Eighty Seven Thousand Five Hundred Dollars ($4,987,500). Each such bond anticipation note shall be designated “Bond Anticipation Note.” All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the City; provided that no note shall mature later than one year from its date. All such bond anticipation notes may be executed in the name of the City by the manual or facsimile signatures of the Mayor and chief financial officer or such other official of the City as may hereafter be designated by resolution or otherwise as provided by law and shall be under the seal of the City and attested by the City Clerk. The notes shall bear interest at such rate or rates and shall be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer’s signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver such notes to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest, if any, from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the City Council at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser or purchasers thereof.

SECTION 6. It is hereby further determined and declared by this City Council as follows:

A. The improvements or purposes described in Schedule A are not current expenses; they are improvements or purposes that the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.
B. The periods of usefulness of the purposes described in Schedule A for which the bonds are hereby authorized to be issued, within the limits prescribed by the Local Bond Law, are set forth in Schedule A. The weighted average period of usefulness is at least 16 years.

C. All bonds or notes issued pursuant to this ordinance shall bear interest at a rate not to exceed the maximum rate permitted by law.

D. The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk prior to the passage of this ordinance on first reading, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to the passage of this ordinance on final reading, and such statement shows that the gross debt of said City, as defined in N.J.S.A. 40A:2-43, is increased by this ordinance by $4,987,500 and that the issuance of the obligations authorized by this ordinance will be within all debt limitations contained in the Local Bond Law.

E. The aggregate amount of the proceeds of the obligations authorized by this ordinance to be expended for interest on the obligations authorized herein, engineering and inspection costs, legal expenses, and the cost of issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinances and notices of sale and legal expenses, and other expenses as provided in N.J.S.A. 40A:2-20 does not exceed $525,000 as more particularly set forth on Schedule A.

SECTION 7. The capital budget of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith, and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services are on file with the City Clerk and are available for public inspection.

SECTION 8. In the event that moneys are lawfully received from any source for the purposes provided in this ordinance, such moneys shall be used for the purposes authorized herein and to reduce the amount of bonds or notes authorized to be issued by this ordinance by the amount so received, or if such other moneys, are received after the issuance of the bonds or notes authorized by this ordinance, such moneys shall be used solely for the payment of the debt service on said bonds or notes as the same become due and payable.

SECTION 9. The full faith and credit of the City is hereby pledged for the payment of the principal of and interest on all bonds and notes issued pursuant to this ordinance, and as long as such bonds or notes are outstanding there shall be levied in each year ad valorem taxes on all taxable property within said City without limitation as to rate or amount sufficient to pay the principal of and interest on such bonds and notes maturing in said year.

SECTION 10. The City shall comply with all provisions of the Internal Revenue Code of 1986, as amended and the regulations promulgated thereunder or applicable thereto (the “Code”) applicable to the obligations issued pursuant to this bond ordinance and shall not take any action, or fail to take any action, if any such action or failure to take action would cause interest on the obligations issued pursuant to this bond ordinance to be treated as an item of tax preference under Section 57 of the Code. The City shall not directly or indirectly use or permit the use of any proceeds of such obligations or any other funds of the City, or take or omit to take any action that would cause such obligations to be
“arbitrage bonds” within the meaning of Schedule 148 (a) of the Code, and will comply with all requirements of Schedule 148 of the Code to the extent applicable to the obligations authorized hereby and all proceeds thereof, including without limitation, restricting the yield on the investment of any moneys and the payment of the rebate amount to the United States in the manner and to the extent necessary to comply with said Schedule 148 of the Code.

(b) The City reasonably expects to reimburse the City's expenditure of certain costs of the improvements or purposes described in Schedule A of this bond ordinance (“Project Costs”) incurred and paid prior to the issuance of any obligations authorized by this bond ordinance with the proceeds of such obligations. This Section is intended to be and hereby is a declaration of the City’s official intent to reimburse any expenditure Project Costs incurred and paid prior to the issuance of obligations authorized herein with the proceeds of such obligations n accordance with Treasury Regulations Schedule 1.150-2(e), and no reimbursement allocation will employ an abusive arbitrage device under Treasury Regulations Schedule 1.148-10 to avoid the arbitrage restrictions. The maximum principal amount of obligations expected to be issued pursuant to this bond ordinance to pay Project Costs does not exceed $4,987,500. The Project Costs to be reimbursed with the proceeds of the obligations authorized herein will be “capital expenditures" as defined in Treasury Regulations Schedule 1.150-1(b), costs of issuance for the obligations herein authorized or an expenditure described in Treasury Regulations Schedule 1.148-6(d)(3)(ii)(B). The allocation of proceeds of the obligations issued pursuant to this bond ordinance to reimburse Project Costs incurred prior to the issuance of such obligations shall be effected no later than 18 months after the later of the date the Project Costs are paid or the date of the improvements are placed in service or abandoned, but in no event more than 3 years after the original Project Costs to be reimbursed are paid.

SECTION 11. This ordinance shall take effect twenty days after the first publication hereof after final adoption, in the manner provided by law.

SCHEDULE A

1. Repairs to three (3) firehouses and the fire Headquarters
   Appropriation and Estimated Cost $945,000
   Maximum Amount of Bonds or Notes Authorized 897,000
   Down Payment 47,250
   Other Expenses Specified in N.J.S.A 40A:2-20 94,500
   Average Period of Usefulness 10 years

2. Improvements to City Hall
   Appropriation and Estimated Cost $945,000
   Maximum Amount of Bonds or Notes Authorized 897,750
   Down Payment 47,250
   Other Expenses Specified in N.J.S.A. 40A:2-20 94,500
   Average Period of Usefulness 10 years

3. Removal of underground storage tanks at the following Locations:
   Observer Highway Firehouse
   14th Street Firehouse
   200 Jefferson Street Fire Headquarters
   8th and Clinton Street Firehouse and
   City Garage Public Works Site
### Improvements to Public Library

- Appropriation and Estimated Cost: $262,500
- Maximum Amount of Bonds or Notes Authorized: 249,375
- Down Payment: 13,125
- Other Expenses Specified in N.J.S.A. 40A:2-20: 21,000
- Average Period of Usefulness: 10 years

### Improvements to Police Headquarters

- Appropriation and Estimated Cost: $210,000
- Maximum Amount of Bonds or Notes Authorized: 195,500
- Down Payment: 10,500
- Other Expenses Specified in N.J.S.A. 40A:2-20: 21,000
- Average Period of Usefulness: 10 years

### Acquisition of Fire Engines

- Appropriation and Estimated Cost: $840,000
- Maximum Amount of Bonds or Notes Authorized: 798,000
- Down Payment: 42,000
- Other Expenses Specified in N.J.S.A. 40A:2-20: 84,000
- Average Period of Usefulness: 10 years

### Acquisition of Equipment and Vehicles

- Appropriation and Estimated Cost: $367,500
- Maximum Amount of Bonds or Notes Authorized: 347,125
- Down Payment: 18,375
- Other Expenses Specified in N.J.S.A. 40A:2-20: 36,750
- Average Period of Usefulness: 5 years

### Acquisition/improvement of integrated computer system for use in the Municipal Building

- Appropriation and Estimated Cost: $105,000
- Maximum Amount of Bonds or Notes Authorized: 99,750
- Down Payment: 5,250
- Other Expenses Specified in N.J.S.A. 40A:2-20: 10,500
- Average Period of Usefulness: 5 years

### Acquisition/remediation of property for the construction of public buildings or for use as open space

- Appropriation and Estimated Cost: $1,050,000
- Maximum Amount of Bonds or Notes Authorized: 997,500
- Down Payment: 52,500
- Other Expenses Specified in N.J.S.A. 40A:2-20: 105,000
- Average Period of Usefulness: 40 years

### Improvements to various City parks

- Appropriation and Estimated Cost: $420,000
- Maximum Amount of Bonds or Notes Authorized: 399,000
- Down Payment: 21,000
- Other Expenses Specified in N.J.S.A. 40A:2-20: 42,000
- Average Period of Usefulness: 15 years
---Councilman Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on JUNE 19, 2002 at 7:00 PM.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 1 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Ramos, and President Soares.
---Nays: None.
---Absent: Cricco.
---Abstentions: Marsh.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Monya McCarty, 244 Ogden Avenue, Jersey City;

Councilman Del Boccio left the meeting at 9:14 p.m.
Councilman Del Boccio returned to the meeting at 9:18 p.m.

Barry Sarkisian, Special Counsel for the City, spoke in response to Ms. McCarty’s remarks.

Councilwoman Castellano left the meeting at 9:29 p.m.
Speakers continued: Vito Brunetti, Jersey City Heights;

Councilwoman Castellano returned to the meeting at 9:36 p.m.

Speakers continued: Eric Volpe, 109 Madison Street; Elizabeth Markavitch, 706 Grand Street; Ira Landgarten, 561 1st Street; Elizabeth Markavitch, 706 Grand Street (again); Paul Amante, 736 Willow Avenue; Helen Hirsch, 98 Park Avenue; Augusta Przygoda, 222 Garden Street; Roger Cole, Stevens’ Institute of Technology; John Glazel, 84 Jefferson Street; Annette Illing, 1 Marine View Plaza; Aaron Lewit, 627 Garden Street.

President Soares then adjourned the meeting at 10:42 p.m.

_________________________________

PRESIDENT OF THE COUNCIL
CITY CLERK
President Soares opened the meeting at 7:10 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star-Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:

PRESENT: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.

ABSENT: None.

HEARING ON ORDINANCES

Second Reading and Public Hearing

A BOND ORDINANCE AUTHORIZING VARIOUS PROJECTS AND IMPROVEMENTS IN, BY AND FOR THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING AN AGREEMENT AMOUNT OF $5,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $4,987,500 IN AGGREGATE PRINCIPAL AMOUNT OF BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF.

The above ordinance is continued to the next regularly scheduled City Council meeting on June 19, 2002; to allow time for the Local Finance Board’s review.

PETITIONS AND COMMUNICATIONS

02-474
A communication from Hartz Mountain Industries, Inc., Secaucus, New Jersey; providing legal notification of an application to the New Jersey Department of Environmental Protection, Land Use Regulation Program, for a Waterfront Development Permit for Phase III of the Lincoln Harbor Development.

Councilwoman Marsh asked to have Michael Pane, Esq. review the above communication.

--Received and filed.

02-475
A communication from the Department of Human Services, regarding the status of the Stevens’ excavation site, reporting for the last several weeks as “None Detected” with respect to asbestos fibers.

--Received and filed.

APPLICATIONS FOR MISCELLANEOUS LICENSES

02-476

<table>
<thead>
<tr>
<th>Application Type</th>
<th>Number</th>
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<tbody>
<tr>
<td>Limousine Owners</td>
<td>1</td>
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<tr>
<td>Public Hack Drivers</td>
<td>2</td>
</tr>
<tr>
<td>Livery/Limousine Drivers</td>
<td>3</td>
</tr>
<tr>
<td>Owned Operated Pool Tables:</td>
<td>1</td>
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<tr>
<td>Mechanical Amusement Devices</td>
<td>7</td>
</tr>
<tr>
<td>Vendor</td>
<td>1</td>
</tr>
<tr>
<td>Parking Garages</td>
<td>1</td>
</tr>
<tr>
<td>Raffles</td>
<td>4</td>
</tr>
</tbody>
</table>

---Councilman Ramos moved that the licenses be granted.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

REPORTS OF CITY OFFICERS

02-477

A report of Municipal Clerk James J. Farina indicating bids received on Friday, May 24, 2002 for: Pier "A" Kiosk; public bid #02-12. (one bid received)

---Received and filed.

02-478

A report of the Municipal Court indicating receipts for the month of May 2002 as $244,626.70.

---Received and filed.

CLAIM RESOLUTIONS
02-479
By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $117,929.22 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $16,250.30 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $100,713.88 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $27,776.83 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $57,114.90 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $55,332.24 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

**PAYROLL RESOLUTIONS**

**02-480**

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD MAY 9, 2002 TO MAY 22, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mayor's Office</td>
<td>1-01-20-110</td>
<td>9,522.79</td>
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<td>City Council</td>
<td>1-01-20-111</td>
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<td>City Clerks</td>
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<td>Elections</td>
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<tr>
<td>Corporation Counsel</td>
<td>1-01-20-155</td>
<td>9,851.67</td>
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<td>Department</td>
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<tr>
<td>Bus Adm. Office</td>
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<td>7,950.72</td>
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<tr>
<td>ABC Board</td>
<td>1-01-20-113</td>
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<td>6,180.45</td>
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<td>Finance Supervisor</td>
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<td>5,818.95</td>
<td>5,818.95</td>
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<tr>
<td>Accounts &amp; Controls</td>
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<td>3,339.30</td>
<td>3,339.50</td>
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<td>Payroll Division</td>
<td>1-01-20-132</td>
<td>4,760.95</td>
<td>4,760.95</td>
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<td>Personnel</td>
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<td>5,772.14</td>
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<td>9,315.63</td>
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<td>Assessor's Office</td>
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<td>Treasurer's</td>
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<td>Emergency Mgmt</td>
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<td>Police Division</td>
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<td>Crossing Guard</td>
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<td>Fire Division</td>
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<td>1,226.46</td>
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<td>Grants Management</td>
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<td>5,774.34</td>
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<td>Planning Board</td>
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<td>28,739.14</td>
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<td>Envr. Ser. Dir. Office</td>
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<td>524.28</td>
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<td>Ending Balance</td>
<td>Other Balance</td>
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<td>Recycling</td>
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<td>Community Develop.</td>
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<td>Central Garage</td>
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<td>Parks &amp; Public Prop.</td>
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<td>Constituent Services</td>
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<td>Human Service Direct.</td>
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<td>5,500.18</td>
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<td>Hispanic Affairs</td>
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<td>Board of Health</td>
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<td>12,955.97</td>
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<td>Div of Housing Svc</td>
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<td>5,565.06</td>
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<td>Public Defender</td>
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<td>24,067.72</td>
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<td>DDEF</td>
<td>0-01-55-901</td>
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<tr>
<td><strong>Sub-Total</strong></td>
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<td>1,142,257.12</td>
<td>13,562.71</td>
<td>2,020.31</td>
<td>1,157,840.14</td>
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**Other**

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<thead>
<tr>
<th>Program</th>
<th>Program Code</th>
<th>Beginning Balance</th>
<th>Ending Balance</th>
<th>Other Balance</th>
</tr>
</thead>
<tbody>
<tr>
<td>Water Utility</td>
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<td>Police Outside Employ.</td>
<td>T-14-10-000-000</td>
<td>26,840.00</td>
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<td>Police Grant.</td>
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<tr>
<td>Summer Lunch Progrm</td>
<td>G-02-40-302-000</td>
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<td><strong>Grand Total</strong></td>
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<td>1,142,257.12</td>
<td>13,562.71</td>
<td>28,860.31</td>
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</tbody>
</table>

Motion by Councilman Ramos. Seconded by Councilman Del Boccio.
RESOLUTIONS

Presented and Read

02-481
---By the entire City Council:

WHEREAS, the Port Authority for New York and New Jersey had required commuters to
car pool in order to enter into the Lincoln and Holland Tunnel; and

WHEREAS, the car pooling requirement by the Port Authority of New York and New
Jersey imposed at the Lincoln and Holland Tunnel drastically reduced traffic and congestion
within the City of Hoboken; and

WHEREAS, the City Council of the City of Hoboken agrees that any reduction in the
operation of motor vehicles on public roadways greatly contributes to improve Hoboken’s
community as well as its environment.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hoboken
takes this opportunity to encourage the Port Authority of New York and New Jersey to reinstate
the car pooling requirement as previously imposed at the Lincoln and Holland Tunnel.

BE IT ALSO RESOLVED, that the City Council for the City of Hoboken shall present this
resolution to the Port Authority of New York and New Jersey, and to the Mayors of the
surrounding communities.

---Motion duly seconded by the entire City Council.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh,
Ramos, and President Soares.
---Nays: None.

02-482
---By Councilman Ramos:

WHEREAS, a summons was issued for a motor vehicle violation to the following
individuals; and

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are
entitled to reimbursement of the towing charges and storage fees;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that
warrants be drawn on the City Treasurer to the order of the following sums opposite their
respective names as reimbursement of towing charges:

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh,
Ramos, and President Soares.
---Nays: None.
Meeting of June 5, 2002

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

**02-483**
---By Councilman Ramos:

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue by his letter hereto attached and made a part hereof, recommends that refunds be made; now, therefore, be it –

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling **$16,223.27** representing overpayment of taxes:

<table>
<thead>
<tr>
<th>Name/Address</th>
<th>Summons Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>N Andrew Schuele III</td>
<td>05/03/02</td>
<td>$75.00</td>
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<tr>
<td>PO Box 303, Plainfield, N.H. 03781</td>
<td>WW189294</td>
<td>$75.00</td>
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</table>

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Columbia Bank</td>
<td>149\1</td>
<td>400-414 9th St.</td>
<td>$9,418.85</td>
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<tr>
<td>19-01 Route 208 North Fair Lawn, NJ 07410</td>
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<tr>
<td>Andrew &amp; Shohana Lee</td>
<td>70/11\C0304</td>
<td>536 Grand St.</td>
<td>$1,597.63</td>
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<td>536 Grand Street #304 Hoboken, NJ 07030</td>
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<tr>
<td>Wachovia Mortgage</td>
<td>74\29</td>
<td>608 Monroe St.</td>
<td>$297.30</td>
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<tr>
<td>1100 Corporate Center Drive Raleigh, NC 27607 Attn: A. Dudley-NC 4717</td>
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<tr>
<td>William Davie</td>
<td>33\24\C003R</td>
<td>120 Willow Ave.</td>
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<td>120 Willow Avenue Hoboken, NJ 07030</td>
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<tr>
<td>Paul &amp; Jane McConnell</td>
<td>193\33</td>
<td>636 Bloomfield St.</td>
<td>$2,529.13</td>
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<td>636 Bloomfield St. Hoboken, NJ 07030</td>
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<tr>
<td>First American Real Estate Tax Service, Inc.</td>
<td>206\24.1\C0006</td>
<td>740 Washington St.</td>
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<tr>
<td>3445 Winton Pl. Suite 219 Rochester, NY 14623 Attn: Jacqueline Scott</td>
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</table>
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

**02-484**
---By Councilman Del Boccio:

WHEREAS, St. Ann’s Church has requested permission to conduct its annual Feast in Honor of St/ Ann from Saturday, July 20th through Friday, July 26th, 2002;

WHEREAS, St. Ann’s Church has indicated its requirements to successfully conduct the feast as follows:

1. To have a procession with the statue of St. Ann through the streets of Hoboken.

2. To erect a bandstand at the corner of 7th and Jefferson Streets and one in their courtyard.

3. To have electrical illumination and decorations in the Church area.

4. To erect concession stands for vendors of food, novelties, games and rides in the Church area.

5. To have lights and fireworks prior to the feast and during the procession and the filing of the necessary surety bonds as provided by law and local ordinance.

6. To have music and entertainment on the bandstands.

7. To close streets to traffic as outlined in the attached diagram, on the following days and hours:

   Saturday, July 20th & Sunday, July 21st – from 3:00 p.m. through 12:00 midnight;

   Monday, July 22nd, Tuesday, July 23rd, Wednesday, July 24th, & Thursday, July 25th from 6:00 p.m. through 12:00 Midnight;

   Friday, July 26th – from 10:00 a.m. through 12:00 Midnight.
(8) To have rides on Madison Street, between 7th and 7th Streets.

(9) To have the streets cleared of all vehicles, per enclosed diagram, on Thursday, July 18th, at 8:00 a.m. through Saturday, July 27th at 8:00 p.m., so that they may do the following:

- Put trailers into place
- Erect rides
- Set up booths
- Clean up after Festival

10. To place festival banners on city poles along Washington Street.

11. To clear street in the alcove in front of the Citadel condominiums at the corner of 7th & Jefferson Streets on Friday, July 19th at 6:00 a.m. so that the bandstand may be erected.

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Hoboken agrees to allow St. Ann’s Church permission to conduct its annual Feast in honor of Saint Ann.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-485
---By Councilman Ramos:

WHEREAS, pursuant to N.J.S.A. 54:4-99 and N.J.S.A. 54:4-100, the City of Hoboken is authorized to adjust and settled a Tax Lien when the lien exceeds the value of the property or when the adjustment should be deemed just and equitable for the best interest of the municipality; and

WHEREAS, the Tax Collector of the City of Hoboken has recommended that the current interest rate of 18% on the subject property be adjusted to reflect current interest rates of 10% to avoid placing undue hardship on the proprietor.

NOW, THEREFORE, BE IT RESOLVED, by the Council for the City of Hoboken that the demolition tax lien on property identified as 98 Garden Street, also known as Block 176 Lot 10 on the Tax Map of the City of Hoboken be adjusted to 10% forthwith.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-486
---By Councilman Ramos:
WHEREAS, Gavin Cushny was killed in the 9-11-01 World Trade Center disaster,

WHEREAS, the Salvation Army on behalf of Gavin Cushny processed paper work and paid real estate taxes on property owned by Gavin Cushny in Hoboken specially Block 67 Lot 16 Condo C004B,

WHEREAS, Susann Brady executor requests that interest charges due on late payment be waive due to 9-11-01 disaster and death of Gavin Cushny.

RESOLVED, that the late interest payments on Block 67 Lot 17 Condo C004B be waived.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

\textbf{02-487}

---By Councilman Ramos:

WHEREAS, \textit{N.J.S.A.} 40: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of a special item of revenue into the Municipal Budget of the City of Hoboken for SFY 2002 when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the budget; and

WHEREAS, said Director of the Division of Local Government Services may also approve the insertion of all appropriation items of an amount equal to any such special item of revenue;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hoboken hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue into the Municipal Budget for SFY 2002 in Hoboken Fire Department pursuant to the statutory provisions and

BE IT FURTHER RESOLVED, that a like sum in the amount of $13,711.31 hereby appropriated under the caption:

\begin{quote}
Hazmat Donations – Fire Department
\end{quote}

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

\textbf{02-488}

---By Councilman Ramos:
WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and

WHEREAS, N.J.S.A. 5:30-15 permits municipalities to receive amounts for costs incurred for Accumulated Absences; and

WHEREAS, N.J.S.A. 40 A: 4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider;

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Hoboken, County of Hudson, State of New Jersey as follows:

1. The governing body hereby requests permission of the Director of the Division of Local Government Services to pay expenditures for Accumulated Absences created in accordance with the provisions of N.J.S.C. 5:30-15 as per N.J.S.A. 40A:4-39 and

2. The municipal clerk of the City of Hoboken is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-489
---By Councilman Ramos:

WHEREAS, N.J.S.A. 40: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of a special item of revenue into the Municipal Budget of the City of Hoboken for SFY 2002 when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the budget; and

WHEREAS, said Director of the Division of Local Government Services may also approve the insertion of all appropriation items of an amount equal to any such special item of revenue;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hoboken hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue into the Municipal Budget for SFY 2002 in the sum of $5,000.00 which is now available as a revenue from the New Jersey Department of Law and Public Safety, pursuant to the statutory provisions and

BE IT FURTHER RESOLVED, that a like sum in the amount of $5,000.001 hereby appropriated under the caption:

Domestic Violence Response Team Subgrant

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-490
---By Councilman Ramos:
WHEREAS, N.J.S.A. 40: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of a special item of revenue into the Municipal Budget of the City of Hoboken for SFY 2002 when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the budget; and

WHEREAS, said Director of the Division of Local Government Services may also approve the insertion of all appropriation items of an amount equal to any such special item of revenue;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hoboken hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue into the Municipal Budget for SFY 2002 in the sum of $15,440.00 which is now available as a revenue from the Bureau of Justice Assistance, pursuant to the statutory provisions and

BE IT FURTHER RESOLVED, that a like sum in the amount of $15,440.00 hereby appropriated under the caption:

2002 Bulletproof Vest Partnership Grant

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-491
---By Councilman Ramos:

WHEREAS, N.J.S.A. 40: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of a special item of revenue into the Municipal Budget of the City of Hoboken for SFY 2002 when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the budget; and

WHEREAS, said Director of the Division of Local Government Services may also approve the insertion of all appropriation items of an amount equal to any such special item of revenue;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hoboken hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in to the Municipal Budget for SFY 2002 in the sum of $1,800.00 which is now available as a revenue from the New Jersey Department of Health and Senior Services, pursuant to the statutory provisions and

BE IT FURTHER RESOLVED, that a like sum in the amount of $1,800.00 hereby appropriated under the caption:

(TASE) Tabacco Age of Sale Enforcement Grant

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
02-492  
---By Councilman Ramos:

WHEREAS, the State of New Jersey has developed an Internet site, known as GovConnect, to facilitate interaction and the exchange of information between and among State and local governments; and

WHEREAS, in order to participate in GovConnect, it is necessary to have certain computer equipment and Internet access; and,

WHEREAS, the State has made funds available to municipalities whose Tax Collector does not have access to computer equipment and the Internet in order to enable those municipalities to procure such computer equipment, Internet access and training that is needed to participate in GovConnect; and,

WHEREAS, such funding is being administered by the Department of Community Affairs (DCA) in the form of grants to each eligible municipality, in the amount of which may not exceed $1,000.00; and,

WHEREAS, in order to receive a GovConnect grant, an eligible municipality must submit an application to DCA in a format prescribed by the Department in the application package; and

WHEREAS, it is hereby affirmed that the City of Hoboken is an eligible municipality, as defined in the GovConnect grant application; and,

WHEREAS, the City of Hoboken is in need of funding to procure computer equipment, Internet access and training for Louis Picardo.

NOW, THEREFORE, BE IT RESOLVED, by the Council that the City of Hoboken does hereby agree to submit an application to DCA for a Gov Connect grant, in the amount up to $1,000.00.

BE IT FURTHER RESOLVED, that, if approved, the City of Hoboken does hereby accept the grant of up to $1,000.00 to purchase computer equipment, Internet access, and training;

BE IT FURTHER RESOLVED that, if approved, the City of Hoboken also agrees to accept and uphold the terms and conditions assigned to the grant, as set forth in the application package and Grant Agreement Form.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yea: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-493  
---By Councilman Ramos:

WHEREAS, N.J.S.A. 40A:4-58 provides that any appropriations over and above (in excess) the amount deemed to be necessary to fulfill the purpose of such appropriation, may be in part or in whole transferred to those appropriations deemed to be insufficient; and

WHEREAS, the City of Hoboken wishes to adopt an ordinance that authorizes special emergency appropriations.
WHEREAS, transfers for this purpose are permitted during the last 2 months of the fiscal year;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken though adoption of this resolution by not less than 2/3 vote of the full membership, that the transfers in the amount of $540,350.00 be made between the fiscal year 2002 Budget Appropriations as follows:

(SEE ATTACHED)

<table>
<thead>
<tr>
<th>CURRENT_FUND</th>
<th>FROM</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>Operations – Within “Caps”</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Board of Adjustment O/E</td>
<td>2-01-21-185-020</td>
<td>$8,500.00</td>
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<tr>
<td>Corporation Counsel O/E</td>
<td>2-01-20-155-020</td>
<td>10,000.00</td>
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<tr>
<td>Expert Witness &amp; Appraisal O/E</td>
<td>2-01-23-158-020</td>
<td>20,000.00</td>
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<td>Health Insurance O/E</td>
<td>2-01-23-220-020</td>
<td>411,800.00</td>
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<tr>
<td>Recreation O/E</td>
<td>2-01-28-370-020</td>
<td>6,500.00</td>
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<tr>
<td>Signal &amp; Traffic O/E</td>
<td>2-01-25-267-020</td>
<td>8,000.00</td>
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<tr>
<td>Street Lighting O/E</td>
<td>2-01-27-435-000</td>
<td>74,550.00</td>
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<td>Towing &amp; Storage O/E</td>
<td>2-01-23-223-020</td>
<td>1,000.00</td>
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<tr>
<td>Accounts &amp; Control O/E</td>
<td>2-01-20-131-020</td>
<td>5,000.00</td>
</tr>
<tr>
<td>Assessor's O/E</td>
<td>2-01-23-150-020</td>
<td>800.00</td>
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<tr>
<td>Board of Health O/E</td>
<td>2-01-27-332-021</td>
<td>3,500.00</td>
</tr>
<tr>
<td>City Council O/E</td>
<td>2-01-20-111-020</td>
<td>1,000.00</td>
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<td>Labor Counsel O/E</td>
<td>2-01-20-157-020</td>
<td>30,000.00</td>
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<tr>
<td>Legal Ads O/E</td>
<td>2-01-20-121-020</td>
<td>1,000.00</td>
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<tr>
<td>Planning Board</td>
<td>2-01-21-180-020</td>
<td>8,500.00</td>
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<tr>
<td>Police S/W</td>
<td>2-01-25-241-010</td>
<td>200,000.00</td>
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<tr>
<td>Solid Waste O/E</td>
<td>2-01-26-305-020</td>
<td>200,000.00</td>
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<td>Special Counsel O/E</td>
<td>2-01-20-156-020</td>
<td>35,000.00</td>
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<td>Telephone O/E</td>
<td>2-01-31-440-000</td>
<td>34,000.00</td>
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<tr>
<td>Water &amp; Sewer O/E</td>
<td>2-01-31-445-000</td>
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<tr>
<td>Worker's Compensation O/E</td>
<td>2-01-23-215-020</td>
<td>15,000.00</td>
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<td>Operations – Outside “Caps”</td>
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<tr>
<td>Public Library O/E</td>
<td>2-01-29-390-020</td>
<td>6,500.00</td>
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</tbody>
</table>

$540,350.00  $540,350.00

Before the vote was taken Dan Tumpson, 230 Park Avenue spoke regarding the resolution.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-494
---By Councilman Ramos:

WHEREAS, pursuant to the resolution of the Council of the City of Hoboken, a car auction was held 24 May 2002 in the City Clerk’s Office in City Hall, and,

WHEREAS, only one bid was received for the bulk sale of eighteen (18) cars at a bid of Nine Hundred Dollars ($900.00) for these cars, and,

WHEREAS, said bidders, Hoboken Auto Body, Inc., tendered a check in full payment, for the bulk sale, in the amount of Nine Hundred Dollars ($900.00). Said payments were deposited in the City Finance Department for disposition in the City bank account, therefore, be it

RESOLVED, that the City Council of Hoboken hereby ratifies and approves said transaction.

Before the vote was taken Helen Hirsch, 98 Park Avenue spoke regarding the resolution.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-495
---By Councilwoman Marsh:

WHEREAS, the following owners of property in the City of Hoboken hereto were overcharged for water by the City of Hoboken in the amounts set forth herein; and

WHEREAS, Cassandra Wilday, the Director of the Department of Environmental Services, recommends reimbursement to the aforementioned residents of the overpayments; and

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City that warrants be drawn on the City Treasurer payable to individuals and entities listed below in the amounts set forth herein representing the reimbursement of water charge overpayment.

RESOLVED, that a warrant be drawn on the City Treasurer made payable to the taxpayer appearing on the attached list totaling $26,063.27

<table>
<thead>
<tr>
<th>NAME</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Housing Authority of Hoboken</td>
<td>215-221 Jefferson St.</td>
<td>$18,240.70</td>
</tr>
<tr>
<td>400 Harrison Street</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Anthony D’Amelio</td>
<td>331 Monroe St.</td>
<td>$1.03</td>
</tr>
<tr>
<td>914 Castle Point Terrace</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
<tr>
<td>400 Monroe, LLC</td>
<td>400 Monroe St.</td>
<td>$9.89</td>
</tr>
<tr>
<td>970 Cherokee Lane</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Franklin Lakes, NJ 07427</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Housing Authority of Hoboken</td>
<td>800-830 Adams St.</td>
<td>$1,562.76</td>
</tr>
<tr>
<td>400 Harrison St</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ -07030</td>
<td></td>
<td>$19,814.38</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Before the vote was taken Helen Hirsch, 98 Park Avenue spoke regarding the resolution.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-496
---By Council President Soares:

WHEREAS, the development within the City of Hoboken has increased exponentially within the City of Hoboken within the last decade; and

WHEREAS, the City of Hoboken has been without an updated Master Plan for over ten (10) years; and

WHEREAS, the Master Plan for the City of Hoboken will contain an assessment of the sewer capacity within the City of Hoboken, but until such time as the Master Plan is complete, the City of Hoboken is without a capacity study of the City of Hoboken's sewer lines; and

WHEREAS, the City of Hoboken has confronted several issues relating to development in the Fourth Ward and developers' attempts to obtain sewer permits for such development; and

WHEREAS, the City of Hoboken questions whether the sewer lines are inadequate and current flood zones cause flooding and back ups to properly deliver flow to the sewer treatment plant in the fourth ward and neighboring flood zones; and

WHEREAS, granting of such permits and development has raised serious health concerns and caused problems in the Fourth Ward relating to flooding and sewerage back-up; and

WHEREAS, the City Council is concerned about a project known as 101 Marshall Drive Street which will negatively impact surrounding properties; and

WHEREAS, this city council disagrees with North Hudson’s Sewerage Authority granting of a sewer hook up and questions the negative impact on public safety for the citizens of Hoboken; and

WHEREAS, the City Council believes that surrounding properties will be negatively impacted by such developments.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hoboken takes this opportunity to encourage the North Hudson Sewerage Authority to review the capacity level of the Fourth Ward of the City of Hoboken and if necessary, consider imposing a sewer moratorium in the Fourth Ward of the City of Hoboken, until the Master Plan for the City is complete.

Before the vote was taken the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue; Annette Illing, 1 Marine View Plaza; Dan Tumpson, 230 Park Avenue; Ira Landgarten, 561 1st Street; Dan Tumpson, 230 Park Avenue (2nd time).

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-497
---By Councilman Ramos:

     WHEREAS, the City of Hoboken (hereinafter referred to as the “Employer” by resolution adopted a Deferred Compensation Plan (hereinafter referred to as the “Plan”) effective January 1, 2002, for the purpose of making available to eligible employees the accrual of tax benefits under a Section 457 Deferred Compensation Plan; and
     WHEREAS, the Employer by resolution retained VALIC Retirement Services Company (‘VRSCO”) as the contractor under the Deferred Compensation Plan and executed a Service Agreement with said contractor; and
     WHEREAS, the Economic Growth and Tax Relief Reconciliation Act of 2001 amended Section 457 of the Internal Revenue Code (the ‘Code”); and
     WHEREAS, the Employer desires its Plan and Service Agreement to conform with the changes in the Code brought about by the Economic Growth and Tax Relief Reconciliation Act of 2001; and
     WHEREAS, the Employer desires to adopt a restated Plan and Service Agreement that conform with the changes in the Code resulting from the Economic Growth and Tax Relief Reconciliation Act of 2001; and
     WHEREAS, such revised Plan and Service Agreement shall supersede the previously adopted Plan and Service Agreement;

     NOW, THEREFORE, BE IT RESOLVED, that the Employer hereby adopts the attached revised Plan (22-PD-VALIC-E121201) and Service Agreement (20-SA-VALIC/VERSCO-E121201).

     BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services.

     I, ___________________________________________, of the Employer, in the County Hudson and the State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a RESOLUTION adopted by the Employer on the day _____________________, 20______.

     Witness my hand and seal of the Employer on the ___________ day of ____________, 20______.

                      ____________________________
                     Signature

Before the vote was taken Dan Tumpson, 230 Park Avenue spoke regarding the resolution.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
WHEREAS, Sunday June 2nd the City of Hoboken experienced an electrical blackout by an explosion at the electrical transfer station located on Marshall Drive.

WHEREAS, several sections of the community experienced an electrical blackout.

WHEREAS, Marion Towers located at 400 1ST Street, a Senior Citizen building was left without electricity from approximately 6:30 p.m. until approximately 4:30 a.m.

WHEREAS, senior citizens were not able to return to their apartments throughout the night due to the electrical failure.

WHEREAS, the emergency electrical equipment did not function properly during this emergency.

WHEREAS, several senior citizen had to be evacuated to a hotel for the remainder of the night.

WHEREAS, the health and safety of our Senior Citizens were put at risk.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, the Hoboken City Council requests a full report on the emergency procedures and maintenance plan for emergency equipment for all senior citizen buildings located in the City of Hoboken.

---Motion duly seconded by the entire City Council.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

AN ORDINANCE AMENDING CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, R-1, R-2 AND R-3 ZONES, WITH RESPECT TO BUILDING SET BACKS. (corrects typographical errors in Ordinance DR-17 adopted on 2/6/02)

WHEREAS, the City of Hoboken adopted the above ordinance on February 6, 2002; and

WHEREAS, it has become apparent that there were certain typographical errors in the aforesaid ordinance, which this ordinance seeks to correct; and

WHEREAS, it is the intent of the Governing Body that the ordinance contain the correct language and numbering of density calculations from the date of adoption; and
WHEREAS, Elizabeth Vandor, who has served as a planner for the City of Hoboken and is current the Zoning Board of Adjustment Planner, is familiar with the content of the aforesaid ordinance and the underling language that said ordinance should contain; and

WHEREAS, she has addressed a memo which sets forth the said typographical errors; and

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the City of Hoboken in the County of Hudson that the Hoboken Code shall be amended by modify the following section of Ordinance No. DR17:

SECTION 1

§196-14E(8)(b) is amended to read as follows:

196-14E(8)(b) Dwelling units, maximum: site area divided by 660.

SECTION 2

§196-16E(6)(b) is amended to read as follows:

§196-16E(6)(b) Dwelling units, maximum: site area divided by 660.

SECTION 3

§196-16E(6)(b) is amended to read as follows:

§196-16E(6)(b) Dwelling units, maximum: site area divided by 660.

SECTION 4

TYPOS RELATED TO THE SECTION NUMBERING

§196-14F is amended to read as follows:

F. Off street parking shall be as follows:1

(1) R-1 District.

(a) None permitted or required for residential use either new or existing. (see Article XI.

(b) None permitted on-side for non-residential use either new or existing. Where such use is located within 800 ft. of a public park facility, the parking requirement shall be satisfied through participation in the Park & Shop Program or its successor or equivalent program or other contractual arrangement with the parking operator. See Article XI.

(2) R-1(E) Subdistrict –n.c.

(3) R-1 (CS) Subdistrict- n.c.
§196-16E(5)(3) is amended to read as follows:

When a new building occupies no more than fifty feet of frontage between two existing adjacent buildings which are higher than the

1The only change here was the removal of a letter ‘G’, which was misplaced and set next to the language (1) R-1 District.

Maximum allowed (as measured in feet), the new structure may match the height of the lower of the two (2) buildings. Final height in such a case includes any front parapet.

§196-14E(8) is amended to read as follows:

§196-14E(8) Density: residential density of development of a site will be determined by site area per dwelling unit and maximum number of dwelling units adjusted where necessary for other on-site principal uses as calculated below.

If any section or provision of this Ordinance shall be held invalid in any court, the same shall not affect the other sections or provisions of this Ordinance except so far as the section or provision declared invalid shall be inseparable from the remainder of any portion thereof.

Any Ordinance, or section or provision of any Ordinance inconsistent with this ordinance is hereby repealed to the extent of such inconsistency.

2 The only change here was to insert the word “higher” where the word “height” had been placed.

3. The correct word “site” was inserted instead of the misspelled word “side”.

This Ordinance shall be retroactive to the date of adoption of Ordinance No. DR17, more specifically, February 6, 2002.
---Councilwoman Marsh moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on JULY 17, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-500
DR-44

AN ORDINANCE AMENDING CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, R-1, R-2 AND R-3 ZONES, WITH RESPECT TO BUILDING HEIGHT, DENSITY AND RELATED ISSUES ADOPTED FEBRUARY 6, 2002. (establishing setbacks in front yards on new buildings)

SECTION 1

Where new building occupies no more than fifty feet of frontage between two existing adjacent building whose front yard setbacks ranges from five (5) to ten (10) feet, the new structure shall match one of the two buildings.

SECTION 2

If any section or provision of this Ordinance shall be held invalid in any court, the same shall not affect the other sections or provisions of this Ordinance except so far as the section or provision declared invalid shall be inseparable from the remainder or any portion thereof.

SECTION 3

Any Ordinance, or section or provision of any Ordinance inconsistent with this ordinance is hereby repealed to the extent of such inconsistency.

SECTION 4

This Ordinance shall take effect upon publication as provided by law.

---Councilwoman Marsh moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on JULY 17, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.
All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Scott Gibson, 616 Monroe Street; John Glassel, 84 Jefferson Street; Helen Hirsch, 98 Park Avenue;

at this time, 8:14 p.m., Councilman Campos briefly left the meeting.

speakers continued: Mary Ondrejka, 159 9th Street;

Councilman Campos returned to the meeting at 8:16 p.m.

speakers continued: Elizabeth Markovitch, 706 Grand Street; Stephanie Collelo, 510 Monroe Street; Chat Fuldmen, 510 Monroe Street; Ira Landgarten, 561 1st Street; Dan Tumpson, 230 Park Avenue; Peggy McGeary, 1042 Park Avenue.

President Soares then adjourned the meeting at 9:09 p.m.

_________________________________________________

PRESIDENT OF THE COUNCIL

_________________________________________________

CITY CLERK
Prior to the beginning of the regular council meeting, at 7:00 PM, the council entered into an executive (closed) session.

**02-501**
---By Councilman Ramos:

WHEREAS, Members of the Hoboken City Council wish to enter Executive Session to discuss matters pursuant to N.J.S.A. 10:4-12(b); and

WHEREAS, pursuant to N.J.S.A. 10:4-13 a resolution is required stating the general nature of the subject to be discussed and as precisely as possible, the time when and the circumstances under which the discussion in the Executive Session can be disclosed to the public; and

WHEREAS, the general nature of the subject(s) to be discussed at this meeting is as follows:

1- To discuss investigations of violations or possible violations of the law and protection of public property (**NJSA** 10:4-12).

BE IT RESOLVED, that the City Council shall at this time, 7:00 pm, June 19, 2002, enter into Executive Session to discuss the matters as outlined above, and-

BE IT FURTHER RESOLVED, that it can be disclosed to the public as follows:

Upon final disposition of the matter.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

The City Council came out of executive (closed) session at 7:25 p.m. and took a brief recess.

President Soares opened the meeting at 7:35 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.
The Clerk then called the roll:

PRESENT: Council persons Andreula, Campos, Castellano, Del Boccio, Marsh, Ramos, and President Soares.

ABSENT: Cricco, Giacchi.

HEARING ON ORDINANCES

Second Reading and Public Hearing

A BOND ORDINANCE AUTHORIZING VARIOUS PROJECTS AND IMPROVEMENTS IN, BY AND FOR THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING AN AGREEMENT AMOUNT OF $5,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $4,987,500 IN AGGREGATE PRINCIPAL AMOUNT OF BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF.

President Soares directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

Elizabeth Markevitch, 706 Grand Street;

Councilman Cricco arrived at 7:37 p.m.;

speakers continued: Daniel Tumpson, 230 Park Avenue;

Councilman Giacchi arrived at 7:41 p.m.;

speakers continued: Helen Hirsch, 98 Park Avenue; Carl Kirshen, 924 Castle Point Terrace.

No other person present desiring to be heard and no written protests or objections received, President Soares asked for a motion to close the hearing.

Councilman Ramos moved that the hearing be closed.

Motion duly seconded by Councilwoman Andreula.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.

---Nays: None.

AN ORDINANCE AMENDING CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, R-1, R-2 AND R-3 ZONES, WITH RESPECT TO BUILDING SET BACKS. (establishing setbacks in front yards on new buildings)

The above ordinance was continued to the July 17, 2002 City Council meeting, to allow sufficient time for legal advertising in The Jersey Journal and review by the Hoboken Planning Board.
AN ORDINANCE AMENDING CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, R-1, R-2 AND R-3 ZONES, WITH RESPECT TO BUILDING HEIGHT, DENSITY AND RELATED ISSUES ADOPTED FEBRUARY 6, 2002. (corrects typographical errors in Ordinance DR-17 adopted on 2/6/02)

The above ordinance was continued to the July 17, 2002 City Council meeting, to allow sufficient time for legal advertising in *The Jersey Journal* and review by the Hoboken Planning Board.

HEARING ON ORDINANCES

Third and Final Reading

Council President Soares then moved that the ordinance entitled, "A BOND ORDINANCE AUTHORIZING VARIOUS PROJECTS AND IMPROVEMENTS IN, BY AND FOR THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING AN AGREEMENT AMOUNT OF $5,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $4,987,500 IN AGGREGATE PRINCIPAL AMOUNT OF BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF" be taken from the table for its third and final reading.

Motion seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Ramos, and President Soares.
---Nays: None.
---Abstentions: Marsh.

02-502

PETITIONS AND COMMUNICATIONS

June 19, 2002

The Honorable Members of
The Hoboken City Council
Hoboken City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies & Gentlemen:

I am pleased to deliver to you the enclosed Three-Month Report on the Office of Constituent Services. I am confident you will find that in its short existence, this office has had a strong, positive impact on the delivery of City services.

In just its first three months in operation, the Office of Constituent Services has interacted with more than 4,000 people in search of information and assistance. The dedicated staff of Lutricia Alexander, Michael Korman and Sandra Ramos have worked on constituent issues
ranging from noise, to parking, to tenant/landlord rights. Additionally, the Office of Constituent Services has effectively begun the integration of Internet technology into Hoboken City government. As I’m sure you’ll find, the Internet holds exciting possibilities in helping City Hall to deliver efficient, high quality service to our residents.

I hope you find the enclosed report to be informative and thorough. Of course, if you have any questions, please do not hesitate to contact my office at (201) 420-2013.

Very truly yours,

David Roberts,
Mayor

--Received and filed.

02-503

APPLICATIONS FOR MISCELLANEOUS LICENSES

Livery Owners----------------------------------------------- 1
Public Hack Drivers ---------------------------------------- 2
Livery/Limousine Drivers------------------------------------ 5
Music Machines--------------------------------------------- 1
Mechanical Amusement Devices ------------------------------- 1
Vendor------------------------------------------------------ 1

---Councilman Ramos moved that the licenses be granted.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

REPORTS OF CITY OFFICERS

02-504

A report of Municipal Clerk James J. Farina indicating bids received on Tuesday, June 4, 2002 for:
Summer Lunch Program; public bid #02-11. (one bid received)

---Received and filed.

02-505

A report of Municipal Clerk James J. Farina indicating bids received on Monday, June 10, 2002 for:
Solid Waste Services; public bid #02-10. (two bids received)

---Received and filed.

CLAIM RESOLUTIONS

02-506

By Councilman Del Boccio:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $1,040,934.11 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Ramos.
--- Adopted by the following vote: YEAS: 9 - NAYS: 0
--- Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
--- Nays: None.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $92,356.99 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Del Boccio.
--- Adopted by the following vote: YEAS: 9 - NAYS: 0
--- Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
--- Nays: None.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $17,255.33 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.
--- Adopted by the following vote: YEAS: 9 - NAYS: 0
--- Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
--- Nays: None.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $43,656.02 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Del Boccio.
--- Adopted by the following vote: YEAS: 9 - NAYS: 0
--- Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
--- Nays: None.
By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $75,021.69 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $107,243.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Soares.
---Nays: None.
---Abstentions: Ramos.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $30,429.34 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

---PAYROLL RESOLUTIONS---

**02-507**

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD MAY 23, 2002 TO JUNE 5, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
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</table>

Meeting of June 19, 2002
| Department                  | Code       | Description | 01-20-110 | 01-20-111 | 01-20-120 | 01-20-122 | 01-20-155 | 01-20-112 | 01-20-113 | 01-20-114 | 01-20-130 | 01-20-131 | 01-20-145 | 01-20-150 | 01-20-131 | 01-25-266 | 01-25-241 | 01-25-241 | 01-25-266 | 01-26-774 | 01-20-116 | 01-25-267 | 01-29-390 | 01-21-186 | 01-21-185 |
|-----------------------------|------------|-------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| Mayor's Office              | 1-01-20-110|             | 9,522.79  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| City Council                | 1-01-20-111|             | 6,747.00  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| City Clerks                | 1-01-20-120|             | 8,793.56  | 248.40    |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Elections                   | 1-01-20-122|             |           |           | 6,475.62  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Corporation Counsel         | 1-01-20-155|             | 9,851.67  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Bus Adm. Office            | 1-01-20-112|             | 7,950.72  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| ABC Board                  | 1-01-20-113|             |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Purchasing Dept.           | 1-01-20-114|             | 6,180.45  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Finance Supervisor         | 1-01-20-130|             | 5,818.95  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Accounts & Controls         | 1-01-20-131|             | 3,339.30  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Payroll Division           | 1-01-20-132|             | 4,760.95  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Personnel                  | 1-01-20-105|             | 5,772.14  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Tax Collector's            | 1-01-20-145|             | 9,315.63  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Assessor's Office          | 1-01-20-150|             | 9,538.63  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Treasurer's                | 1-01-20-131|             |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Emergency Mgmt             | 1-01-25-266|             | 721.60    |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Police Division            | 1-01-25-241|             | 426,381.50| 11,636.40 | 33,255.00 |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Crossing Guard             | 1-01-25-241|             | 12,065.75 |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Fire Division              | 1-01-25-266|             | 326,877.11| 2,271.81  | 536.16    |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Water Utility              | 0-01-26-774|             |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Grants Management          | 1-01-20-116|             | 5,774.34  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Signal & Traffic Dept.     | 1-01-25-267|             | 12,716.93 |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Public Library             | 1-01-29-390|             | 21,076.01 | 207.00    |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Zoning Officer             | 1-01-21-186|             | 4,955.33  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
| Zoning Board of Adjust     | 1-01-21-185|             | 1,958.92  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |

Meeting of June 19, 2002
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<tr>
<th>Department</th>
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Motion by Councilman Ramos.
Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-508
By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF UNIFORM ALLOWANCE OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD MAY 23, 2002 TO JUNE 5, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
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<td>Signal &amp; Traffic Dept.</td>
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<td>Public Library</td>
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<tr>
<td>Zoning Board of Adjust</td>
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<td>Planning Board</td>
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<tr>
<td>Historic Preservation</td>
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<tr>
<td>Municipal Court</td>
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<tr>
<td>Envir. Ser. Dir. Office</td>
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<tr>
<td>Streets &amp; Roads</td>
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<tr>
<td>Solid Waste</td>
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<tr>
<td>Recycling</td>
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<tr>
<td>Housing Inspection</td>
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<tr>
<td>Central Garage</td>
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<tr>
<td>Recreation Dept.</td>
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<tr>
<td>Parks &amp; Public Prop.</td>
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<tr>
<td>Building</td>
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<tr>
<td>POAA Const. ACCT</td>
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<tr>
<td>Category</td>
<td>Code</td>
<td>Amount1</td>
<td>Amount2</td>
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<tr>
<td>Human Service Direct.</td>
<td>99-2000</td>
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<tr>
<td>Hispanic Affairs</td>
<td>99-2020</td>
<td></td>
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<tr>
<td>Board of Health</td>
<td>99-2040</td>
<td></td>
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<tr>
<td>SummerLunch Program</td>
<td>99-2000</td>
<td></td>
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<tr>
<td>Personnel</td>
<td>99-2080</td>
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<tr>
<td>Senior Citizens Div</td>
<td>99-2100</td>
<td></td>
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<tr>
<td>Rent &amp; Stabilization Bd</td>
<td>99-2120</td>
<td></td>
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<tr>
<td>Transportation</td>
<td>99-2140</td>
<td>1,400.00</td>
<td>1,400.00</td>
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<tr>
<td>Cultural Affairs</td>
<td>99-2160</td>
<td></td>
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<tr>
<td>Public Defender</td>
<td>99-2180</td>
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<tr>
<td>Construction Code</td>
<td>99-3500</td>
<td></td>
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</tr>
<tr>
<td><strong>Sub-Total</strong></td>
<td></td>
<td>160,058.32</td>
<td>160,058.32</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Other</strong></td>
<td></td>
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<tr>
<td>Water Utility</td>
<td>1999-4000</td>
<td></td>
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<tr>
<td>Arts on Waterfront</td>
<td>99-2170</td>
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<tr>
<td>Police Outside Empl.</td>
<td></td>
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<tr>
<td>Grants Management</td>
<td>99-3120</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>Police Grant</td>
<td>200-4276</td>
<td></td>
<td></td>
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<tr>
<td><strong>Grand Total</strong></td>
<td></td>
<td>160,058.32</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Motion by Councilman Ramos.
Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

**RESOLUTIONS**

Presented and Read
02-509
---By Councilman Ramos:

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are entitled to reimbursement of the towing charges and storage fees;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that warrants be drawn on the City Treasurer to the order of the following sums opposite their respective names as reimbursement of towing charges:

<table>
<thead>
<tr>
<th>Name/Address</th>
<th>Summons Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Nazneen Ahmed</td>
<td>04/27/02 WW189293</td>
<td>$159.80</td>
</tr>
<tr>
<td>614 Garden Street</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td>WW180208</td>
<td>$75.00</td>
</tr>
<tr>
<td>Jignesh Patel</td>
<td>04/21/02 WW180208</td>
<td></td>
</tr>
<tr>
<td>10 Huck Road</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bloomfield, NJ 07003</td>
<td>WW159139</td>
<td>$138.60</td>
</tr>
<tr>
<td>Greg A. Fior</td>
<td>12/31/01 WW159139</td>
<td>$373.40</td>
</tr>
<tr>
<td>491 Palisade Ave. Apt. 2L</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Jersey City, NJ 07307</td>
<td>WW159139</td>
<td></td>
</tr>
</tbody>
</table>

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-510
---By Councilwoman Marsh:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for Solid Waste Services for the City of Hoboken in accordance with Bid 02-10:

<table>
<thead>
<tr>
<th>Name of Bidder</th>
<th>Amount of Bid</th>
<th>Mileage</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. H.C. Container Service</td>
<td>$2,280,000.00</td>
<td>$1.05/Mile</td>
</tr>
<tr>
<td>4711 Dell Avenue W/Scavenger</td>
<td>$2,295,000.00</td>
<td>$1.05/Mile</td>
</tr>
<tr>
<td>North Bergen, NJ</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2. Waste Management</td>
<td>$2,558,287.00</td>
<td>$1.50/Mile</td>
</tr>
<tr>
<td>Base Bid W/Scavenger No Bid</td>
<td></td>
<td></td>
</tr>
<tr>
<td>507 Route 440</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Meeting of June 19, 2002
And:

WHEREAS, the Director of Environmental Services recommends the acceptance of the bid of H.C. Container Service., inclusive of the Limited Scavenger option, for Solid Waste Services for the City of Hoboken;

RESOLVED, that the proposal of H.C. Container Service, inclusive of the Limited Scavenger option, for Solid Waste Services: is hereby accepted, and be it further

RESOLVED, that a contract be drafted and entered into between the Mayor and Council of the City of Hoboken and H.C. Container Service., for the aforementioned Solid Waste Service, for a period of three (3) years, form of which contract is to be prepared by the City’s Corporate Counsel; and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute the contract and the City Clerk is hereby authorized to attest the same and to affix thereon the corporate seal of the City of Hoboken; and be it further

RESOLVED, that upon execution of the aforementioned contract the bid bond deposited by the above bidder be returned to them.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-511
---By Councilman Giacchi:

WHEREAS, State of New Jersey, Department of Agriculture, Summer Food Service Program for Children has approved the City of Hoboken’s 2002 Summer Food Service application; and

WHEREAS, bids from State approved vendors were solicited through public notice; and

WHEREAS, the following proposal was received on June 4, 2002 by the City Clerk;

<table>
<thead>
<tr>
<th>Name</th>
<th>Unit Price</th>
<th>Total Bid</th>
</tr>
</thead>
<tbody>
<tr>
<td>Metropolitan Foods</td>
<td>$2.00</td>
<td>$29,718.00</td>
</tr>
<tr>
<td>150 N. Park Street</td>
<td></td>
<td></td>
</tr>
<tr>
<td>East Orange, NJ</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

And

WHEREAS, the above bidder was willing to negotiate the price as follows:

<table>
<thead>
<tr>
<th>Unit Price</th>
<th>Total Bid</th>
</tr>
</thead>
<tbody>
<tr>
<td>$1.88</td>
<td>$27,934.92</td>
</tr>
</tbody>
</table>
WHEREAS, the City’s Summer Food Service Program will begin on July 1, 2002; now, therefore, be it

RESOLVED, by the Council of the City of Hoboken that the following proposal for the State Summer Food Service Program for Children is hereby accepted:

<table>
<thead>
<tr>
<th>Name</th>
<th>Unit Price</th>
<th>Total Bid</th>
</tr>
</thead>
<tbody>
<tr>
<td>Metropolitan Foods</td>
<td>$1.88</td>
<td>$27,934.92</td>
</tr>
<tr>
<td>150 N. Park Street, East Orange, NJ</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

And be it-

FURTHER RESOLVED, that the Mayor is hereby authorized to execute a contract with Metropolitan Foods for a unit price of $1.88 per lunch.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-512
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken, acting as mortgagee through the Community Development Agency (now known as the Department of Community Development) under the Housing and Rental Rehabilitation Loan Program entered into a Subordinate Mortgage with Peggy Savitsky on November 14, 1988 for improvement on her property at 1109 Park Avenue, Apt. 3L, Hoboken, New Jersey;

WHEREAS, the Department of Community Development of the City of Hoboken has reviewed the request to discharge the above mortgage, in that the aforementioned loan has been paid in full;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and the City of Hoboken is hereby authorized to execute the Discharge of Mortgage on said property at 1108 Park Avenue, and be it -

FURTHER RESOLVED, that the City Clerk of the City of Hoboken is hereby authorized to attest the same and to affix the Seal of the City of Hoboken thereto.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-513
---By Councilman Giacchi:
WHEREAS, World Health Day was observed around the world on April 7, 2002 which theme was “Move for Health”; and

WHEREAS, movement and exercise should be observed on an ongoing basis to reduce the risk of disease and obesity and enhance each one’s quality of life; and

WHEREAS, an Advisory Council will facilitate the development of activities and will encourage Hoboken residents to move toward a healthier lifestyle.

NOW, THEREFORE, BE IT RESOLVED, that the City of Hoboken establishes the Mayor’s Advisory Council on Health and Fitness.

BE IT FURTHER RESOLVED that this Advisory Council will consist of seven (7) members who will work with the Mayor toward the goal of encouraging the residents of the City of Hoboken to increase their physical activity.

Before the vote one member of the public spoke: Gus Salerno.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-514
---By Councilman Ramos:

WHEREAS, N.J.S.A. 40A 4-58 provides for that any appropriations over and above (in excess) the amount deemed to be necessary to fulfill the purpose of such appropriation, may be in part or in whole transferred to those appropriations deemed to be insufficient; and

WHEREAS, transfers for this purpose are permitted during the last 12 months of the fiscal year;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken through adoption of this resolution by not less than 2/3 vote of the full membership, that the transfers in the amount of $623,035.00 be made between the fiscal year 2002 Budget Appropriations as follows:

<table>
<thead>
<tr>
<th>CURRENT FUND</th>
<th>FROM</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>Operations – Within “Caps”</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Assessor's Office S/W</td>
<td>2-01-20-150-010</td>
<td>$500.00</td>
</tr>
<tr>
<td>Central Garage S/W</td>
<td>2-01-26-301-010</td>
<td>2,400.00</td>
</tr>
<tr>
<td>City Clerk S/W</td>
<td>2-01-20-120-010</td>
<td>4,500.00</td>
</tr>
<tr>
<td>City Council S/W</td>
<td>2-01-20-111-010</td>
<td>1,000.00</td>
</tr>
<tr>
<td>Codification of Ord. O/E</td>
<td>2-01-20-123-020</td>
<td>755.00</td>
</tr>
<tr>
<td>Collection of Taxes S/W</td>
<td>2-01-20-145-010</td>
<td>1,100.00</td>
</tr>
<tr>
<td>Communications O/E</td>
<td>2-01-20-450-000</td>
<td>7,500.00</td>
</tr>
<tr>
<td>Corporation Counsel O/E</td>
<td>2-01-20-155-020</td>
<td>7,000.00</td>
</tr>
<tr>
<td>Emergency Management S/W</td>
<td>2-01-25-252-010</td>
<td>500.00</td>
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<tr>
<td>Environmental Services</td>
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<tr>
<td>Director's Office S/W</td>
<td>2-01-26-290-010</td>
<td>1,500.00</td>
</tr>
<tr>
<td>Fuel Oil O/E</td>
<td>2-01-31-447-000</td>
<td>1,000.00</td>
</tr>
<tr>
<td>Gasoline O/E</td>
<td>2-01-31-460-000</td>
<td>9,000.00</td>
</tr>
</tbody>
</table>
Grants Management S/W 2-01-20-116-010 37,000.00
Group Health Insurance O/E 2-01-23-220-020 480,000.00
Health S/W 2-01-27-332-010 3,300.00
Mayor’s Office S/W 2-01-20-110-010 500.00
Office of Community Develpmt S/W 2-01-20-160-010 1,900.00
Office of Hispanic Affairs 2-01-27-331-010 25,000.00
Payroll Division S/W 2-01-20-132-010 400.00
Personnel & Health Benefits S/W 2-01-20-105-010 500.00
Recreation & Cultural Affairs O/E 2-01-28-370-020 2,800.00
Rent Leveling S/W 2-01-27-347-010 1,200.00
Revenue & Finance S/W 2-01-20-130-010 1,200.00
Senior Citizen Division O/E 2-01-27-336-020 1,300.00
Senior Citizen Division S/W 2-01-27-336-010 7,400.00
Street & Roads O/E 2-01-26-291-020 1,000.00
Transportation S/W 2-01-27-348-010 2,000.00
Unemployment Comp. Ins. O/E 2-01-23-225-020 2,580.00
Zoning Bd. of Adjustment S/W 2-01-21-185-010 17,200.00
Election S/W 2-01-21-122-010 5,600.00
Electricity O/E 2-01-31-430-000 6,000.00
Fire Division S/W 2-01-25-266-010 48,000.00
Housing Inspection S/W 2-01-21-187-010 1,000.00
Labor Counsel 2-01-20-157-020 25,000.00
Legal Advertising O/E 2-01-20-121-020 755.00
Parks & Public Property O/E 2-01-28-375-020 1,000.00
Parks & Public Property S/W 2-01-28-375-010 7,000.00
Police Division S/W 2-01-25-241-010 415,000.00
Rent Leveling O/E 2-01-27-347-020 1,300.00
Sanitation S/W 2-01-26-305-010 16,000.00
Social Security/Medicare 2-01-36-472-000 53,580.00
Special Counsel O/E 2-01-20-156-020 35,000.00
Street Lighting O/E 2-01-31-435-000 5,000.00

Operations – Outside “Caps”
Library O/E 2,800.00

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$623,035.00  $623,035.00

Before the vote one member of the public spoke: Dan Tumpson, 230 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-515
---By Councilman Ramos:

WHEREAS, the City is in need of various goods and services for its’ efficient operation; and

WHEREAS, such goods and services are governed by the Local Contract Law and certain goods and services must be bid and advertised according to that law; and
WHEREAS, the Purchasing Agent is responsible for such purchases; NOW,

THEREFORE, BE IT RESOLVED that:

1. The City’s Purchasing Agent is authorized to advertise and receive bids for the City’s purchase of such goods and services pursuant to law.

2. This resolution shall take effect immediately and remain in effect for fiscal year 2003.

Before the vote one member of the public spoke: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-516
---By Councilman Giacchi:

WHEREAS, New Jersey Transit recently increased the fare on Bus #126 which travels from Hoboken to New York City from $1.50 to $2.10, an increase of 40%; and

WHEREAS, as of April 1, 2002, the expected increase on Bus #126 was originally to have been a 10%; and

WHEREAS, the Council for the City of Hoboken believes that this is an unreasonable increase and far too burdensome for the residents of the City of Hoboken who travel to work every day; and

WHEREAS, there is a concern that other bus companies serving the City of Hoboken will follow New Jersey Transit’s lead and impose a similar increase.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hoboken takes this opportunity to encourage New Jersey Transit to reduce the recent far increase to a more reasonable rate of $1.65, a 10% increase.

BE IT ALSO RESOLVED, that the City Council for the City of Hoboken shall present this resolution to New Jersey Transit.

Before the vote one member of the public spoke: Elizabeth Markevitch, 706 Grand Street.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-517
---By Councilman Ramos:
WHEREAS, the Hoboken Parking Authority currently leases a facility from the City of Hoboken, Block 17, Lot 17 (18-20), located at 259-265 11th Street in order to conduct the gifted and talented school program; and

WHEREAS, this site is known as 259-265 11th Street; and

WHEREAS, the City of Hoboken has negotiated an agreement to purchase this property and seeks the Planning Board approval pursuant to N.J.S.A. 40A:12-13 et. seq.

NOW THEREFORE BE IT FURTHER RESOLVED, that the City of Hoboken has reviewed the valuation of the property for use by the Hoboken Parking Authority and has determined that approval should be granted to authorize the sale.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be forwarded to the Hoboken Parking Authority for its use.

Before the vote the following members of the public spoke: Dan Tumpson, 230 Park Avenue; Elizabeth Markevitch, 706 Grand Street; Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-518
---By Councilman Ramos:

WHEREAS, N.J.S.A. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the fiscal year 2003 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the total appropriations in the fiscal year 2002 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance, is the sum of $47,184,867.00; and

WHEREAS, twenty sixth and one quarter percent (26.25%) of the total appropriations in the fiscal year 2002 budget, exclusive on any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said fiscal year 2002 budget is the sum of $12,474,465.09; and

WHEREAS, N.J.S.A. 40A:4-19 also provides authority for appropriating in a temporary resolution the permanent debt service requirements for the coming fiscal year; and

WHEREAS, principal and interest will be due on various dates from July 1, 2002 to June 30, 2003, inclusive, on sundry bonds issued and outstanding; and

WHEREAS, the total appropriations in the fiscal year 2002 budget made for interest and debt redemption charges is the sum of $3,702,632.50; and

WHEREAS, the temporary appropriations in the fiscal year 2003 budget for interest and debt redemptions charges are requested of $2,581,222,94; and
NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Hoboken that the following appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records:

SEE ATTACHED

<table>
<thead>
<tr>
<th>Account Description</th>
<th>Account No.</th>
<th>SFY 2003</th>
</tr>
</thead>
<tbody>
<tr>
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Telecommunication/Equipment 31-450-2 3,937.00
Contingent 31-470-2 1,312.50

**STATUTORY EXPENDITURES**

Public Employees Retirement System 36-471-2 15,750.00

Social Security System (O.A.S.I.) 36-472-2 236,250.00
Consolidated Police & Firemen's Pension Fund 36-474-2 137,000.00
Police & Firemen's Retirement System of NJ 36-475-2 73,500.00
Police & Fire Widow Pension 36-476-2 26.25
Workers Compensation Insurance 23-215-2 84,000.00

**Unemployment Compensation**

Municipal Court
Salary & Wages 43-490-1 210,000.00
Other Expenses 43-490-2 17,062.00

Public Defender
Salary & Wages 43-495-1 13,650.00
Other Expenses 43-495-2 262.50

Public Library
Salary & Wages 29-390-1 157,237.50
Other Expenses 29-390-2 44,887.50

Summer Food Program 41-700-2 7,288.84

**Municipal Debt Service**

Payment of Bond Principal 45-920-2 366,975.00
Bond Anticipation Notes-Principal 45-925-2 186,637.50
Interest on Bonds 45-930-2 520,384.73
Interest on Notes 45-935-2 16,012.50
Interest on Tax Anticipation Notes 45-936-2 62,212.50
Project Note 1,344,525.00

**Local School District Debt Service**

Payment of Bond Principal 48-920-2 3,937.00
Interest on Bonds 48-930-2 473.55

**Green Trust Loan Program**

Loan Repayments for Principal 45-940-001 40,762.49
Loan Repayment For Interest 45-940-010 12,828.67

1989 Green Trust 45-940-020 2,000.00

**Underground Storage Tank**

24,473.50

$12,474,465.09

2,581,222.94

---By Councilman Ramos:
WHEREAES, an emergency has arisen with respect to the need to appropriate additional funds for police salaries as a result of a deficiency created for regular and overtime costs incurred following the events of September 11, 2001 and the delay of reimbursement moneys from F.E.M.A. and no adequate provision was made in the fiscal year 2002 budget for the aforesaid purpose, and N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose above mentioned, and

WHEREAES, the total amount of the emergency appropriation created including the police salaries appropriation to be created by this emergency resolution is $300,000.00.

NOW, THEREFORE, BE IT RESOLVED, (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A: 4-48,

1. An emergency appropriation be and the same is hereby made for Police Salaries in the amount of ................................................................. $300,000.00.

2. That said emergency appropriation shall be provided in full in the fiscal year 2003 budget.

3. That two certified copies of this resolution be filed with the Director of Local Government Services.

Before the vote one member of the public spoke: Dan Tumpson, 230 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

**02-520**
---By Councilwoman Marsh:

WHEREAES, the City of Hoboken wishes to apply for funding for a project under the State and Local Law Enforcement Assistance Formula Grant Program, and

WHEREAES, the Hoboken City Council has reviewed the accompanying application and has approved said request, and

WHEREAES, the project is a joint effort between the Department of Law and Public Safety and the City of Hoboken for the purpose described in the application;

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1) As a matter of public policy, the City of Hoboken, wishes to participate to the fullest extent possible with the Department of Law and Public Safety.

2) The Attorney General will receive funds on behalf of the applicant.

3) The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.

4) The Division of Criminal Justice shall initiate allocations to each applicant as authorized.

Before the vote one member of the public spoke: Helen Hirsch, 98 Park Avenue.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yea: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-521
---By Council President Soares:

WHEREAS, the City of Hoboken Department of Community Development, (“Hoboken”) desires to engage the law firm of Wilentz, Goldman & Spitzer, P.A., 90 Woodbridge Center Drive, Suite 900 Box 10, Woodbridge, N.J. 07095-0958, to perform professional legal services as special counsel in connection with the Hoboken & Port Authority Southern Waterfront Project including negotiations and drafting of agreements regarding the development of the Southern Waterfront area; and

WHEREAS, in light of the nature of the aforementioned matters and the expertise which Wilentz, Goldman & Spitzer is able to offer in connection with these matters, it is in the best interest s of the City to retain the said law firm of Wilentz, Goldman & Spitzer to assist the City in connection with the above-referenced development project; and

WHEREAS, the maximum amount of the contract for professional legal services shall be Fifty Thousand Dollars ($50,000.00) for a term of one year (June 24, 2002 to June 23, 2003); and

WHEREAS, the funds for this professional services contract are available through the Municipal Development Agreement for the Southern Waterfront between the Port Authority of New York and New Jersey and the City of Hoboken executed on August 16, 1995; and

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(a)(i), such services constitute professional services, as to which a contract may be awarded without public advertising for bids and bidding therefore; and

WHEREAS, N.J.S.A. 40A:11-5(1)(a)(i) further provides that when authorizing, by resolution, the award of a contract for professional services, the City Clerk shall forthwith cause to be printed once, in a newspaper authorized by law to publish its legal advertisements, a brief notice stating the nature, duration, services, and amount of the contract, and that the resolution and contract are on file and available for public inspection in the office of the City Clerk; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Hoboken that the Mayor of the City of Hoboken is, and shall be, authorized to execute on behalf of the City a professional services agreement with the law firm of Wilentz, Goldman & Spitzer, P.C., in an amount not to exceed a maximum of $50,000.00 for a term of one year (June 24, 2002 to June 23, 2003) and the City Clerk of the City of Hoboken is and shall be authorized to attest the same.

BE IT FURTHER RESOLVED that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et. seq.

Before the vote the following members of the public spoke: Dan Tumpson, 230 Park Avenue; Elizabeth Markevitch, 706 Grand Street.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
WHEREAS, the City of Hoboken (the “City”) in order to provide temporary financing for purposes provided for in its budget for the fiscal year 2003 or for which purposes taxes are levied or are to be levied for such fiscal year, in anticipation of the collection of taxes for such fiscal year, desires to authorize the issuance and sale of $4,000,000 in principal amount of its Tax Anticipation Notes of 2003, all subject to the terms and conditions set forth herein.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Hoboken, Hudson County, New Jersey, as follows:

1. **Authorization of Notes.** There is hereby authorized, pursuant to the Local Budget Law, N.J.S.A. 40A:4-1 et seq., the issuance of tax anticipation notes in an aggregate principal amount not exceeding $4,000,000 (the “Notes”) in order to provide temporary financing for purposes provided for in its budget for the fiscal year 2003 or for which purposes taxes are levied or are to be levied for such fiscal year, in anticipation of the collection of taxes for such fiscal year.

2. **Details of Notes.** The Notes shall be dated the date of issuance and delivery thereof, shall mature on January 3, 2003, and shall bear interest at the rate or rates per annum specified by the successful bidder therefore, payable at maturity, provided that the maximum interest rate on the Notes shall not exceed three percent (3%) per annum. Interest shall be calculated on the basis of a 360-day year consisting of twelve 30-day months. The Notes shall be initially issued in bearer form without coupons and shall be registrable as to principal and interest. The Notes shall be of the denomination of $100,000 or any integral multiple of $1,000 in excess thereof, and shall be numbered from 1 upwards preceded by the letter “R”.

3. **Designation of Notes as “Qualified Tax-Exempt Obligations.”** The Notes are hereby designated as “qualified tax-exempt obligations” within the meaning and for purposes of Section 265 (b)(3)(B)(ii) of the Internal Revenue Code of 1986.

4. **Chief Financial Officer’s Certification.** Receipt is hereby acknowledged of the Chief Financial Officer’s certification required pursuant to N.J.S.A. 40A:4-66 and filed in the office of the City Clerk, which certification reads in its entirety as follows:

CERTIFICATE OF CHIEF FINANCIAL OFFICER PURSUANT TO N.J.S.A. 40A:4-66

The undersigned GEORGE DESTEFANO, Chief Financial Officer of the City of Hoboken, Hudson County, New Jersey (the “City”), in connection with the issuance by the City of its $4,000,000 Tax Anticipation Notes of 2003 (the “Notes”), hereby certifies as follows:

1. I am the Chief Financial Officer of the City, and I am making this Certification pursuant to N.J.S.A. 40A:4-66 in connection with the issuance by the City of the Notes.

2. The gross borrowing power in respect to tax anticipation notes of the fiscal year 2003, being thirty (30%) percent of the tax levy of the next preceding fiscal year (being the fiscal year 2002), for all purposes, plus thirty (30%) percent of the amount of miscellaneous revenues realized in cash during such next preceding fiscal year, is not less than $5,265,405.
3. The amount of notes outstanding in anticipation of the collection of taxes of such fiscal year, is $0.

4. The net borrowing power, being the excess of the first over the second of the 2 above amounts, is not less than $5,265,405.

IN WITNESS WHEREOF, the undersigned has signed this Certificate as of the 19th day of June, 2002.

Before the vote the following members of the public spoke: Dan Tumpson, 230 Park Avenue; Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

**02-523**
---By Councilman Ramos:

WHEREAS, the City of Hoboken wishes to apply for funding for improvements to the following streets within the City of Hoboken:

- 11th Street from Willow Avenue to Jefferson Street
- 9th Street from Washington Street to Hudson Street
- 15th Street from Clinton Street to Willow Avenue
- Grand Street from 11th Street to 12th Street

WHEREAS, the application is made to the New Jersey Department of Transportation for the purpose of funding the above referenced roadways.

NOW, THEREFORE, BE IT RESOLVED, by the Council for the City of Hoboken that:

(1) As a matter of public policy, the City of Hoboken wishes to apply to the FY 2003 NJDOT Roadway Funding; and
(2) The City of Hoboken will apply to receive funds for improvements of the roads as listed above.

Before the vote one member of the public spoke: Dan Tumpson, 230 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

**ORDINANCES**

**02-524**

Introduction and First Reading
AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT
FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL
PROPERTY LOCATED AT 301 BLOOMFIELD STREET, HOBOKEN, NEW JERSEY, MORE
PARTICULARLY KNOWN AND DESCRIBED AT LOT 1, BLOCK 202, ON THE TAX MAP OF THE
CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY.

WHEREAS, the applicant 301 Bloomfield Street has petitioned the City of Hoboken for
the granting of certain easements over municipal lands at 301 Bloomfield Street, Hoboken, New
Jersey, (“the premises”) which premises is more particularly described as Lot 1, Block 202, on the
Tax Map of the City of Hoboken, New Jersey, in order to: build and maintain a canopy. The
easements are described as follows:

BEGINNING at a point formed by the intersection of the southeasterly line of Bloomfield
Street with the northeasterly line of Third Street and running thence:

   1. North 13º 4’ East and along the southeasterly line of Bloomfield Street a distance of
      25 feet to a point, thence

   2. North 76º 56’ West and onto the Bloomfield Street R.O.W. a distance of 4.00 feet to a
      point, thence

   3. South 13º 4’, West and parallel to the southeasterly line of Bloomfield Street and
      continuing in the Bloomfield Street R.O.W. a distance of 28.00 feet to a point in the
      Third Street R.O.W., thence

   4. South 76º 56’ and parallel to the northeasterly line of Third Street, and continuing in
      the Third Street R.O.W. a distance of 69 feet to a point, thence

   5. North 13º 04’ East a distance of 3.00 feet to a point in the northeasterly line of Third
      Street, thence

   6. North 76º 56’ West and along the northeasterly line of Third Street a distance of
      65.00 feet to a point in the southeasterly line of Bloomfield Street, said point being
      the point or place of beginning.

Known as Lot 1, Block 202, as shown on the official tax assessment map for the City of
Hoboken, Hudson County, New Jersey, and more commonly known as 301 Bloomfield
Street, Hoboken, New Jersey.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF
HOBOKEN THA THE CITY OF HOBOKEN HEREBY GRANTS STEVENS
COOPERATIVE SCHOOL THE AFOREMENTIONED EASEMENT SUBJECT TO THE
FOLLOWING CONDITIONS AND REQUIREMENTS:

   1. The City of Hoboken expressly reserves the right to require the removal of any
      projections or encumbrances, under or upon any street, sidewalk or public
      easement, for any reason including but not limited to destruction of premises by
      fire.

   2. The applicant shall immediately remove any or all provisions or encumbrances that
      are improperly maintained and thus present a public hazard.

   3. The applicant shall indemnify the City of Hoboken for any and all damage or
      money loss occasioned by the City of Hoboken or its officers or agents by any
      neglect, wrong-doing, omissions or commissions by the applicant arising from the
making of improvements referred to herein and the construction, use and maintenance of the properly described herein, and shall hold harmless the Mayor and Council of the City of Hoboken its officers, agents, employees, against all claims, charges, judgments, costs, penalties, remediation or counsel fees arising from such damages or loss, including not limited to death and injury, to any person or damage to property of any person, firm or corporation occasioned wholly or in part from the construction, use and maintenance of the property described herein, and the applicant shall maintain liability insurance with respect thereto, in an amount of $1,000,000.00 with a policy to be issued by an insurance company approved by the Office of the Corporation Counsel, naming the City of Hoboken, the Mayor and the City Council members as an additional insureds.

4. These easements shall run with the land and insure to the benefits of the applicant’s successors and assigns in title an interest to the property served by these easements. The covenants and conditions set forth herein shall similarly be obligation of the applicant’s successors and assigns in title and interest to the property served by within easements.

5. The permission granted herein is conditioned upon and shall be effective only upon the applicant obtaining any and all other necessary permits that may be required by local or state law.

6. This ordinance shall take effect as provided by law.

---Councilman Giacchi moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on JULY 17, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

02-525
DR-46


WHEREAS, the City of Hoboken has determined a need to amend the fee schedule for various arts festivals and cultural events and sponsored by Cultural Affairs.

NOW, THEREFORE, BE IT ORDAINED, by the Municipal Council of the City of Hoboken, that Chapter 168-55 of the Code of the City of Hoboken is hereby amended as follows:

168-55. Permits and regulations.

B. The following fees shall be imposed and collected by the Division of Cultural Affairs, the amount of which is dependent on deadline dates imposed for each specific event:
Artists, crafts persons and photographers $65.00-150.00
Local restaurants $150.00-300.00
Food Vendors $200.00-400.00
Local non-profit community groups $25.00
(As determined by 26 U.S.C. 501 of the Internal Revenue Code)
Local Businesses $100.00-200.00
Holiday crafts shows – City Hall $35.00-75.00
Artists studio tour (resident artist) $10.00-20.00
Artists studio tour (non-resident artist) $25.00-50.00
Artist sidewalk display $100.00

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed

This Ordinance shall take effect as provided by law.

---Councilwoman Marsh moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on JULY 17, 2002 at 7:00 PM.

---Motion duly seconded by Council President Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

Councilman Del Boccio left the meeting at 9:05 p.m.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Elizabeth Markevitch, 706 Grand Street;

Councilman Del Boccio returned to the meeting at 9:08 p.m.
Councilman Cricco left the meeting at 9:08 p.m.
Councilman Cricco returned to the meeting at 9:13 p.m.

speakers continued: Mary Ondrejka, 159 9th Street; John Glasel, 84 Jefferson Street; Eric Volpe, 109 Madison Street; Dan Tumpson, 230 Park Avenue; Helen Hirsch, 98 Park Avenue; Ira Landgarten, 561 1st Street.

President Soares then adjourned the meeting at 10:13 p.m.
Prior to the beginning of the regular council meeting, at 6:18 PM, the council entered into an executive (closed) session.

02-526
---By Councilman Del Boccio:

WHEREAS, Members of the Hoboken City Council wish to enter Executive Session to discuss matters pursuant to N.J.S.A. 10:4-12(b); and

WHEREAS, pursuant to N.J.S.A. 10:4-13 a resolution is required stating the general nature of the subject to be discussed and as precisely as possible, the time when and the circumstances under which the discussion in the Executive Session can be disclosed to the public; and

WHEREAS, the general nature of the subject(s) to be discussed at this meeting is as follows:

1- Pending investigation

BE IT RESOLVED, that the City Council shall at this time 6:18 pm, July 17, 2002, enter into Executive Session to discuss the matters as outlined above, and-

BE IT FURTHER RESOLVED, that it can be disclosed to the public as follows:

Upon final disposition of the matter.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

President Soares opened the meeting at 7:04 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:
PRESENT: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos and President Soares.

ABSENT: None.

At this time nominations were accepted for the office of City Council President and Vice-President as follows:

RESOLUTIONS

Presented and Read

02-527
---By Councilman Giacchi:

Resolved, that Council Person Ruben Ramos, Jr. be and is hereby appointed President of the Hoboken City Council for a term of one year effective immediately and expiring June 30, 2003.

---Motion duly seconded by Councilmen Campos and Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos and Soares.
---Nays: None.

The City Clerk then administered the oath of office for President Ruben Ramos.

02-528
---By Councilman Del Boccio:

RESOLVED, that Council Person Roseanne Andreula be and is hereby appointed Vice-President of the Hoboken City Council for a one year term effective immediately and expiring June 30, 2003.

---Motion duly seconded by Council President Ramos and Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

The City Clerk then administered the oath of office for Vice-President Roseanne Andreula.

At this time Mayor Roberts addressed the City Council and those in attendance. He thanked Councilman Soares for his efforts as President and congratulated Vice-President Andreula and President Ramos. He then presented proclamations to George Fonseca and Frank Guzman and read the proclamations into the record as follows:

02-529
WHEREAS, George Fonseca was born in Caguas, Puerto Rico to Agustin Fonseca and Lucy Cotto and moved to Hoboken, New Jersey with his family when he was five years of age; and

WHEREAS, Frank Fonseca attended Hoboken public elementary and in 1976, Graduated from Ferris High School;

WHEREAS, George Fonseca joined the United States Marine Corps in 1984 and served three years in Active Duty and three years in Inactive Reserves receiving an Honorable Discharge; and

WHEREAS, George Fonseca joined the Hoboken Police Department and is a true model of commitment and dedication receiving five Citations and two Heroic Mentions; and

WHEREAS, Frank Guzman is married to the lovely Wanda and is the proud father of his three wonderful children, twins Bronson and Danielle (14), Nathan (7) and Alyssa (11 months) and is an integral part of the Hoboken community; and

WHEREAS, George Fonseca has a long history of civic involvement in the community dedicating his time and talents as a member of the Hoboken School Board;

WHEREAS, George Fonseca has been rightly chosen as the recipient of the 2002 Police Officer of the Year by the Civic Association of the Hoboken Puerto Rican Parade for demonstrating an exemplary and uncommon concern for the welfare of others;

NOW, THEREFORE, BE IT RESOLVED, THAT I DAVID ROBERTS, Mayor of the City of Hoboken wishes to extend praise and commendations to George Fonseca in recognition of his contributions to the City of Hoboken and its citizens as 2002 Latino Police Officer of the Year.

02-530

WHEREAS, Frank Guzman was born in Somerspoint, New Jersey on July 29, 1958 to Julio Guzman and Alberta Tavares of Isabela, Puerto Rico and shortly after moved with his family to Hoboken, New Jersey; and

WHEREAS, Frank Guzman graduated from Hoboken High School in 1976, received his Bachelors Degree in Accounting and Bookkeeping from Hudson County Community College and joined the Hoboken Fire Department as a firefighter in 1985; and

WHEREAS, Frank Guzman has an outstanding reputation in the Hoboken Fire Department and consistently demonstrates his commitment to ensure the safety of our citizens through selfless acts of courage and bravery, beyond measure and without regard for personal safety; and

WHEREAS, Frank Guzman is the proud father of his three wonderful children, Frank Jr. (15), Matthew (12) and Whitney (11) and is an integral part of the Hoboken Community; and

WHEREAS, Frank Guzman has been rightly chosen as the recipient of the 2002 Firefighter of the Year by the Civic Association of the Hoboken Puerto Rican Parade for demonstrating an exemplary and uncommon concern for the welfare of others;

NOW, THEREFORE, BE IT RESOLVED, THAT I DAVID ROBERTS, Mayor of the City of Hoboken wishes to extend praise and commendations to Frank Guzman in recognition of his contributions to the City of Hoboken and its citizens as 2002 Latino Fireman of the Year.
HEARING ON ORDINANCES

Second Reading and Public Hearing

AN ORDINANCE AMENDING CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, R-1, R-2 AND R-3 ZONES, WITH RESPECT TO BUILDING SET BACKS. (establishing setbacks in front yards on new buildings)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilwoman Andreula.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

AN ORDINANCE AMENDING CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, R-1, R-2 AND R-3 ZONES, WITH RESPECT TO BUILDING HEIGHT, DENSITY AND RELATED ISSUES ADOPTED FEBRUARY 6, 2002. (corrects typographical errors in Ordinance DR-17 adopted on 2/6/02)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilman Soares.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 301 BLOOMFIELD STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AND DESCRIBED AT LOT 1, BLOCK 202, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (easement at 301 Bloomfield Street)
President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

One member of the public addressed the City Council: Daniel Tumpson, 230 Park Avenue. No other person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.


President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

HEARING ON ORDINANCES

Third and Final Reading

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE AMENDING CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, R-1, R-2 AND R-3 ZONES, WITH RESPECT TO BUILDING SET BACKS" be taken from the table for its third and final reading.

Motion seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE AMENDING CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, R-1, R-2 AND R-3 ZONES, WITH
RESPECT TO BUILDING HEIGHT, DENSITY AND RELATED ISSUES ADOPTED FEBRUARY 6, 2002 be taken from the table for its third and final reading.

Motion seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 301 BLOOMFIELD STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AND DESCRIBED AT LOT 1, BLOCK 202, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY" be taken from the table for its third and final reading.

Motion seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then moved that the ordinance entitled, "ORDINANCE AMENDING CHAPTER 168-55 OF THE CODE OF THE CITY OF HOBOKEN FOR VARIOUS FEES FOR ARTS FESTIVALS AND CULTURAL EVENTS, AS ADOPTED BY ORDINANCE R-288, JANUARY 21, 1998, AND FURTHER AMENDED BY ORDINANCE R-379, APRIL 21, 1999" be taken from the table for its third and final reading.

Motion seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-531

PETITIONS AND COMMUNICATIONS

July 17, 2002

The Honorable Members of
The Hoboken City Council
Hoboken City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies & Gentlemen:

Pursuant to my authority under N.J.S.A. 40:11A-4, I hereby appoint Edward Whittaker, 204 Garden Street, Hoboken, New Jersey as a member of the Hoboken Parking Authority for a
five (5) year term effective July 1, 2001 and ending June 30, 2006. Mr. Whittaker will fill the unexpired term of Daniel DeCavaignac.

Pursuant to my authority under N.J.S.A. 40:11A-4, I hereby appoint Anthony Cardino, 514 Garden Street, Hoboken, New Jersey as a member of the Hoboken Parking Authority for a five (5) year term effective July 1, 2001 and ending June 30, 2006. Mr. Cardino will fill the unexpired term of Alan Cohen.

Very truly yours,
David Roberts,
Mayor
City of Hoboken

cc: James Farina, City Clerk
    Esther Suarez, Corporation Counsel
    Frank Turso, Chairman

--Received and filed.

02-532

APPLICATIONS FOR MISCELLANEOUS LICENSES

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<th>License Type</th>
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<td>Bingo</td>
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<tr>
<td>Owner Operated Pool Tables</td>
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<tr>
<td>Parking Lots</td>
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<td>Livery/Limousine Drivers</td>
<td>4</td>
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<tr>
<td>Motor Vehicle Repair Shops</td>
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</tr>
<tr>
<td>Mechanical Amusement Devices</td>
<td>6</td>
</tr>
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</table>

---Council President Ramos moved that the licenses be granted.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-533

A report of Municipal Clerk James J. Farina indicating bids received on Thursday, June 27, 2002 for: Road Improvements – Sinatra Drive; public bid #02-14. (six bids received)

---Received and filed.

02-534

A report of Municipal Clerk James J. Farina indicating bids received on Wednesday, July 10, 2002 for: Landscape Maintenance – Southern Waterfront; public bid #03-01. (no bids received)

---Received and filed.
02-535
A report of the Municipal Court indicating receipts for the month of June 2002 as $225,880.04.
---Received and filed.

02-536
A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending May 31, 2002 - $7,768,647.23 and for the month ending June 30, 2002 - $1,367,337.24.
---Received and filed.

02-537
A report of Municipal Clerk James J. Farina indicating bids received on Tuesday, July 16, 2002 for: Sinatra Park Soccer Field Rehab; public bid #03-02. (three bids received)
---Received and filed.

CLAIM RESOLUTIONS

02-538
By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $371,727.34 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $152,413.37 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $77,043.95 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.
Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $41,280.98 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $62,895.79 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $115,718.55 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Soares.
---Nays: None.
---Abstentions: President Ramos.

By Councilwoman Andreula:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $47,147.44 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $14,374.50 against the CAPITAL ACCOUNT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

PAYROLL RESOLUTIONS

02-539
By Council President Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD JUNE 6, 2002 TO JUNE 19, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

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<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
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**Sub-Total**

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**Grand Total**

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Motion by Council President Ramos.
Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**02-540**
By Council President Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD JUNE 20, 2002 TO JULY 3, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
</tr>
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<tbody>
<tr>
<td>Mayor's Office</td>
<td>1-01-20-110</td>
<td>9,522.79</td>
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<td>Streets &amp; Roads</td>
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<td>Board of Health</td>
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DDEF 0-01-55-901

Sub-Total

|                | 1,129,497.47 | 13,549.49 | 192,384.87 | 1,335,431.83 |

Other

Water Utility 0-05-20-701-010

Police Outside Employ. T-14-10-000-000 19,427.50 19,427.50

Police Grant.

Summer Lunch Progm G-02-40-302-000

Grand Total

|                | 1,129,497.47 | 13,549.49 | 211,812.37 | 1,354,859.33 |

Motion by Council President Ramos. Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

RESOLUTIONS CONTINUED

Presented and Read

02-541

---By Council President Ramos:

WHEREAS, the Code for the City of Hoboken establishes the Office of Corporation Counsel, pursuant to the Code of the City of Hoboken, §54-32 et. seq.; and

WHEREAS, Mayor David Roberts is hereby appointing Esther Suarez, Esq. to the Office of Corporation Counsel, pursuant to N.J.S.A. 40A:9-139 and the Code of the City of Hoboken, § 54-32 et. seq.; and

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken hereby concurs in the appointing of Esther Suarez, Esq. to the Office of Corporation Counsel, pursuant to N.J.S.A. 40A:9-139 and the Code of the City of Hoboken § 54-32 et seq; and

BE IT FURTHER RESOLVED, that Esther Suarez, Esq. is to be compensated in accordance with the Salary Ordinance as set forth in the Hoboken City Code.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
02-542
---By Councilman Del Boccio:

WHEREAS, it has become necessary to appoint an Acting Corporation Counsel for the City of Hoboken, for the purpose of signing any documents that require the signature of the Corporation Counsel during the Corporation Counsel's vacation schedule or any prolonged absence; and

WHEREAS, Sarkisian, Florio, and Kenny are Special Counsel for the City of Hoboken and Barry P. Sarkisian, Esq. is a partner with the firm and is available to serve in that capacity at no additional cost to the City; and

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that Barry P. Sarkisian, Esq., is hereby appointing Acting Corporation Counsel to act in place and stead of the Corporation Counsel during periods of prolonged absence or vacation of the Corporation Counsel.

BE IT FURTHER RESOLVED, this appointment shall be effective July 1, 2002 through June 30, 2003.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-543
---By Council President Ramos:

WHEREAS, the Council of the City of Hoboken, considers it necessary and proper to hire special legal counsel for the up-coming year; and

WHEREAS, said legal services are specialized and qualitative in nature and fall within the definition of a professional service as provided under N.J.S.A. 40A:11-2(6) and as such constitutes an exception to the bidding requirements under N.J.S.A. 40A:11-5(1)(a)(ii); and

WHEREAS, funds for these agreements are available for this purpose; and

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that contracts for the following law firm be prepared and executed:

(1)  Scarinci & Hollenbeck, LLC
     500 Plaza Drive
     P.O. Box 3189
     Secaucus, New Jersey 07096

(2)  Sarkisian, Florio & Kenny
     100 Hudson Street
     P.O. Box 771
     Hoboken, New Jersey 07030

Conflicts Counsel to the City of Hoboken shall be:

(3)  Pojanowski, Trawinski, P.C.
     1439 Broad Street
     Clifton, New Jersey 07013
BE IT FURTHER RESOLVED, that Special Counsel shall be paid at a rate of $140 an hour, for a total amount of $140 an hour, for a total amount not to exceed $600,000.

BE IT FURTHER RESOLVED, that this agreement shall be effective as of July 1, 2002 and terminate June 30, 2003.

BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute this Agreement.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-544
---By Council President Ramos:

WHEREAS, the City of Hoboken requires the services of an engineer for various projects pursuant to N.J.S.A. 40A:9-140.

WHEREAS, the City of Hoboken has reviewed the qualifications of Schoor DePalma, Inc., with Ralph Tango, P.E. as designee, and has determined that Schoor DePalma, Inc., with Ralph Tango, P.E. as designee, can provide these services for the City of Hoboken in an efficient manner.

WHEREAS, this type of work constitutes a professional service as defined by N.J.S.A. 40A:11-2(b) and as such, is exempt from the bidding requirements pursuant to N.J.S.A. 40A:11-5; and

NOW, THEREFORE, BE IT RESOLVED, that the City of Hoboken does hereby authorize a contract between the City of Hoboken and Schoor DePalma, Inc., with Ralph Tango, P.E. as designee, for various engineering services.

BE IT FURTHER RESOLVED, that Schoor DePalma, Inc. with Ralph Tango, P.E. as designee, shall be paid in accordance with their proposal from grant funds.

BE IT FURTHER RESOLVED, that the Clerk and the Mayor or the person designated by Ordinance to execute contracts on behalf of the City of Hoboken is hereby authorized to execute this contract in an amount not to exceed $80,000.

BE IT FURTHER RESOLVED, that this agreement shall be effective as of July 1, 2002 and terminate June 30, 2003.
BE IT FURTHER RESOLVED, Mayor and Clerk are hereby authorized to execute this Agreement.

BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City’s legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-545
---By Council President Ramos:

WHEREAS, the Council of the City of Hoboken considers it necessary and proper to hire special legal counsel in connection with the authorization and the issuance of bonds and bond anticipation notes in the City of Hoboken, New Jersey, including the review of such procedures and the rendering of approving legal opinions acceptable to the financial community; and

WHEREAS, such special legal services can be provided by a recognized bond counsel firm, and the law firm of Wolff & Sampson, 5 Becker Farm Road, Roseland, New Jersey 07068 is so recognized by the financial community; and

WHEREAS, said legal services are a professional service as defined under N.J.S.A. 40A:11-2(6) and as such constitutes an exception to the bidding requirements pursuant to N.J.S.A. 40A:11-5(1); and

WHEREAS, funds for this agreement are available for this purpose;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that the Supervisor of Revenue and Finance and City Clerk are hereby authorized to execute an agreement with the law firm of Wolff & Sampson in an amount not to exceed $20,000 to provide the specialized financial services necessary.

BE IT FURTHER RESOLVED, that this agreement shall be effective as of July 1, 2002 and terminate June 30, 2003.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute this Agreement.

BE IT FINALLY RESOLVED, by the Council of the City of Hoboken in County of Hudson that the City Clerk have published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and that a copy of the contract is on file with the City Clerk stating the amount of the contract, in one newspaper authorized by law to publish the City’s legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-546
---By Council President Ramos:

WHEREAS, the City of Hoboken has been awarded a Green Acres Grant from the New Jersey Department of Community Affairs for the Multi-Parks Development Program; and

WHEREAS, the City of Hoboken, Department of Community Development has awarded a professional landscape architectural services contract to Arnold Associates Landscape Architecture and Urban Design, 49 Witherspoon Street, Princeton, NJ 08542; and

WHEREAS, the scope of work in the aforementioned contract has been expanded to include structural engineering and architectural work on the Jackson Street Park; and

WHEREAS, there exists a need for the maximum amount of the contract for professional landscape architectural services to Arnold Associates be increased from thirty five thousand four hundred dollars ($35,400.00) to fifty two thousand dollars ($52,000.00); and

WHEREAS, the type of work constitutes a professional engineering and design services as defined by N.J.S.A. 40A:11-5(1)(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose; and

WHEREAS, the funds for this professional engineering and design services contract are available through the New Jersey Department of Community Affairs Green Acres Program; and

NOW, THEREFORE, BE IT RESOLVED, that the maximum amount of the professional landscape architectural services contract be increased from $35,400.00 to $52,000.00 fro the above-stated project; and

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator of the City of Hoboken is hereby authorized to execute the above stated contract on behalf of the City of Hoboken and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-547
---By Council President Ramos:
WHEREAS, the City of Hoboken has been awarded a Green Acres Grant from the New Jersey Department of Community Affairs for the Multi-Parks Development Program; and

WHEREAS, the City of Hoboken, Department of Community Development has a need for professional engineering and design services for the Sinatra Park Soccer Field Synthetic Turf Project; and

WHEREAS, the City of Hoboken, Department of Community Development has awarded a professional engineering and design services contract to Schoor DePalma, 160 Littleton Road, PO Box 5245, Parsippany, NJ 07054-6245; and

WHEREAS, the scope of work in the aforementioned contract has been expanded to include the area immediately surrounding the Sinatra Park Soccer Field; and

WHEREAS, there exists a need for the maximum amount of the contract for professional engineering and design services to Schoor DePalma be increased from fifty three thousand dollars ($53,000.00) to fifty-eight thousand seven hundred and forty dollars ($58,740.00); and

WHEREAS, the type of work constitutes a professional engineering and design services as defined by N.J.S.A. 40A:11-5(1)(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, the Chief Financial Officer certified that the funds are available for this purpose; and

WHEREAS, the funds for this professional engineering and design services contract are available through the New Jersey Department of Community Affairs Green Acres Program; and

NOW, THEREFORE, BE IT RESOLVED, that a professional engineering and design services contract be hereby authorized to execute the above stated contract on behalf of the City of Hoboken and attested by the City Clerk.

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator of the City of Hoboken is hereby authorized to execute the above stated contract and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et seq.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-548
---By Council President Ramos:

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands or outdoor recreation and conservation purposes; and
WHEREAS, the City of Hoboken desires to further the public interest by obtaining a loan of $1,000,000 and a grant of $1,000,000 from the State to fund the following projects(s): Jackson Street Park – The City's former garage and storage facility will be transformed into a passive park, Skateboard Park – The City will develop a skateboard park on the northern portion of Castle Point Park, Sinatra Park. – The City will improve the soccer field (artificial turf, drainage & fencing).

NOW, THEREFORE, the governing body resolves that David Roberts, Mayor or Laurie Cotter, Business Administrator or their successors to the office of Mayor and Business Administrator are hereby authorized to:

(a) make application for such a loan and/or such a grant
(b) provide additional application information and furnish such documents as may be required
(c) act as the authorized correspondent of the above named applicant, and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the state's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT RESOLVED BY THE Council of the City of Hoboken:

1. That the Mayor or Business Administrator of the above named body is hereby authorized to execute an agreement and any amendment thereto with the State known as Multi-Parks Development, and;
2. That the applicant has its matching share of the project, if a match is required in the amount of $0 (match not required);
3. That in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project, and;
4. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and
5. That this resolution shall take effect immediately.

CERTIFICATION

I, James Farina, City Clerk, do hereby certify that the foregoing is a true copy of a resolution adopted by the Hoboken City Council at a meeting held on the day of _____, ______.

IN WITNESS THEREOF, I have hereunder set my hand and the official seal of this body this____ day of _____, ______.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-549
---By Councilwoman Marsh:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for Road Improvements to Sinatra Drive for the City of Hoboken in accordance with Bid 02-14:
Name of Bidder                        Amount of Bid
Owl Contracting                      $550,550.00
21 Gill Ave., Rockaway, NJ 07866
Persistent Construction Co.          686,862.00
58 Industrial Ave., Fairview, NJ 07022
Intercounty Paving Assoc. LLC        $474,139.00
859 Willow Grove St., Hackettstown, NJ 07840
Tilcon New York, Inc.                $513,301.00
625 Mt. Hope Rd., Wharton, NJ 07885
English Paving                       $471,823.00
P.O. Box 423, Ridgefield, NJ 07657
LaRocca, Inc.                        $695,484.00
50 Lewis Ave., Jersey City, NJ 07306

and:

WHEREAS, the J.F. Caulfield Engineering, the project engineer for the City of Hoboken recommends the acceptance of the bid of English Paving for Road Improvements to Sinatra Drive for the City of Hoboken;

RESOLVED, that the proposal of English Paving for Road Improvements to Sinatra Drive, form of which contract is to be prepared by the City’s Corporate Counsel; and be it further

RESOLVED, that a contract be drafted and entered into between the Mayor and Council of the City of Hoboken and English Paving for the aforementioned Road Improvements to Sinatra Drive, form of which contract is to be prepared by the City’s Corporate Counsel; and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute the contract and the City Clerk is hereby authorized to attest the same and to affix thereon the corporate seal of the City of Hoboken; and be it further

RESOLVED, that upon execution of the aforementioned contract the bid bond deposited by the above bidder be returned to them.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-550
---By Council President Ramos:

WHEREAS, the Council of the City of Hoboken adopted on June 1, 1994 an ordinance entitled, “AN ORDINANCE TO AMEND AND SUPPLEMENT 192 OF THE CODE OF THE CITY OF HOBOKEN (PARKING FOR HANDICAPPED). “(The Ordinance) to regulate and control the application and approval for the issuance of special handicapped parking spaces within the City of Hoboken: and
WHEREAS, the Ordinances requires an application fee of $130.00 to be paid with every application submitted for handicapped parking space and $125.00 to be refunded for any application deemed ineligible; and

WHEREAS, the Subcommittee for Handicapped Parking, meeting in session, has found the following applicant ineligible for handicapped parking space:

RUDY FLORA – 709 MONROE STREET, HOBOKEN, NJ 07030
THOMAS BYRNES – 530 BLOOMFIELD STREET, APT. 1, HOBOKEN, NJ 07030
DREW HAINES – 77 PARK AVENUE, APT. 1216 HOBOKEN, NJ 07030
EDGARDO PINEIRO MALDONADO – 62 WASHINTON STREET, HOBOKEN, NJ 07030

NOW, THEREFORE, BE IT RESOLVED, that payment is made in the amount of $125.00 to the above mentioned applicants as a refund of an application fee for handicapped parking space.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-551
---By Council President Ramos:

WHEREAS, a summons was issued for a motor vehicle violation to the following individuals; and

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are entitled to reimbursement of the towing charges and storage fees;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that warrants be drawn on the City Treasurer to the order of the following sums opposite their respective names as reimbursement of towing charges:

<table>
<thead>
<tr>
<th>Name/Address</th>
<th>Summons</th>
<th>Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mara Gerber</td>
<td>WW189285</td>
<td>04/08/02</td>
<td>$181.60</td>
</tr>
<tr>
<td>1224 Park Avenue, Apt. #3</td>
<td>WW189285</td>
<td>06/20/02</td>
<td>$75.00</td>
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<td>Hoboken, NJ 07030</td>
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<td>$256.60</td>
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</table>

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
02-552
---By Council President Ramos:

RESOLVED, that the Jersey Journal, the Newark Star-Ledger and the Bergen Record are hereby designated as the official newspapers of the City of Hoboken for all purposes of legal advertising and official notices.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-553
---By Council President Ramos:

WHEREAS, the following were by resolution heretofore adopted by the governing body of the City of Hoboken designated as legal depositories of said City of Hoboken for SFY 2003:

First Union Bank
Fleet Bank
Haven Savings Bank
Hudson United Bank
Midlantic Bank
Provident Savings Bank
Statewide Savings Bank
Trust Company of New Jersey
Summit Bank

Now, therefore, be

RESOLVED, that said legally designated depositories be and they are hereby requested, authorized and directed to honor checks, drafts, or other orders for the payment of money drawn in the corporate name of the City of Hoboken, including those payable to the individual order of any person or persons whose names appear thereon as signer or signers thereof, when bearing or purporting to bear the facsimile signature or signatures of any of the following:

David Roberts, Mayor
George DeStefano, CMFO

And, be it further –

RESOLVED, that said legal depositories as above shall be entitled to honor and charge to the specified accounts of the City of Hoboken such checks, drafts, or other regardless of by whom or by what means the actual or purported facsimile signature or signatures thereon may have been affixed thereto if such signatures resemble the facsimile specimens duly certified to or filed with the depositories; and be further –

RESOLVED, that all previous authorizations for the signing and honoring of checks, drafts, and other orders for the payment of money drawn on said City of Hoboken and signed by
RESOLVED, that all previous authorization for the signing and honoring of checks, drafts and other orders for the payment of money drawn on said City of Hoboken are hereby continued in full force and effect as amplified hereby; and, be it further –

RESOLVED, that the banks mentioned in the first paragraph hereof be furnished with a certified copy of this resolution.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-554
---By Council President Ramos:

WHEREAS, the maximum rate permitted is eight (8%) percent per annum on the first One Thousand Five Hundred ($1,500.00) Dollars, said amount to be calculated from the date the tax was payable to the date that actual payment to the lien holder will be next authorized; now, therefore, be it –

RESOLVED, that in accordance with Chapter 435 Laws of New Jersey 1979 (R.S. 54:4-67) the rate of interest shall be chargeable for non-payment of taxes and assessments on real property in the City of Hoboken on or before the date when they would become delinquent; and, be it further –

RESOLVED, that the rate of interest for the non-payment of taxes and assessments on real property in the said City of Hoboken, on or before the date when they would become delinquent, shall be eight (8%) percent per annum on the first One Thousand Five Hundred ($1,500.00) Dollars of the delinquency and eighteen (18%) percent per annum on any amount thereof in excess of said $1,500.00, provided, however, that no interest shall be charged if payment of any installments is made within then (10) days after the date upon which the same became payable. Installments of taxes or assessments received after the expiration of the grace period herein granted shall bear interest from the due date of the installments; and, be it further –

RESOLVED, that the City shall impose a penalty of 6% of the amount of any delinquency charged to a taxpayer with a delinquency in excess of $10,000 who fails to pay that delinquency prior to the end of the fiscal year. If such taxes are fully paid and satisfied by the holder shall be entitled to receive the amount of the penalty as part of the amount required to redeem such certificate of sale; and, be it further –

RESOLVED, that the provisions of this resolution shall be effective with respect to all payments of taxes and assessments and interest upon the delinquent installments thereon, which shall be assessed from and after the date of this resolution; and, be it further –

RESOLVED, that any resolution heretofore adopted with respect to the payments of interest by reason of the non-payment of delinquent installments upon taxes and assessments inconsistent herewith is rescinded.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-555
---By Council President Ramos:

WHEREAS, pursuant to N.J.S.A. 54-5-52.1, the Tax Collector may, if duly authorized by resolution of the governing body, issue and execute a new certificate of tax sale in place of one which has been lost or destroyed; now, therefore, be it –

RESOLVED, by the City Council of the City of Hoboken that the Tax Collector be and is hereby authorized pursuant to N.J.S.A. 54:5-52.1 to issue a duplicate certificate of tax sale for any certificate that has been lost or destroyed provided that there appears on the new certificate the following information:

1. a statement that it is a duplicate of the original one which was destroyed or lost;
2. The date of the tax sale upon which it was issued; and
3. The name and title of the officer who issued same; and, be it further

RESOLVED, that the Tax Collector shall collect a $100.00 fee on behalf of the City as payment for the duplicate certificate.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-556
---By Councilman Giacchi:

WHEREAS, the Hoboken Department of Recreation is an organization affiliated with the City of Hoboken, and

WHEREAS, this organization desires to use facilities of the Hoboken School District pursuant to the School District’s policy on use of facilities; and

WHEREAS, the Hoboken School District, as a condition of said use, requires a resolution of the governing body of the City of Hoboken acknowledging its sponsorship of or affiliation with said group, and its intent to indemnify the Hoboken School District and hold it harmless from any claims that may be asserted against the Hoboken School District or any of its officials arising from use of the facilities by said group.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Hoboken, as follows:

1. Hoboken Department of Recreation is hereby recognized as an organization affiliated with the City of Hoboken.
2. The City of Hoboken hereby agrees to indemnify the Hoboken School District and hold it harmless from any from any claims against the Hoboken School District
or any of its officials asserted by any party arising from use of the Hoboken School District’s facilities by said group.

3. The obligation assumed by the City of Hoboken hereunder shall include provision of litigation expenses to the Hoboken School District through legal counsel chosen by the Hoboken School District, and payment of any judgment or settlement arising from any such claims.

4. This resolution shall apply to use of the Hoboken School District facilities by said organization for the period beginning July 16, 2002 and ending July 21, 2002.

5. This resolution shall be retroactive to July 16, 2002.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-557
---By Councilwoman Andreula:

WHEREAS, the Finance Department of the City of Hoboken has yielded the computation that as of June of the year 2002, account number account #114-14-0021-0 contains numerous outstanding, dated checks;

WHEREAS, these outstanding dated checks date from June 2000 through July 2000 and have amassed a grand total of $1,920.00; and

WHEREAS, the Division of Revenue and Finance of the City of Hoboken has recommended that the City Council take the necessary and proper action to cancel these outstanding dated checks from the City of Hoboken Law Enforcement Trust Account; and

WHEREAS, cancellation of these outstanding dated checks will best serve and protect the interests of the residents of this City. NOW, THEREFORE, BE IT RESOLVED,

RESOLVED, that the Department of Administration, Division of Revenue and Finance, is hereby authorized to cancel said outstanding checks from the Law Enforcement Trust 114-14-0021-0 in the amount of $1,920.00.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-558
---By Council President Ramos:

WHEREAS, The Division of Revenue and Finance of the City of Hoboken has recommended the closure of the following Bank Accounts which have been dormant:

Hudson United Bank

1) Name: CITY OF HOBOKEN
NOW, THEREFORE, BE IT RESOLVED, that the Division of Revenue & Finance be and is hereby authorized to close the aforementioned bank account and to execute any and all documents necessary for the closure of said accounts; and be it further RESOLVED, that the Hudson United Bank which administer the accounts noted above shall be furnished with a certified copy of this resolution.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-559
---By Councilman Giacchi:

WHEREAS, the Finance Department of the City of Hoboken has yielded the computation that as of September of the year 2001, account number #107-01-9814-0 contains numerous outstanding, dated checks; and

WHEREAS, these outstanding dated checks date from August 2000 through September 2001, and have amassed a grant total of $85.00; and

WHEREAS, the Division of Revenue and Finance of the City of Hoboken has recommended that The City Council take the necessary and proper action to cancel these outstanding dated checks from the City of Hoboken Recreation Empire Account; and

WHEREAS, cancellation of these outstanding dated checks will best serve and protect the interests of the residents of this City. NOW, THEREFORE, BE IT,

RESOLVED, that the Department of Administration, Division of Revenue and Finance, is hereby authorized to cancel said outstanding checks from the Recreation Empire Account 107-01-9814-0 in the amount of $85.00.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-560
---By Council President Ramos:

WHEREAS, the Finance Department of the City of Hoboken has yielded the computation that as of June of the year 2002, account number #114-14-0033-3 contains numerous outstanding, dated checks; and
WHEREAS, these outstanding dated checks date from January 2000 through September 2001, and have amassed a grant total of $762.42; and

WHEREAS, the Division of Revenue and Finance of the City of Hoboken has recommended that The City Council take the necessary and proper action to cancel these outstanding dated checks from the City of Hoboken Payroll Agency Account: and

WHEREAS, cancellation of these outstanding dated checks will best serve and protect the interests of the residents of this City. NOW, THEREFORE, BE IT,

RESOLVED, that the Department of Administration, Division of Revenue and Finance, is hereby authorized to cancel said outstanding checks from the Payroll Agency #114-14-0033-3 in the amount of $762.42.

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-561
---By Council President Ramos:

BE IT RESOLVED BY THE CITY COUNCIL, that Mary Gaspar, residing at 907 Hudson Street, Hoboken, New Jersey, be reappointed as a member of the City of Hoboken Board of Alcoholic Beverage Control for a three (3) year term to expire June 30, 2005.

RESOLVED, that a certified copy of this resolution be forwarded to the State of New Jersey Division of Alcoholic Beverage Control, along with a copy of Ms. Gaspar’s acceptance of her appointment.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-562
---By Council President Ramos:

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue by his letter hereto attached and made a part hereof, recommends that refunds be made; now, therefore, be it –

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling $26,807.60 representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Transamerican Real Estate Tax Service</td>
<td>194\37\C0003</td>
<td>718 Bloomfield St.</td>
<td>$4,631.79</td>
</tr>
</tbody>
</table>
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
02-563
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken considers it necessary and proper to hire legal counsel to represent the City of Hoboken for land use matters; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq. permits the award of a professional services contract without public bidding; and

WHEREAS, funds are available for this purpose and will be part of the fiscal year 2002 budget; and

WHEREAS, the City of Hoboken has reviewed the qualifications of Michael Pane, Esq.

NOW, THEREFORE, BE IT RESOLVED, that Michael Pane, Esq. with offices at 307 North Main Street, Hightstown, New Jersey shall be retained to represent the City of Hoboken and counsel the Council for the City of Hoboken on matters pertaining to land use.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute an Agreement to provide legal services with Michael Pane, Esq.

BE IT FURTHER RESOLVED, that Special Counsel shall be paid at a rate of $140 an hour, for a total amount not to exceed $20,000.

BE IT FURTHER RESOLVED, that this agreement shall be effective as of July 1, 2002 and terminate June 30, 2003.

BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-564
---By Councilwoman Andreula:

WHEREAS, the City of Hoboken, Division of Police is the recipient of a Special Legislative Grant from the State of New Jersey, Department of Community Affairs, in the amount of $75,000 to carry out a project to install several real time surveillance video cameras at selected areas of the City, to address a variety of quality of life problems, and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose; and

WHEREAS, the City of Hoboken, Division of Police met with several different vendors to discuss this project in order to obtain the newest and most effective technology and equipment available to complete this project; and
WHEREAS, the City of Hoboken went out to public bid on three separate occasions and all three proposals did not meet the expectations of the Administration and all three bids were rejected on August 18, 1999, November 15, 1999 and January 5, 2000, and

WHEREAS, Catted Enterprises, Inc. of 313-1st Street, Hoboken, provided technical and professional services relating to the preparation of plans and specifications to the City of Hoboken, Division of Police.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that Catted Enterprises, Inc. be awarded such contract for the continuation and completion of this project that began in 2000 as follows: (1) Install all surveillance cameras and wiring at specified locations; (2) Coordinate with other vendors, i.e., Verizon and Hoboken Electric in order to complete this project no later than June 30, 2003; (3) The total cost of this project not to exceed $75,000.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-565
---By Councilwoman Andreula:

WHEREAS, N.J.S.A. 40A:9-136 authorizes the municipality to create the position of the Business Administrator; and

WHEREAS, the Code for the City of Hoboken §4-5 et. seq. created the position of the Business Administrator in the City of Hoboken; and

WHEREAS, pursuant to the Code for the City of Hoboken §4-5 et. seq. the term of office of the Business Administrator shall be at the pleasure of the Mayor and governing body.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Council of the City of Hoboken that pursuant to N.J. S.A. 40A:9-138 and the Code of the City of Hoboken 4-5, effective August 1, 2002, Robert Drasheff is appointed as Business Administrator for the City of Hoboken.

BE IT FURTHER RESOLVED, that Robert Drasheff is to be compensated in accordance with the Salary Ordinance as set forth in the Hoboken City Code.

Before the vote the following members of the public spoke regarding the resolution: Helen Hirsch, 98 Park Avenue; Elizabeth Markavitch, 706 Grand Street; Daniel Tumpson, 230 Park Avenue; Jon Gordon, 1015 Washington Street.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Soares and President Ramos.
---Nays: None.
---Abstentions: Marsh.

02-566
---By Councilman Campos:
WHEREAS, a Summons and Complaint has been filed in the matter of Hudson County Alliance, Inc. v. Gateway, I, LLC, et al., with respect to the property commonly known as 101 Marshall Drive, Hoboken, NJ; and

WHEREAS, the City of Hoboken has maintained particular interest in this matter; and

WHEREAS, the City of Hoboken is concerned for the Hoboken residents who reside near the subject property; and

WHEREAS, the City of Hoboken seek to reassure the Hoboken residents that this matter has been and continues to be closely reviewed and monitored by the Mayor and City Council.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that the City of Hoboken wishes to have Michael Pane, Esq. attorney for the City for land use matters, review Hudson County Alliance Inc. v. Gateway, I, LLC, and, if necessary and if in the best interest of the City of Hoboken, seek to intervene the City of Hoboken as an interested party in the matter.

Before the vote the following members of the public spoke regarding the resolution: Elizabeth Markavitch, 706 Grand Street; Becky Hoffman, 154 Ogden Street, Jersey City; Michael Lenz, 408 Monroe Street; Clif Steinbrinig, 469 Palisade Avenue, Jersey City; Dan Tumpson, 230 Park Avenue; Eric Volpe, 109 Madison Street.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Councilman Soares left the meeting at 8:15 p.m and returned at 8:22 p.m. Although he was away from the meeting for the following four (4) resolutions, he cast an affirmative vote for all four (4) of the resolutions upon his returned.

02-567
---By Council President Ramos:

WHEREAS, the Fiscal Year 2003 Temporary Budget was authorized on the June 19, 2002 Council Meeting by the governing body to take effect on July 1, 2002; and it is requested that said resolution be ratified at this Council Meeting retroactive to July 1, 2002; and

WHEREAS, it is desired to provide an addendum to said temporary budget prior to its ratification,

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Hoboken that the following addendum to the Fiscal Year 2003 Temporary Budget be enacted:

<table>
<thead>
<tr>
<th>Parks and Public Property</th>
<th>From</th>
<th>To</th>
</tr>
</thead>
</table>

Meeting of July 17, 2002
<table>
<thead>
<tr>
<th>Account Description</th>
<th>Account No.</th>
<th>SFY 2003</th>
</tr>
</thead>
<tbody>
<tr>
<td>Salaries &amp; Wages</td>
<td>28-375-1</td>
<td>312,375.00</td>
</tr>
<tr>
<td>Other Expenses</td>
<td>28-375-2</td>
<td>54,337.50</td>
</tr>
<tr>
<td>Division of Parks</td>
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</tr>
<tr>
<td>Salaries &amp; Wages</td>
<td>28-375-1</td>
<td>0.00</td>
</tr>
<tr>
<td>Other Expenses</td>
<td>28-375-2</td>
<td>0.00</td>
</tr>
<tr>
<td>Division of Public Property</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Salaries &amp; Wages</td>
<td>28-376-1</td>
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</tr>
<tr>
<td>Other Expenses</td>
<td>28-376-1</td>
<td>0.00</td>
</tr>
</tbody>
</table>

Before the vote was taken one member of the public spoke: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

02-568
---By Council President Ramos:

WHEREAS, N.J.S.A. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the fiscal year 2003 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the total appropriations in the fiscal year 2002 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance, is the sum of $47,184,867.00; and

WHEREAS, twenty sixth and one quarter percent (26.25%) of the total appropriations in the fiscal year 2002 budget, exclusive on any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said fiscal year 2002 budget is the sum of $12,474,465.09; and

WHEREAS, N.J.S.A. 40A:4-19 also provides authority for appropriating in a temporary resolution the permanent debt service requirements for the coming fiscal year; and

WHEREAS, principal and interest will be due on various dates from July 1, 2002 to June 30,2003, inclusive, on sundry bonds issued and outstanding; and

WHEREAS, the total appropriations in the fiscal year 2002 budget made for interest and debt redemption charges is the sum of $3,702,632.50; and

WHEREAS, the temporary appropriations in the fiscal year 2003 budget for interest and debt redemptions charges are requested of $2,581,222,94; and

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Hoboken that the following appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records:

SEE ATTACHED
<table>
<thead>
<tr>
<th>Department</th>
<th>Salary &amp; Wages</th>
<th>Other Expenses</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Mayor's Office</strong></td>
<td></td>
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</tr>
<tr>
<td>Salary &amp; Wages</td>
<td>20-110-1</td>
<td>68,250.00</td>
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<tr>
<td>Other Expenses</td>
<td>20-110-2</td>
<td>1,312.50</td>
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<tr>
<td>City Council</td>
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<tr>
<td>Salary &amp; Wages</td>
<td>20-111-1</td>
<td>46,200.00</td>
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<tr>
<td>Other Expenses</td>
<td>20-111-2</td>
<td>3,937.50</td>
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<tr>
<td>Office of the City Clerk</td>
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<tr>
<td>Salary &amp; Wages</td>
<td>20-120-1</td>
<td>70,875.00</td>
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<tr>
<td>Other Expenses</td>
<td>20-120-2</td>
<td>1,050.00</td>
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<tr>
<td>Elections</td>
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<tr>
<td>Salary &amp; Wages</td>
<td>20-122-1</td>
<td>2,625.00</td>
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<tr>
<td>Other Expenses</td>
<td>20-122-2</td>
<td>10,500.00</td>
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<tr>
<td>Legal Advertising Other Expenses</td>
<td>20-121-2</td>
<td>4,725.00</td>
</tr>
<tr>
<td>Codification or Ord Other Expenses</td>
<td>20-123-2</td>
<td>3,937.50</td>
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<tr>
<td>Business Administrator's Office</td>
<td></td>
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<tr>
<td>Salary &amp; Wages</td>
<td>20-112-1</td>
<td>57,750.00</td>
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<tr>
<td>Other Expenses</td>
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<td>1,312.50</td>
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<td>Purchasing Division</td>
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<tr>
<td>Salary &amp; Wages</td>
<td>20-114-1</td>
<td>43,312.50</td>
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<tr>
<td>Other Expenses</td>
<td>20-114-2</td>
<td>1,312.50</td>
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<tr>
<td>Personnel &amp; Health Benefits</td>
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<tr>
<td>Salary &amp; Wages</td>
<td>20-105-1</td>
<td>35,175.00</td>
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<td>Other Expenses</td>
<td>20-105-2</td>
<td>393.75</td>
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<td>Constituent Services</td>
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<tr>
<td>Salary &amp; Wages</td>
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<td>15,750.00</td>
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<tr>
<td>Other Expenses</td>
<td>20-333-2</td>
<td>4,725.00</td>
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<tr>
<td>Revenue &amp; Finance Director</td>
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<tr>
<td>Salary &amp; Wages</td>
<td>20-130-1</td>
<td>44,625.00</td>
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<tr>
<td>Other Expenses</td>
<td>20-130-2</td>
<td>5,512.50</td>
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<td><strong>Annual Audit-O/E</strong></td>
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<tr>
<td>Accounts &amp; Controls</td>
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<td></td>
</tr>
<tr>
<td>Salary &amp; Wages</td>
<td>20-131-1</td>
<td>28,875.00</td>
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<tr>
<td>Other Expenses</td>
<td>20-131-2</td>
<td>3,937.50</td>
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<tr>
<td>Payroll Division</td>
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<tr>
<td>Salary &amp; Wages</td>
<td>20-132-1</td>
<td>27,562.50</td>
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<tr>
<td>Other Expenses</td>
<td>20-132-2</td>
<td>656.25</td>
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<tr>
<td>Tax Collections</td>
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<tr>
<td>Salary &amp; Wages</td>
<td>20-145-1</td>
<td>64,312.50</td>
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<td>Other Expenses</td>
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<td>7,875.00</td>
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<td>Zoning Administration</td>
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<tr>
<td>Salary &amp; Wages</td>
<td>21-186-1</td>
<td>34,125.00</td>
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<td>Other Expenses</td>
<td>21-186-2</td>
<td>525.00</td>
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<td>Uniform Construction Code (NJAC 5:23-4.17)</td>
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<tr>
<td>Salary &amp; Wages</td>
<td>22-195-1</td>
<td>162,750.00</td>
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<tr>
<td>Other Expenses</td>
<td>22-195-2</td>
<td>17,500.00</td>
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<tr>
<td>Corporation Counsel</td>
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<tr>
<td>Salary &amp; Wages</td>
<td>20-155-1</td>
<td>78,750.00</td>
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<tr>
<td>Other Expenses</td>
<td>20-155-2</td>
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Unemployment Compensation  23-225-2  34,125.00
Municipal Court
Salary & Wages  43-490-1  210,000.00
Other Expenses  43-490-2  17,062.50

Public Defender
Salary & Wages  43-495-1  13,650.00
Other Expenses  43-495-2  262.50

Public Library
Salary & Wages  29-390-1  157,237.50
Other Expenses  29-390-2  44,887.50

Summer Food Program  41-700-2  7,288.84

$12,474,465.09

Municipal Debt Service
Payment of Bond Principal  45-920-2  366,975.00
Bond Anticipation Notes-Principal  45-925-2  186,637.50
Interest on Bonds  45-930-2  520,384.73
Interest on Notes  45-935-2  16,012.50
Interest on Tax Anticipation Notes  45-936-2  62,212.50
Project Note  45-925-2  1,344,525.00

Local School District Debt Service
Payment of Bond Principal  48-920-2  3,937.50
Interest on Bonds  48-930-2  473.55

Green Trust Loan Program
Loan Repayments for Principal  45-940-001  40,762.49
Loan Repayment For Interest  45-940-010  12,828.67
1989 Green Trust  45-940-020  2,000.00

Underground Storage Tank  24,473.50

2,581,222.94

Before the vote was taken one member of the public spoke: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

02-569
---By Council President Ramos:

WHEREAS, various fiscal year 2002 bills have been presented for payment this year, which bills were not covered by order number and/or recorded at the time of transfers between the fiscal year 2002 Budget Appropriations Reserve in the last two months of fiscal year 2002; and

WHEREAS, N.J.S.A. 40A 4-59 provides for that all unexpended balances carried forward after the close of the year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allows transfers to be made from unexpended balances which are expected to be insufficient during the first three months of the succeeding year;
NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that the transfers in the amount of $46,405.00 be made between the fiscal year 2002 Budget Appropriations Reserves as follows:

(SEE ATTACHED)

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$46,405.00 $46,405.00

Before the vote was taken one member of the public spoke: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yees: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

02-570
---By Council President Ramos:

WHEREAS, the Council of the City of Hoboken has determined that they require the services of a financial advisor to aid in the preparation of a budget for the City of Hoboken, as well as other financial departmental matters; and

WHEREAS, this is a professional service contract and therefore does not need to be bid pursuant to N.J.S.A. 40A:11-1 et. seq.

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Hoboken that Scott Elliott shall be retained as Financial Advisor to consult with and advice the City of Hoboken in financial matters.
BE IT FURTHER RESOLVED, that the financial advisor shall be paid at a rate of $140 an hour, for a total amount not to exceed $70,000.

BE IT FURTHER RESOLVED, that this agreement shall be effective as of July 1, 2002 and terminate June 30, 2003.

BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City’s legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute this Agreement.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11 et. seq.

Before the vote was taken one member of the public spoke: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

02-571
---By Council President Ramos:

WHEREAS, the City of Hoboken is interested in providing insurance coverage’s for employee health benefits and property/casualty insurance that are both cost-effective and comprehensive in nature, and budget; and

WHEREAS, employee benefits and general insurance programs are a significant part of the City's annual budget; and

WHEREAS, the City of Hoboken seeks the professional services of both an insurance consultant (regarding the design and funding of its various insurance programs) and insurance brokerage services (regarding the placement of insurance and the ongoing services of loss control, claims management and general insurance services); and

WHEREAS, these professional services can be provided by a firm with the expertise and resources which can help save money in the areas of employee benefits and general insurance; and

WHEREAS, the City has reviewed the capabilities of three firms that have the specialized services and expertise needed to meet our needs of the City, with such designation not changing current insurers or insuring arrangements and not increasing the cost of the current program; and

WHEREAS, this type of work constitutes a professional service as defined by N.J.S.A. 40A:11-2(b) and as such, is exempt from the bidding requirements pursuant to N.J.S.A. 40A:11-5; and
NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Hoboken authorizes a contact between the City of Hoboken and the following:

- Business and Government Insurance Agency (BGIA, with principal offices located at 900 Route 9N, P.O. Box 39, Woodbridge, NJ 07095, as insurance consultant,

BE IT FURTHER RESOLVED, that the Clerk and the Mayor or the person designated by Ordinance to execute contracts on behalf of the City of Hoboken is hereby authorized to execute this execute in an amount not to exceed $30,000.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute this Agreement.

BE IT FURTHER RESOLVED, that this agreement shall be effective as of July 1, 2002 and terminate June 30, 2003.

Before the vote was taken one member of the public spoke: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

02-572
---By Council President Ramos:

WHEREAS, the Mayor and Council of Hoboken are desirous of gateway signage that will identify the City of Hoboken and extend a welcome at roadway entry points; and

WHEREAS, there exists a need within the City of Hoboken for professional design services relating to the preparation of the design for the aforementioned signage; and

WHEREAS, Lance Wyman Ltd. Has proposed to do the preliminary design work for the aforesaid gateway signage on behalf of the City of Hoboken; and

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that Lance Wyman Ltd. be awarded such contract for the provision of professional design services for the preliminary design of gateway signage, with a total sum for design fees not to exceed $2,500.

Before the vote was taken one member of the public spoke: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Councilman Cricco left the meeting at 8:25 p.m.

02-573
---By Council President Ramos:
CITY COUNCIL, July 17, 2002 offered and moved adoption of the following resolution:

WHEREAS, on July 14, 1994, The Public Laws of 1994, Chapter 72 of the State of New Jersey were enacted, and

WHEREAS, the law, which is an act concerning the delivery and payment of real property tax bills, requires that the Governing Body of each municipality operating under the State Fiscal Year, shall certify, by resolution, a preliminary municipal tax levy to be utilized in the calculation of the municipal portion of the third and fourth installments of property taxes; and

WHEREAS, unless otherwise approved by the Director, the amount of the preliminary municipal tax levy shall not be less than 95% of the prior fiscal year’s tax levy; and

WHEREAS, the Tax Collector recommends that the municipal portion of the preliminary tax levy be set at $17,479,990.46.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, in accordance with the Public Laws of 1994, Chapter 72, certifies a preliminary SFY 2002 municipal tax levy to be $17,479,990.46.

Before the vote was taken one member of the public spoke: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.
---Absent: Cricco.

02-574
---By Council President Ramos:

WHEREAS, the City of Hoboken is required to establish a cash management plan pursuant to N.J.S.A. 40A:5-14; and

WHEREAS, the City must deposit its funds pursuant to the plan; and

WHEREAS, State law provides that the Council may, pursuant to a resolution adopted by a majority vote of all its members, authorize the governing body to use money for the purchase of the types of securities elucidated in N.J.S.A. 40A:5-15.1;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that the City hereby adopts a cash management plan pursuant to N.J.S.A. 40A: 5-14 as follows:

1. The City of Hoboken may make deposits with the State of New Jersey cash management fund established pursuant to Section 1 of P.L. 1977. c. 281 (C.52:18A:90.4.)

2. The City of Hoboken may use monies which may be in hand for the purchase of the types of securities elucidated in N.J.S.A. 40A:5-15.1.

3. This cash management plan shall be subject to the annual audit conducted pursuant to N.J.S.A. 40A:5-4.

Before the vote was taken one member of the public spoke: Helen Hirsch, 98 Park Avenue.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Cricco.

Councilman Cricco returned to the meeting at 8:30 p.m.

02-575
---By Council President Ramos:

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash Fund in any county or municipality by application and resolution; and

WHEREAS, it is the desire of the Chief Finance Officer, City of Hoboken, County of Hudson to establish such a fund for the City of SFY 2003 as follows:

<table>
<thead>
<tr>
<th>Office/Department</th>
<th>Amount</th>
<th>Use</th>
<th>Custodian</th>
</tr>
</thead>
<tbody>
<tr>
<td>Department of Administration</td>
<td>$150.00</td>
<td>Miscellaneous</td>
<td>Business Administrator</td>
</tr>
<tr>
<td>Revenue and Finance</td>
<td>$100.00</td>
<td>Miscellaneous</td>
<td>Chief Finance Officer</td>
</tr>
<tr>
<td>Environmental Services</td>
<td>$150.00</td>
<td>Miscellaneous</td>
<td>Director, Department of Environmental Services</td>
</tr>
<tr>
<td>Municipal Court</td>
<td>$150.00</td>
<td>Miscellaneous</td>
<td>Court Director</td>
</tr>
<tr>
<td>Human Services</td>
<td>$300.00</td>
<td>Miscellaneous</td>
<td>Director Human Services</td>
</tr>
<tr>
<td>Off. of Corporation Counsel</td>
<td>$500.00</td>
<td>Miscellaneous</td>
<td>City Attorney</td>
</tr>
<tr>
<td>Health Department</td>
<td>$150.00</td>
<td>Miscellaneous</td>
<td>Health Officer</td>
</tr>
<tr>
<td>Library</td>
<td>$125.00</td>
<td>Miscellaneous</td>
<td>Director of Library</td>
</tr>
<tr>
<td>Police Department</td>
<td>$150.00</td>
<td>Miscellaneous</td>
<td>Police Chief</td>
</tr>
<tr>
<td>Fire Department</td>
<td>$150.00</td>
<td>Miscellaneous</td>
<td>Fire Chief</td>
</tr>
<tr>
<td>Tax Department</td>
<td>$150.00</td>
<td>Miscellaneous</td>
<td>Tax Collector</td>
</tr>
</tbody>
</table>

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken hereby authorizes such action and that two copies of this resolution be filed with the Division of Local Government, New Jersey Department of Community Affairs for approval.

Before the vote was taken one member of the public spoke: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-576
---By Council President Ramos:

WHEREAS, pursuant to the Code of the City of Hoboken §44-1, the City of Hoboken has establishing a Planning Board; and

WHEREAS, the Code of the City of Hoboken §44-2 provides for nine (9) members to serve on the Planning Board; and

WHEREAS, the Council of the City of Hoboken wishes to re-appoint Cassandra Wilday as a member to the Planning Board as the Recording Secretary and Class II member.

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Hoboken hereby appoints Cassandra Wilday to serve as the Recording Secretary and Class II member for the City of Hoboken.

BE IT ALSO RESOLVED, that Cassandra Wilday will serve as a member of the Planning Board for a term of one year.

Before the vote was taken the following members of the public spoke: Elizabeth Markavitch, 706 Grand Street; Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-577
---By Council President Ramos:

Before the vote was taken the following members of the public spoke: Elizabeth Markavitch, 706 Grand Street; Helen Hirsch, 98 Park Avenue.

WHEREAS, pursuant to the Code of the City of Hoboken §44-1, the City of Hoboken has established a Planning Board; and

WHEREAS, the Code of the City of Hoboken §44-2 provides for nine (9) members to serve on the Planning Board; and

WHEREAS, the Council of the City of Hoboken wishes to re-appoint Carol Marsh as a member to the Planning Board as the Council Representative, Class III member.

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Hoboken hereby appoints Carol Marsh to serve as the Council Representative for the Planning Board for the City of Hoboken.
BE IT ALSO RESOLVED, that Carol Marsh will serve as a member of the Planning Board for a term of one year.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-578
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken, Department of Community Development has a need for professional planning assistance services with regard to various planning and development activities; and

WHEREAS, the City Council of the City of Hoboken, on January 16, 2002 awarded a professional contract to Vandor & Vandor, LTD, 26 Leroy Avenue, Tarrytown, New York to provide professional planning and consultant services; and

WHEREAS, the maximum amount of the contract for professional services to Vandor & Vandor was fifty thousand dollars ($50,000.00) for a term of one year (August 1, 2001 to July 31, 2002); and

WHEREAS, Elizabeth Vandor is now the planner for the City of Hoboken and there is a need for additional planning and consultant services; and

WHEREAS, the maximum amount of the contract for professional services to Vandor & Vandor shall be increased to seventy-five thousand dollars ($75,000.00); and

WHEREAS, the type of work constitutes a professional service as defined by N.J.S.A. 40A:11-5(1)(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, funds are available for this purpose;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Hoboken, that a professional services contract awarded to Vandor & Vandor be increased to a maximum of Seventy-five thousand dollars during the one year term from August 1, 2001 to May 31, 2002 and that the Mayor of the City of Hoboken is hereby authorized to execute the above stated contract and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et seq.

Before the vote was taken the following member of the public spoke: Elizabeth Markavitch, 706 Grand Street.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-579
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken, Department of Community Development has a need for professional planning assistance services with regard to various planning and development activities; and
WHEREAS, the City Council of the City of Hoboken, on January 16, 2002 awarded a professional contract to Vandor & Vandor, LTD, 26 Leroy Avenue, Tarrytown, New York to provide professional planning and consultant services; and

WHEREAS, the maximum amount of the contract for professional services to Vandor & Vandor shall be seventy-five thousand dollars ($75,000.00) for a term of one year (June 1, 2002 to May 31, 2003); and

WHEREAS, the type of work constitutes a professional service as defined by N.J.S.A. 40A:11-5(1)(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, funds are available for this purpose;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Hoboken, that a professional services contract awarded to Vandor & Vandor be increased to a maximum of Seventy-five thousand dollars during the one year term from June 1, 2002 to May 31, 2003 and that the Mayor of the City of Hoboken is hereby authorized to execute the above stated contract and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et seq.

Before the vote was taken the following member of the public spoke: Elizabeth Markavitch, 706 Grand Street.

---Motion duly seconded by Councilman DelBoccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-580
---By Council President Ramos:

WHEREAS, the City of Hoboken, Department of Community Development, (“Hoboken”) desires to engage the architectural and planning firm of Hillier Group Architecture, NJ, 744 Broad Street, Suite 3000, Newark, NJ 07102, to perform professional architectural and planning services in connection with the Hoboken & Port Authority Southern Waterfront Project regarding the development of the Southern Waterfront area; and

WHEREAS, in light of the nature of the aforementioned matters and the expertise which the Hillier Group is able to offer in connection with these matters, it is in the best interests of the City to retain the said architectural and planning firm of the Hillier Group to assist the City in connection with the above-referenced development project; and

WHEREAS, the maximum amount of the contract for professional architectural and planning services shall be Sixty Thousand Dollars ($60,000.00) for a term of one year (July 1, 2002 to June 30, 2003); and

WHEREAS, the funds for this professional architectural and planning services contract are available through the Municipal Development Agreement for the Southern Waterfront between the Port Authority of New York and New Jersey and the City of
WHEREAS, pursuant to N.J.S.A. 40A:11-5(1)(a)(i), such services constitute professional services, as to which a contract may be awarded without public advertising for bids and bidding therefore; and

WHEREAS, N.J.S.A. 40A:11-5(1)(a)(i) further provides that when authorizing, by resolution, the award of a contract for professional services, the City Clerk shall forthwith cause to be printed once, in a newspaper authorized by law to publish its legal advertisements, a brief notice stating the nature, duration, services and amount of the contract, and that the resolution and contract are on file and available for public inspection in the office of the City Clerk; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Hoboken that the Mayor of the City of Hoboken is, and shall be authorized to execute on behalf of the City a professional services agreement with the architectural and planning firm of the Hillier Group in an amount not to exceed a maximum of $60,000.00 for a term of one year (July 1, 2002 to June 30, 2003) and the City Clerk of the City of Hoboken is and shall be authorized to attest the same.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et. seq.

Before the vote was taken the following member of the public spoke: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-581
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken is interested in acquiring vacant property for open space and recreational purposes; and

WHEREAS, the City of Hoboken wishes to make application to The Department of Environmental Protection, Green Acres Program for acquisition funds; and

WHEREAS, a part of the acquisition application process, it is necessary for the City to provide property appraisals completed by a Green Acres approved appraiser; and

WHEREAS, funds are available for this purpose, now therefore be it –

RESOLVED, that the City of Hoboken will retain the services of Hugh A. McGuire (a Green Acres approved appraiser consultant), 547 Summit Avenue, Jersey City, New Jersey in an amount not to exceed $10,000; be it further

RESOLVED, that the Mayor or Business Administrator may execute the contract for the above services.

Before the vote was taken the following member of the public spoke: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

ORDINANCES

Introduction and First Reading

02-582
DR-47

AN ORDINANCE AMENDING CHAPTER 141 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, PROVIDING FOR PARKING PERMITS AND REGULATION OF ON STREET PARKING THROUGHOUT THE CITY OF HOBOKEN. (granting authority to the executive director to issue permits in special circumstances)

WHEREAS, the City of Hoboken recognizes the needs for additional parking for the residents of the City; and

WHEREAS, the City of Hoboken will work whenever possible to increase the availability of on street parking for Hoboken residents.

BE IT ORDAINED by the City Council of the City of Hoboken that Chapter 141 of the Revised General Municipal Ordinances of the City of Hoboken be amended and supplemented in the provision of parking permits and regulation of on street parking throughout the City of Hoboken.

SECTION I

Chapter 141, Article 1, Resident, Visitor and Business Parking, of the Code of the City of Hoboken be and is hereby amended and supplemented as follows:

ARTICLE I
Resident, Visitor, and Business Parking


A. The Parking Authority shall have the authority to formulate and promulgate rules and regulations pertaining to this Article, subject to the veto of the City Council, and the Parking Authority shall be entitled, in its discretion, to verify any information appropriate to the enforcement of this Article. The Parking Authority and the Hoboken Police Department shall have the power to issue summonses for violations of this Article; provided, however, that in the case of a summons issued for misuse of a resident permit, such summons shall be issued by the Municipal Court of the City of Hoboken.

B. At the discretion of the Executive Director or his/her designee, exceptions may be granted for any special circumstances affecting City residents with respect to obtaining a parking permit.

SECTION II
If any section or provision of this Ordinance shall be held invalid in any court, the same shall not affect the other sections or provisions of this Ordinance except so far as the section or provision declared invalid shall be inseparable from the remainder or any portion thereof.

SECTION III

Any ordinance, or section or provision of any Ordinance inconsistent with this Ordinance is hereby repealed to the extent of such inconsistency.

SECTION IV

This Ordinance shall take effect upon publication as provided by law.

---Council President Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on AUGUST 14, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-583
DR-48

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278 (Loading Zones, Second, Third Sts.)

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the City of Hoboken in the County of Hudson that the Hoboken Code shall be amended by adding the following sections:

ARTICLE V
LOADING ZONES

190-11 Loading Zone

Section 1. The locations described is hereby designated as a loading zones. No person shall park a vehicle in said location during the times indicated other than for the loading or unloading of goods and materials.

<table>
<thead>
<tr>
<th>NAME OF STREET</th>
<th>TIME</th>
<th>SIDE</th>
<th>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Second Street</td>
<td>8:00 A.M.</td>
<td>North</td>
<td>Beginning at a point 35’ ft.</td>
</tr>
</tbody>
</table>
Section 2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 3. Proper signs shall be erected in accordance with the current “Manual on Traffic Control Devices.”

Section 4. This ordinance shall be part of the Hoboken code as though codified and fully set forth therein. The City Clerk shall have its ordinance codified and incorporated in the official copies of the Hoboken code.

---Councilwoman Castellano moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on AUGUST 14, 2002 at 7:00 PM.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-584
DR-49

AN ORDINANCE GRANTING AN EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT 34 WILLOW COURT STREET, MORE PARTICULARLY KNOWN AS LOT 1, BLOCK 158.2, ON THE TAX MAP OF THE CITY OF HOBOKEN. (easement for garage)

WHEREAS, the applicant Richard C. Grimmer has petitioned the City of Hoboken for the granting of certain easements over municipal lands at 34 Willow Court, Hoboken, New Jersey, (“the premises”) which premises is more particularly described as Lot 1, Block 158.2, on the Tax Map of the City of Hoboken, New Jersey, in order to: repair and maintain the existing one-story frame garage standing in the public right-of way of Clinton Street

BEGINNING at a point in the northerly line of Willow Court, which point is distant of 187.05 feet westerly from the corner formed by the intersection of the northerly line of Willow Court North with the westerly line of Willow Avenue; and from thence running:

1. North 76º 56’ West, and along the northerly line of Willow Court North 12.95 feet to a point in the easterly line of Clinton Street; thence
2. North 13º 04’ East, and along the easterly line of Clinton Street, 50.00 feet to a point, thence
3. South 76º 56’ East, and parallel with Willow Court North, 12.95 feet to a point; thence
4. South 13º04’ West and parallel to Clinton Street and to, through and beyond the center of an extension party wall, and exterior common chimney, a main building
party wall and an interior chimney, 50.00 feet, to the northerly line of Willow Court North and the point or place of Beginning.

Known as Lot 1, Block 158.2 as shown on the official tax assessment map for the City of Hoboken, Hudson County, New Jersey, and more commonly known as 34 Willow Court, Hoboken, New Jersey

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF HOBOKEN THAT THE CITY OF HOBOKEN HEREBY GRANTS RICHARD C. GRIMMER THE AFOREMENTIONED EASEMENT SUBJECT TO THE FOLLOWING CONDITIONS AND REQUIREMENTS:

1. The City of Hoboken expressly reserves the right to require the removal of any projections or encumbrances, under or upon any street, sidewalk or public easement, for any reason including but not limited to destruction of premises by fire.

2. The applicant shall immediately remove any or all projections or encumbrances that are improperly maintained and thus present a public hazard.

3. The applicant shall indemnify the City of Hoboken for any and all damage or money loss occasioned by the City of Hoboken or its officers or agents by any neglect, wrong-doing, omissions or commissions by the applicant arising form the making of improvements referred to herein and the construction, use and maintenance of the properly described herein, and shall hold harmless the Mayor and Council of the City of Hoboken its officers, agents, employees, against all claims, charges, judgments, costs, penalties, remediation or counsel fees arising from such damages, or loss, including but not limited to death and injury, to any person or damage to property of any person, firm or corporation occasioned wholly or in part from the construction, use and maintenance of the property described herein, and the applicant shall maintain liability insurance with respect thereto, in an amount of $1,000,000.00 with a policy to be issued by an insurance company approved by the Office of the Corporation Counsel, naming the City of Hoboken, the Mayor and the City Council Members as an additional insureds.

4. These easements shall run with the land and inure to the benefits of the applicant's successors and assigns in title and interest to the property served by these easements. The covenants and conditions set forth herein shall similarly be the obligation of the applicant's successors and assigns in title and interest to the property served by the within easements.

5. The permission granted herein is conditioned upon and shall be effective only upon the applicant obtaining any and all other necessary permits that may be required by local or state law.

6. This ordinance shall take effect as provided by law.

---Council President Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on AUGUST 14, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting:  Tim Caban, 726 Bloomfield Street; John Glasel, 84 Jefferson Street; Annie Forbes, 400 Marshall Drive; Adrienne Rawlins, 400 Marshall Drive; Helen Hirsch, 98 Park Avenue; Lynda Walker, 210 Harrison Street; Scott Gibson, 616 Monroe Street; Elizabeth Markavitch, 706 Grand Street; John Branciforte, 1020 Garden Street; Dan Tumpson, 230 Park Avenue.

President Ramos then adjourned the meeting at 9:45 p.m.

________________________________________________________________________

PRESIDENT OF THE COUNCIL

________________________________________________________________________

CITY CLERK

Meeting of July 17, 2002  52
President Ramos opened the meeting at 5:40 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

At this time the Deputy City Clerk read the following letter dated August 5, 2002 into the record:

02-584A
The Honorable Ruben Ramos, Jr.
President
Hoboken City Council
1034 Clinton Street
Hoboken, NJ 07030

Dear Council President Ramos:

I hereby call a Special Meeting of the Hoboken City Council to be held for Friday, August 9, 2002 at 5:00 pm in the City Council Chambers, 94 Washington Street, Hoboken, New Jersey. The purpose of this meeting is the introduction and adoption of the following:

STATE FISCAL YEAR INDEX RATE ORDINANCE TO EXCEED INDEX RATE LESS THAN 5% LIMITATION FOR SFY 2003.

Very truly yours,
DAVID ROBERTS
Mayor
City of Hoboken

DR/jb
Cc: Esther Suarez, Corporation Counsel
    Robert K. Drasheff, Business Administrator
    James J. Farina, City Clerk
    All City Council Members
    Jersey Journal/Bergen Record/Star Ledger

The Deputy Clerk then called the roll:

PRESENT: Council persons Andreula, Cricco, Del Boccio, Giacchi, and President Ramos.

ABSENT: Campos, Castellano, Marsh, Soares.
Business Administrator Robert Drasheff and Finance Supervisor Katia Stack explained the ordinance to the council and the public in attendance.

At this time President Ramos allowed the following members of the public to address the City Council: John Glasel, 84 Jefferson Street; Helen Hirsch of 98 Park Avenue; Alan Cohen, 551 Observer Highway; Lynda Walker, 210 Harrison Street.

**ORDINANCES**

*Introduction and First Reading*

**02-584B**

**DR-50**

STATE FISCAL YEAR INDEX RATE ORDINANCE TO EXCEED INDEX RATE LESS THAN 5% LIMITATION FOR SFY 2003.

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45-1 et. seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 5% or the index rate, whichever is less, over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, P.L. 1986, C.203 amended the Local Government Cap Law, to provide that a municipality may, in any year in which the index rate is less than 5%, increase its final appropriations by a percentage rate greater than the index rate but not to exceed the 5% rate as defined in the amendatory law, when authorized by ordinance; and

WHEREAS, the index rate for SFY 2003 has been certified by the Director of the Division of Local Government Services in the Department of Community Affairs as 1%; and

WHEREAS, the Council of the City of Hoboken in the County of Hudson finds it advisable and necessary to increase its SFY 2003 budget by more than 1% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Council of the City of Hoboken hereby determines that a 5% increase in the budget for said year, amounting to $2,376,644 in excess of the increase in its final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of Hoboken, in the County of Hudson, a majority of the full authorized membership of this governing body affirmatively accordance with this ordinance and P.L. 1986, C. 203, be increased by 5% amounting to $2,376,644 and that the SFY 2003 municipal budget for the City of Hoboken be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon be filed with said Director within 5 days after such adoption.
BE IT FURTHER ORDAINED, this Ordinance shall take effect immediately upon adoption.

---Council President Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a special meeting of the Council to be held on August 26, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 5 - NAYS: 0 - ABSENT: 4
---Yeas: Council persons Andreula, Del Boccio, Cricco, Giacchi and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Marsh, Soares.

President Ramos then adjourned the meeting at 6:25 p.m.

________________________________________

PRESIDENT OF THE COUNCIL

________________________________________

CITY CLERK
President Ramos opened the meeting at 7:10 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:

PRESENT: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.

ABSENT: Soares.

<table>
<thead>
<tr>
<th>YEAS:</th>
<th>NAYS:</th>
<th>ABSENT:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.</td>
<td>None</td>
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HEARING ON ORDINANCES

Second Reading and Public Hearing

AN ORDINANCE AMENDING CHAPTER 141 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, PROVIDING FOR PARKING PERMITS AND REGULATION OF ON STREET PARKING THROUGHOUT THE CITY OF HOBOKEN. (granting authority to the executive director to issue permits in special circumstances)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilwoman Andreula.

---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278 (Loading Zones, Second, Third Sts.)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.
Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

AN ORDINANCE GRANTING AN EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT 34 WILLOW COURT STREET, MORE PARTICULARLY KNOWN AS LOT 1, BLOCK 158.2, ON THE TAX MAP OF THE CITY OF HOBOKEN. (easement for garage)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

Before the vote was taken one member of the public spoke: Dan Tumpson, 230 Park Avenue. No other person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.
Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

HEARING ON ORDINANCES

Third and Final Reading

Council President Ramos then moved that the ordinance entitled, " AN ORDINANCE AMENDING CHAPTER 141 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, PROVIDING FOR PARKING PERMITS AND REGULATION OF ON STREET PARKING THROUGHOUT THE CITY OF HOBOKEN. (granting authority to the executive
director to issue permits in special circumstances)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeast: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKE Entitled VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278 (Loading Zones, Second, Third Sts.)" be taken from the table for its third and final reading.

Motion seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE GRANTING AN EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT 34 WILLOW COURT STREET, MORE PARTICULARLY KNOWN AS LOT 1, BLOCK 158.2, ON THE TAX MAP OF THE CITY OF HOBOKE. (easement for garage)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

02-585

APPLICATIONS FOR MISCELLANEOUS LICENSES

Vendor --------------------------------------------------------------- 4
Public Hack Drivers --------------------------------------------- 1
Livery/Limousine Drivers----------------------------------------- 3
Owner Operated Pool Tables--------------------------------------- 1
Mechanical Amusement Devices ----------------------------------- 1
Raffles-------------------------------------------------------------- 2

---Council President Ramos moved that the licenses be granted.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1

Meeting of August 14, 2002 3
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

REPORTS OF CITY OFFICERS

02-586
A report of Municipal Clerk James J. Farina indicating bids received on Friday, July 26, 2002 for:
Landscape Maintenance for the Southern Waterfront; public bid #03-01 (two bids received) and
Motorcycles (2) for H.P.D.; public bid #03-03. (one bid received)
---Received and filed.

02-587
A report of the Municipal Court indicating receipts for the month of July 2002 as $234,332.83.
---Received and filed.

02-588
A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending July 31, 2002 - $150,858.32
---Received and filed.

CLAIM RESOLUTIONS

02-589
By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $1,074,400.95 against the UNCLASSIFIED CLAIMS.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $308,835.24 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $616,288.12 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $26,379.23 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $92,907.75 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in
payment of approved claims totaling $106,897.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1 - ABSTENTION: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi and Marsh.
---Nays: None.
---Absent: Soares.
---Abstention: President Ramos.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $56,021.48 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

By Council President:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $46,390.48 against the CAPITAL ACCOUNT.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

PAYROLL RESOLUTIONS

02-590
By Councilwoman Andreula:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD JULY 4, 2002 TO JULY 17, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

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<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
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Meeting of August 14, 2002
<table>
<thead>
<tr>
<th>Department</th>
<th>Code</th>
<th>Beginning Balance</th>
<th>Income</th>
<th>Expenses</th>
<th>Ending Balance</th>
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<td>Streets &amp; Roads</td>
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</table>

**Sub-Total**

|                |               | 1,105,848.31 | 78,286.46 | 6,073.59 | 1,190,208.36 |

**Other**

<table>
<thead>
<tr>
<th>Department</th>
<th>Code</th>
<th>Balance</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Water Utility</td>
<td>0-05-20-701-010</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Police Outside Employ.</td>
<td>T-14-10-000-000</td>
<td>19,260.00</td>
<td>19,260.00</td>
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</tbody>
</table>

Meeting of August 14, 2002
Police Grant.

Fire Dept. Penalty  T-13-10-000-001  1,191.66  1,191.66

**Grand Total**  1,105,848.31  79,478.12  25,333.59  1,210,660.02

Motion by Councilwoman Andreula.
Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

**02-591**
By Council President Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD JULY 18, 2002 TO JULY 31, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mayor's Office</td>
<td>1-01-20-110</td>
<td>9,522.79</td>
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<td>9,522.79</td>
</tr>
<tr>
<td>City Council</td>
<td>1-01-20-111</td>
<td>6,777.35</td>
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<td>6,777.35</td>
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<td>City Clerks</td>
<td>1-01-20-120</td>
<td>7,009.30</td>
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<tr>
<td>Elections</td>
<td>1-01-20-122</td>
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<tr>
<td>Corporation Counsel</td>
<td>1-01-20-155</td>
<td>9,851.67</td>
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<td>9,851.67</td>
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<tr>
<td>Bus Adm. Office</td>
<td>1-01-20-112</td>
<td>9,873.79</td>
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<tr>
<td>ABC Board</td>
<td>1-01-20-113</td>
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<td>269.24</td>
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<tr>
<td>Purchasing Dept.</td>
<td>1-01-20-114</td>
<td>6,180.45</td>
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<tr>
<td>Finance Supervisor</td>
<td>1-01-20-130</td>
<td>5,818.95</td>
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<td>5,818.95</td>
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<tr>
<td>Payroll Division</td>
<td>1-01-20-132</td>
<td>4,760.95</td>
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<td>4,760.95</td>
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<td>------------</td>
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<tr>
<td>Personnel</td>
<td>1-01-20-105</td>
<td>5,857.14</td>
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<td>Tax Collector’s</td>
<td>1-01-20-145</td>
<td>9,315.63</td>
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<td>Assessor’s Office</td>
<td>1-01-20-150</td>
<td>9,623.29</td>
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<td>Treasurer’s</td>
<td>1-01-20-131</td>
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<tr>
<td>Emergency Mgmt</td>
<td>1-01-25-266</td>
<td></td>
<td>721.60</td>
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<tr>
<td>Police Division</td>
<td>1-01-25-241</td>
<td>423,396.42</td>
<td>7,953.17</td>
<td>63.05</td>
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<tr>
<td>Crossing Guard</td>
<td>1-01-25-241</td>
<td></td>
<td>1,760.00</td>
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<td>Fire Division</td>
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<td>321,910.09</td>
<td>2,044.92</td>
<td>1,772.28</td>
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<td>Water Utility</td>
<td>0-01-26-774</td>
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<tr>
<td>Grants Management</td>
<td>1-01-20-116</td>
<td>5,774.34</td>
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<td>1,301.73</td>
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<tr>
<td>Signal &amp; Traffic Dept.</td>
<td>1-01-25-267</td>
<td>10,240.93</td>
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<td>195.66</td>
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<tr>
<td>Public Library</td>
<td>1-01-29-390</td>
<td>20,951.01</td>
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<td>329.42</td>
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<tr>
<td>Zoning Officer</td>
<td>1-01-21-186</td>
<td>4,996.10</td>
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<tr>
<td>Zoning Board of Adjust</td>
<td>1-01-21-185</td>
<td>1,958.92</td>
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<td>Planning Board</td>
<td>1-01-21-180</td>
<td>2,484.18</td>
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<td>Historic Preservation</td>
<td>1-01-20-175</td>
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<td>Municipal Court</td>
<td>1-01-43-490</td>
<td>29,835.11</td>
<td>541.88</td>
<td>1,709.03</td>
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<td>Envir. Ser. Dir. Office</td>
<td>1-01-26-290</td>
<td>8,975.93</td>
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<td>543.27</td>
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<tr>
<td>Streets &amp; Roads</td>
<td>1-01-26-291</td>
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<td>Solid Waste</td>
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<td>Parks</td>
<td>1-01-26-300</td>
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<td>1,576.44</td>
<td>23,254.28</td>
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<td>Community Develop.</td>
<td>1-01-21-187</td>
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<td>2,346.03</td>
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<td>Central Garage</td>
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<td>Recreation Dept.</td>
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<td>21,221.26</td>
<td>171.87</td>
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<td>Constituent Services</td>
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<td>4,308.91</td>
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<tr>
<td>Service/Department</td>
<td>Code</td>
<td>Amount</td>
<td>Transfers</td>
<td>Total</td>
<td></td>
</tr>
<tr>
<td>----------------------------------------</td>
<td>------------</td>
<td>----------</td>
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<tr>
<td>Human Service Direct.</td>
<td>1-01-27-330</td>
<td>6,325.56</td>
<td>6,325.56</td>
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<tr>
<td>Hispanic Affairs</td>
<td>1-01-27-331</td>
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<tr>
<td>Board of Health</td>
<td>1-01-27-332</td>
<td>12,825.01</td>
<td>296.04</td>
<td>13,121.05</td>
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<td>Div of Housing Svc</td>
<td>1-01-27-346</td>
<td>6,476.71</td>
<td>6,476.71</td>
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<tr>
<td>Senior Citizens Div</td>
<td>1-01-27-336</td>
<td>10,100.90</td>
<td>10,100.90</td>
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<tr>
<td>Rent &amp; Stabilization Bd</td>
<td>1-01-27-347</td>
<td>7,119.40</td>
<td>7,119.40</td>
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<td>Transportation</td>
<td>1-01-27-348</td>
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<td>340.00</td>
<td>6,572.09</td>
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<tr>
<td>Cultural Affairs</td>
<td>1-01-27-176</td>
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<tr>
<td>Public Defender</td>
<td>1-01-43-495</td>
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<td>1,930.42</td>
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<td>Construction Code</td>
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<tr>
<td>Summer Lunch</td>
<td>1-01-55-901001</td>
<td>1,852.50</td>
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<td>1,852.50</td>
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<tr>
<td><strong>Sub-Total</strong></td>
<td></td>
<td>1,141,237.64</td>
<td>36,871.72</td>
<td>1,198,109.39</td>
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<tr>
<td><strong>Other</strong></td>
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<td>17,310.93</td>
<td>30,190.00</td>
<td>47,500.93</td>
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<tr>
<td>Water Utility</td>
<td>0-05-20-701-010</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Police Outside Employ.</td>
<td>T-14-10-000-000</td>
<td>30,190.00</td>
<td>30,190.00</td>
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<td></td>
</tr>
<tr>
<td>Police Grant</td>
<td></td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Summer Lunch Progrm</td>
<td>G-02-40-302-000</td>
<td>1,805.10</td>
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<tr>
<td><strong>Grand Total</strong></td>
<td></td>
<td>1,141,237.64</td>
<td>19,116.03</td>
<td>1,227,353.67</td>
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</tr>
</tbody>
</table>

Motion by Council President Ramos. Seconded by Councilwoman Andreula.---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.---Nays: None.---Absent: Soares.

**RESOLUTIONS**

Presented and Read
WHEREAS, a summons was issued for a motor vehicle violation to the following individuals; and

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are entitled to reimbursement of the towing charges and storage fees;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that warrants be drawn on the City Treasurer to the order of the following sums opposite their respective names as reimbursement of towing charges:

<table>
<thead>
<tr>
<th>Name/Address</th>
<th>Summons Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jim Stull</td>
<td>03/25/02 WW196035</td>
<td>$75.00</td>
</tr>
<tr>
<td>Charles Lightfoot</td>
<td>06/09/02 MC000994</td>
<td>$75.00</td>
</tr>
<tr>
<td>Tami Rohner</td>
<td>05/28/02 WW205443</td>
<td>$75.00</td>
</tr>
<tr>
<td>Stephen J. Teesdale</td>
<td>03/27/02 WW171153</td>
<td>$300.00</td>
</tr>
</tbody>
</table>

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

WHEREAS, the City of Hoboken has received Limo/Livery Driver Application Fee from the following applicant, which payment was given to City Clerks Office in the City of Hoboken and applicant fail test.

Mr. Pedro Rodriguez 918 Willow Avenue, Hoboken, NJ 07030

$30.00
WHEREAS, the Division of Revenue and Finance recommends the refund of the aforesaid amounts to the applicant; and

NOW, THEREFORE, BE IT RESOLVED, that warrants be drawn on the City Treasurer in favor of the aforementioned applicant for the amount set forth next to their name.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

02-594
---By Council President Ramos:

WHEREAS, the City of Hoboken has received Limo/Livery Driver Application Fee from the following applicant, which payment was given to City Clerks Office in the City of Hoboken and applicant fail test.

Mr. Osman R. Chapas 17 James Avenue, Apt. 1 Jersey City, NJ 07307 $175.00

WHEREAS, the Division of Revenue and Finance recommends the refund of the aforesaid amounts to the applicant; and

NOW, THEREFORE, BE IT RESOLVED, that warrants be drawn on the City Treasurer in favor of the aforementioned applicant for the amount set forth next to their name.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

02-595
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken is desirous of making the facility handicapped accessible by installing a ramp and elevator; and

WHEREAS, there exists a need within the City of Hoboken for architectural and engineering services relating to the preparation of a schematic design and construction documents for the handicapped accessible ramp and elevator; and

WHEREAS, Rivardo, Schnitzer, and Capazzi Architects and Planners have submitted a proposal for architectural/engineering services for the aforesaid project with a total not to exceed Forty five thousand ($45,000.00) dollars and duration not to exceed twelve months; and

WHEREAS, the Hoboken Public Library has received funds that can be sued to provide accessibility to the facility; and

---Meeting of August 14, 2002
WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that Rivardo, Schnitzer, and Capazzi Architects and Planners be awarded such contract for the provision of professional architectural and engineering services for the development of a schematic design and construction documents for the Hoboken Public Library handicapped accessible ramp and elevator, with a total sum for design fees not to exceed forty five thousand ($45,000.00) dollars and for the duration of twelve months.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute this Agreement.

BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

02-596
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken is desirous of obtaining a full set of plans and elevations depicting existing conditions at the Hoboken Public Library; and

WHEREAS, there exists a need within the City of Hoboken for architectural and engineering services for site inspection and documentation of existing floor plans and and elevations , as well as an infrared survey of the existing exterior walls to complete the aforesaid set of plans; and

WHEREAS, Rivardo, Schnitzer, and Capazzi Architects and Planners have submitted a proposal for architectural/engineering services for the aforesaid project with a total not to exceed Sixteen thousand ($16,000.00) dollars; and

WHEREAS, the Hoboken Public Library has existing funds remaining in the 1989 Bond Balance ; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that Rivardo, Schnitzer, and Capazzi Architects and Planners be awarded such contract for the provision of professional architectural and engineering services for the development of professional architectural and engineering services for the development of a complete set of existing condition documents for the Hoboken Public Library ,with a sum for design fees not to exceed sixteen thousand ($16,000.00) dollars.
BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute this Agreement.

BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City’s legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

02-597
---By Council President Ramos:

WHEREAS, the City of Hoboken considers it necessary and proper to hire a financial consultant to assist the City in auditing Tax Abatement Financial Agreements; and

WHEREAS, such specialized financial consultant services can be provided by a recognized auditing firm, and the audit firm of Donohue, Gironda & Doria of 310 Broadway, Bayonne, New Jersey 07002, is so recognized; and

WHEREAS, said financial consulting services are a professional service as defined under N.J.S.A. 40A:11-3(6) and as such constitutes an exception to the bidding requirements pursuant to N.J.S.A. 40A:11-51(1); and

WHEREAS, funds for this agreement are available for this purpose;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that the Mayor and City Clerk are hereby authorized to execute an agreement with the accounting firm of Donohue, Gironda & Doria in amount not to exceed $25,000 to provide the specialized financial services necessary.

BE IT FURTHER RESOLVED that this agreement be effective as of July 1, 2002 and terminate on or prior to June 30, 2003 unless otherwise extended or modified by the Council of the City of Hoboken by resolution.

BE IT FINALLY RESOLVED by the Council of the City of Hoboken and County of Hudson that the City Clerk have published a brief notice stating the name, nature, duration of the contract, the services performed and that a copy of the contract is on file with the City Clerk stating the amount of the contract, in one newspaper authorized by law to publish the City’s legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

02-598
---By Councilwoman Castellano:

WHEREAS, SJP Properties has received permits for constructing Phase II, Block A Waterfront Corporate Center along River Street; First Street to Second Street, and

WHEREAS, current construction work may cause a safety hazard to anyone and property in the immediate vicinity; and

WHEREAS, SJP Properties Corporation has requested that as an added safety measure the City of Hoboken prohibit parking and vehicular traffic on the following street:

- Second Street (both sides) beginning at the easterly curb line of Sinatra Drive and extending to the easterly curb line of River Street
- Closing Second Street (Sinatra Drive to River Street) to erect an oversize crane in the street. The herein location shall be closed by erecting a fence by SJP Properties; and –

WHEREAS, the Council of the City of Hoboken did permit by resolution dated November 7, 2001 the closure of Second Street to vehicular traffic starting on Monday, December 3, 2001, and through and inclusive of Friday, August 30, 2002, and

WHEREAS, it is in the best interest of the public safety that the closure date be extended until November 30, 2002, now, therefore be it

RESOLVED, that the closure of Second Street from Sinatra Drive to River Street to vehicular traffic is hereby extended until November 30, 2002 and be it further

RESOLVED, that a copy of this resolution be presented to the Department of Administration, Division of Signal and Traffic, for immediate implementation of any necessary public notices and signage and that the Signal and Traffic Division prepare the necessary traffic regulations and notifications to the New Jersey Department of Transportation.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

02-599
---By Council President Ramos:

WHEREAS, various fiscal year 2002 bills have been presented for payment this year, which bills were not covered by order number and/or recorded at the time of transfers between the fiscal year 2002 Budget Appropriations Reserve in the last two months of fiscal year 2002; and

WHEREAS, N.J.S.A. 40A 4-59 provides for that all unexpended balances carried forward after the close of the year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and
allows transfers to be made from unexpended balances which are expected to be insufficient during the first three months of the succeeding year;

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Hoboken that the transfers in the amount of $118,411.00 be made between the fiscal year 2002 Budget Appropriations Reserves as follows:

(SEE ATTACHED)

<table>
<thead>
<tr>
<th>CURRENT FUND</th>
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<th>TO</th>
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<td>Personnel &amp; Health Benefits S/W</td>
<td>2-01-20-105-010</td>
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<td>2-01-20-111-010</td>
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<td>Alcoholic Beverage Control Bd. S/W</td>
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<td>Election S/W</td>
<td>2-01-20-122-010</td>
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<td>Revenue &amp; Finance Director S/W</td>
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<td>Codification of Ordinance O/E</td>
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<td>Expert Witness &amp; Appraisal O/E</td>
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<td>Uniform Construction Code O/E</td>
<td>2-01-20-195-020</td>
<td>8,000.00</td>
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Zoning Officer O/E 2-01-20-186-020  70.00
Housing Inspection O/E 2-01-20-187-020  560.00
Insurance O/E 2-01-20-210-020  4,000.00
Postage O/E 2-01-20-211-020  2,200.00
Dues/Membership O/E 2-01-20-212-020  90.00
Office Machines O/E 2-01-20-213-020  1,250.00
Labor Arbitration O/E 2-01-20-214-020  6,325.00
Stationery & Office Supplies O/E 2-01-20-218-020  1,640.00
Claims Against the City O/E 2-01-20-219-020  3,850.00
Right to Know O/E 2-01-20-221-020  500.00
No. Hudson Council of Mayors O/E 2-01-20-222-020  300.00
Towing & Storage O/E 2-01-20-223-020  200.00
Financial Services O/E 2-01-20-226-020  4,090.00
Acquisition of Vehicles O/E 2-01-20-242-020  450.00
Fire Department O/E 2-01-20-266-020  360.00
Envirn. Services Director's Office O/E 2-01-20-290-020  740.00
Streets & Roads O/E 2-01-20-291-020  870.00
Office of Constituent Services O/E 2-01-20-333-020  1,280.00
Senior Citizens O/E 2-01-20-336-020  920.00
Transportation O/E 2-01-20-348-020  1,000.00
Electricity O/E 2-01-20-430-000  2,800.00
Street Lighting O/E 2-01-20-435-000  2,500.00
Water & Sewer O/E 2-01-20-445-000  30.00
Fuel Oil O/E 2-01-20-447-000  500.00
Telecommunications O/E 2-01-31-450-000  1,050.00
Gasoline O/E 2-01-31-460-000  50.00
Contingent O/E 2-01-35-470-000  5,000.00
Unemployment O/E 2-01-23-225-020  4,150.00
Hazmat Donations O/E 2-01-25-254-020  8,700.00
Recreation & Cultural Affairs O/E 2-01-28-370-020  5,700.00
Post Retirement Benefits 2-01-36-447-000  10,000.00
Communications O/E 2-01-32-440-000  2,500.00
Rent Leveling O/E 2-01-27-347-020  3,165.50
Police Department O/E 2-01-25-241-020  5,275.00
Office of Community Development O/E 2-01-20-160-020  24,300.00
Special Counsel O/E 2-01-20-156-020  29,825.00
Signal & Traffic O/E 2-01-20-267-020  35.00
Central Garage O/E 2-01-20-301-020  12,015.00
Board of Health O/E 2-01-20-332-020  5,680.00
Parks & Public Property O/E 2-01-20-375-020  10,500.00
Engineering O/E 2-01-20-461-020  6,100.00
Waterfront Development O/E 2-01-31-462-000  11,000.00
Labor Counsel O/E 2-01-20-157-020  3,600.00
Human Service Director Officer’s O/E 2-01-27-330-020  195.00
Historic Preservation Committee O/E 2-01-20-175-020  20.00

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<thead>
<tr>
<th>Operations – Outside “Caps”</th>
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<tr>
<td>Municipal Court O/E</td>
<td>2-01-43-490-020</td>
<td>3,200.00</td>
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<td>Public Library O/E</td>
<td>2-01-29-390-020</td>
<td>950.00</td>
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<tr>
<td>$118,411.00</td>
<td>$118,411.00</td>
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---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

02-600
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken is desirous of creating a living memorial to those who lost their lives in the destruction of the World Trade Center on September 11, 2001;

WHEREAS, there exists a need within the City of Hoboken for professional landscape architecture and design services to create a schematic design, construction and bid documents for the aforesaid project; and

WHEREAS, Arnold Associates Landscape Architecture and Urban Design have submitted a proposal for professional landscape architecture and design services needed for the aforementioned project; and

WHEREAS, Arnold Associates Landscape Architecture and Urban Design has proposed to invoice one half of the design fees for the aforesaid project, considering the other half a pro bono contribution in recognition of the vital importance of this memorial, thereby establishing that the total sum of the contract is not to exceed Eight thousand five hundred ($8,500.00) dollars; and

WHEREAS, the City of Hoboken has received a Living Memorial Urban and Community Forestry Grant from the United States Department of Agriculture Forest Service for this project; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that Arnold Associates Landscape Architecture and Urban Design be awarded such contract for the provision of professional landscape architecture and design services for the aforementioned project, with a total sum for design fees not to exceed Eight thousand five hundred ($8,500.00) dollars.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute this Agreement.

BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City’s legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a record of this contract in accordance to N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.
WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue by his letter hereto attached and made a part hereof, recommends that refunds be made; now, therefore, be it –

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling **$6,608.98** representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
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<tbody>
<tr>
<td>Transamerican Real Estate Tax Service</td>
<td>161\22\C0002</td>
<td>924 Willow Ave.</td>
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<tr>
<td>1201 Elm Street- Suite 400</td>
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<tr>
<td>Dallas, Texas 75270</td>
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<tr>
<td>Contract #991-4407286</td>
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<tr>
<td>Attn: April Brown</td>
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<tr>
<td>First American Real Estate Tax Service</td>
<td>70\11\C0307</td>
<td>522-32 Grand St.</td>
<td>$1,700.69</td>
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<tr>
<td>3445 Winton Place-Suite 219</td>
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<tr>
<td>Rochester, NY 14623</td>
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<td>Attn: J. Scott-Claim #RCH86371</td>
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<td>Transamerican Real Estate Tax Service</td>
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<td>225 Washington St.</td>
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<td>Contract #0109790364</td>
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<td>Attn: April Brown</td>
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<td>Mortgage Service Ctr.</td>
<td>173\27\C004R</td>
<td>1106 Park Ave</td>
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<td>600 Atrium Way</td>
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<td>Mt. Laurel, NJ 0805428</td>
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<td>Attn: Shannon Brake</td>
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<tr>
<td>Countrywide Tax Service</td>
<td>34\14\C02-S</td>
<td>125 Willow Ave</td>
<td>$1,027.21</td>
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<td>P.O. Box 1021 – SV3-24</td>
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<td>Van Nuys, CA 91410-0211</td>
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<td>Attn: Patti Crosse</td>
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<tr>
<td>Countrywide Tax Service</td>
<td>76\1\C03BP</td>
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<td>Van Nuys, CA 91410-0211</td>
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<tr>
<td>Attn: Patti Crosse</td>
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---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

02-602
---By Councilwoman Castellano:

WHEREAS, at its meeting on August 14, 2002, the governing body of the City of Hoboken passed an ordinance captioned as ‘AN ORDINANCE AMENDING CHAPTER 141 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, PROVIDING FOR PARKING PERMITS AND REGULATION OF ON STREET PARKING THROUGHOUT THE CITY OF HOBOKEN’(DR-47), and

WHEREAS, N.J.S.A. 40:69A-181(b) provides that the twenty day (20) lapse which must occur before an ordinance becomes effective may be waived if the City Council adopts a resolution declaring the matter an emergency and at least two-thirds of all the members of the council vote in favor of such resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Hoboken.
That the Council declares that the enactment of said ordinance requires emergent action and pursuant to N.J.S.A. 40:69A-181(b) the twenty day (20) lapse which must occur before an ordinance becomes effective shall be waived and 'AN ORDINANCE AMENDING CHAPTER 141 OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, PROVIDING FOR PARKING PERMITS AND REGULATION OF ON STREET PARKING THROUGHOUT THE CITY OF HOBOKEN' shall go into effect immediately.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

02-603
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken is desirous of replacing the roof and restoring the Cupola at the Hoboken Public Library; and

WHEREAS, there exists a need within the City of Hoboken for architectural and engineering services relating to the preparation of a schematic design and construction documents for the roof replacement and Cupola restoration; and

WHEREAS, Rivardo, Schnitzer, and Capazzi Architects and Planners have submitted a proposal for architectural/engineering services for the aforesaid project with a total not to exceed twenty four thousand ($24,000.00) dollars; and

WHEREAS, there are existing funds available in the 2002 Bond that can be used for this project; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that Rivardo, Schnitzer, and Capazzi Architects and Planners be awarded such contract for the provision of professional architectural and engineering services for the development of a schematic design and construction documents for the Hoboken Public Library roof replacement and Cupola restoration, with a sum for design fees not to exceed twenty four thousand ($24,000.00) dollars.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute this Agreement.

BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 et. seq.

Before the vote one member of the public spoke: Helen Hirsch, 98 Park Avenue.
---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

02-604
---By Council President Ramos:

WHEREAS, the City of Hoboken considers it necessary and proper to hire a financial consultant to assist the City in the preparation of documents, reports and analysis; and

WHEREAS, such specialized financial consultant services can be provided by a recognized auditing firm, and the audit firm of Ernest & Young of 99 Wood Avenue South, Iselin, New Jersey 08830 is so recognized; and

WHEREAS, said financial consulting services area professional service as defined under N.J.S.A. 40A:11-3(6) and as such constitutes an exception to the bidding requirements pursuant to N.J.S.A. 40A:11-51(1); and

WHEREAS, funds for this agreement are available for this purpose;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that the Mayor and City Clerk are hereby authorized to execute an agreement with the accounting firm of Ernest & Young in an amount not to exceed $210,000 to provide the specialized financial services necessary.

BE IT FURTHER RESOLVED that this agreement be effective as of July 1, 2002 and terminate on or prior to June 30, 2003 unless other wise extended or modified by the Council of the City of Hoboken by resolution.

BE IT FINALLY RESOLVED by the Council of the City of Hoboken and County of Hudson that the City Clerk have published a brief notice stating the name, nature, duration of the contract, the services performed and that a copy of the contract is a file with the City Clerk stating the amount of the contract, in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

Before the vote one member of the public spoke: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

02-605
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken is desirous of beautifying Washington between Observer Highway and Newark Street by planting ten trees; and
WHEREAS, there exists a need within the City of Hoboken for preliminary design services to produce a detailed plan, construction costs, and obtain the necessary approvals for said project; and

WHEREAS, Arnold Associates Landscape Architecture and Urban Design have submitted a proposal for professional design services needed for the aforementioned project with a total not to exceed Two thousand ($2,000.00) dollars; and

WHEREAS, the City of Hoboken has received a 2002 NJ Tree Planting Grant from the NJ Department of Environmental Protection Division of Parks and Forestry for this project; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for his purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that Arnold Associates Landscape Architecture and Urban Design be awarded such contract for the provision of professional design services for the aforesaid project, with a total sum for design fees not to exceed Two thousand ($2,000.00) dollars.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute this Agreement.

BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 et seq.

Before the vote one member of the public spoke: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

02-606
---By Councilwoman Andreula:

WHEREAS, N.J.S.A., provides for the creation of an emergency temporary appropriation whereby an emergent condition arises with respect to appropriations needed to pay claims until an official budget is adopted and sufficient provision has not been made in the fiscal year 2003 temporary appropriations for the aforesaid purpose,

WHEREAS, temporary appropriations adopted in the fiscal year 2003 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total $16,285,563.03; an increase of $1,229,875.00.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Hoboken that in accordance with the provisions of N.J.S.A. 40A:4-20;
1. Emergency temporary appropriations be and the same is hereby made for the below listed appropriations in the amounts noted.

See Attached

2. That said emergency temporary appropriations will be provided for in the fiscal year 2003 budget under their respective titles.

3. That one certified copy of this resolution be filed with the Director of Local Government Services.

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<td>2,625.00</td>
<td>2,625.00</td>
</tr>
</tbody>
</table>

Meeting of August 14, 2002
<table>
<thead>
<tr>
<th>Service</th>
<th>Code</th>
<th>Amount</th>
<th>Prior Year Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Electricity</td>
<td>31-430-2</td>
<td>72,187.50</td>
<td>72,187.50</td>
</tr>
<tr>
<td>Street Lighting</td>
<td>31-435-2</td>
<td>157,500.00</td>
<td>157,500.00</td>
</tr>
<tr>
<td>Gasoline</td>
<td>23-460-2</td>
<td>36,750.00</td>
<td>36,750.00</td>
</tr>
<tr>
<td>Fuel</td>
<td>31-447-2</td>
<td>3,675.00</td>
<td>3,675.00</td>
</tr>
<tr>
<td>Water &amp; Sewer</td>
<td>31-445-2</td>
<td>1,968.75</td>
<td>3,000.00</td>
</tr>
<tr>
<td>Communications</td>
<td>31-440-2</td>
<td>48,562.50</td>
<td>48,562.50</td>
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<tr>
<td>Telecommunications/Equipment</td>
<td>31-450-2</td>
<td>3,937.50</td>
<td>5,000.00</td>
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<tr>
<td>Contingent</td>
<td>35-470-2</td>
<td>1,312.50</td>
<td>1,312.50</td>
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**STATUTORY EXPENDITURES**

<table>
<thead>
<tr>
<th>Service</th>
<th>Code</th>
<th>Amount</th>
<th>Prior Year Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Employees Retirement System</td>
<td>36-471-2</td>
<td>15,750.00</td>
<td>15,750.00</td>
</tr>
<tr>
<td>Social Security System (O.A.S.I.)</td>
<td>36-472-2</td>
<td>236,250.00</td>
<td>236,250.00</td>
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<tr>
<td>Consolidated Police &amp; Firemen’s Pension Fund</td>
<td>36-474-2</td>
<td>137,000.00</td>
<td>137,000.00</td>
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<tr>
<td>Police &amp; Firemen’s Retirement System of NJ</td>
<td>36-475-2</td>
<td>73,500.00</td>
<td>73,500.00</td>
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<td>Police &amp; Fire Widow Pension</td>
<td>36-476-2</td>
<td>26.25</td>
<td>26.25</td>
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<tr>
<td>Workers Compensation Insurance</td>
<td>23-215-2</td>
<td>84,000.00</td>
<td>84,000.00</td>
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<tr>
<td>Unemployment Compensation</td>
<td>23-225-2</td>
<td>34,125.00</td>
<td>34,125.00</td>
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<tr>
<td>Municipal Court Salary &amp; Wages</td>
<td>43-490-1</td>
<td>626.25</td>
<td>170,000.00</td>
</tr>
<tr>
<td>Other Expenses</td>
<td>43-490-2</td>
<td>170,000.00</td>
<td>170,000.00</td>
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<tr>
<td>Public Defender Salary &amp; Wages</td>
<td>43-495-1</td>
<td>13,650.00</td>
<td>13,650.00</td>
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<tr>
<td>Other Expenses</td>
<td>43-495-2</td>
<td>26.25</td>
<td>26.25</td>
</tr>
<tr>
<td>Public Library Salary &amp; Wages</td>
<td>29-390-1</td>
<td>157,237.50</td>
<td>157,237.50</td>
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<tr>
<td>Other Expenses</td>
<td>29-390-2</td>
<td>44,887.50</td>
<td>44,887.50</td>
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<tr>
<td>Summer Food Program</td>
<td>40-700-2</td>
<td>7,288.84</td>
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<tr>
<td>Prior Year Bills</td>
<td>30-410-000</td>
<td>1,344,525.00</td>
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**Municipal Debt Service**

<table>
<thead>
<tr>
<th>Service</th>
<th>Code</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Payment of Bond Principal</td>
<td>45-920-2</td>
<td>366,975.00</td>
</tr>
<tr>
<td>Bond Anticipation Notes-Principal</td>
<td>45-925-2</td>
<td>186,637.50</td>
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<tr>
<td>Interest on Bonds</td>
<td>45-930-2</td>
<td>520,384.73</td>
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<tr>
<td>Interest on Notes</td>
<td>45-935-2</td>
<td>45,321.25</td>
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<tr>
<td>Interest on Tax Anticipation Notes</td>
<td>45-936-2</td>
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</tr>
<tr>
<td>Project Note</td>
<td>45-937-2</td>
<td>1,344,525.00</td>
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**Local School District Debt Service**

<table>
<thead>
<tr>
<th>Service</th>
<th>Code</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Payment of Bond Principal</td>
<td>45-920-2</td>
<td>366,975.00</td>
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<tr>
<td>Interest on Bonds</td>
<td>45-930-2</td>
<td>473.55</td>
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**Green Trust Loan Program**

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<tr>
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<tbody>
<tr>
<td>Loan Repayments for Principal</td>
<td>45-940-001</td>
<td>40,762.49</td>
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<tr>
<td>Loan Payments for Interest</td>
<td>45-940-010</td>
<td>12,828.67</td>
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<tr>
<td>Loan Repayments for Interest</td>
<td>45-940-020</td>
<td>2,000.00</td>
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**Underground Storage Tank**

<table>
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<tr>
<th>Service</th>
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<th>Amount</th>
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</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>24,473.50</td>
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</tbody>
</table>

**Total**

<table>
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<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>2,581,222.94</td>
</tr>
</tbody>
</table>

Before the vote one member of the public spoke: Dan Tumpson, 230 Park Avenue.
---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yea: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Soares.

At this time, 7:33 p.m., Councilman Campos excused himself from the meeting.

**ORDINANCES**

**Introduction and First Reading**

**02-607**

**DR-51**

AN ORDINANCE AMENDING ARTICLE VII OF CHAPTER 168 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED ARTS, FESTIVALS AND CULTURAL EVENTS.

WHEREAS, an issue has arisen regarding the participation of local retail merchants in street fairs sponsored by the Department of Cultural Affairs of the City of Hoboken;

WHEREAS, the City of Hoboken wishes to make it clear that any such participation by retail merchants during street fairs shall be subject to the restrictions set forth in Section 168-45 and Section 168-55 of the Code of the City of Hoboken;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Hoboken, County of Hudson, State of New Jersey, as follows:

**Section 1.** Section 168-55 of the Code of the City of Hoboken entitled, Arts, Festivals and Cultural Events, Permits and Regulations is amended to add the following additional provisions:

G. All restrictions et forth in Chapter §168-44 through 168-47 of this City Code shall apply to all local retail merchants at all times including, but not limited to times when there are Arts Festivals and Cultural Events, street and/or sidewalk fairs sponsored by the City of Hoboken through the Department of Cultural Affairs or any other City agencies.

H. The local Police Department, the Zoning Officer and the Construction Official shall have the authority to enforce the above Ordinances.

I. All noise ordinances as set forth in Chapter 33, Chapter 133 of this City Code shall apply to all local retail merchants and street vendors at all times including, but not limited to times when there are Arts Festivals and Cultural Events, street and/or sidewalk fairs sponsored by the City of Hoboken through the Department of Cultural Affairs or any other City agencies.

**Section 2.** All ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only, however, to the extent of such conflict or inconsistency, it being the legislative intent that all Ordinances or parts of Ordinances now existing or in effect, unless the same be in conflict or inconsistent with any provisions of this Ordinance, shall remain in effect.
Section 3. The provisions of this Ordinance are declared to be severable and if any section, sub-section, sentence, clause, or phrase thereof shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sub-sections, sentences, clauses and phrases of this Ordinance, but shall remain in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 4. This Ordinance shall take effect upon passage and publication as provided by law.

---Councilwoman Andreula moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on September 4, 2002 at 7:00 PM.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Soares.

02-608
DR-52

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED; (Approvals: 63 Jefferson St., 1210 Hudson St.).

Handicap Spaces

A Section 192-4 is amended to add the following;

Giovanni Forte, 1210 Hudson Street, #419. (West side of Hudson Street, beginning at a point 190 feet from the northwest curbline of Twelfth Street and extending 22 feet northerly therefrom).

Augusto Fuentes, 63 Jefferson Street, #8 (East side of Jefferson Street, beginning at a point 155 feet from the northeast curbline of Newark Street and extending 22 feet northerly therefrom).

B, All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be a part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have the ordinance codified and incorporated in the official copies of the Hoboken Code. This ordinance shall take effect as provided by law.

---Council President Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on September 4, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Soares.
All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Michele Russo, 10 Church Towers; Tom Kennedy, 10 Church Towers; Helen Hirsch, 98 Park Avenue; Eric Volpe, 109 Madison Street; Elizabeth Markevitck, 706 Grand Street; Dan Tumpson, 230 Park Avenue.

President Ramos then adjourned the meeting at 8:13 p.m.
MEETING OF SEPTEMBER 4, 2002

MINUTES OF A MEETING OF THE COUNCIL OF THE CITY OF HOBOKEN, NEW JERSEY, HELD IN THE COUNCIL CHAMBERS, CITY HALL, HOBOKEN, NEW JERSEY, WEDNESDAY, SEPTEMBER 4, 2002 AT 7:00 PM

President Ramos opened the meeting at 7:09 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star-Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:

PRESENT: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT: None.

HEARING ON ORDINANCES

Second Reading and Public Hearing

AN ORDINANCE AMENDING ARTICLE VII OF CHAPTER 168 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED ARTS, FESTIVALS AND CULTURAL EVENTS.

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Soares moved that the hearing be closed.
Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED; (Approvals: 63 Jefferson St., 1210 Hudson St.).

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Cricco moved that the hearing be closed. Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

HEARING ON ORDINANCES

Third and Final Reading

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE AMENDING ARTICLE VII OF CHAPTER 168 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED ARTS, FESTIVALS AND CULTURAL EVENTS" be taken from the table for its third and final reading.

Motion seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED; (Approvals: 63 Jefferson St., 1210 Hudson St.)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-612

APPLICATIONS FOR MISCELLANEOUS LICENSES

Livery Owners ----------------------------------------------- 1
Livery/Limousine Drivers-------------------------------------- 5
---Councilman Del Boccio moved that the licenses be granted.
---Motion duly seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

REPORTS OF CITY OFFICERS

02-613

A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending August 31, 2002 - $174,236.53.

---Received and filed.

CLAIM RESOLUTIONS

02-614

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $618,008.03 against the UNCLASSIFIED CLAIMS.

Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $132,071.86 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $270,945.47 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilman Cricco:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $57,414.27 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $89,289.38 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $49,015.18 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Council President Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
PAYROLL RESOLUTIONS

02-615
By Council President Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD AUGUST 1, 2002 TO AUGUST 14, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
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</thead>
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<tr>
<td>Mayor's Office</td>
<td>1-01-20-110</td>
<td>9,522.79</td>
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<td>City Clerks</td>
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<td>Corporation Counsel</td>
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<td>ABC Board</td>
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<td>Purchasing Dept.</td>
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<tr>
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<tr>
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<td>5,857.14</td>
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<tr>
<td>Tax Collector's</td>
<td>1-01-20-145</td>
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<tr>
<td>Assessor's Office</td>
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<td>Treasurer's</td>
<td>1-01-20-131</td>
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<tr>
<td>Emergency Mgmt</td>
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<td>721.60</td>
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<tr>
<td>Crossing Guard</td>
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<tr>
<td>Department</td>
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<td>Expense 2</td>
<td>Expense 3</td>
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</tr>
<tr>
<td>-----------------------------</td>
<td>------------</td>
<td>-----------</td>
<td>-----------</td>
<td>-----------</td>
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<tr>
<td>Fire Division</td>
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<td>Grants Management</td>
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<tr>
<td>Signal &amp; Traffic Dept.</td>
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<tr>
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Meeting of September 4, 2002

Cultural Affairs  1-01-27-176
Public Defender  1-01-43-495  1,930.92  1,930.92
Construction Code  1-01-22-195  24,386.87  24,386.87
Summer Lunch  1-01-55-901001  1,745.75  1,745.75

**Sub-Total**  1,124,650.50  13,799.88  33,539.60  1,171,989.98

**Other**

Water Utility  0-05-20-701-010
Police Outside Employ.  T-14-10-000-000  16,930.00  16,930.00
Police Grant.

Fire Dept. Penalty  T-13-10-000-001  1,239.48  1,239.48

**Grand Total**  1,124,650.50  15,039.36  50,469.60  1,190,159.46

Motion by Council President Ramos.
Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**RESOLUTIONS**

**Presented and Read**

**02-616**

---By Councilwoman Andreula:

WHEREAS, a summons was issued for a motor vehicle violation to the following individuals; and

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are entitled to reimbursement of the towing charges and storage fees;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that warrants be drawn on the City Treasurer to the order of the following sums opposite their respective names as reimbursement of towing charges:

<table>
<thead>
<tr>
<th>Name/Address</th>
<th>Summons Date</th>
<th>Amount</th>
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Meeting of September 4, 2002  7
---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-617
---By Council President Ramos:

WHEREAS, the City of Hoboken has received Bar Card Application Fee from the following applicant, which payment was given to Police Department in the City of Hoboken and applicant doesn't have social security number and cannot obtain bar card.

Frances Hanlon-Chavez 314 Sixth St., Apt 5, Hoboken, NJ 07030 $50.00

WHEREAS, the Division of Revenue and Finance recommends the refund of the aforesaid amounts to the applicant; and

NOW, THEREFORE, BE IT RESOLVED, that warrants be drawn on the Law Enforcement Trust Fund Account # 114-14-0021-0 in favor of the aforementioned applicant for the amount set forth next to their name.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-618
---By Councilwoman Andreula:

WHEREAS, the Council for the City of Hoboken wishes to settle all claims alleged by Brian Yun, a former volunteer with the Hoboken Volunteer Ambulance Corp.; and
WHEREAS, the settlement offered is in exchange for a complete release of all claims against the City of Hoboken, the Hoboken Police Department, the Hoboken Volunteer Ambulance Corp. and all named officials therein; and

NOW, THEREFORE, BE IT RESOLVED, THAT the Council for the City of Hoboken does hereby approve the Settlement and General Release Agreement between Brian Yun and the City of Hoboken, the Hoboken Police Department, the Hoboken Volunteer Ambulance Corp. and all named officials therein, in accordance with the terms and conditions of the Settlement and General Release Agreement attached hereto.

BE IT ALSO RESOLVED, that the Council for the City of Hoboken is hereby authorized to execute the Settlement and General Release Agreement and Resolution in settlement of the allegations raised by Brain Yun.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-619
---By Councilwoman Castellano:

WHEREAS, Governor James McGreevey, Office of the Attorney General and the State Police have been working on designating an Amber Alert System for the State of New Jersey; and

WHEREAS, the Amber Alert System is named after a 9-year-old Texas girl named Amber Hagerman, who was abducted and killed in 1996. To date, the Amber Plan has been credited with recovering 21 children across the nation; and

WHEREAS, under the Administration’s plan, the Amber Alert system would involve television and radio stations transmitting an emergency alert to inform the public that a child has been abducted. The alert would include a description of the missing child and the suspected abductor, contact information for the public, and any other details the State Police determine to be appropriate. The alert would be broadcast every 15 minutes during the first three hours immediately after the State Police issues a “notice of an abduction” and every half hour for the next three hours. The alert plan would be voluntary; and

WHEREAS, it is the intention of this Hoboken City Council to protect the safety of our residents, especially our children.

NOW, THEREFORE, BE IT RESOLVED, that the Hoboken City Council supports the implementation of the Amber Alert System in the State of New Jersey. And commends the efforts of Governor James McGreevey, Attorney General David Samson and State Police Superintendent Joseph Santiago.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-620
---By Councilwoman Marsh:
WHEREAS, three bids were received by the City of Hoboken by 10:00 A.M. on Tuesday, 16 July 2002 for the provision of Bid No. 03-02, Improvements to the Soccer Field at Sinatra Park, to the City of Hoboken; and

WHEREAS, Dakota Excavating is the actual low bidder with a bid of $930,536.00; and

WHEREAS, the City of Hoboken has been awarded a Green Acres Grant from the New Jersey Department of Community Affairs for the Multi-Parks Development Program; and

WHEREAS, the funds for this contract are available through the New Jersey Department of Community Affairs Green Acres Program; and

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that the contract for the provision of Improvements to the Soccer Field at Sinatra Park be issued to the lowest complying bidder, Dakota Excavating Contractors, with a total sum fees not to exceed $930,536.00.

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator of the City of Hoboken is hereby authorized to execute the above stated contract on behalf of the City of Hoboken and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-621
---By Councilman Campos:

RESOLVED, that the City Council approves and affirms the action of the Tax Collector in establishing a grace period for the payment of Third Quarter taxes terminating on October 9, 2002 and establishing a grace period for the payment of Fourth Quarter taxes terminating on November 12, 2002 and be it further

RESOLVED, that in the event payment is not made on or before the due date enumerated above, then interest shall be calculated from the initial date of August 1, 2002 for Third Quarter taxes and November 1, 2002 for Fourth Quarter taxes.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-622
---By Council President Ramos:
WHEREAS, the Purchasing Agent, Department of Administration requests authorization of the Council to dispose of abandoned vehicles, that are in the possession of the Hoboken Police Department for over thirty days, the said authorized pursuant to provision of N.J.S.A. 30A:10A-1 and

NOW, THEREFORE, BE IT RESOLVED, the Purchasing Agent, Department of Administration or his duly authorized representative is hereby authorized to expose for sale at Public Auction, Friday 6 September 2002, at 11:00 A.M. in the City Hall, Court Room, 94 Washington Street, the vehicles set forth on the attached list pursuant to law.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-623
---By Councilman Campos:

WHEREAS, N.J.S.A. provides for the creation of an emergency temporary appropriation whereby an emergent condition arises with respect to appropriations needed to pay claims until an official budget is adopted and sufficient provision has not been made in the fiscal year 2003 temporary appropriations for the aforesaid purpose,

WHEREAS, temporary appropriations adopted in the fiscal year 2003 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total $16,657,938.03; an increase of $372,375.00.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Hoboken that in accordance with the provisions of N.J.S.A. 40A:4-20;

1. Emergency temporary appropriations be and the same is hereby made for the below listed appropriations in the amounts noted.

   See Attached

2. That said emergency temporary appropriations will be provided for in the fiscal year 2003 budget under their respective titles.

3. That one certified copy of this resolution be filed with the Director of Local Government Services.

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<tr>
<td></td>
<td>27-332-1</td>
<td>103,425.00</td>
<td>27-332-2</td>
</tr>
<tr>
<td>Senior Citizens Division</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>27-336-1</td>
<td>73,500.00</td>
<td>27-336-2</td>
</tr>
<tr>
<td>Hispanic &amp; Minority Affairs</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>27-331-1</td>
<td>6,562.50</td>
<td>27-331-2</td>
</tr>
<tr>
<td>Recreation &amp; Cultural Affairs</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>28-370-1</td>
<td>131,250.00</td>
<td>28-370-2</td>
</tr>
<tr>
<td>Environmental Services Director's Office</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>26-290-1</td>
<td>68,250.00</td>
<td>26-290-2</td>
</tr>
<tr>
<td>Division of Parks</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Salaries and Wages</td>
<td>28-375-1</td>
<td>156,187.50</td>
<td>28-377-2</td>
</tr>
<tr>
<td>Central Garage</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Salary &amp; Wages</td>
<td>26-301-1</td>
<td>74,025.00</td>
<td>26-301-2</td>
</tr>
<tr>
<td>Sanitation</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Salary &amp; wages</td>
<td>26-305-1</td>
<td>370,125.00</td>
<td>26-305-2</td>
</tr>
<tr>
<td>Community Development Director's Office</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Salary &amp; Wages</td>
<td>20-160-1</td>
<td>39,375.00</td>
<td>20-160-2</td>
</tr>
<tr>
<td>Grants Management</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Salary &amp; Wages</td>
<td>20-116-1</td>
<td>30,000.00</td>
<td>20-116-2</td>
</tr>
<tr>
<td>Waterfront Development</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Salary &amp; Wages</td>
<td>20-462-1</td>
<td>2,835,000.00</td>
<td>20-462-2</td>
</tr>
<tr>
<td>Planning Board</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Salaries &amp; Wages</td>
<td>21-180-1</td>
<td>9,187.50</td>
<td>21-180-2</td>
</tr>
<tr>
<td>Zoning Bd. of Adjustment</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Salary &amp; Wages</td>
<td>21-185-1</td>
<td>18,375.00</td>
<td>21-185-2</td>
</tr>
<tr>
<td>Historic Preservation Committee</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Salary &amp; Wages</td>
<td>20-175-1</td>
<td>131.25</td>
<td>20-175-2</td>
</tr>
<tr>
<td>Police Division</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Salary &amp; Wages</td>
<td>25-241-1</td>
<td>2,835,000.00</td>
<td>25-241-2</td>
</tr>
<tr>
<td>Acquisition of Police Vehicles</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>25-242-2</td>
<td>22,000.00</td>
<td></td>
</tr>
<tr>
<td>Category</td>
<td>Code</td>
<td>Salary &amp; Wages</td>
<td>Other Expenses</td>
</tr>
<tr>
<td>-----------------------------------------</td>
<td>--------</td>
<td>----------------</td>
<td>----------------</td>
</tr>
<tr>
<td>Fire</td>
<td>25-266-1</td>
<td>2,401,875.00</td>
<td>2,401,875.00</td>
</tr>
<tr>
<td>Uniform Fire Safety (PL83,c383)</td>
<td>25-265-1</td>
<td>16,800.00</td>
<td>16,800.00</td>
</tr>
<tr>
<td>Office of Emergency Management</td>
<td>25-265-2</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Alcoholic Beverages Control Board</td>
<td>22-113-1</td>
<td>1,837.50</td>
<td>1,837.50</td>
</tr>
<tr>
<td>Volunteer Ambulance NJSA 40:5-2</td>
<td>25-260-2</td>
<td>18,000.00</td>
<td>18,000.00</td>
</tr>
<tr>
<td>N.H. Regional Council of Mayors</td>
<td>23-222-2</td>
<td>29,000.00</td>
<td>29,000.00</td>
</tr>
<tr>
<td>Settlement of Claims Against the City</td>
<td>23-219-2</td>
<td>39,375.00</td>
<td>39,375.00</td>
</tr>
<tr>
<td>Towing/Storage of Abandoned Vehicles</td>
<td>23-223-2</td>
<td>6,800.00</td>
<td>6,800.00</td>
</tr>
<tr>
<td>NJ Right to Know Law</td>
<td>23-221-2</td>
<td>131.25</td>
<td>131.25</td>
</tr>
<tr>
<td>Unclassified Insurance</td>
<td>23-210-2</td>
<td>460,000.00</td>
<td>460,000.00</td>
</tr>
<tr>
<td>Group Health Insurance</td>
<td>23-220-2</td>
<td>1,863,750.00</td>
<td>1,863,750.00</td>
</tr>
<tr>
<td>Post-Retirement Benefits</td>
<td>36-477-2</td>
<td>2,625.00</td>
<td>2,625.00</td>
</tr>
<tr>
<td>Salary Adjustment</td>
<td>36-478-2</td>
<td>13,125.00</td>
<td>13,125.00</td>
</tr>
<tr>
<td>Financial Consulting Services</td>
<td>23-226-2</td>
<td>70,000.00</td>
<td>95,000.00</td>
</tr>
<tr>
<td>Engineering</td>
<td>31-461-2</td>
<td>101,250.00</td>
<td>101,250.00</td>
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<tr>
<td>Labor Arbitration</td>
<td>23-214-2</td>
<td>2,625.00</td>
<td>2,625.00</td>
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<tr>
<td>Municipal Dues &amp; Membership</td>
<td>23-212-2</td>
<td>5,000.00</td>
<td>7,500.00</td>
</tr>
<tr>
<td>Celebration of Public Events</td>
<td>23-216-2</td>
<td>1,312.50</td>
<td>1,312.50</td>
</tr>
<tr>
<td>Postage</td>
<td>23-211-2</td>
<td>27,562.50</td>
<td>37,562.50</td>
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<tr>
<td>Office Machines</td>
<td>23-213-2</td>
<td>23,625.00</td>
<td>28,625.00</td>
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<tr>
<td>Stationary &amp; Office Supplies</td>
<td>23-218-2</td>
<td>2,625.00</td>
<td>5,125.00</td>
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<tr>
<td>Electricity</td>
<td>31-430-2</td>
<td>72,187.50</td>
<td>72,187.50</td>
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<td>Street Lighting</td>
<td>31-435-2</td>
<td>157,500.00</td>
<td>157,500.00</td>
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<tr>
<td>Gasoline</td>
<td>23-460-2</td>
<td>36,750.00</td>
<td>36,750.00</td>
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<td>Fuel</td>
<td>31-447-2</td>
<td>3,675.00</td>
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<td>Water &amp; Sewer</td>
<td>31-445-2</td>
<td>3,000.00</td>
<td>3,000.00</td>
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<td>Communications</td>
<td>31-440-2</td>
<td>48,562.50</td>
<td>48,562.50</td>
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<td>Telecommunications/Equipment</td>
<td>31-450-2</td>
<td>5,000.00</td>
<td>5,000.00</td>
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<td>Contingent</td>
<td>35-470-2</td>
<td>1,312.50</td>
<td>1,312.50</td>
</tr>
<tr>
<td>STATUTORY EXPENDITURES</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Public Employees Retirement System</td>
<td>36-471-2</td>
<td>15,750.00</td>
<td>15,750.00</td>
</tr>
<tr>
<td>Social Security System (O.A.S.I.)</td>
<td>36-472-2</td>
<td>236,250.00</td>
<td>236,250.00</td>
</tr>
<tr>
<td>Consolidated Police &amp; Firemen’s Pension</td>
<td>36-474-2</td>
<td>137,000.00</td>
<td>137,000.00</td>
</tr>
<tr>
<td>Police &amp; Firemen’s Retirement System of NJ</td>
<td>36-475-2</td>
<td>73,500.00</td>
<td>73,500.00</td>
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<tr>
<td>Police &amp; Fire Widow Pension</td>
<td>36-476-2</td>
<td>26.25</td>
<td>26.25</td>
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<tr>
<td>Workers Compensation Ins.</td>
<td>23-215-2</td>
<td>84,000.00</td>
<td>132,000.00</td>
</tr>
<tr>
<td>Unemployment Compensation</td>
<td>23-225-2</td>
<td>34,125.00</td>
<td>34,125.00</td>
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<tr>
<td>Municipal Court</td>
<td>43-490-1</td>
<td>210,000.00</td>
<td>210,000.00</td>
</tr>
<tr>
<td>Other Expenses</td>
<td>43-490-2</td>
<td>17,062.50</td>
<td>22,062.50</td>
</tr>
</tbody>
</table>
Public Defender
Salary & Wages 43-495-1 13,650.00 13,650.00
Other Expenses 43-495-2 262.50 262.50

Public Library
Salary & Wages 29-390-1 157,237.50 157,237.50
Other Expenses 29-390-2 44,887.50 44,887.50
Summer Food Program 40-700-2 7,288.84 7,288.84
Prior Year Bills 30-410-000 10,000.00 10,000.00

13,704,340.09 14,076,715.09

Municipal Debt Service
Payment of Bond Principal 45-920-2 366,975.00 366,975.00
Bond Anticipation Notes-Principal 45-925-2 186,637.50 186,637.50
Interest on Bonds 45-930-2 520,384.73 520,384.73
Interest on Notes 45-935-2 16,012.50 16,012.50
Intst. on Tax Anticipation Notes 45-936-2 62,212.50 62,212.50
Project Note 45-937-2 1,344,525.00 1,344,525.00

Local School District Debt Service
Payment of Bond Principal 45-920-2 3,937.50 3,937.50
Interest on Bonds 45-930-2 473.55 473.55

Green Trust Loan Program
Loan Repayments for Principal 45-940-001 40,762.49 40,762.49
Loan Payments for Interest 45-940-010 12,828.67 12,828.67
Loan Repayments for Interest 45-940-020 2,000.00 2,000.00
Underground Storage Tank 24,473.50 24,473.50

2,581,222.94 2,581,222.94

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-624
---By Council President Ramos:

WHEREAS, the City of Hoboken considers it necessary and proper to hire legal counsel to represent the City of Hoboken for the purpose of handling PILOT programs; and

WHEREAS, the Local Public Contracts Laws, N.J.S.A. 40A:11-1 et. seq. permits the award of a professional services contract without public bidding; and

WHEREAS, all costs and fees for Farmer and Campen will be borne by the developers and the escrow accounts established by same for the relevant projects; and

WHEREAS, funds are available for this purpose and will be part of the fiscal year 2002 budget; and

NOW, THEREFORE, BE IT RESOLVED, that Farmer & Campen with offices at 501-30th Street, Union City, New Jersey shall be retained to represent the City of Hoboken and counsel the Council for the City of Hoboken on matters pertaining to PILOT programs.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute an Agreement to provide legal services with Farmer and Campen.

BE IT FURTHER RESOLVED that Special Counsel shall be paid at a rate of $140 an hour, for a total amount not to exceed $25,000.
BE IT FURTHER RESOLVED, that this agreement shall be effective as of September 4, 2002 and terminate June 30, 2003.

BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City’s legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk’s shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 et. seq.

Before the vote was taken, one member of the public addressed the council; Helen Hirsch of 98 Park Avenue.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Abstentions: Castellano.

02-625
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken is desirous of the development facility and site requirements for a new City Public Works Garage;

WHEREAS, there exists a need within in the City of Hoboken for a full evaluation of existing facilities at the Public Works Garage and other storage facilities the City would like to encompass in the new central facility; and

WHEREAS, Rivardo, Schnitzer, and Capazzi Architects and Planners have submitted a proposal for architectural/engineering services for the aforementioned evaluation with a total not to exceed Twelve thousand five hundred ($12,500.00) dollars; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that Rivardo, Schnitzer, and Capazzi Architects and Planners be awarded such contract for the provision of professional architectural and engineering services for the development of a evaluation of the existing facilities at the City of Hoboken’s Public Works Garage, with a sum for design fees not to exceed twenty four thousand ($24,000.00) dollars.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute this Agreement.

BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City’s legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 et. seq.
Before the vote was taken, one member of the public addressed the council; Helen Hirsch of 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Abstentions: Castellano.

ORDINANCES

Introduction and First Reading

02-626
DR-53

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (One way streets; Parking standing and stopping)

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DO HEREBY ORDAIN AS FOLLOWS:

ARTICLE III
One Way Streets

190-7 One-way streets designated.

Section 1. This ordinance is hereby amended to delete the following as contained herein as a one way street:

<table>
<thead>
<tr>
<th>NAME OF STREET</th>
<th>DIRECTION</th>
<th>LIMITS</th>
<th>PARKING PERMITTED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Madison Street</td>
<td>North</td>
<td>Eleventh St. to Twelve St</td>
<td>Both Sides</td>
</tr>
</tbody>
</table>

Section 2. The following described streets or parts of streets are hereby designated as one-way streets in the direction indicated. Parking on these streets will be permitted on the sides indicated below.

<table>
<thead>
<tr>
<th>NAME OF STREET</th>
<th>DIRECTION</th>
<th>LIMITS</th>
<th>PARKING PERMITTED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Madison Street</td>
<td>North</td>
<td>Observ. Hwy. To Eleventh St.</td>
<td>Both sides</td>
</tr>
<tr>
<td>Twelfth Street</td>
<td>East</td>
<td>Monroe St. to Hudson St.</td>
<td>Both sides</td>
</tr>
</tbody>
</table>

ARTICLE II
PARKING STANDING AND STOPPING

190-2; The following locations are here amended to include the following.

Section 3: No person shall park a vehicle at any time upon any streets or part thereof described.

<table>
<thead>
<tr>
<th>NAME OF STREET</th>
<th>SIDES</th>
<th>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Madison Street</td>
<td>East Side</td>
<td>Beginning at the southerly curbline of Eleventh Street and extending to the Northerly curbline of Fifteen Street.</td>
</tr>
</tbody>
</table>
Section 4. This ordinance shall be a part of the Administrative Code of the City of Hoboken as though codified and fully set forth therein. The city clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

Section 5. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 6. This ordinance shall take effect as provided by law take effect as provided by law.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on September 18, 2002 at 7:00 PM.

---Motion duly seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-627
DR-54

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Loading zone)

ARTICLE V
LOADING ZONE

190-11 Loading Zone 50 Harrison Street 712 Jefferson Street

Section 1: The locations described are hereby designated as a loading zone. No person shall park a vehicle in said location during the times indicated other than for the loading or unloading of goods and materials.

<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Time</th>
<th>Side</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Harrison Street</td>
<td>8:00 A.M. to West</td>
<td></td>
<td>Beginning at a point 35’ Feet south of Observer Hwy and extending 50’ feet southerly therefrom.</td>
</tr>
<tr>
<td></td>
<td>6:00 P.M. Mon. – Sat.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Jefferson Street</td>
<td>8:00 A.M. to West</td>
<td></td>
<td>Beginning at a point 161’ Feet north of the northerly curbline of Seventh Street and extending 26’ feet</td>
</tr>
</tbody>
</table>
northerly therefrom.

Section 2, All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 3, Proper signs shall be erected in accordance with the current “Manual on Traffic Control Devices”.

Section 4, This ordinance shall be part of the Hoboken code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken Code.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on September 18, 2002 at 7:00 PM.

---Motion duly seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-628
DR-55

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBKOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Resident parking; Parking time limited on certain streets; Meters; Parking prohibited at all times)

ARTICLE 141
RESIDENT PARKING

141-1 Resident parking program

Section 1, The following location is hereby amended to include “Temporary Resident Permit Parking Only,”

<table>
<thead>
<tr>
<th>NAME OF STREET</th>
<th>SIDE</th>
<th>LIMITS</th>
<th>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hudson Street</td>
<td>West Side</td>
<td>24 Hours</td>
<td>Beginning at a point south of the southerly line of Fourth St. and extending to the northerly curbline of Third Street.</td>
</tr>
</tbody>
</table>

ARTICLE XVII
PARKING TIME LIMITED ON CERTAIN STREETS; METERS

Section 2, No person shall park a vehicle for longer than the time limit between the hours listed on any day (except Sunday and Holidays) upon any of the streets or parts of streets described.

The following location is hereby designated as a parking time limit on certain streets.
Meters, “Temporary Meters Parking.”

<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Side</th>
<th>Location</th>
<th>Time Limit</th>
<th>hours</th>
<th>Rate $/Min</th>
</tr>
</thead>
<tbody>
<tr>
<td>River Street</td>
<td>East</td>
<td>From the northerly curbline of Third Street and extending to a point 191 feet northerly therefrom.</td>
<td>30 min.</td>
<td>9 AM to 9PM</td>
<td>$.25 per 15 min.</td>
</tr>
</tbody>
</table>

**ARTICLE II**

**PARKING PROHIBITED AT ALL TIMES.**

190-3 Parking prohibited at all times on certain streets or parts of street. Section 3, No person shall park a vehicle at any time upon any streets or parts thereof described. (except for the pickup and drop off of passengers and or materials).

<table>
<thead>
<tr>
<th>NAME OF STREET</th>
<th>SIDES</th>
<th>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>River Street</td>
<td>East</td>
<td>Beginning at a point of 191 feet north of the Northerly curbline of Third Street and extending 42 feet northerly therefrom.</td>
</tr>
</tbody>
</table>

Section 4, This ordinance shall be a part of the Administrative Code of the City of Hoboken as though codified and fully set forth therein. The city clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

Section 5, All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 6, This ordinance shall take effect as provided by law take effect as provided by law.

---Councilwoman Castellano moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on September 18, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

---Nays: None.

02-629

DR-56

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 209-213 GRAND STREET / 209-220 CLINTON STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AND DESCRIBED AS LOTS 4, 5, 6, 18, 19, 20, 21, 22 & 23, BLOCK 42, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY.

WHEREAS, the applicant Intrepid Holdings, LLC has petitioned the City of Hoboken for the granting of certain easements over municipal lands at 209-213 Grand Street/209-220 Clinton Street, Hoboken, New Jersey, ("the premises") which premises is more particularly described as Lot

Meeting of September 4, 2002
18,19,20,21,22,&23,Block42 on the Tax Map of the City of Hoboken, New Jersey, in order to: build and maintain a cornice, canopy, planting area and illuminated bollards. These easements are described as follows:

BEGINNING at a point in the Westerly line of Clinton Street a distance of 100.00 feet Northerly from the intersection formed by the Northerly line of Second Street with the said Westerly line of Clinton Street, running thence:

1. Northerly and along the said Westerly line of Clinton Street, North 13°-4'-East 175.00 feet, thence
2. South 76°-56'East, 10.50 feet, thence
3. South 13°04 West 175 feet, thence
4. North 76° 56'West, 10.50 feet to a point, thence

Known as Lots 18, 19, 20, 21, 22 &23, Block 42 as shown on the official tax assessment map for the City of Hoboken, Hudson County, New Jersey, and more commonly known as 209-220 Clinton Street, Hoboken, New Jersey.

BEGINNING at a point in the Easterly line of Grand Street a distance of 100.00 feet Northerly from the intersection formed by the Northerly line of Second Street with the said Easterly line of Grand Street, running thence:

1. North 76° 56' West, 8.00 feet, thence
2. North 14°04, East, 75.00 feet, thence
3. South 76°56', East, 8.00 feet, thence
4. Southerly and along the said Easterly line of Grand Street, South 13°04', West, 75.00 feet to the point or place of beginning.

Known as Lots 4, 5 & 6 Block 42 as shown on the official tax assessment map for the City of Hoboken, Hudson County, New Jersey, and more commonly known as 209-213 Grand Street, Hoboken, New Jersey.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF HOBOKEN THAT THE CITY OF HOBOKEN HEREBY GRANTS INTREPID HOLDINGS, LLC THE AFOREMENTIONED EASEMENT SUBJECT TO THE FOLLOWING CONDITIONS AND REQUIREMENTS:

1. The City of Hoboken expressly reserves the right to require the removal of any projections or encumbrances, under or upon any street, sidewalk or public easement, for any reason including but not limited to destruction of premises by fire.
2. The applicant shall immediately remove any or all projections or encumbrances which are improperly maintained and thus present a public hazard.
3. The applicant shall indemnify the City of Hoboken for any and all damage or money loss occasioned by the City of Hoboken or its officers or agents by any neglect, wrong-doing, omissions or commissions by the applicant arising from the making of improvements referred to herein and the construction, use and maintenance of the property described herein, and shall hold harmless the Mayor and Council of the City of Hoboken its officers, agents, employees, against all claims, charges, judgments, costs, penalties, remediation or counsel fees arising from such damages or loss, including but not limited to death and injury, to any person or damage to property of any person, firm or corporation occasioned wholly or in part from the construction, use and maintenance of the property described herein, and the applicant shall maintain liability insurance with respect thereto, in an amount of $1,000,000.00 with a policy to be issued by an
insurance company approved by the Office of the Corporation Counsel, naming the City of Hoboken, the Mayor and the City Council Members as an additional insureds.

4. These easements shall run with the land and inure to the benefits of the applicant's successors and assigns in title and interest to the property served by these easements. The covenants and conditions set forth herein shall similarly be the obligation of the applicant's successors and assigns in title and interest to the property served by the within easements.

5. The permission granted herein is conditioned upon and shall be effective only upon the applicant obtaining any and all other necessary permits that may be required by local or state law.

6. This ordinance shall take effect as provided by law.

---Councilwoman Castellano moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on September 18, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Helen Hirsch, 98 Park Avenue.

President Ramos then adjourned the meeting at 7:46 p.m.
President Ramos opened the meeting at 7:21 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:

PRESENT: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT: None.

HEARING ON ORDINANCES

Second Reading and Public Hearing

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (One way streets; Parking standing and stopping)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Loading zone)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Campos moved that the hearing be closed.
Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Resident parking; Parking time limited on certain streets; Meters; Parking prohibited at all times)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilwoman Castellano moved that the hearing be closed.
Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 209-213 GRAND STREET / 209-220 CLINTON STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AND DESCRIBED AS LOTS 4, 5, 6, 18, 19, 20, 21, 22 & 23, BLOCK 42, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY.

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.
Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilwoman Andreula.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**HEARING ON ORDINANCES**

**Third and Final Reading**

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (One way streets; Parking standing and stopping)" be taken from the table for its third and final reading.

Motion seconded by Councilman XXX.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Loading zone)" be taken from the table for its third and final reading.

Motion seconded by Councilman XXX.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Resident parking; Parking time limited on certain streets; Meters; Parking prohibited at all times)" be taken from the table for its third and final reading.

Motion seconded by Councilman XXX.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT FOR CERTAIN
ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 209-213 GRAND STREET / 209-220 CLINTON STREET, HOBOKE, NEW JERSEY, MORE PARTICULARLY KNOWN AND DESCRIBED AS LOTS 4, 5, 6, 18, 19, 20, 21, 22 & 23, BLOCK 42, ON THE TAX MAP OF THE CITY OF HOBOKE, COUNTY OF HUDSON, STATE OF NEW JERSEY" be taken from the table for its third and final reading.

Motion seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

PETITIONS AND COMMUNICATIONS

02-630

September 17, 2002

Members of The City Council
Hoboken City Hall
94 Washington Street
Hoboken, NJ 07030

Dear City Council Member:

I am writing to advise you that I have established the Mayor's Task Force on Homelessness, an inter-agency group of public and private organizations working together to facilitate a unified response to the problem of homelessness in our community.

The Task Force will coordinate the services to ensure that appropriate assistance, including food, clothing, shelter, medical care, employment, training and substance abuse treatment – will be made available and consistently offered to homeless people. The task force will also make sure that homeless issues are addressed in a manner that attends to the safety and quality of life of all Hoboken residents.

The Task Force will be comprised of the following agencies and organizations:

• The Hoboken Police Department
• Office of the Mayor
• The Port Authority of New York and New Jersey
• NJ Transit
• The Hoboken Volunteer Ambulance Corps
• St. Mary Hospital
• The Hoboken Shelter for the Homeless
• The Hoboken Clergy Coalition
• The MASH Unit of the Jersey City Medical Center.

Very truly yours,

DAVID ROBERTS
Mayor
City of Hoboken

Cc: James Farina, City Clerk
Esther Suarez, Corporation Counsel
APPLICATIONS FOR MISCELLANEOUS LICENSES

Livery/Limosine Drivers ................................................................. 1
Mechanical Amusement Devices ...................................................... 1
Vendors............................................................................................. 1
Parking Garages & Lots ................................................................. 2

---Councilwoman Andreula moved that the licenses be granted.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

REPORTS OF CITY OFFICERS

A report of Municipal Clerk James J. Farina indicating bids received on Friday, September 6, 2002 for the replacement of the boiler in City Hall; Bid # 03-05 (3 bids received) and the auction of 13 abandoned vehicles (1 bid received).

---Received and filed.

A report of the Municipal Court indicating receipts for the month of August 2002 as $248,438.21.

---Received and filed.

CLAIM RESOLUTIONS

By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $138,217.95 against the UNCLASSIFIED CLAIMS.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $39,784.93 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $162,721.40 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $42,055.99 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $63,284.97 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $104,361.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Soares.
---Nays: None.
---Abstentions: President Ramos.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $20,747.51 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $2,945.25 against the CAPITAL ACCOUNT.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

PAYROLL RESOLUTIONS

02-635
By Councilman Campos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD AUGUST 15, 2002 TO AUGUST 28, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:
<table>
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<th>Department</th>
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<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
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**Sub-Total**

|                      |                | 1,121,527.53      | 22,074.33          |

**Other**

Meeting of September 18, 2002
Meeting of September 18, 2002

Water Utility 0-05-20-701-010

Police Outside Employ. T-14-10-000-000 20,410.00 20,410.00

Police Grant.

Summer Lunch Progrm T-13-10-000-001

Grand Total 1,121,527.53 22,074.33 34,756.23 1,178,358.09

Motion by Councilman Campos. Seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

RESOLUTIONS

Presented and Read

02-636
---By Councilman Campos:

WHEREAS, N.J.S.A. provides for the creation of an emergency temporary appropriation whereby an emergent condition arises with respect to appropriations needed to pay claims until an official budget is adopted and sufficient provision has not been made in the fiscal year 2003 temporary appropriations for the aforesaid purpose,

WHEREAS, temporary appropriations adopted in the fiscal year 2003 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total $19,254,318.03; an increase of $2,596,380.00.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Hoboken that in accordance with the provisions of N.J.S.A. 40A:4-20;

1. Emergency temporary appropriations be and the same is hereby made for the below listed appropriations in the amounts noted.

See Attached

2. That said emergency temporary appropriations will be provided for in the fiscal year 2003 budget under their respective titles.

3. That one certified copy of this resolution be filed with the Director of Local Government Services.

Temp Emergencies 1
Account Description Account No. FROM TO
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<td>Other Expenses</td>
<td>23-219-2</td>
<td>39,375.00</td>
<td>47,875.00</td>
</tr>
<tr>
<td><strong>Towing/Storage of Abandoned Vehicles</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other Expenses</td>
<td>23-223-2</td>
<td>6,800.00</td>
<td>6,800.00</td>
</tr>
<tr>
<td><strong>NJ Right to Know Law</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other Expenses</td>
<td>23-221-2</td>
<td>131.25</td>
<td>131.25</td>
</tr>
<tr>
<td><strong>Unclassified</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Insurance</td>
<td>23-210-2</td>
<td>480,000.00</td>
<td>480,000.00</td>
</tr>
<tr>
<td>Group Health Insurance</td>
<td>23-220-2</td>
<td>1,863,750.00</td>
<td>1,863,750.00</td>
</tr>
<tr>
<td>Post-Retirement Benefits</td>
<td>36-477-2</td>
<td>2,625.00</td>
<td>2,625.00</td>
</tr>
<tr>
<td>Salary Adjustment</td>
<td>36-478-2</td>
<td>13,125.00</td>
<td>13,125.00</td>
</tr>
<tr>
<td>Financial Consulting Services</td>
<td>23-226-2</td>
<td>95,000.00</td>
<td>95,000.00</td>
</tr>
<tr>
<td>Engineering</td>
<td>31-461-2</td>
<td>101,250.00</td>
<td>101,250.00</td>
</tr>
<tr>
<td>Labor Arbitration</td>
<td>23-214-2</td>
<td>2,625.00</td>
<td>2,625.00</td>
</tr>
<tr>
<td>Municipal Dues &amp; Membership</td>
<td>23-212-2</td>
<td>7,500.00</td>
<td>7,500.00</td>
</tr>
<tr>
<td>Celebration of Public Events</td>
<td>23-216-2</td>
<td>1,312.50</td>
<td>1,312.50</td>
</tr>
<tr>
<td><strong>Postage</strong></td>
<td>23-211-2</td>
<td>37,562.50</td>
<td>57,562.50</td>
</tr>
<tr>
<td><strong>Office Machines</strong></td>
<td>23-213-2</td>
<td>28,625.00</td>
<td>28,625.00</td>
</tr>
<tr>
<td><strong>Stationary &amp; Office Supplies</strong></td>
<td>23-218-2</td>
<td>5,125.00</td>
<td>5,125.00</td>
</tr>
<tr>
<td><strong>Electricity</strong></td>
<td>31-430-2</td>
<td>72,187.50</td>
<td>72,187.50</td>
</tr>
<tr>
<td><strong>Street Lighting</strong></td>
<td>31-435-2</td>
<td>157,500.00</td>
<td>157,500.00</td>
</tr>
<tr>
<td><strong>Gasoline</strong></td>
<td>23-460-2</td>
<td>36,750.00</td>
<td>36,750.00</td>
</tr>
<tr>
<td><strong>Fuel</strong></td>
<td>31-447-2</td>
<td>3,675.00</td>
<td>3,675.00</td>
</tr>
<tr>
<td><strong>Water &amp; Sewer</strong></td>
<td>31-445-2</td>
<td>3,000.00</td>
<td>3,000.00</td>
</tr>
<tr>
<td><strong>Communications</strong></td>
<td>31-440-2</td>
<td>48,562.50</td>
<td>48,562.50</td>
</tr>
<tr>
<td><strong>Telecommunications/Equipment</strong></td>
<td>31-450-2</td>
<td>5,000.00</td>
<td>7,000.00</td>
</tr>
<tr>
<td><strong>Contingent</strong></td>
<td>35-470-2</td>
<td>1,312.50</td>
<td>1,312.50</td>
</tr>
<tr>
<td><strong>STATUTORY EXPENDITURES</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Public Employees Retirement System</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>System</td>
<td>36-471-2</td>
<td>15,750.00</td>
<td>15,750.00</td>
</tr>
<tr>
<td>Social Security System (O.A.S.I.)</td>
<td>36-472-2</td>
<td>236,250.00</td>
<td>236,250.00</td>
</tr>
</tbody>
</table>

Meeting of September 18, 2002

13
Consolidated Police & Firemen's
Pension Fund 36-474-2 137,000.00 138,000.00
Police & Firemen's Retirement System of NJ 36-475-2 73,500.00 73,500.00
Police & Fire Widow Pension 36-476-2 26.25 26.25
Workers Compensation Insurance 23-215-2 132,000.00 132,000.00
Unemployment Compensation 23-225-2 34,125.00 34,125.00
Municipal Court
Salary & Wages 43-490-1 210,000.00 274,000.00
Other Expenses 43-490-2 22,062.50 22,062.50
Public Defender
Salary & Wages 43-495-1 13,650.00 17,810.00
Other Expenses 43-495-2 262.50 262.50
Public Library
Salary & Wages 29-390-1 157,237.50 206,997.50
Other Expenses 29-390-2 44,887.50 54,887.50
Summer Food Program 40-700-2 7,288.84 7,288.84
Prior Year Bills 30-410-000 10,000.00 10,000.00
Overexpenditure of Appropriation 46-870
Overexpenditure of Appropriation Reserve 46-870

Municipal Debt Service
Payment of Bond Principal 45-920-2 366,975.00 366,975.00
Bond Anticipation Notes-Principal. 45-925-2 186,637.50 186,637.50
Interest on Bonds 45-930-2 520,384.73 520,384.73
Interest on Notes 45-935-2 16,012.50 16,012.50
Interest on Tax Anticipation Notes 45-936-2 62,212.50 62,212.50
Project Note 45-937-2 1,344,525.00 1,344,525.00
Local School District Debt Service
Payment of Bond Principal 45-920-2 3,937.50 3,937.50
Interest on Bonds 45-930-2 473.55 473.55
Green Trust Loan Program
Loan Repayments for Principal 45-940-001 40,762.49 40,762.49
Loan Payments for Interest 45-940-010 12,828.67 12,828.67
Loan Repayments for Interest 45-940-020 2,000.00 2,000.00
Underground Storage Tank 24,473.50 24,473.50

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-637
---By Councilman Campos:

WHEREAS, various fiscal year 2002 bills have been presented for payment this year, which bills were not covered by order number and/or recorded at the time of transfers between the fiscal year 2002 Budget Appropriations Reserve in the last two months of fiscal year 2002; and

WHEREAS, N.J.S.A. 40A 4-59 provides for that all unexpended balances carried forward after the close of the year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and

Meeting of September 18, 2002
14
allows transfers to be made from unexpended balances which are expected to be insufficient during the first three months of the succeeding year;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that the transfers in the amount of $26,114.00 be made between the fiscal year 2002 Budget Appropriations Reserves as follows:

(SEE ATTACHED)

<table>
<thead>
<tr>
<th>Account Description</th>
<th>Account No.</th>
<th>FROM</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>Police Dept. O/E</td>
<td>2-01-25-241-021</td>
<td>$72.00</td>
<td></td>
</tr>
<tr>
<td>Worker’s Compensation Ins.</td>
<td>2-01-23-215-022</td>
<td></td>
<td>26,072.00</td>
</tr>
<tr>
<td>Signal &amp; Traffic</td>
<td>2-01-25-267-021</td>
<td>72.00</td>
<td></td>
</tr>
<tr>
<td>Special Counsel</td>
<td>2-01-20-156-020</td>
<td></td>
<td>26,072.00</td>
</tr>
</tbody>
</table>

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

---By Council President Ramos:

WHEREAS, a summons was issued for a motor vehicle violation to the following individuals; and

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are entitled to reimbursement of the towing charges and storage fees;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that warrants be drawn on the City Treasurer to the order of the following sums opposite their respective names as reimbursement of towing charges:

<table>
<thead>
<tr>
<th>Name/Address</th>
<th>Summons Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ricardo Rosario</td>
<td>05/28/02 WW199655</td>
<td>$181.00</td>
</tr>
<tr>
<td>1026 Garden St.</td>
<td></td>
<td>$181.00</td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

---By Council President Ramos:
WHEREAS, the City of Hoboken Rent Leveling and Stabilization Board is an entity empowered to implement the Ordinance on Rent Leveling and Stabilization; and

WHEREAS, its power include, but are not limited to, holding hearings and adjudicating applications from landlords and/or tenants; and

WHEREAS, the Rent Leveling and Stabilization Board requires the services of an attorney to assist in fulfilling its powers and duties; and

WHEREAS, the City of Hoboken, through its Rent Leveling and Stabilization Board, seeks to retain the legal services of NETCHERT, DINEEN & HILLMAN, 280 Baldwin Avenue, Jersey City, New Jersey, for that purpose;

NOW, THEREFORE, BE IT RESOLVED, that the City of Hoboken shall retain the legal services of NETCHERT, DINEEN & HILLMAN as counsel for the Rent Leveling and Stabilization Board for a period not to exceed one (1) year beginning September 1, 2002 and terminating August 30, 2003;

BE IT FURTHER RESOLVED, that payment for said legal services rendered by the firm shall be $110.00 per hour, and payment shall occur after submission to the City Council of properly executed vouchers and upon approval thereof of City Council resolution.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-640
---By Councilwoman Andreula:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for Motor Cycles (2) for the City of Hoboken in accordance with Bid 03-03.

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Amount of Bid</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mike’s Famous Harley-Davidson</td>
<td>$13,974.00 per motorcycle</td>
</tr>
<tr>
<td>2160 New Castle Avenue</td>
<td>+$1,650.00 per for emergency equip.</td>
</tr>
<tr>
<td>New Castle, Delaware 19720</td>
<td></td>
</tr>
</tbody>
</table>

And:

WHEREAS, the Purchasing Agent recommends the acceptance of the bid of Mike’s Famous Harley-Davidson for acquisition of two (2) motorcycles for the City of Hoboken;

RESOLVED, that the proposal of Mike’s Famous Harley-Davidson for two (2) motorcycles: is hereby accepted, and be it further

RESOLVED, that a purchase order be executed, funds to provided by the Local Law Enforcement Block Grant line item in the budget; and be it further

RESOLVED, that upon execution of the aforementioned purchase order the bid bond deposited by the above bidder be returned to them.
---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-641
---By Council President Ramos:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for the replacement of the boiler in City Hall in accordance with Bid 03-05.

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Amount of Bid</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dynamic Mechanical</td>
<td>$271,000.00</td>
</tr>
<tr>
<td>77 Trinity Place</td>
<td></td>
</tr>
<tr>
<td>Hackensack, NJ 07601</td>
<td></td>
</tr>
<tr>
<td>Maximum Mechanical</td>
<td>$168,000.00</td>
</tr>
<tr>
<td>37 North 15th Street</td>
<td></td>
</tr>
<tr>
<td>Brooklyn, NY 10222</td>
<td></td>
</tr>
<tr>
<td>AJS Construction</td>
<td>$245,000.00</td>
</tr>
<tr>
<td>149 5th Street</td>
<td></td>
</tr>
<tr>
<td>New York, New York 10010</td>
<td></td>
</tr>
</tbody>
</table>

And:

WHEREAS, the Engineering firm recommends the acceptance of the bid of Maximum Mechanical to replace the boiler in City Hall;

RESOLVED, that the proposal of Maximum Mechanical to replace the boiler in City Hall: is hereby accepted, and be it further

RESOLVED, that a contract be drafted by Corporation Counsel and executed by the Mayor or his designee; and be it

RESOLVED, that upon execution of the aforementioned purchase order the bid bond deposited by the above bidder be returned to them.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-642
---By Council President Ramos:
WHEREAS, pursuant to the resolution of the Council of the City of Hoboken, a City auction was held on September 6, 2002 in the Court Room in City Hall, and

WHEREAS, one bid was received during the action for the bulk sale of thirteen (13) abandoned vehicles in the amount of Nine Hundred Fifty Dollars ($650.00), and

WHEREAS, said bidder, Hoboken Auto Body, Inc., tendered its' check for the said abandoned vehicles and their respective titles, said check being deposited in the City bank account, therefore, be it

RESOLVED, that the City Council of Hoboken ratifies and approved said transaction.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-643
---By Councilman Campos:

WHEREAS, the City of Hoboken has been invited to submit a funding proposal to the New Jersey Office of Travel & Tourism for a 2003 Cooperative Marketing Grant; and

WHEREAS, the City wishes to apply for funding for the 2003 Spring and Fall Arts and Music Festivals; now therefore be it

RESOLVED, that the City will submit such application, and be it further

RESOLVED, that the Mayor or Business Administrator of the City of Hoboken be hereby authorized on behalf of the City of Hoboken to:

1. Execute and submit an application to the New Jersey Office of Travel & Tourism;
2. Furnish such documents as may be required;
3. Act as authorized correspondent of the City of Hoboken;
4. Execute necessary contracts, if funding is awarded.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-644
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken has been invited to submit a funding proposal to the New Jersey Department of State for a Statewide Cultural Enrichment Grant; and
WHEREAS, the City wishes to apply for funding for the Division of Cultural Affairs continuation of: Concerts in the Park, Shakespeare in the Park, Performances for Children, Movies Under the Stars and Arts in the Park; now therefore be it

RESOLVED, that the City will submit such application, and be it further

RESOLVED, that the Mayor or Business Administrator of the City of Hoboken be hereby authorized on behalf of the City of Hoboken to:

5. Execute and submit an application to the New Jersey Department of State;
6. Furnish such documents as may be required;
7. Act as authorized correspondent of the City of Hoboken;
8. Execute necessary contracts, if funding is awarded.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-645

---By Council President Ramos:

WHEREAS, Stephen Chichizola is a holder of a taxi license, City License No. 3, in the City of Hoboken; and

WHEREAS, on December 13, 1995 this taxi license was revoked by the former Business Administrator; and

WHEREAS, Mr. Chichizola has established that as a holder of City License No. 3, he has fully complied with the City Code Chapter 176 and the rules and regulations therein.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Hoboken that the Council for the City of Hoboken rescinds the decision of the City of Hoboken of December 31, 1995 and restores Taxi License No. 3.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-646

---By Council Soares:

WHEREAS, Monroe Center Development, LLC (hereinafter referred to as the (“Sponsor”) proposes to construct a housing project (hereinafter referred to as the “Project”) pursuant to the provisions of the New Jersey Housing and Mortgage Finance Agency Law of 1983, as amended (N.J.S.A. 55:14K-1 et. seq.) and the rules promulgated thereunder at N.J.A.C. 5:80-1 et. seq. (the forgoing hereinafter as to the “HMFA Law”) within the City of Hoboken (hereinafter referred to as the “Municipality”) on a site described as Lots 1-12 & 21-32 and Blocks 80 & 81 as shown on the Official Assessment Map of the City of Hoboken, Hudson County and commonly known as Monroe Center, Hoboken, New Jersey; and
WHEREAS, the Project will be subject to the HMFA Law and the mortgage and other loan
documents executed between the Sponsor and the New Jersey Housing and Mortgage Finance
Agency (hereinafter referred to as the “Agency”); and

WHEREAS, pursuant to the provisions of the HMFA Law, the governing body of the
Municipality hereby determines that there is a need for this housing project in the Municipality.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken (the
“Council”) that:

1. The Council finds and determines that the proposed Project will meet or meets an
existing housing need;

2. The Council does hereby adopt the within Resolution and makes the
determination and findings herein contain by virtue of, pursuant to, and in
conformity with the provisions of the HMFA Law to enable the agency to process
the Sponsor’s application for a loan to finance the Project.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh,
Soares and President Ramos.
---Nays: None.

02-647
---By Council President Ramos:

WHEREAS, the City of Hoboken has been invited to submit a funding application to the
New Jersey Department of Environmental Protection Statewide Livable Communities Fund; and

WHEREAS, the City wishes to submit an application for funding for improvements to
Church Square Park; now therefore BE IT FURTHER RESOLVED

Resolved, that the City will submit such application; and be it further

Resolved, that the Mayor or Business Administrator of the City of Hoboken be hereby
authorized on behalf of the City of Hoboken to:

1. Execute and submit an application to the New Jersey Department of
   Environmental Protection for improvements to Church Square Park;

2. Furnish such documents as may be required;

3. Act as authorized correspondent of the City of Hoboken;

4. Execute necessary contracts, if funding is awarded.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh,
Soares and President Ramos.
---Nays: None.
02-648
---By Council President Ramos:

WHEREAS, the City of Hoboken has been invited to submit a funding proposal to the New Jersey Department of State for a Statewide Local Tourism Development Grant; and

WHEREAS, the City wishes to apply for funding for the production of promotional items to promote tourism brochure and signage; now therefore be it

RESOLVED, that the City will submit such application; and be it further

RESOLVED, that the Mayor or Business Administrator of the City of Hoboken be hereby authorized on behalf of the City of Hoboken to:

1. Execute and submit an application to the New Jersey Department of State;
2. Furnish such documents as may be required;
3. Act as authorized correspondent of the City of Hoboken;
4. Execute necessary contracts, if funding is awarded.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-649
---By Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos:

WHEREAS, the City of Hoboken has been invited to submit a funding application to the New Jersey Department of Transportation; and

WHEREAS, the City wishes to apply for funding under the category of "Landscaping and Other Scenic Beautification for improvements to the Downtown Revitalization area; and now therefore BE IT FURTHER RESOLVED

RESOLVED, that the City will submit such application, and be it further

RESOLVED, that the Mayor or Business Administrator of the City of Hoboken be hereby authorized on behalf of the City of Hoboken to:

1. Execute and submit an application to the New Jersey Department of Transportation for landscaping and other scenic beautification;
2. Furnish such documents as may be required;
3. Act as authorized correspondent of the City of Hoboken;
4. Execute necessary contracts, if funding is awarded.
Before the vote, Councilman Campos explained that he fully supported this resolution but he will abstain due to a work conflict in that he is employed by the State of New Jersey.

---Motion duly seconded by Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Abstentions: Campos.

ORDINANCES

Introduction and First Reading

02-650
DR-57
AN ORDINANCE TO AMEND ORDINANCE NO. R-151 ENTITLED USE OF PRIVATE VEHICLES PROHIBITED; NUMBER OF OUTSTANDING LICENSES IN THE CITY OF HOBOKEN ALSO KNOWN AS CHAPTER 179-2 OF THE CODE OF THE CITY OF HOBOKEN.

SECTION 1. BE IT ORDAINED, AS follows:

CHAPTER 179-2 OF THE CODE OF THE CITY OF HOBOKEN IS AMENDED TO READ AS FOLLOWS:

A. No private vehicle shall be used as a taxicab. No person shall operate or cause to be operated any vehicle owned or controlled by him, as a vehicle for hire, without first having obtained a taxi license from the City Clerk.

B. The total number of outstanding licenses shall be limited to a total of sixty-three (63) taxicabs and no more.

SECTION 2. The Corporation Counsel’s office is authorized to establish the procedures for the sale by Open Public Sale and auction of additional taxicab licenses created by this ordinance.

This Ordinance shall take effect upon adoption and publication to law.

---Council President Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on OCTOBER 2, 2002 at 7:00 PM.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTION: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Abstentions: Castellano.

02-651
DR-58
ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED ORDINANCES OF THE CITY OF HOBOKEN TO PROVIDE FOR A RETRIEVAL AND RECOVERY FEE FOR SHOPPING CARTS RECOVERED AND STORED BY THE CITY.

WHEREAS, the City Council of the City of Hoboken (the “City”) has observed that shopping carts from various businesses and merchants, located both in and out of the City have been found abandoned within and throughout the City;

WHEREAS, abandoned shopping carts often create a safety hazard by obstructing motorists and pedestrians which creates a hazard on the City streets and sidewalks;

WHEREAS, the employees of the Department of Environmental Services has expended time and manpower to retrieve and store these shopping carts, in addition to performing their regular duties; and

WHEREAS, as a result of retrieving and storing these shopping carts, City employees have been unable to complete their regularly assigned duties.

NOW, THEREFORE BE IT ORDAINED, by the City Council of the City of Hoboken that:

SECTION ONE: The Revised General Ordinances of the City of Hoboken are hereby amended and supplemented to add Chapter 168, Section 20 which shall read as follows:

§168-20. Retrieval and Storage Fee for Recovery of Shopping Carts By the City of Hoboken.

§168-20(a). Any shopping cart abandoned on any street, sidewalk or other public right of way within the City shall be collected and stored in an appropriate place by the Department of Environmental Services.

§168-20(b). A retrieval and storage fee of $25.00 per shopping cart shall be imposed upon the owner of the shopping cart or carts for recovery of the cart. The owner of the shopping cart shall not recover the cart or carts without payment of the retrieval and storage fee. Upon receipt, that fee shall be deposited into the general funds of the City of Hoboken.

§168-20(c). If a recovered shopping cart is not reclaimed by the rightful owner within thirty (30) days of recovery by the City, the City may dispose of the shopping cart or carts at auction or in any other manner deemed appropriate.

SECTION TWO. Repealer. All Ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency, it being the legislative intent that all Ordinances or part of ordinances now existing or in effect unless the name being conflict or inconsistent with any provision of this Ordinance shall remain in effect.

SECTION THREE: Severability. The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason to be held to be invalid or unconstitutional, such decision shall not effect the validity of the remaining sections, subsections, sentences, clauses, and phrases of this Ordinance, but shall remaining in effect; it being the legislative intent that this Ordinance shall stand not withstanding the invalidity of any part.

SECTION FOUR: This Ordinance shall take effect upon passage and publication as provided by law.
--- Council President Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on OCTOBER 2, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-652
DR-59

ORDINANCE ENTITLED “AUTHORIZATION OF THE LEASE OF THE RECREATION BUILDING LOCATED IN THE SOUTHWEST CORNER OF THE SPORTS FIELD BOUNDED BY FIFTH STREET AND SINATRA DRIVE TO THE HOBOKEN LITTLE LEAGUE PURSUANT TO THE LOCAL LANDS AND BUILDINGS LAW, 40A:12-1 ET. SEQ.”

WHEREAS, the Hoboken Little League serves the youth of Hoboken. Little League Baseball is the world’s largest organized youth sports program. Little League was founded in 1939 to give the children of the world a game that provides fundamental principles (sportsmanship, fair play and teamwork) they can use later in life to become good citizens. By entering into this lease with Hoboken Little League, the City of Hoboken manifests, for a public purpose, what it perceives as a long term commitment to participate in the Hoboken Little League and improve the quality of life for the City’s youths; and

WHEREAS, the City of Hoboken owns the recreation building/concession stand currently under construction to be located in the southwest corner on the sports field bounded by 5th Avenue and Sinatra Drive, in the City of Hoboken, which is suitable for use by the Hoboken Little League; and

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-1 et. seq., authorizes a municipality to lease, for nominal consideration, such municipally-owned premises to such nonprofit corporations for service of the public purposes delineated therein, provided that such municipal owned premises are determined to be needed for public use; and

WHEREAS, the recreation building/concession stand located in the southwest corner on the sports field bounded by Fifth Street and Sinatra Drive, in the City of Hoboken, is hereby determined to be unnecessary for public use, and as such the lease of said premises, in accordance with the form of Lease Agreement attached hereto and made a part hereof as “Exhibit A,” to the Hoboken Little League pursuant to the Local Lands and Building Law, N.J.S.A. 40A:12-1 et. seq. is hereby authorized in accordance with the following terms and conditions, as required to be set forth herein pursuant to N.J.S.A. 40A:12-14(c); and

NOW, THEREFORE, BE IT AND IT IS HEREBY ORDAINED BY THE CITY OF HOBOKEN PURSUANT TO THE LOCAL LANDS AND BUILDINGS LAW, N.J.S.A. 40A:12-1 et. seq. AS FOLLOWS:

1. The Mayor is hereby authorized to enter into the attached lease, Exhibit A. The Law Department shall be authorized without further amendment to this ordinance or further City Council authorization to modify the form and content of this lease so long as the underlying public purposes of this lease are not abrogated.

2. The nominal consideration under the lease shall be Two Dollars ($2.00) per year.

3. The Hoboken Little League shall be the Lessee.
4. The public purpose observed by the Lessee shall be activities for the promotion of health, safety, morals and general welfare of the community as set forth in and authorized by N.J.S.A. 40A:12-15(i).

5. Lease of Premises. In consideration of the rents and covenants herein stipulated to be paid and performed by Lessee and upon the terms and conditions herein specified, Lessor hereby leases to Lessee, and Lessee hereby leases from Lessor the building described in Exhibit A hereof together with improvements located thereon (the “Premises”).

6. Use. Lessee may use the Premises for a Little League recreation building/concession stand.

7. Term. The term of the lease is twenty-five (25) years, commencing on the date hereof. Lessor may extend the term for an additional twenty-five (25) years by ordinance or resolution thereafter. Lessee may terminate this Lease at any time upon not less than one hundred eighty (180) days notice to Lessor.

8. Several hundred persons will benefit from the public purpose served by the Lessee, both within and without the City of Hoboken.

9. The officer, employee or agency responsible for the enforcement of the lease shall be the City Business Administrator.

10. The Lessee shall submit annually to the Business Administrator a report setting out the use to which the leasehold was put during the year; the activities of the Lessee undertaken in furtherance of the public purpose for which the lease was granted; the approximate value or costs, if any, of such activities in furtherance of the purpose; and an affirmation of the continued tax-exempt status of the non-profit corporation pursuant to State and Federal law.

11. The lessee agrees to use the facility for the sole purpose of conducting youth programs and the Lessee activities. It will not rent or lease the facility for commercial purposes without first obtaining City permission nor will any commercial activities be conducted at the facility.

12. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

13. This ordinance shall become part of the Hoboken Code as though codified and fully set forth therein. The City shall have this ordinance codified and incorporated in the official copies of the Hoboken Code.

14. This ordinance shall take effect at the time and in the manner as provided by law.

15. The City Clerk and the Corporation Counsel be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals and that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

--- Council President Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on OCTOBER 2, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-653
DR-60

A BOND ORDINANCE AUTHORIZING A GREEN ACRES MULTI-PARKS PROJECT IN, BY AND FOR THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING AN AGGREGATE AMOUNT OF $2,000,000 THEREFOR (INCLUDING $1,000,000 GRANT FUNDS AND $1,000,000 LOAN FUNDS FROM THE STATE OF NEW JERSEY GREEN ACRES PROGRAM) AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $1,000,000 IN AGGREGATE PRINCIPAL AMOUNT OF BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY THAT:

SECTION 1. There is hereby authorized, pursuant to the applicable statutes of the State of New Jersey, the Green Acres multi-parks projects more fully described in Schedule A annexed hereto and made a part of this bond ordinance, in, by and for the City of Hoboken (the “City”), County of Hudson, State of New Jersey, together with other purposes necessary, appurtenant or incidental thereto or thereof.

SECTION 2. It is hereby determined and declared by this City Council as follows:

A. The estimated aggregate maximum amount of money to be raised from all sources for the purposes stated in Schedule A is $2,000,000 (including $1,000,000 grant funds and $1,000,000 loan funds from the State of New Jersey Green Acres program).

B. The estimated aggregate maximum amount of bonds or notes to be issued for the purposes stated in Schedule A is $1,000,000.

C. No down payment will be required for the purposes stated herein provided that the Local Finance Board approves the waiver of the down payment requirement set forth in the Local Bond Law, N.J.S.A. 40A:2-11.

D. The Borough expects to receive a State of New Jersey Green Acres Program Grant in the aggregate amount of $1,000,000 for the purposes stated in Section 1. Such grant shall be used for the purpose authorized herein by this ordinance, or if such grant is received in whole or in part after the issuance of the bonds or notes authorized by this ordinance, such amount shall be used solely for the payment of the debt service on said bonds or notes as the same become due and payable.

SECTION 3. The sum of $2,000,000 (including $1,000,000 grant funds and $1,000,000 loan funds from the State of New Jersey Green Acres program) is hereby appropriated for the purposes stated in Schedule A.

SECTION 4. For the purpose of financing the cost of the improvements described in Schedule A not covered by the proceeds of the grant from the State of New Jersey Green Acres program, the issuance of bonds of said City in an aggregate principal amount not exceeding One Million Dollars ($1,000,000) is hereby authorized pursuant to the provisions of the Local Bond Law, N.J.S.A. 40A:2-1 et. seq. The rate or rates of interests, maturities, method of sale and other details of the said bonds not determined herein shall be determined by subsequent resolution or resolutions adopted by this City Council pursuant to law.
SECTION 5. Pending the issuance of the bonds authorized in Section 4 hereof, bond anticipation notes of the City may be issued pursuant to said Local Bond Law in an aggregate principal amount not exceeding One Million Dollars ($1,000,000). Each such bond anticipation note shall be designated “Bond Anticipation Note.” All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the City; provided that no note shall mature later than one year from its date. All such bond anticipation notes may not be executed in the name of the City by the manual or facsimile signatures of the Mayor and chief financial officer or such other official of the City as may hereafter be designated by resolution or otherwise as provided by law and shall be under the seal of the City and attested by the City Clerk. The notes shall bear interest at such rate or rates and shall be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer’s signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver such notes to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest, if any, from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the City Council at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser or purchasers thereof.

SECTION 6. It is hereby further determined and declared by this City Council as follows:

A. The improvements or purposes described in Schedule A are not current expenses; they are improvements or purposes that the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

B. The periods of usefulness of the purposes described in Schedule A for which the bonds are hereby authorized to be issued, within the limits prescribed by the Local Bond Law, are at least 15 years.

C. All bonds or notes issued pursuant to this ordinance shall bear interest at a rate not to exceed the maximum rate permitted by law.

D. The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk prior to the passage of this ordinance on first reading, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to the passage of this ordinance on final reading, and such statement shows that the gross debt of said City, as defined in N.J.S.A. 40A:2-43, is increased by this ordinance by $1,000,000 and the issuance of the obligations authorized by this ordinance will be within all debt limitations contained in the Local Bond Law.

E. The aggregate amount of the proceeds of the obligations authorized by this ordinance to be expended for interest on the obligations authorized herein, engineering and inspection costs, legal expenses, and the costs of issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinances and notices of sale and legal expenses, and other expenses, and other expenses as provided in N.J.S.A. 40A:2-20 does not exceed $300,000.

SECTION 7. The capital budget of the City of Hoboken is hereby amended, or a temporary capital budget is hereby approved or amended, as the case may be, to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The
resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program, or temporary capital budget and capital program, as the case may be, as approved by the Director of the Division of Local Government Services, is on file with the clerk of the City of Hoboken and available there for public inspection.

SECTION 8. The proceeds of the Grant described in Section 2(D) of this Bond Ordinance, when received, shall be used for the purposes authorized herein and shall not reduce the amount of bonds or notes authorized to be issued by this Ordinance. Any other grant moneys that are received for the purposes provided in this ordinance, and any other moneys that are lawfully received from any source for the purposes provided in this ordinance, shall be used for the purposes authorized herein and to reduce the amount of bonds or notes authorized to be issued by this ordinance by the amount so received, or if such other moneys are received after the issuance of the bonds or notes authorized by this ordinance, such moneys shall be used solely for the payment of the debt service on said bonds or notes as the same become due and payable.

SECTION 9. The full faith and credit of the City is hereby pledged for the payment of the principal of and interest on all bonds and notes issued pursuant to this ordinance, and as long as such bonds or notes are outstanding there shall be levied in each year ad valorem taxes on all taxable property within said City without limitation as to rate or amount sufficient to pay the principal of and interest on such bonds and notes maturing in said year.

SECTION 10. The City shall comply with all provisions of the Internal Revenue Code of 1986, as amended and the regulations promulgated thereunder or applicable thereto (the “Code”) applicable to the obligations issued pursuant to this bond ordinance and shall not take any action, or fail to take any action, if any such action or failure to take action would cause such obligations to be “arbitrage bonds” within the meaning of Schedule 148(a) of the Code, and will comply with all requirements of Schedule 148 of the Code to the extent applicable to the obligations authorized hereby and all proceeds thereof, including with out limitation, restricting the yield on the investment of any moneys and the payment of the rebate amount to the United States in the manner and to the extent necessary to comply with said Schedule 148 of the Code.

(b) The City reasonably expects to reimburse the City's expenditure of certain costs of the improvements or purposes described in Schedule A of this bond ordinance ("Project Costs") incurred and paid prior to the issuance of any obligations authorized by this bond ordinance with the proceeds of such obligations. This Section is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditure of Project Costs incurred and paid prior to the issuance of obligations authorized herein with the proceeds of such obligations in accordance with the Treasury Regulations Schedule 1.150-2(e), and no reimbursement allocation will employ an abusive arbitrage device under Treasury Regulations Schedule 1.148-10 to avoid the arbitrage restrictions. The maximum principal amount of obligations expected to be issued pursuant to this bond ordinance to pay Project Costs does not exceed $1,000,000. The Project Costs to be reimbursed with the proceeds of the obligations authorized herein will be “capital expenditures” as defined in Treasury Regulations Schedule 1.150-1(b), costs of issuance for the obligations herein authorized or an expenditure described in Treasury Regulations Schedule 1.148-6(d)(3)(ii)(B). The allocation of proceeds of the obligations issued pursuant to this bond ordinance to reimburse Project Costs incurred prior to the issuance of such obligations shall be effected no later than 18 months after the later of the date the Project Costs are paid or the date the improvements are placed in service or abandoned, but in no event more than 3 years after the original Project Costs to be reimbursed are paid.
SECTION 11. This ordinance shall take effect twenty days after the first publication hereof after final adoption, in the manner provided by law.

---Councilwoman Marsh moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on OCTOBER 16, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-654
DR-61
AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY PROVIDING FOR THE DISSOLUTION OF THE PARKING AUTHORITY OF THE CITY OF HOBOKEN.

WHEREAS, The City of Hoboken, New Jersey (the “City”) heretofore created the Parking Authority of the City of Hoboken (the “Authority”) pursuant to the Parking Authority Law (P.L. 1948, c. 198) of the State of New Jersey, as amended and supplemented (the “Act”); and

WHEREAS, after a through analysis, the City Council of the City has determined that it is in the best interests of the residents of the City and the users of the facilities of the Authority to dissolve the Authority and to assume the responsibility for the services and the financial obligations of the Authority as set forth herein; and

WHEREAS, the outstanding obligations of the Authority will be refunded through the issuance of bonds of the City pursuant to law, all in accordance with the Authority’s General Bond Resolution, adopted on July 21, 1992, as amended and supplemented; and

WHEREAS, Section 20 of the Local Authorities Fiscal Control Law (P.L. 1983, c. 313) of the State of New Jersey (the “Fiscal Control Law”) empowers the governing body of a municipality to dissolve an authority by ordinance under certain conditions, provided that such ordinance is approval by the Local Finance Board in the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to its final adoption by the governing body; and

WHEREAS, the City Council of the City has determined that the dissolution of the Authority will be in the public interest, will benefit the health, safety and welfare of the residents of the City, and will achieve a more efficient means of providing certain services; and

WHEREAS, simultaneously with the adoption of this ordinance, the City Council of the City adopting an ordinance entitled “AN ORDINANCE CREATING THE CITY OF HOBOKEN PARKING UTILITY BY THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY” pursuant to which the City is creating the City of Hoboken Utility (the “Parking Utility”) for the purpose of assuming and providing the services theretofore provided by the Authority which are necessary for the health, safety and welfare of the recipients of those services.

NOW, THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, AS FOLLOWS:

Section 10. All ordinances of the City which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.
Section 11. This ordinance shall take effect immediately upon adoption by the City and shall not be subject to referendum, provided, however, that the Local Finance Board has approved this ordinance in accordance with the provisions of N.J.S.A. §40A:5A-20.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on OCTOBER 16, 2002 at 7:00 PM.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

02-655 DR-62

AN ORDINANCE CREATING THE CITY OF HOBOKEN PARKING UTILITY BY THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY.

WHEREAS, In connection with the dissolution of the Parking Authority of the City of Hoboken (the “Authority”) the City of Hoboken (the “City”) shall assume and provide the services theretofore provided by the Authority (hereinafter, the “Parking System”),

WHEREAS, in order to determine the total annual cost of maintaining the Parking System, it is necessary in assemble all elements of such costs in one cost center so that equitable user charges to the residents, commercial enterprises and those visiting the City may be determined and imposed, and

WHEREAS, for the reasons aforesaid, the City Council of the City has determined that it is in the public interest that the Parking System within the City be operated as a Municipal Public Utility, to be designated as the City of Hoboken Parking Utility.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Hoboken, in the County of Hudson, State of New Jersey as follows:

Section 1. From and after the effective date of the dissolution of the Authority, the Parking System and properties comprising said Parking System obtained by the City through the dissolution of the Authority, and the services rendered through the employment of said properties to certain residents, commercial enterprises, and visitors to the City, shall be known and designated as the City of Hoboken Parking Utility.

Section 2. The City of Hoboken Utility shall be operated in accordance with statutes applicable thereto under the Local Budget Law, N.J.S.A. 40A:4- et seq. (40A:4-33 to 35 and 62) and the Local Bond Law, N.J.S.A. 40A:2-1 et. seq. (40A:2-45 to 48) and the regulations promulgated by the Local Finance Board in the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey.

Section 3. The City of Hoboken Parking Utility shall assume all the obligations and receive all of the revenues arising from all contracts and service charges to provide parking services hereto fore entered into or imposed by the Authority.

Section 4. It shall be the function of the City of Hoboken Parking Utility to construct, maintain, improve and operate the Parking System in the City; to construct, reconstruct, alter, provide, renew and maintain buildings or other structures and equipment and provide for the care, custody and control thereof in the operation of the City of Hoboken Parking Utility; to raise money
necessary to pay for the lands, rights or interest therein acquired for the Parking System, and for improving and equipping the same; to pay or make provision for the payment of the reasonable expenses in each fiscal year of the City of Hoboken Parking Utility; to pay to hose persons entitled thereto the interest and principal on notes and bonds of the City of Hoboken Parking Utility, and to deposit and accumulate reserve funds or reserves.

Section 5. The City of Hoboken Parking Utility may, from time to time, acquire such real property as may be authorized by the City Council by duly adopted ordinances according to the laws of the State of New Jersey.

Section 6. All costs and expenses, direct or indirect, attributable or allocable to the operation of the City of Hoboken Utility, shall be charged to it, including debt service on obligations issued or to be issued on account of capital improvements hereto fore or hereafter made to the Parking System.

Section 7. The City of Hoboken Parking Utility shall have authority to charge and collect monies for the use of the City of Hoboken Parking Utility’s facilities whether they be user chargers, rental fees, or lease payments, for the operation of the City of Hoboken Parking Utility as a Self-liquidating Enterprise as provided in N.J.S.A. 40A:2-45.

Section 8. The City shall appoint and employ all necessary employees for the City of Hoboken Parking Utility. Salaries of the employees will be in accordance with classification and salary ordinances duly adopted by the City Council.

Section 9. This Ordinance shall take effect immediately upon passage and publication in the manner provided by law.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on OCTOBER 16, 2002 at 7:00 PM.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

02-656
DR-63

ORDINANCE AUTHORIZING AND APPROVING THE SALE OF PUBLIC LANDS LOCATED AT 259-265 11th STREET TO THE HOBOKEN PARKING AUTHORITY.

WHEREAS, the Hoboken Parking Authority currently leases a facility from the City of Hoboken, known as Block 17, Lot 17 (18-20), located at 259-265 11th Street; and

WHEREAS, the this site is known as 259-265 11th Street; and

WHEREAS, the City of Hoboken has negotiated an agreement with the Parking Authority to purchase this property for 1.5 million dollars; and

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

1. The City of Hoboken has determined that this above referenced property is not needed to public use.
2. The City of Hoboken has determined that approval should be granted to authorize the sale of the subject property for the sum of 1.5 million dollars.
3. A copy of this ordinance shall be forwarded to the Hoboken Parking Authority for its records upon introduction and enactment.
4. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
5. This ordinance shall take effect at the time and in the manner as provided by law.
6. The Corporation Counsel is hereby authorized and directed to take all necessary steps to complete this sale in accordance with the Local Lands and Building Law.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on OCTOBER 16, 2002 at 7:00 PM.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTION: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Abstentions: Castellano.

02-657
DR-64

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED; (Approvals: 218 7th Street).

**Handicap Spaces**

A. Section 192-4 is amended to add the following;

Gerard Pendrick, 218-7th Street (North side of Seventh Street, beginning at a point of 35 feet from the northeast curbline of Park Avenue and extending 22 feet easterly therefrom).

B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be a part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have the ordinance codified and incorporated in the official copies of the Hoboken Code. This ordinance shall take effect as provided by law.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on OCTOBER 2, 2002 at 7:00 PM.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**RESOLUTIONS CONTINUED**

02-658
---By Councilman Campos:

WHEREAS, the City of Hoboken (the ‘City”) desires to make application to the Local Finance Board for its review and/or approval of the proposed dissolution of the Parking Authority of the City of Hoboken;

WHEREAS, the City believes that:

(a) it is in the interest to accomplish such purpose;
(b) said purpose is for the health, welfare, convenience or betterment of the inhabitants of the City;
(c) the amounts to be expended for said purpose are not unreasonable or exorbitant;
(d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the City and will not create an undue financial burden to be placed upon the City;

NOW, THEREFORE, BE IT RESOLVED, by the City as follows:

Section 1. The application to the Local Finance Board is hereby approved, and the City’s Bond Counsel and financial advisor, along with other representatives of the City, are hereby authorized to prepare such application and to represent the City in matters pertaining thereto.

Section 2. The City Clerk is hereby directed to prepare and file a copy of the proposed bond ordinance with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

02-659
---By Councilman Campos:

WHEREAS, the City of Hoboken (the ‘City”) desires to make application to the Local Finance Board for its review and/or approval of the bond ordinance authorizing the Green Acres multi-parks project as described on Exhibit A annexed hereto and made a part hereof;

WHEREAS, the City believes that:

(e) it is in the interest to accomplish such purpose;
(f) said purpose is for the health, welfare, convenience or betterment of the inhabitants of the City;
(g) the amounts to be expended for said purpose are not unreasonable or exorbitant;

(h) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the City and will not create an undue financial burden to be placed upon the City;

NOW, THEREFORE, BE IT RESOLVED, by the City as follows:

Section 1. The application to the Local Finance Board is hereby approved, and the City’s Bond Counsel and financial advisor, along with other representatives of the City, are hereby authorized to prepare such application and to represent the City in matters pertaining thereto.

Section 2. The City Clerk is hereby directed to prepare and file a copy of the proposed bond ordinance with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Helen Hirsch, 98 Park Avenue; John Madigan, 1 Marine View Plaza; Pamela Grimaud, 337 Washington Street; Donald Pellicano, 1000 Hudson street; Mary Ondretka, 159 9th Street; Michele Russo, 10 Church Towers; Alfonse Procaccino, 405 Monroe Street; Lynda Walker, 210 Harrison street; Elizabeth Markevitch, 706 Grand Street; Louis Rodriguez, 323 Jackson Street; Louis Mendoza, 36 3rd Street, Jersey City.

President Ramos then adjourned the meeting at 8:56 p.m.

________________________________________
PRESIDENT OF THE COUNCIL
President Ramos opened the meeting at 7:05 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:

PRESENT: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT: None.

RESOLUTIONS

02-660
---By Councilman Campos:

RESOLVED, that the Council of the City of Hoboken, by majority vote of the full membership hereby determine that the 2003 Municipal Budget shall be read by its title and we further declare that the conditions set forth in R.S. 40A:4-8(1A & 1B) of said section has been met.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

PUBLIC HEARING FOR THE SFY 2003 MUNICIPAL BUDGET

The following members of the public spoke at the public hearing: Helen Hirsch, 98 Park Avenue; George Crimmins, 1111 Garden Street. No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.
Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilman Campos. ---Adopted by the following vote: YEAS: 9 - NAYS: 0 ---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos. ---Nays: None.

At this time Council President Ramos allowed Ms. Chase of Cambridge, Massachusetts, a representative from Zip Car, to address the City Council.

HEARING ON ORDINANCES

Second Reading and Public Hearing

AN ORDINANCE TO AMEND ORDINANCE NO. R-151 ENTITLED USE OF PRIVATE VEHICLES PROHIBITED; NUMBER OF OUTSTANDING LICENSES IN THE CITY OF HOBOKEN ALSO KNOWN AS CHAPTER 179-2 OF THE CODE OF THE CITY OF HOBOKEN.

The above ordinance will be continued at the next regularly scheduled City Council meeting on October 16, 2002.

ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED ORDINANCES OF THE CITY OF HOBOKEN TO PROVIDE FOR A RETRIEVAL AND RECOVERY FEE FOR SHOPPING CARTS RECOVERED AND STORED BY THE CITY.

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Cricco moved that the hearing be closed. Motion duly seconded by Councilwoman Andreula. ---Adopted by the following vote: YEAS: 9 - NAYS: 0 ---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos. ---Nays: None.

ORDINANCE ENTITLED “AUTHORIZATION OF THE LEASE OF THE RECREATION BUILDING LOCATED IN THE SOUTHWEST CORNER OF THE SPORTS FIELD BOUNDED BY FIFTH STREET AND SINATRA DRIVE TO THE HOBOKEN LITTLE LEAGUE PURSUANT TO THE LOCAL LANDS AND BUILDINGS LAW, 40A:12-1 ET. SEQ.”

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.
No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Campos moved that the hearing be closed.
Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED; (Approvals: 218 7th Street).

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.
Motion duly seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

HEARING ON ORDINANCES

Third and Final Reading

Council President Ramos then moved that the ordinance entitled, "ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED ORDINANCES OF THE CITY OF HOBOKEN TO PROVIDE FOR A RETRIEVAL AND RECOVERY FEE FOR SHOPPING CARTS RECOVERED AND STORED BY THE CITY" be taken from the table for its third and final reading.

Motion seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then moved that the ordinance entitled, "ORDINANCE ENTITLED ‘AUTHORIZATION OF THE LEASE OF THE RECREATION BUILDING LOCATED IN THE SOUTHWEST CORNER OF THE SPORTS FIELD BOUNDED BY FIFTH STREET AND SINATRA DRIVE TO THE HOBOKEN LITTLE LEAGUE PURSUANT TO THE LOCAL LANDS AND BUILDINGS LAW, 40A:12-1 ET. SEQ. ’" be taken from the table for its third and final reading.

Motion seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED; (Approvals: 218 7th Street)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

PETITIONS AND COMMUNICATIONS

02-661
WHEREAS, home should be a place of warmth, unconditional love, tranquility; and

WHEREAS, the crime of domestic violence violates an individual’s privacy and dignity, security and humanity, due to systematic use of physical, emotional, sexual, psychological and economic control and/or abuse including abuse to children and elderly; and

WHEREAS, the problem of domestic violence are not confined to any group of people, but cut across all economic, racial and societal barriers, and are supported by societal indifference; and

WHEREAS, the impact of domestic violence is wide ranging, directly affecting individuals and society as a whole, here in this community, throughout the United States and the world; and

WHEREAS, battered women have been in the forefront of efforts to bring peace and equality to the home;

NOW, THEREFORE, BE IT RESOLVED, that MAYOR DAVID ROBERTS, in recognition of the important work done by domestic violence programs, does hereby proclaim the month of October to be Hoboken City Domestic Violence Awareness Month and urge all citizens to actively participate in the scheduled activities and programs to work toward improving victim safety and holding perpetrators of domestic abuse accountable for their actions against individual victims and our society as a whole.

--Received and filed.

02-662
APPLICATIONS FOR MISCELLANEOUS LICENSES

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<tr>
<th>Raffles</th>
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</thead>
<tbody>
<tr>
<td>Vendor</td>
<td>1</td>
</tr>
<tr>
<td>Public Hack Drivers</td>
<td>1</td>
</tr>
</tbody>
</table>
---Council President Ramos moved that the licenses be granted.
---Motion duly seconded by Councilman Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

REPORTS OF CITY OFFICERS

02-663
An affidavit of Tax Bill Mailing from Municipal Tax Collector Louis Picardo, stating that the mailing of tax bills for 3rd & 4th quarter installments for tax year 2002 was completed on September 10, 2002.
---Received and filed.

CLAIM RESOLUTIONS

02-664
By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $569,965.34 against the UNCLASSIFIED CLAIMS.

Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $77,659.18 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $315,946.74 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilman Cricco:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $37,447.76 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $58,831.94 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $28,649.40 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $13,925.70 against the CAPITAL ACCOUNT.

Seconded by Councilman Soares.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

PAYROLL RESOLUTIONS

02-665
By Council President Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD AUGUST 29, 2002 TO SEPTEMBER 11, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

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<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
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<td>Treasurer's</td>
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<td>27,322.89</td>
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<td><strong>Other</strong></td>
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<td>Police Grant.</td>
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<td>Summer Lunch Progrm</td>
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<td>27,322.89</td>
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</table>

Motion by Council President Ramos.
Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**RESOLUTIONS CONTINUED**

Presented and Read

**02-666**
---By Councilwoman Marsh:

WHEREAS, N.J.S.A. 40A:9-140.10 provides that a Chief Financial Officer shall be appointed to such position; and
WHEREAS, pursuant to N.J.S.A. 40A:9-140.13(f), a person who does not hold a municipal finance officer certificate may serve as a temporary chief financial officer if a vacancy occurs in the office of the Chief Financial Officer; and

WHEREAS, pursuant to N.J.S.A. 40A:9-140.13(f), the Temporary Chief Financial Officer may serve in that position for a period not to exceed one (1) year, commencing on the date of the vacancy; and

WHEREAS, the City of Hoboken currently has a vacancy in the position of Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Hoboken, that Michael Lenz is hereby appointed to serve in the position of Temporary Chief Financial Officer.

BE IT FURTHER RESOLVED, that the appointment of Michael Lenz as the Temporary Chief Financial Officer is retroactive to the date of vacancy, September 25, 2002.

---Motion duly seconded by Councilman Soares.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSTENTIONS: 2
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Abstention: Andreula, Castellano.

02-667
---By Councilman Campos:

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

<table>
<thead>
<tr>
<th>ACCOUNT (Other Expenses)</th>
<th>ACCOUNT #</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personnel O.E.</td>
<td>3-01-20-105-021</td>
<td>$200.00</td>
</tr>
<tr>
<td>Purchasing O.E.</td>
<td>3-01-20-114-021</td>
<td>1,600.00</td>
</tr>
<tr>
<td>City Clerk O.E.</td>
<td>3-01-20-120-021</td>
<td>400.00</td>
</tr>
<tr>
<td>Accts &amp; Control O.E.</td>
<td>3-01-20-131-021</td>
<td>3,000.00</td>
</tr>
<tr>
<td>Payroll O.E.</td>
<td>3-01-20-132-021</td>
<td>400.00</td>
</tr>
<tr>
<td>Tax Collector O.E.</td>
<td>3-01-20-145-021</td>
<td>2,000.00</td>
</tr>
<tr>
<td>Assessor’s O.E.</td>
<td>3-01-20-150-021</td>
<td>400.00</td>
</tr>
<tr>
<td>Special Counsel O.E.</td>
<td>3-01-20-156-020</td>
<td>5,000.00</td>
</tr>
<tr>
<td>Expert Witness &amp; Appraisal O.E.</td>
<td>3-01-20-158-020</td>
<td>5,000.00</td>
</tr>
<tr>
<td>Planning Board O.E.</td>
<td>3-01-20-180-021</td>
<td>10,000.00</td>
</tr>
<tr>
<td>Insurance O.E.</td>
<td>3-01-23-210-020</td>
<td>20,000.00</td>
</tr>
<tr>
<td>Copiers O.E.</td>
<td>3-01-23-213-020</td>
<td>10,000.00</td>
</tr>
<tr>
<td>Streets &amp; Roads O.E.</td>
<td>3-01-26-291-021</td>
<td>5,000.00</td>
</tr>
<tr>
<td>Central Garage O.E.</td>
<td>3-01-26-301-021</td>
<td>40,000.00</td>
</tr>
<tr>
<td>Senior Citizens O.E.</td>
<td>3-01-27-336-021</td>
<td>5,000.00</td>
</tr>
<tr>
<td>Transportation O.E.</td>
<td>3-01-27-348-021</td>
<td>1,000.00</td>
</tr>
<tr>
<td>Recreation O.E.</td>
<td>3-01-28-370-021</td>
<td>25,000.00</td>
</tr>
<tr>
<td>Public Library O.E.</td>
<td>3-01-29-390-021</td>
<td>20,000.00</td>
</tr>
<tr>
<td>Electricity O.E.</td>
<td>3-01-31-430-000</td>
<td>25,000.00</td>
</tr>
<tr>
<td>Telephone O.E.</td>
<td>3-01-31-440-000</td>
<td>20,000.00</td>
</tr>
</tbody>
</table>
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

---By Councilwoman Andreula:

WHEREAS, the City of Hoboken is a recipient of a FY 2002 Local Law Enforcement Block Grant No. 2002-LB-BX-1813 received through a proposal submitted by the Grants Management Office to the United States Department of Justice. The grant amount is $28,919 with a required local funding match in the amount of $3,213 for total project cost of $32,130 and

WHEREAS, the Police Division, together with the LLEBG Advisory Board have proposed certain purchases to be made with this grant, which purchases include but not limited to CAD System Computer equipment, police vehicles, ammunition and other necessary law enforcement equipment; no, therefore, be it –

RESOLVED, that the Mayor and Council of the City of Hoboken have reviewed the material submitted by the Police Division and have allowed public comment on the proposed purchases, and hereby assent to the purchases subject to a final review and approval by the Business Administrator and that said purchases are made in conformance with the New Jersey Local Public Contract Law.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

---By Councilman Campos:

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue by his letter hereto attached and made a part hereof, recommends that refunds be made; now, therefore, be it –

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling $31,401.33 representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Transamerican Real Estate Tax Service</td>
<td>20/20</td>
<td>351-55 First St.</td>
<td>$4,615.82</td>
</tr>
<tr>
<td>3445 Winton Place-Suite 219 Rochester, NY 14623</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>ATTN: Geraldine Kraus</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
First American Real Estate Tax Service
3445 Winton Place-Suite 219
Rochester, NY 14623
ATTN: Geraldine Kraus

Mortgage Service Ctr.
600 Atrium Way
Mt. Laurel, NJ 0805428
Attn: Shannon Brake

Chase Manhattan Mortgage
ATTN: Tax Dept. C Maurer
3415 Vision Dr.
Columbus, Ohio 43219

Bank of America
P.O. Box 26389
Richmond, VA 23260-6389

Countrywide Tax Service
P.O. Box 1021-SV3-24
Van Nuys, CA 91410-0211
Attn: Patti Crosse-Tax Refunds

Adams J. Young, Esq.
26 Broadway-21st Street
New York, New York 10004

Transamerican Tax Service
1201 Elm Street- Suite 400
Dallas, Texas 75270
Attn: April Brown-Claims

Countrywide Tax Service
P.O. Box 1021 – SVC3-24
Van Nuys, CA 91410-0211
Attn: Patti Crosse-Tax Refunds

Wells Fargo Home Mortg.
1 Home Campus
MAXCX2502-011
Des Moines, la 50328-001
Attn: Melissa Rogers- Advance Recovery

Fulginiti & Pessel
214 Carnegie Center
Suite 104
Princeton, NJ 08540
Attn: Belinda Cubberley

Transamerican Real Estate Tax Service
1201 Elm Street- Suite 400
Dallas, Texas 75270
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yees: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-670
---By Councilman Campos:

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue by his letter hereto attached and made a part hereof, recommends that refunds be made; now, therefore, be it –

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling $817.87 representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hudson Home Associates</td>
<td>213.1\9.1C0001</td>
<td>220 Hudson Street</td>
<td>$309.80</td>
</tr>
<tr>
<td>Hudson Home Associates</td>
<td>213.1\9.1C0004</td>
<td>220 Hudson Street</td>
<td>$185.88</td>
</tr>
<tr>
<td>Hudson Home Associates</td>
<td>213.1\9.1C0003</td>
<td>220 Hudson Street</td>
<td>$185.88</td>
</tr>
<tr>
<td>Hudson Home Associates</td>
<td>213.1\9.1C0002</td>
<td>220 Hudson Street</td>
<td>$136.31</td>
</tr>
</tbody>
</table>

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yees: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-671
---By Councilman Soares:

WHEREAS, there exists a need for a group Prescription Plan Service for the City employees of Hoboken for the provision of a group prescription plan; and

WHEREAS, the Business Administrator, Robert Drasheff, has recommended that the City of Hoboken, continue to make such group prescription plan service available to its employees in accordance with the existing personnel policies and collective bargaining agreements; and
WHEREAS, the Business Administrator, Robert Drasheff, has recommended that the City of Hoboken enter into a two (2) year contract with MaxorPlus, Ltd., beginning November 1, 2002 and terminating October 30, 2004; and

WHEREAS, the total amount of the projected cost for the plan next plan year with Horizon BCBS and Advanced PCS, the current Prescription Plan Service is Two Million Fifty-Two One Hundred Thirty-Five ($2,052,135) Dollars; and

WHEREAS, the total amount of the first year of the contract with MaxorPlus, Ltd. for a Group Prescription Plan Service is not to exceed One Million Nine Hundred Ninety-Four Thousand Four Hundred Forty Eight ($1,994,448) Dollars; and

WHEREAS, the proposed contract provides for an annual adjustment of the rates to reflect the effects of drug inflation, change in client age, sex demographics, utilization trends and new drug availability in the market place; the second year contract cost will be determined and encumbered at a later date for the November 1, 2003 to October 30, 2004 period; and

WHEREAS, the Local Public Contract Law (N.J.S.A. 40A:11-1, et seq.) allows the award of contracts for insurance without competitive bidding and the contract itself must be made available for public inspection; and

WHEREAS, the Chief Financial Officer certifies that funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hoboken as follows that a contract for Prescription Plan Service is awarded to MaxorPlus, Ltd., for a Group Prescription Plan Service is not to exceed One Million Nine Hundred Ninety-Four Thousand Four Hundred Forty Eight ($1,994,448) Dollars.

BE IT FURTHER RESOLVED, the Mayor and City Clerk are hereby authorized and directed to execute and attest an Agreement with MaxorPlus, Ltd. commencing November 1, 2003 through October 30, 2003, the form of said agreements to be approved by the City Attorney.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-672
---By Councilman Campos:

WHEREAS, the City of Hoboken considers it necessary and proper to hire a financial consultant to assist the City in auditing Tax Abatement Financial Agreements; and

WHEREAS, the City of Hoboken hired the auditing firm of Donohue, Gironda & Doria of 310 Broadway, Bayonne, New Jersey 07002, at its August 14, 2002 meeting in the amount of $25,000; and

WHEREAS, there exists a need for the maximum amount of the contract for professional auditing services contract to Donohue, Gironda & Doria be increased from twenty-five thousand ($25,000) to forty thousand ($40,000) dollars

WHEREAS, funds for this agreement are available for this purpose;
NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that the maximum amount of professional services contract be increased from 25,000 to $40,000 for the auditing services related to Tax Abatement Financial Agreements.

BE IT FURTHER RESOLVED that this agreement be effective as of July 1, 2002 and terminate on or prior to June 30, 2003 unless other wise extended or modified by the Council of the City of Hoboken by resolution.

BE IT FINALLY RESOLVED by the Council of the City of Hoboken and County of Hudson that the City Clerk have published a brief notice stating the name, nature, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-673
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken is desirous of redeveloping Church Square Park using a phased in approach; and

WHEREAS, there exists a need within the City of Hoboken for landscape architectural services relating to the preparation of a conceptual master plan to guide on-going development which will be done in phases as the city receives funds; and

WHEREAS, Alan Goodhart ASLA Landscape Architect submitted a proposal for landscape architectural services for the aforesaid project with a total not to exceed five thousand ($5,000) dollars; and

WHEREAS, there are existing funds available in the 2002 Bonds that can be used for this project; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that Alan Goodheart ASLA Landscape Architect be awarded such contract for the provision of professional landscape architectural services for the preparation of a Master Plan for the redevelopment of Church Square Park for a total lump sum of five thousand ($5,000) dollars.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute this agreement.

BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A: 11-1 et. seq.
---Motion duly seconded by Councilman Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-674
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken has been invited to submit a funding application to the New Jersey Department of Transportation for the Livable Communities Pilot Program; and

WHEREAS, the City wishes to submit an application for funding for scenic beautification of the 14th Street area; now therefore be it

Resolved, that the City will submit such application; and be it further

Resolved, that the Mayor or Business Administrator of the City of Hoboken be hereby authorized on behalf of the City of Hoboken to:

1. Execute and submit an application to the New Jersey Department of Transportation Livable Communities Pilot Program for scenic beautification to the 14th Street area;

2. Furnish such documents as may be required;

3. Act as authorized correspondent of the City of Hoboken;

4. Execute necessary contracts, if funding is awarded.

---Motion duly seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-675
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken is desirous of renovating Firehouse No. 1, Firehouse No. 4, Fire Department Headquarters and Rescue No. 1; and

WHEREAS, there exists a need within in the City of Hoboken for a full architectural and engineering services relating to the preparation of a schematic design and construction documents for the renovations; and

WHEREAS, Mayo, Lynch/L&C Design Consultants PA have submitted a proposal for professional architectural and engineering services for the aforesaid project with a total not to exceed eighty thousand one hundred ($80,100.00) dollars; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose.
NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that Mayo Lynch/L&C Design Consultant PA be awarded such contract for the provision of professional architectural and engineering services for the development of a evaluation of a schematic design and construction documents for the renovation of four Hoboken Fire Houses, with a total sum for design fees not to exceed 9% of the construction costs of eighty thousand ($80,100.00) dollars.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute this Agreement.

BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City’s legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilman Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-676
---By Councilman Soares:

    WHEREAS, Phyllis Jacobson is an employee with the City of Hoboken in the Department of Administration; and

    WHEREAS, Phyllis Jacobson was previously granted an unpaid personal leave of absence under the terms of the New Jersey Family Medical Leave Act; and

    WHEREAS, Phyllis Jacobson has requested an additional personal leave of absence from October 2, 2002 through April 2, 2003; now

    BE IT RESOLVED, that a final leave of absence without pay beginning October 2, 2002 through April 2, 2003 is approved for Phyllis Jacobson.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-677
---By Councilwoman Marsh:

    WHEREAS, the former Maxwell House Plant closed on or about 1992 and since that time the Plant and the area around the plant described on Exhibit A attached hereto has been redeveloped (“Maxwell House Area”); and
WHEREAS, this valuable portion of property along the City’s waterfront could provide substantial benefits to the community of Hoboken if redeveloped based upon requirements set forth in a comprehensive redevelopment plan for the area and consistent with terms and conditions set forth in a redeveloper agreement(s) for the area; and

WHEREAS, pursuant to N.J.S.A. 40A:12-4(a), a municipal governing body has the power to cause a preliminary investigation to be made by the Planning Board pursuant to N.J.S.A. 40:12A-6; and

WHEREAS, the Municipal Council seeks to have the Planning Board undertake a preliminary investigation of the Maxwell House Area to determine whether it meets the criteria set forth in N.J.S.A. 40A:12A-5 as an area in need of redevelopment.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that:

1) the Hoboken City Council requests that the Hoboken Planning Board study the Maxwell House site as a redevelopment zone;

2) the applicant will be permitted to continue its case on October 17, 2002, and at subsequent meetings, if necessary, on a reasonably short date;

3) at the end of October 17, 2002, hearing, applicant will consent to extend the Planning Board’s 95 day time limit to act on an application to the sooner of (i) the November, 2002 hearing date, but in no event later than November 30, 2002 or (ii) the date on which the Hoboken Planning Board recommends that the Maxwell House site be in a redevelopment area under N.J.S.A. 40A;12A-6; and

4) Under N.J.S.A. 40A:12A-1 et. seq., the parties will negotiate concerning redevelopment but the City Council will not proceed to adopt any redevelopment ordinance affecting the Maxwell House site without the applicant’s consent prior to a decision on the applicant’s current Planning Board application.

Before the vote was taken the following members of the public addressed the City Council; Bill Noonan, 711 Garden Street; Daniel Tumpson, 230 Park Avenue.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

ORDINANCES

Introduction and First Reading

02-678
DR-65
AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Alternate Parking)

THE COUNCIL OF THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

Meeting of October 2, 2002
ARTICLE XVI
Alternate Parking

190-28 Alternate Parking streets designated

Section 1: The ordinance is hereby amended to delete the following as alternate parking

<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Side</th>
<th>Days/Hours</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tenth Street</td>
<td>South</td>
<td>Friday 1:00 pm to 2:00 pm</td>
<td>Clinton Street to Grand Street</td>
</tr>
<tr>
<td>Tenth Street</td>
<td>North</td>
<td>Thursday 1:00 pm to 2:00 pm</td>
<td>Clinton Street to Grand Street</td>
</tr>
<tr>
<td>Grand Street</td>
<td>East</td>
<td>Thursday 1:00 pm to 2:00 pm</td>
<td>Eleventh Street to Tenth Street</td>
</tr>
<tr>
<td>Grand Street</td>
<td>West</td>
<td>Friday 1:00 pm to 2:00 pm</td>
<td>Eleventh Street to Tenth Street</td>
</tr>
</tbody>
</table>

Section 2: The following described streets or parts of street are hereby designated as alternate parking streets.

<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Side</th>
<th>Days/Hours</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tenth Street</td>
<td>South</td>
<td>Wednesday 2:00 pm to 3:00 pm</td>
<td>Clinton Street to Grand Street</td>
</tr>
<tr>
<td>Tenth Street</td>
<td>North</td>
<td>Thursday 2:00 pm to 3:00 pm</td>
<td>Clinton Street to Grand Street</td>
</tr>
<tr>
<td>Grand Street</td>
<td>East</td>
<td>Thursday 2:00 pm to 3:00 pm</td>
<td>Eleventh Street to Tenth Street</td>
</tr>
<tr>
<td>Grand Street</td>
<td>West</td>
<td>Wednesday 2:00 pm to 3:00 pm</td>
<td>Eleventh Street to Tenth Street</td>
</tr>
</tbody>
</table>

Section 3: This ordinance shall be a part of the Administrative Code of the City of Hoboken as though codified and fully set forth therein. The city clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

Section 4. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 5. This ordinance shall take effect as provided by law.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on OCTOBER 16, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Loading zone; Parking prohibited at all times)

THE COUNCIL OF THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE V
LOADING ZONE

190-11 Loading Zone

Section 1: The locations described are hereby designated as a loading zone. No person shall park a vehicle in said location during the times indicated other than for the loading or unloading of goods and materials.

<table>
<thead>
<tr>
<th>NAME OF STREET</th>
<th>TIME</th>
<th>SIDE</th>
<th>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>First Street</td>
<td>Mon. –Fri</td>
<td>North</td>
<td>Beginning at a point 35’ feet East of the Easterly curbline of River Street and extending 40’ feet easterly therefrom.</td>
</tr>
<tr>
<td></td>
<td>8:00 A.M. to 4:00 P.M.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

ARTICLE II
PARKING PROHIBITED AT ALL TIMES

190-3 Parking prohibited at all times

Section 2: Parking prohibited at all times on certain street or parts of street. No person shall park a vehicle at any time upon any streets or parts thereof described. (except for pick up and drop off of passengers)

<table>
<thead>
<tr>
<th>NAME OF STREET</th>
<th>SIDE</th>
<th>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>River Street</td>
<td>East</td>
<td>Beginning at a point 95 feet North of the northerly curbline of First Street and extending 30 feet north therefrom.</td>
</tr>
</tbody>
</table>

Section 3: All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 4: This ordinance shall be part of the Hoboken code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken Code.

Section 5: This Ordinance shall take effect as provided by law.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on OCTOBER 16, 2002 at 7:00 PM.
---Motion duly seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-680
DR-67

BOND ORDINANCE PROVIDING FOR THE REFUNDING BY THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY OF CERTAIN OUTSTANDING OBLIGATIONS OF THE PARKING AUTHORITY OF THE CITY OF HOBOKEN, APPROPRIATING AN AGGREGATE AMOUNT OF $35,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $35,000,000 IN AGGREGATE PRINCIPAL AMOUNT BONDS OR NOTES OF THE CITY TO FINANCE THE COST THEREOF.

WHEREAS, the City of Hoboken (the “City”) has determined, consistent with the provisions of Local Authorities Fiscal Control Law (the “Authorities Control Law”), specifically N.J.S.A. 40A:5A-20, to dissolve the Parking Authority of the City of Hoboken (the “Authority”); and

WHEREAS, the Authority has various issues of bonds and other obligations outstanding (the “Authority Obligations”) as more particularly described in Section 1; and

WHEREAS, as part of the dissolution of the Authority, the City desires, in addition to assuming responsibility for the payment of all creditors or obliges of the Authority and for the provision of all services provided by the Authority deemed necessary for the health, safety and welfare of the recipients of such services, to refund the bonds or notes of the Authority previously issued and outstanding; and

WHEREAS, the City has established a parking utility a part of the City in connection with the parking operations previously conducted by the Authority; and

WHEREAS, pursuant to the Authorities Control Law and the applicable provisions of the Local Bond Law referred to in the Local Authorities Fiscal Control Law, N.J.S.A. 40A:5A-1 et. seq, the City is authorized to issue refunding obligations in furtherance of the dissolution of the Authority.

NOW, THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY THAT:

SECTION 1. There is hereby authorized, pursuant to the applicable statutes of the State of New Jersey (the “State”) including the Local Authorities Fiscal Control Law, and, specified, N.J.S.A. 40A:5A-20, the refunding of the following outstanding obligations of the Hoboken Parking Authority, together with other purposes necessary, appurtenant or incidental thereto or thereof:

<table>
<thead>
<tr>
<th>Description</th>
<th>Outstanding Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Parking General Revenue Refunding Bonds, Series 1992A</td>
<td>$4,020.00</td>
</tr>
<tr>
<td>Parking General Revenue Bonds, Series 1994</td>
<td>$5,595.00</td>
</tr>
<tr>
<td>1998 Term Loan From Trust Company of New Jersey</td>
<td>$5,000.00</td>
</tr>
<tr>
<td>City Guaranteed Parking General Revenue Bonds, Series 2001A</td>
<td>$16,170,000</td>
</tr>
<tr>
<td>Total</td>
<td>$30,785,000</td>
</tr>
</tbody>
</table>
SECTION 2. It is hereby determined and declared by this City Council as follows:

A. The estimated aggregate maximum amount of money to be raised from all sources for the purposes stated in Section 1 is $35,000,000.

B. The estimated aggregate maximum amount of bonds or notes to be issued for the purposes stated in Section 1 $35,000,000.

C. Pursuant to N.J.S.A. 40A:5A-20, no down payment is required for the purposes stated in Section 1.

SECTION 3. The sum of $35,000,000 is hereby appropriated for the purposes stated in Section 1.

SECTION 4. For the purpose of financing the cost of the purposes stated in Section 1, the issuance of bonds of said City in an aggregate principal amount not exceeding Thirty-Five Million Dollars ($35,000,000) is hereby authorized pursuant to N.J.S.A. 40A:5A-20 and the applicable provisions of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. The rate or rates of interest, maturities, method of sale and other details of said bonds not determined herein shall be determined by subsequent resolution or resolutions adopted by this City Council pursuant to law or as otherwise directed by the Local Finance Board, Division of Local Government Services in the Department of Community Affairs of the State pursuant to N.J.S.A. 40A:5A-20.

SECTION 5. Pending the issuance of the bonds authorized in Section 4 hereof, bond anticipation notes of the City may be issued pursuant to N.J.S.A. 40A:5A-20 and the applicable provisions of said Local Bond Law in an aggregate principal amount not exceeding Thirty-Five Million Dollars (35,000,000). Each such bond anticipation note shall be designated “Bond Anticipation Note.” All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the City; provided that no note shall mature later than one year from its date. All such bond anticipation notes may be executed in the name of the City by the manual or facsimile signatures of the Mayor and chief financial officer or such other official of the City as may hereafter be designated by resolution or otherwise as provided by law and shall be under the seal of the City and attested by the City Clerk. The notes shall bear interest at such rate or rates and shall be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, subject to the direction of the Local Finance Board, Division of Local Government Services in the Department of Community Affairs of the State pursuant to N.J.S.A. 40A:5A-20, and the chief financial officer’s signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver such notes to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest, if any, from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the City Council at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser or purchasers thereof.

SECTION 6.

A. The average period of usefulness of the purposes financed with the proceeds of the Authority Bonds described in Section 1 for the refunding of which the bonds are hereby authorized to be issued, within the limits prescribed by the Local Bond Law, is at least 25 years.

B. All bonds or notes issued pursuant to this ordinance shall bear interest at a rate not to exceed the maximum rate permitted by law.
C. The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk prior to the passage of this ordinance on first reading, and a complete duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State prior to the passage of this ordinance on final reading, and such statement shows that the gross debt of said City, as defined in N.J.S.A. 40A:2-43, is increased by this ordinance by $35,000,000 and that the issuance of the obligations authorized by this ordinance will be within all debt limitations contained in the Local Bond Law. The obligations authorized by this ordinance are for self-liquidating purposes and are deductible from gross debt pursuant to N.J.S.A. 40A: 2-44.

D. The aggregate amount of the proceeds of the obligations authorized by this ordinance to be expended for interest on the obligations authorized herein, engineering and inspection costs, legal expenses, and the cost of issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinances and notices of sale and legal expenses, and other expenses as provided in N.J.S.A. 40A:2-20 does not exceed $610,000.

SECTION 7. The capital budget of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith, and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services are on file with the City Clerk and are available for public inspection.

SECTION 8. In the event that moneys are lawfully received from any source for the purposes provided in this ordinance, such moneys shall be used for the purposes authorized herein and to reduce the amount of bonds or notes authorized to be issued by this ordinance by the amount so received, or if such other moneys are received after the issuance of the bonds or notes authorized by this ordinance, such moneys shall be used solely for the payment of the debt service on said bonds or notes as the same become due and payable.

SECTION 9. The full faith and credit of the City is hereby pledged for the payment of the principal of and interest on all bonds and notes issued pursuant to this ordinance, and as long as such bonds or notes are outstanding there shall be levied in each year ad valorem taxes on all taxable property within said City without limitation as to rate to amount sufficient to pay the principal of and interest on such bonds and notes maturing in said year.

SECTION 10. This ordinance shall take effect immediately after final adoption as provided N.J.S.A. 40A:5A-20.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on NOVEMBER 6, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSTENTIONS: 1

---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Soares and President Ramos.

---Nays: Castellano.

---Abstentions: Marsh.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Helen Hirsch, 98 Park Avenue; Roberta Tarkan, 482 Central Avenue, Jersey City

Councilman Cricco left the meeting at 8:05 p.m.
Councilman Cricco returned to the meeting at 8:10 p.m.
Speakers continued: Carlos Matallana, taxi driver (no address given).

President Ramos then adjourned the meeting at 8:17 p.m.

__________________________________________
PRESIDENT OF THE COUNCIL

__________________________________________
CITY CLERK
Prior to the beginning of the regular council meeting, at 6:45 PM, the council entered into an executive (closed) session.

**02-681**

---By Council President Ramos:

WHEREAS, Members of the Hoboken City Council wish to enter Executive Session to discuss matters pursuant to N.J.S.A. 10:4-12(b); and

WHEREAS, pursuant to N.J.S.A. 10:4-13 a resolution is required stating the general nature of the subject to be discussed and as precisely as possible, the time when and the circumstances under which the discussion in the Executive Session can be disclosed to the public; and

WHEREAS, the general nature of the subject(s) to be discussed at this meeting is as follows:

Pending and anticipated litigation

BE IT RESOLVED, that the City Council shall at this time 6:45 pm, October 16, 2002, enter into Executive Session to discuss the matters as outlined above, and-

BE IT FURTHER RESOLVED, that it can be disclosed to the public as follows:

Upon final disposition of the matter.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

President Ramos opened the meeting at 7:16 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:
PRESENT: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT: Andreula.

At this time City Council President Ramos deviated from the agenda to allow the following member of the public address the City Council: Irene Sobvlic of 227 Garden Street.

Councilwoman Andreula arrived at 7:19 p.m.

HEARING ON ORDINANCES

Second Reading and Public Hearing

AN ORDINANCE TO AMEND ORDINANCE NO. R-151 ENTITLED USE OF PRIVATE VEHICLES PROHIBITED; NUMBER OF OUTSTANDING LICENSES IN THE CITY OF HOBOKEN ALSO KNOWN AS CHAPTER 179-2 OF THE CODE OF THE CITY OF HOBOKEN. (DR-57)

The above ordinance will be continued to the November 6, 2002 meeting.

A BOND ORDINANCE AUTHORIZING A GREEN ACRES MULTI-PARKS PROJECT IN, BY AND FOR THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING AN AGGREGATE AMOUNT OF $2,000,000 THEREFOR (INCLUDING $1,000,000 GRANT FUNDS AND $1,000,000 LOAN FUNDS FROM THE STATE OF NEW JERSEY GREEN ACRES PROGRAM) AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $1,000,000 IN AGGREGATE PRINCIPAL AMOUNT OF BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF. (DR-60)

The above ordinance was withdrawn and will be introduced as a new ordinance later in the meeting.

AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY PROVIDING FOR THE DISSOLUTION OF THE PARKING AUTHORITY OF THE CITY OF HOBOKEN. (DR-61)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

The following members of the public spoke to the ordinance: Michele Russo, 10 Church Towers; Donald Pellicano, 1000 Hudson Street; Helen Hirsch, 98 Park Avenue;

Council President Ramos left the meeting at 7:57 p.m. Council President Ramos returned to the meeting at 8:00 p.m.
speakers continued: Lorna Courtney, 2 MVP; Curtis Crystal, 715 Monroe Street; Jean Forest, 2 MVP; Jon Gordon, 333 River Street. No other person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilwoman Andreula moved that the hearing be closed. Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: Castellano.
---Abstentions: Soares.

AN ORDINANCE CREATING THE CITY OF HOBOKEN PARKING UTILITY BY THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-62)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Council President Ramos moved that the hearing be closed. Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 7 - NAYS: 2
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: Castellano, Soares.

ORDINANCE AUTHORIZING AND APPROVING THE SALE OF PUBLIC LANDS LOCATED AT 259-265 11TH STREET TO THE HOBOKEN PARKING AUTHORITY. (DR-63)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Council President Ramos moved that the hearing be closed. Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Alternate Parking) (DR-65)
President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Council President Ramos moved that the hearing be closed.
Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTION: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Abstention: Castellano.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBNOK ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Loading zone; Parking prohibited at all times) (DR-66)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.
Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

BOND ORDINANCE PROVIDING FOR THE REFUNDING BY THE CITY OF HOBNOK, IN THE COUNTY OF HUDSON, NEW JERSEY OF CERTAIN OUTSTANDING OBLIGATIONS OF THE PARKING AUTHORITY OF THE CITY OF HOBNOK, APPROPRIATING AN AGGREGATE AMOUNT OF $35,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $35,000,000 IN AGGREGATE PRINCIPAL AMOUNT BONDS OR NOTES OF THE CITY TO FINANCE THE COST THEREOF. (DR-67).

The above ordinance was withdrawn and will be introduced as a new ordinance later in the meeting.

HEARING ON ORDINANCES

Third and Final Reading
Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY PROVIDING FOR THE DISSOLUTION OF THE PARKING AUTHORITY OF THE CITY OF HOBOKEN. (DR-61)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: Castellano.
---Abstentions: Soares.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE CREATING THE CITY OF HOBOKEN PARKING UTILITY BY THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-62)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 2
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: Castellano, Soares.

Council President Ramos then moved that the ordinance entitled, “ORDINANCE AUTHORIZING AND APPROVING THE SALE OF PUBLIC LANDS LOCATED AT 259-265 11TH STREET TO THE HOBOKEN PARKING AUTHORITY. (DR-63)” be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Alternate Parking) (DR-65)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTION: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Abstention: Castellano.
ORDINANCE #2278. (Loading zone; Parking prohibited at all times) (DR-66)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

PETITIONS AND COMMUNICATIONS

02-682

WHEREAS, the arts and humanities enhance the lives of all Americans; and

WHEREAS, the arts and humanities affect every aspect of life in America today, including the economy, social problem solving, job creation, education, creativity, and community livability; and

WHEREAS, the Division of Cultural Affairs in the City of Hoboken, under the direction of Geri Fallo, significantly enhances this city's quality of life culturally, socially, aesthetically and economically; and

WHEREAS, on Sunday, October 20, 2002, the City of Hoboken will host the 21st Annual Hoboken Artist Studio Tour, along with The Hoboken Reporter; and

WHEREAS, we recognize the tremendous contributions made by Dave Unger and Lucha Malato of The Hoboken Reporter for their dedication and commitment towards promoting the arts and humanities in Hoboken and commend them for the vital role they perform in sponsoring the Annual Hoboken Artist Studio Tour;

NOW, THEREFORE, I, DAVID ROBERTS MAYOR OF THE CITY OF HOBOKEN
do hereby proclaim

OCTOBER, 2002
as
NEW JERSEY ARTS & HUMANITIES MONTH

In the City of Hoboken, and encourage the residents of this great city to take time to participate in the 21st Annual Hoboken Artist Studio Tour and to extend praise and commendations to Dave Unger and Lucha Malato recognizing their many contributions to the City of Hoboken and its citizens.

--Received and filed.

02-683

September 11, 2002

Honorable Members of the City Council
City Hall
Hoboken, NJ 07030

Dear Ladies and Gentlemen,
I hereby appoint Ms. Kelly Colasanti of 1209 Garden Street in Hoboken to the Hoboken Shade Tree Commission for a term expiring December 31, 2003, replacing Pierre Manieri who has resigned.

Sincerely,

David Roberts,
Mayor

cc: Kelly Colasanti

--Received and filed.

02-684

APPLICATIONS FOR MISCELLANEOUS LICENSES

<table>
<thead>
<tr>
<th>Livery/Limousine Drivers</th>
<th>2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Parking Lots</td>
<td>1</td>
</tr>
</tbody>
</table>

---Councilwoman Andreula moved that the licenses be granted.
---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-685

REPORTS OF CITY OFFICERS

A report of Municipal Clerk James J. Farina indicating bids received on Friday, October 4, 2002 for Underground Tank Removal, Public Bid #03-06 (8 bids received).

---Received and filed.

02-686

A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending September 30, 2002 - $12,713,665.64.

---Received and filed.
A report of the Municipal Court indicating receipts for the month of September 2002 as $234,258.51.

---Received and filed.

**CLAIM RESOLUTIONS**

**02-688**

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $64,400.76 against the UNCLASSIFIED CLAIMS.

Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $14,734.66 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $287,463.97 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilman Cricco:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in
payment of approved claims totaling $30,276.99 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $107,181.26 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $99,807.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Soares.
---Nays: None.
---Abstentions: President Ramos.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $48,963.03 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Council President Ramos:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $16,286.10 against the CAPITAL ACCOUNT.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**PAYROLL RESOLUTIONS**

**02-689**

By Council President Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD SEPTEMBER 12, 2002 TO SEPTEMBER 25, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
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<td>Mayor's Office</td>
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<td>Div of Housing Svc</td>
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<td><strong>Sub-Total</strong></td>
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<td>23,860.50</td>
<td>133,900.69</td>
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<td>Police Grant.</td>
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<td>Fire Dept. Penalty</td>
<td>T-13-10-000-001</td>
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<td>1,140,067.23</td>
<td>23,860.50</td>
<td>133,900.69</td>
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</table>

Motion by Council President Ramos.
Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**RESOLUTIONS**

**Presented and Read**

**02-690**

---By Council President Ramos:

WHEREAS, a summons was issued for a motor vehicle violation to the following individuals; and

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are entitled to reimbursement of the towing charges and storage fees;
NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that warrants be drawn on the City Treasurer to the order of the following sums opposite their respective names as reimbursement of towing charges:

<table>
<thead>
<tr>
<th>Name/Address</th>
<th>Summons</th>
<th>Date</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Matt LaFond</td>
<td>8/13/02</td>
<td>008773</td>
<td>$75.00</td>
</tr>
<tr>
<td>Dean Guiducci</td>
<td>9/17/02</td>
<td>014369</td>
<td>75.00</td>
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<tr>
<td>William Garrett</td>
<td>5/5/02</td>
<td>WW201744</td>
<td>75.00</td>
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</table>

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-691
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken has the need for additional architectural engineering services with regard to the City Hall Historic Preservation Project; and

WHEREAS, City of Hoboken has awarded a professional architectural engineering services contract to Marchetto Caulfield Associates, 1225 Willow Ave., Hoboken, N.J. 07030; and

WHEREAS, the scope of work in the aforementioned contract has been expanded to include photo documentation and sketch plan work on the jail of City Hall; and

WHEREAS, there exists a need for the maximum amount of the contract for professional architectural engineering services to Marchetto Caulfield Associates be increased from One Hundred forty three thousand, seven hundred and forty five dollars ($143,745.00) to One Hundred forty eight thousand six hundred ninety five dollars ($148,695.00) and

WHEREAS, the type of work constitutes a professional engineering and design services as defined by N.J.S.A. 40A:11-5(1)(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, the temporary Chief Financial Officer certifies that the funds are available for this purpose.

WHEREAS, funds for this professional engineering and design services contract are available through the New Jersey Historic Trust Preservation Bond Program; and
NOW, THEREFORE, BE IT RESOLVED, that the maximum amount of the professional architectural engineering services contract be increased from $143,745.00 to $148,695.00 for the above-stated project; and

BE IT FURTHER RESOLVED, Mayor or Business Administrator of the City of Hoboken and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance to N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-692
---By Councilwoman Marsh:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for the replacement of the boiler in City Hall in accordance with Bid 03-06

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Amount of Bid</th>
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</thead>
<tbody>
<tr>
<td>AWT Environmental Services, Inc.</td>
<td>$149,300.00</td>
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<tr>
<td>3220 Bordertown Avenue</td>
<td>Parlin, NJ 08859</td>
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<tr>
<td>Gordon Environmental Mechanical Corp.</td>
<td>$222,795.00</td>
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<tr>
<td>2878 Gulf Avenue</td>
<td>Staten Island, NY 10303</td>
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<tr>
<td>Handex of New Jersey, Inc.</td>
<td>$217,469.00</td>
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<td>P.O. Box 451</td>
<td>Morganville, NJ 07751</td>
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<tr>
<td>Ted Slack Environmental</td>
<td>$208,795.00</td>
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<tr>
<td>4 Mack Road, Suite A</td>
<td>Kenilworth, NJ 07033</td>
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<tr>
<td>Ira D. Conklin &amp; Sons, Inc.</td>
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<td>P.O. Box 2147</td>
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<td>Progressive Management, Inc.</td>
<td>$193,250.00</td>
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<td>1526 Woodport Road</td>
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<td>Fuel Tank Maintenance Services</td>
<td>$245,175.00</td>
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<tr>
<td>310-16th Street</td>
<td>Carlstadt, NJ 07072</td>
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</tbody>
</table>
Brocon Petroleum, Inc.
333A Maple Street
Perth Amboy, NJ 08861
$152,670.00

and:

WHEREAS, Schoor DePalma, the engineering firm recommends the acceptance of the bid of ATW Environmental Services, Inc. for the removal of underground fuel tanks in the City of Hoboken;

RESOLVED, that the proposal of ATW Environmental Services, Inc. for the removal of underground fuel tanks: is hereby accepted, and be it further

RESOLVED, that a purchase order be executed, funds to provided by the Underground Storage Tank Removal Capital line item in the budget; and be it further

RESOLVED, that upon execution of the aforementioned contract the bid bond deposited by the above bidders be returned to them.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-693
---By Councilman Del Boccio:

WHEREAS, on March 20, 2002 the Mayor and Municipal Council of the City of Hoboken attempted to ease the parking dilemma in the City of Hoboken and adopted a resolution dedicating a parking space for the Zipcar vehicle; and

WHEREAS, the Zipcar car-sharing has been used by many Hoboken residents and has proved to be successful; and

WHEREAS, Zipcar has requested that the City of Hoboken approve an extension to the initial six (6) month dedicated parking space on First Street.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that a parking zone on First Street be temporarily designated to a Zipcar vehicle for a period of one (1) year expiring on October 16, 2003; and

BE IT FURTHER RESOLVED, that the south side of the aforementioned parking zone begin at a point 40 feet west of the westerly curbline of Washington Street and extend 22 feet westerly there from; and

BE IT FURTHER RESOLVED, that the Signal and Traffic Division shall post the necessary signage to effect said rules; and

BE IT FURTHER RESOLVED, that the Police Division shall enforce this regulation.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-694
---By Councilwoman Andreula:

WHEREAS, Bon Secours and Canterbury Partnership for Care, working in conjunction with On Your Mark Productions, have requested a permit from the City of Hoboken to conduct the “Fourth Annual Healthy Neighbors 5K Run, River Walk and Kids’ Dashes’ on October 19, 2002 in Hoboken, New Jersey; and

WHEREAS, the City of Hoboken is supportive of this endeavor provided that neither the 5K Run, River Walk nor Kid’s Dash unduly interferes with the health, safety and welfare of the citizens of Hoboken and the City will not incur any substantial expenses in connection with the 5K Run, River Walk and/or Kid’s Dash (hereinafter collectively referred to as “the Event”). Now, therefore, be it –

RESOLVED, that the Celebration of the Event to be held on October 19, 2002, is hereby approved by the Council of the City of Hoboken upon the condition that Bon Secours and Canterbury Partnership for Care, working in conjunction with On Your Mark Productions, (collectively referred to hereinafter as the “Permittee”) be issued a permit by the Business Administrator, in a form approved by the Office of the Corporation Counsel, with the following conditions:

1. Permittee shall deposit One Thousand Dollars ($1,000,00) with the City of Hoboken as an estimated permit fee to cover the extraordinary expenses to the City for services in connection with the Event, for, by way of example and not limitation, employee overtime and trash removal. In the event such costs are less than One Thousand Dollars ($1,000.00), the balance shall be returned to the Permittee. In the event such costs exceed One Thousand Dollars, Permittee shall pay such excess to the City upon presentation of an invoice from the City. This permit fee must be deposited with the City at least one week before the proposed race.

2. No alcoholic beverages shall be served by the Permittee, sponsors or vendors associated with the Event during the Event.

3. Permittee shall provide uniformed Hoboken Police Officers for the safety and security of runners, spectators and other members of the public, in a sufficient number to be determined by the Chief of Police, and at its sole expense from 8:15 am to 1:00 pm on Saturday, October 19, 2002. These personnel may be in addition to Hoboken Police Officers assigned by the City to the Event.

4. Permittee must provide no less than four (4) Port-o-Sans for use by patrons during the Event. They shall be located in designations to be determined by the Business Administrator. The Port-o-Sans shall not be installed on the property before 9:00 am on Friday, October 18, 2002 and must be removed before 6:00 pm on Monday, October 21, 2002. Adequate toilet paper shall be provided for the Port-o-Sans.

5. Permittee shall provide for proper use and maintenance of trash receptacles which will be provided by the City of Hoboken, and must ensure that plastic bags in those receptacles are continuously emptied and disposed of in areas designated by the City of Hoboken as needed during the Event.
6. The Permittee shall provide civilian road guards to assist in erecting barricades and detouring vehicular and pedestrian traffic during the race as required by the Chief of Police.

7. No beverages in glass bottles shall be permitted to be sold by any vendors. The Permittee shall arrange security to prohibit glass bottles and alcoholic beverages from being carried by runners, spectators and/or members of the public during the event.

8. Before leaving the premises after the Event, the Permittee shall restore the property to the condition it was in prior to usage. Such restoration shall be subject to the satisfaction of the Director of the Department of Environmental Services.

9. The Permittee must contact Robert Drasheff, Business Administrator, at least twenty-four (24) hours prior to the commencement of any activities on the property to which access is granted by this permit. In his absence, Cassandra Wilday, Director of Environmental Services, shall be contacted. In case of an emergency, when the Business Administrator or the Director of Environmental Services may be inaccessible, the Permittee must contact the Hoboken Police Desk Officer at (201) 420-2131 who, in turn, will contact one of them.

10. There will be no modifications to any City property or property adjacent thereto, used by the Permittee.

11. The Permittee has the full responsibility to provide and have available such medical staff and medical assistance as necessary at its sole cost and expense.

12. The City’s Police Chief shall have a complete control over the activities of the Permittee associated with the use hereby permitted including the actions of personnel of the Permittee in matters related to safety.

13. The Permittee shall furnish evidence, which shall be attached to the Permit as an Exhibit, that with respect to all incidents to the operations, activities and use of the property permitted by and performed under the Permit, it carries Comprehensive General Liability Insurance naming the City of Hoboken as additional insured providing for not less than $1,000,000.00 combined single limit per occurrence and $2,000,000.00 aggregate for bodily injury or death and property damage. It is to be understood and agreed that the procurement of Insurance in those amounts does not in any way or manner whatsoever limit Permittee’s liability to the City of Hoboken under the Permit and in the event in insurance does not cover and particular loss, the Permittee shall be liable to the City of Hoboken, for the full amount of any and all loss and damage as provided therein.

14. The Permittee shall indemnify, keep and save harmless the City of Hoboken its agents, employees, servants and officials, each and every one of them, against all claims, just or unjust, made against the City of Hoboken, its agents, employees, servants or officials on account of injuries, death, losses of any kind whatsoever, damages, suits, liabilities, judgments, claims for infringements of patent trademark or copyright, costs and expenses which may in any wise accrue against the City of Hoboken, its agents, employees, servants and officials, and the Permittee shall appear, defend and pay, as its own expense, all costs, including counsel fees, against the City of Hoboken, its agents, employees, servants and officials, in any action, the Permittee shall, at its own expense, satisfy and discharge the same.

15. In granting the Permit, the City of Hoboken will assume no obligation whatsoever in connection with the use by the Permittee and are not obliged to make any
repairs to the property or furnish personnel, equipment or materials in connection therewith.

16. The City of Hoboken shall not be liable to the Permittee for loss, damage, or liability of any kind or nature whatsoever sustained by the Permittee, its successors or assigns, by reason of any failure to fulfill its obligations herein in the event of a strike or walkout on the part of their employees or on the part of any other person or persons or by reason of any embargo or requirement of any federal or state or other governmental authority or by reason of any other event of any kind beyond the control of the City of Hoboken which in any way affects the ability of the City of Hoboken to perform the obligations herein.

17. This Permit may be terminated by the City of Hoboken without notice if any of the above conditions of the Permit are not met. The terms and conditions of the Permit are considered as understood and agreed upon prior to the Permittee undertaking the use set forth herein, and any unauthorized activities not specifically allowed herein may be considered cause for termination.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-695
---By Councilman Campos:

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

<table>
<thead>
<tr>
<th>ACCOUNT</th>
<th>ACCOUNT #</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>City Council O.E.</td>
<td>3-01-20-111-021</td>
<td>$ 4,312.50</td>
</tr>
<tr>
<td>A.B.C. Board O.E.</td>
<td>3-01-20-113-021</td>
<td>9,500.00</td>
</tr>
<tr>
<td>Grants Management O.E.</td>
<td>3-01-20-116-021</td>
<td>725.00</td>
</tr>
<tr>
<td>Legal Ads O.E.</td>
<td>3-01-20-121-020</td>
<td>1,275.00</td>
</tr>
<tr>
<td>Accts &amp; Control O.E.</td>
<td>3-01-20-131-021</td>
<td>562.50</td>
</tr>
<tr>
<td>Payroll O.E.</td>
<td>3-01-20-132-021</td>
<td>193.75</td>
</tr>
<tr>
<td>Tax Collector O.E.</td>
<td>3-01-20-145-021</td>
<td>9,000.00</td>
</tr>
<tr>
<td>Corporation Counsel O.E.</td>
<td>3-01-20-155-021</td>
<td>3,187.50</td>
</tr>
<tr>
<td>Expert Witness &amp; Appraisal O.E.</td>
<td>3-01-20-158-020</td>
<td>4,500.00</td>
</tr>
<tr>
<td>Office of Community Develop. O.E.</td>
<td>3-01-20-160-021</td>
<td>14,250.00</td>
</tr>
<tr>
<td>Historic Commission O.E.</td>
<td>3-01-20-175-021</td>
<td>118.75</td>
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<tr>
<td>Planning Board O.E.</td>
<td>3-01-20-180-020</td>
<td>17,500.00</td>
</tr>
<tr>
<td>Housing Inspection O.E.</td>
<td>3-01-21-187-021</td>
<td>475.00</td>
</tr>
<tr>
<td>Copiers O.E.</td>
<td>3-01-23-213-020</td>
<td>8,375.00</td>
</tr>
<tr>
<td>Labor Arbitration O.E.</td>
<td>3-01-23-214-020</td>
<td>2,375.00</td>
</tr>
<tr>
<td>Worker’s Comp. O.E.</td>
<td>3-01-23-215-020</td>
<td>38,000.00</td>
</tr>
<tr>
<td>Office Supplies</td>
<td>3-01-23-218-020</td>
<td>875.00</td>
</tr>
<tr>
<td>Claims Against City O.E.</td>
<td>3-01-23-219-020</td>
<td>2,125.00</td>
</tr>
<tr>
<td>Group Health Insurance O.E.</td>
<td>3-01-23-220-020</td>
<td>2,186,250.00</td>
</tr>
</tbody>
</table>
---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-696
---By Council President Ramos:

WHEREAS, the City of Hoboken as a result of a blight investigation report dated April 17, 1998, concluding that portions of the Northwest area of the City of Hoboken, which has been zoned I1 for industrial uses and consisting of approximately 72 acres south of 14th Street, was in need of redevelopment. Following public hearings before the Planning Board and City Council, the Hoboken City Council on May 20, 1998, passed an ordinance adopting the Northwest Redevelopment Plan.

WHEREAS, on May 19, 1999, the City Council, acting as the redevelopment agency appointed the co-defendant, Frank Raia, as the redeveloper for certain tracts within the Northwest Redevelopment Zone, comprising, approximately 50 percent of the available lots in that zone. On June 14, 1999, City Council approved the developers agreement between the City and Frank Raia, for certain designated blocks and lots, including Plaintiff's property located at Block 88, Lots 1-24, also known as 801-831 Monroe Street and 816-831 Madison Street.

WHEREAS, an amended developers agreement was entered into with Mr. Raia and the City on October 18, 2000 under which Mr. Raia was designated which amended the development agreement with Mr. Raia for the following properties in the Northwest Redevelopment Zone:

<table>
<thead>
<tr>
<th>Property Type</th>
<th>Block/Lot Details</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Police Dept. O.E.</td>
<td>3-01-25-241-020</td>
<td>95,000.00</td>
</tr>
<tr>
<td>Emergency Management O.E.</td>
<td>3-01-25-252-021</td>
<td>2,375.00</td>
</tr>
<tr>
<td>Fire Dept. O.E.</td>
<td>3-01-25-266-021</td>
<td>48,687.50</td>
</tr>
<tr>
<td>Signal &amp; Traffic O.E.</td>
<td>3-01-25-267-021</td>
<td>312.50</td>
</tr>
<tr>
<td>Central Garage O.E.</td>
<td>3-01-26-310-021</td>
<td>1,062.00</td>
</tr>
<tr>
<td>Solid Waste O.E.</td>
<td>3-01-26-305-021</td>
<td>680,625.00</td>
</tr>
<tr>
<td>Hispanic Affairs O.E.</td>
<td>3-01-27-331-021</td>
<td>1,187.50</td>
</tr>
<tr>
<td>Rent Control O.E.</td>
<td>3-01-27-347-021</td>
<td>5,062.50</td>
</tr>
<tr>
<td>Recreation O.E.</td>
<td>3-01-28-370-021</td>
<td>7,250.00</td>
</tr>
<tr>
<td>Public Library O.E.</td>
<td>3-01-29-390-021</td>
<td>10,612.50</td>
</tr>
<tr>
<td>Electricity O.E.</td>
<td>3-01-31-430-000</td>
<td>12,812.50</td>
</tr>
<tr>
<td>Street Lights O.E.</td>
<td>3-01-31-435-000</td>
<td>67,500.00</td>
</tr>
<tr>
<td>Telephone O.E.</td>
<td>3-01-31-440-000</td>
<td>31,437.00</td>
</tr>
<tr>
<td>Water &amp; Sewerage O.E.</td>
<td>3-01-31-445-000</td>
<td>900.00</td>
</tr>
<tr>
<td>Fuel Oil O.E.</td>
<td>3-01-31-447-000</td>
<td>4,325.00</td>
</tr>
<tr>
<td>Gasoline O.E.</td>
<td>3-01-31-460-000</td>
<td>3,250.00</td>
</tr>
<tr>
<td>Court O.E.</td>
<td>3-01-43-490-021</td>
<td>437.50</td>
</tr>
<tr>
<td>Public Defender O.E.</td>
<td>3-01-43-495-021</td>
<td>237.50</td>
</tr>
</tbody>
</table>

Total Other Expenses $3,279,675.00

---By Council President Ramos:
H. Tax Block 103 Lots 1-6 and 27-32
I. Tax Block 104 Lots 1-33
J. Tax Block 150 Lots 1-33

WHEREAS, the Department of Community Development for the City of Hoboken has received certain requests for transfer of Frank Raia’s rights as a redeveloper to various LLC’s which is represented as a joint venture formed by Raia with Terragon Realty Investors Inc. and Ursa Development Group, LLC, received under various letters through October 15, 2002, from attorney John J. Curley, LLC for the following properties:

<table>
<thead>
<tr>
<th>Block</th>
<th>Lots</th>
</tr>
</thead>
<tbody>
<tr>
<td>104</td>
<td>1-32</td>
</tr>
<tr>
<td>99</td>
<td>1-30 and Lot 31.2</td>
</tr>
<tr>
<td>102</td>
<td>1-8 and Lots 25-32</td>
</tr>
<tr>
<td>88</td>
<td>1-24</td>
</tr>
</tbody>
</table>

WHEREAS, it is the desire of the City Council, through a working committee, to review the application and the reconfigured development group from the Raia designated properties, and generally Raia’s status under the aforesaid development agreement; and

WHEREAS, not all of Raia’s designated properties are the subject of requests for re-designation under the reconfigured development group;

NOW, THEREFORE, BE IT AGREED, that the working committee is herewith designated by the Council to consist of Zoning and Planning Committee, Business Administrator having the right to choose any experts on staff he may deem appropriate to assist the working committee to review the said applications; and

BE IT FURTHER RESOLVED, that the applications for the transfer of Raia’s development rights for the reconfigured groups received from John J. Curley, LLC, for the above block and lots, are not approved at this juncture, subject to further review upon recommendation of the working committee, which will report to the City Council as soon as possible, but not later than 60 days from the date of this resolution with all available options.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-697
---By Council President Ramos:

WHEREAS, pursuant to N.J.S.A. 40A:11-5(2), any purchase, contract or agreement made or entered into with the United States of America, State of New Jersey, county or municipality, may be made without public advertising for bids and bidding therefore; and

WHEREAS, the Federal Transit Administration has awarded the City of Hoboken a vehicle pursuant to the 2002 Section 5310 grant, which vehicle is specifically designated to be used for transporting senior citizens and people with disabilities; and

WHEREAS, the award of this grant was conditioned upon a coordination of transportation services with the County of Hudson, and

WHEREAS, the delivery of the aforementioned vehicle will not occur until such time as the Office of Services Contracts, within the Local Program Support Unit of New Jersey Transit
receives an executive formal written agreement between the City of Hoboken and the County of Hudson; and

WHEREAS, a proposed Agreement has been drafted which the City Council believes will protect the City’s interests and ensure that the grant the City has been awarded will be delivered; and

WHEREAS, the City Council has reviewed the proposed agreement, and finds same acceptable – now therefore,

BE IT RESOLVED, that a copy of this executed agreement shall be forwarded to the County of Hudson for its execution of the agreement, and that the County of Hudson shall be asked to forward a fully executed copy of the Agreement to the office of Service Contracts, within the Local Program Support Unit of New Jersey Transit.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-698
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken requires the services of a Information Technology ("IT") services with the City of Hoboken and the development and implementation of short and long term IT PLAN; and

WHEREAS, the City of Hoboken has reviewed the qualifications and proposal of AP Management Associates, Inc. and has determined that AP Management Associates, Inc. can provide these services for the City of Hoboken in an efficient manner; and

WHEREAS, this type of work constitutes a professional service as defined by N.J.S.A. 40A:11-2(b) and as such, is exempt from the bidding requirement pursuant to N.J.S.A. 40A:11-5; and

WHEREAS, funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, that a contract for Information Technology services is awarded to AP Management Associates, Inc. in an amount not to exceed $20,000 as outlined in the attached letter dated September 30, 2002 and said contract shall be executed by the Mayor and City Clerk.

BE IT FURTHER RESOLVED, that this agreement shall be effective as of October 17, 2002 and terminate October 16, 2003.

BE IT FURTHER RESOLVED, that the City Clerk shall publish a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City’s legal advertisements as required by N.J.S.A. 40A:11-5(1)(a). The City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilman Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
ORDINANCES

Introduction and First Reading

02-699
DR-68

A BOND ORDINANCE AUTHORIZING A GREEN ACRES MULTI-PARKS PROJECT IN, BY AND FOR THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING AN AGGREGATE AMOUNT OF $2,000,000 THEREFOR (INCLUDING $1,000,000 GRANT FUNDS AND $1,000,000 LOAN FUNDS FROM THE STATE OF NEW JERSEY GREEN ACRES PROGRAM) AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $1,000,000 IN AGGREGATE PRINCIPAL AMOUNT OF BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF. (DR-68)

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY THAT:

SECTION 1. There is hereby authorized, pursuant to the applicable statutes of the State of New Jersey, the Green Acres multi-parks project more fully described in Schedule A annexed hereto and made a part of this bond ordinance, in, by and for the City of Hoboken (the "City"), County of Hudson, State of New Jersey, together with other purposes necessary, appurtenant or incidental thereto or thereof.

SECTION 2. It is hereby determined and declared by this City Council as follows:

A. The estimated aggregate maximum amount of money to be raised from all sources for the purposes stated in Schedule A is $2,000,000 (including $1,000,000 grant funds and $1,000,000 loan funds from the State of New Jersey Green Acres program).

B. The estimated aggregate maximum amount of bonds or notes to be issued for the purposes stated in Schedule A is $1,000,000.

C. No down payment will be required for the purposes stated herein provided that the Local Finance Board approves the waiver of the down payment requirement set forth in the Local Bond Law, N.J.S.A. 40A:2-11.

D. The Borough expects to receive a State of New Jersey Green Acres Program Grant in the aggregate amount of $1,000,000 for the purposes stated in Section 1. Such grant shall be used for the purpose authorized herein by this ordinance, or if such grant is received in whole or in part after the issuance of the bonds or notes authorized by this ordinance, such amount shall be used solely for the payment of the debt service on said bonds or notes as the same become due and payable.

SECTION 3. The sum of $2,000,000 (including $1,000,000 grant funds and $1,000,000 loan funds from the State of New Jersey Green Acres program) is hereby appropriated for the purposes stated in Schedule A.

SECTION 4. For the purpose of financing the cost of the improvements described in Schedule A not covered by the proceeds of the grant from the State of New Jersey Green Acres program, the issuance of bonds of said City in an aggregate principal amount not exceeding One Million Dollars ($1,000,000) is hereby authorized pursuant to the provisions of the Local Bond Law, N.J.S.A. 40A:2-1 et. seq. The rate or rates of interests, maturities, method of sale and other details of the said bonds not determined herein shall be determined by subsequent resolution or resolutions adopted by this City Council pursuant to law.
SECTION 5. Pending the issuance of the bonds authorized in Section 4 hereof, bond anticipation notes of the City may be issued pursuant to said Local Bond Law in an aggregate principal amount not exceeding One Million Dollars ($1,000,000). Each such bond anticipation note shall be designated “Bond Anticipation Note.” All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the City; provided that no note shall mature later than one year from its date. All such bond anticipation notes may not be executed in the name of the City by the manual or facsimile signatures of the Mayor and chief financial officer or such other official of the City as may hereafter be designated by resolution or otherwise as provided by law and shall be under the seal of the City and attested by the City Clerk. The notes shall bear interest at such rate or rates and shall be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer’s signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver such notes to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest, if any, from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the City Council at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser or purchasers thereof.

SECTION 6. It is hereby further determined and declared by this City Council as follows:

A. The improvements or purposes described in Schedule A are not current expenses; they are improvements or purposes that the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

B. The periods of usefulness of the purposes described in Schedule A for which the bonds are hereby authorized to be issued, within the limits prescribed by the Local Bond Law, are at least 15 years.

C. All bonds or notes issued pursuant to this ordinance shall bear interest at a rate not to exceed the maximum rate permitted by law.

D. The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk prior to the passage of this ordinance on first reading, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to the passage of this ordinance on final reading, and such statement shows that the gross debt of said City, as defined in N.J.S.A. 40A:2-43, is increased by this ordinance by $1,000,000 and the issuance of the obligations authorized by this ordinance will be within all debt limitations contained in the Local Bond Law.

E. The aggregate amount of the proceeds of the obligations authorized by this ordinance to be expended for interest on the obligations authorized herein, engineering and inspection costs, legal expenses, and the costs of issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinances and notices of sale and legal expenses, and other expenses, and other expenses as provided in N.J.S.A. 40A:2-20 does not exceed $300,000.

SECTION 7. The capital budget of the City of Hoboken is hereby amended, or a temporary capital budget is hereby approved or amended, as the case may be, to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the
amended capital budget and capital program, or temporary capital budget and capital program, as the case may be, as approved by the Director of the Division of Local Government Services, is on file with the clerk of the City of Hoboken and is available there for public inspection.

SECTION 8. The proceeds of the Grant described in Section 2(D) of this Bond Ordinance, when received, shall be used for the purposes authorized herein and shall not reduce the amount of bonds or notes authorized to be issued by this Ordinance. Any other grant moneys that are received for the purposes provided in this ordinance, and any other moneys that are lawfully received from any source for the purposes provided in this ordinance, shall be used for the purposes authorized herein and to reduce the amount of bonds or notes authorized to be issued by this ordinance by the amount so received, or if such other moneys are received after the issuance of the bonds or notes authorized by this ordinance, such moneys shall be used solely for the payment of the debt service on said bonds or notes as the same become due and payable.

SECTION 9. The full faith and credit of the City is hereby pledged for the payment of the principal of and interest on all bonds and notes issued pursuant to this ordinance, and as long as such bonds or notes are outstanding there shall be levied in each year ad valorem taxes on all taxable property within said City without limitation as to rate or amount sufficient to pay the principal of and interest on such bonds and notes maturing in said year.

SECTION 10. The City shall comply with all provisions of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder or applicable thereto (the “Code”) applicable to the obligations issued pursuant to this bond ordinance and shall not take any action, or fail to take any action, if any such action or failure to take action would cause such obligations to be “arbitrage bonds” within the meaning of Schedule 148(a) of the Code, and will comply with all requirements of Schedule 148 of the Code to the extent applicable to the obligations authorized hereby and all proceeds thereof, including with out limitation, restricting the yield on the investment of any moneys and the payment of the rebate amount to the United States in the manner and to the extent necessary to comply with said Schedule 148 of the Code.

(b) The City reasonably expects to reimburse the City’s expenditure of certain costs of the improvements or purposes described in Schedule A of this bond ordinance (“Project Costs”) incurred and paid prior to the issuance of any obligations authorized by this bond ordinance with the proceeds of such obligations. This Section is intended to be and hereby is a declaration of the City’s official intent to reimburse any expenditure of Project Costs incurred and paid prior to the issuance of obligations authorized herein with the proceeds of such obligations in accordance with the Treasury Regulations Schedule 1.150-2(e), and no reimbursement allocation will employ an abusive arbitrage device under Treasury Regulations Schedule 1.148-10 to avoid the arbitrage restrictions. The maximum principal amount of obligations expected to be issued pursuant to this bond ordinance to pay Project Costs does not exceed $1,000,000. The Project Costs to be reimbursed with the proceeds of the obligations authorized herein will be “capital expenditures” as defined in Treasury Regulations Schedule 1.150-1(b), costs of issuance for the obligations herein authorized or an expenditure described in Treasury Regulations Schedule 1.148-6(d)(3)(ii)(B). The allocation of proceeds of the obligations issued pursuant to this bond ordinance to reimburse Project Costs incurred prior to the issuance of such obligations shall be effected no later than 18 months after the later of the date the Project Costs are paid or the date the improvements are placed in service or abandoned, but in no event more than 3 years after the original Project Costs to be reimbursed are paid.
SECTION 11. This ordinance shall take effect twenty days after the first publication hereof after final adoption, in the manner provided by law.

---Councilwoman Marsh moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on NOVEMBER 6, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-700
DR-69

BOND ORDINANCE PROVIDING FOR THE REFUNDING BY THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY OF CERTAIN OUTSTANDING OBLIGATIONS OF THE PARKING AUTHORITY OF THE CITY OF HOBOKEN, APPROPRIATING AN AGGREGATE AMOUNT OF $35,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $35,000,000 IN AGGREGATE PRINCIPAL AMOUNT BONDS OR NOTES OF THE CITY TO FINANCE THE COST THEREOF. (DR-69)

WHEREAS, the City of Hoboken (the “City”) has determined, consistent with the provisions of Local Authorities Fiscal Control Law (the “Authorities Control Law”), specifically N.J.S.A. 40A:5A-20, to dissolve the Parking Authority of the City of Hoboken) (the “Authority”); and

WHEREAS, the Authority has various issues of bonds and other obligations outstanding (the “Authority Obligations”) as more particularly described in Section 1; and

WHEREAS, as part of the dissolution of the Authority, the City desires, in addition to assuming responsibility for the payment of all creditors or obligees of the Authority and for the provision of all services provided by the Authority deemed necessary for the health, safety and welfare of the recipients of such services, to refund the bonds or notes of the Authority previously issued and outstanding; and

WHEREAS, the City has established a parking utility a part of the City in connection with the parking operations previously conducted by the Authority; and

WHEREAS, pursuant to the Authorities Control Law and the applicable provisions of the Local Bond Law referred to in the Local Authorities Fiscal Control Law, N.J.S.A. 40A:5A-1 et. seq, the City is authorized to issue refunding obligations in furtherance of the dissolution of the Authority.

NOW, THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY THAT:

SECTION 1. There is hereby authorized, pursuant to the applicable statutes of the State of New Jersey (the “State”) including the Local Authorities Fiscal Control Law, and, specified, N.J.S.A. 40A:5A-20, the refunding of the following outstanding obligations of the Hoboken Parking Authority, together with other purposes necessary, appurtenant or incidental thereto or thereof:

<table>
<thead>
<tr>
<th>Description</th>
<th>Outstanding Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Parking General Revenue Refunding Bonds, Series 1992A</td>
<td>$4,020.00</td>
</tr>
<tr>
<td>Parking General Revenue Bonds, Series 1994</td>
<td>$5,595.00</td>
</tr>
</tbody>
</table>

Meeting of October 16, 2002 25
1998 Term Loan From Trust Company of New Jersey        $5,000.00
City Guaranteed Parking General Revenue Bonds,           $16,170,000
Series 2001A
Total                                                   $30,785,000

SECTION 2. It is hereby determined and declared by this City Council as follows:

A. The estimated aggregate maximum amount of money to be raised from all sources for the purposes stated in Section 1 is $35,000,000.

B. The estimated aggregate maximum amount of bonds or notes to be issued for the purposes stated in Section 1 is $35,000,000.

C. Pursuant to N.J.S.A 40A:5A-20, no down payment is required for the purposes stated in Section 1.

SECTION 3. The sum of $35,000,000 is hereby appropriated for the purposes stated in Section 1.

SECTION 4. For the purpose of financing the cost of the purposes stated in Section 1, the issuance of bonds of said City in an aggregate principal amount not exceeding Thirty-Five Million Dollars ($35,000,000) is hereby authorized pursuant to N.J.S.A. 40A:5A-20 and the applicable provisions of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. The rate or rates of interest, maturities, method of sale and other details of said bonds not determined herein shall be determined by subsequent resolution or resolutions adopted by this City Council pursuant to law or as otherwise directed by the Local Finance Board, Division of Local Government Services in the Department of Community Affairs of the State pursuant to N.J.S.A. 40A:5A-20.

SECTION 5. Pending the issuance of the bonds authorized in Section 4 hereof, bond anticipation notes of the City may be issued pursuant to N.J.S.A. 40A:5A-20 and the applicable provisions of said Local Bond Law in an aggregate principal amount not exceeding Thirty-Five Million Dollars (35,000,000). Each such bond anticipation note shall be designated “Bond Anticipation Note.” All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the City; provided that no note shall mature later than one year from its date. All such bond anticipation notes may be executed in the name of the City by the manual or facsimile signatures of the Mayor and chief financial officer or such other official of the City as may hereafter be designated by resolution or otherwise as provided by law and shall be under the seal of the City and attested by the City Clerk. The notes shall bear interest at such rate or rates and shall be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, subject to the direction of the Local Finance Board, Division of Local Government Services in the Department of Community Affairs of the State pursuant to N.J.S.A. 40A:5A-20, and the chief financial officer’s signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver such notes to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest, if any, from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the City Council at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser or purchasers thereof.

SECTION 6.
A. The average period of usefulness of the purposes financed with the proceeds of the Authority Bonds described in Section 1 for the refunding of which the bonds are hereby authorized to be issued, within the limits prescribed by the Local Bond Law, is at least 25 years.

B. All bonds or notes issued pursuant to this ordinance shall bear interest at a rate not to exceed the maximum rate permitted by law.

C. The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk prior to the passage of this ordinance on first reading, and a complete duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State prior to the passage of this ordinance on final reading, and such statement shows that the gross debt of said City, as defined in N.J.S.A. 40A:2-43, is increased by this ordinance by $35,000,000 and that the issuance of the obligations authorized by this ordinance will be within all debt limitations contained in the Local Bond Law. The obligations authorized by this ordinance are for self-liquidating purposes and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44.

D. The aggregate amount of the proceeds of the obligations authorized by this ordinance to be expended for interest on the obligations authorized herein, engineering and inspection costs, legal expenses, and the cost of issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinances and notices of sale and legal expenses, and other expenses as provided in N.J.S.A. 40A:2-20 does not exceed $610,000.

SECTION 7. The capital budget of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith, and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services are on file with the City Clerk and are available for public inspection.

SECTION 8. In the event that moneys are lawfully received from any source for the purposes provided in this ordinance, such moneys shall be used for the purposes authorized herein and to reduce the amount of bonds or notes authorized to be issued by this ordinance by the amount so received, or if such other moneys are received after the issuance of the bonds or notes authorized by this ordinance, such moneys shall be used solely for the payment of the debt service on said bonds or notes as the same become due and payable.

SECTION 9. The full faith and credit of the City is hereby pledged for the payment of the principal of and interest on all bonds and notes issued pursuant to this ordinance, and as long as such bonds or notes are outstanding there shall be levied in each year ad valorem taxes on all taxable property within said City without limitation as to rate to amount sufficient to pay the principal of and interest on such bonds and notes maturing in said year.

SECTION 10. This ordinance shall take effect immediately after final adoption as provided N.J.S.A. 40A:5A-20.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on NOVEMBER 6, 2002 at 7:00 PM.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.
02-701
DR-70
AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Alternate Parking) (DR-70)

ARTICLE XVI
Alternate Parking

190-28 Alternate Parking streets designated

Section 1: The ordinance is hereby amended to delete the following as alternate parking streets:

<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Side</th>
<th>Days/Hours</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Washington Street</td>
<td>East</td>
<td>Tuesday, Thursday 9:00 am to 10:00 am</td>
<td>Observer Hwy to Newark St. &amp; Seventh St. to Fourteenth St</td>
</tr>
<tr>
<td>Washington Street</td>
<td>West</td>
<td>Monday, Wednesday, Friday 9:00 am to 10:00 am</td>
<td>Observer Hwy. To Newark St. and Seventh St. to Fourteenth St</td>
</tr>
</tbody>
</table>

Section 2: The following described streets or parts of street are hereby designated as alternate parking streets.

<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Side</th>
<th>Days/Hours</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Washington Street</td>
<td>East</td>
<td>Monday thru Friday 8:00 am to 9:00 am</td>
<td>Observer Highway to the Northern boundary</td>
</tr>
<tr>
<td>Washington Street</td>
<td>West</td>
<td>Monday thru Friday 9:00 am to 10:00 am</td>
<td>Observer Highway to the Northern boundary</td>
</tr>
<tr>
<td>Sinatra Drive</td>
<td>East</td>
<td>Monday 10:00 am to 11:00 am</td>
<td>Newark Street to Eleventh Street</td>
</tr>
<tr>
<td>Sinatra Drive</td>
<td>West</td>
<td>Wednesday 8:00 am to 9:00 am</td>
<td>Eleventh Street to Fourth Street</td>
</tr>
</tbody>
</table>

Section 3: This ordinance shall be a part of the Administrative Code of the City of Hoboken as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

Section 4. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 5. This ordinance shall take effect as provided by law.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on NOVEMBER 6, 2002 at 7:00 PM.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Abstentions: Castellano.

**02-702**
AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 141 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Residential Parking Program)(DR-71)

ARTICLE I
Resident Parking Program

Section 1: The following location described is hereby repealed as Resident Permit Parking Only

<table>
<thead>
<tr>
<th>NAME OF STREET</th>
<th>SIDE</th>
<th>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Monroe Street</td>
<td>West</td>
<td>Beginning at the southerly curbline of Twelfth Street and extending to the northerly curbline of Sixth Street.</td>
</tr>
</tbody>
</table>

Section 2: All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 3: This ordinance shall be a part of the Hoboken code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

Section 4: This ordinance shall take effect as provided by law.

---Councilman Marsh moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on NOVEMBER 6, 2002 at 7:00 PM.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Abstentions: Castellano.

Councilman Soares left the meeting at 8:40 p.m.

At this time Police Chief Carmen LaBruno, who was requested to attend this meeting, addressed the City Council regarding issues of Public Safety.

Councilman Soares returned to the meeting at 8:45 p.m.

Councilman Del Boccio left the meeting at 8:55 p.m.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Helen Hirsch, 98 Park Avenue;

Councilman Del Boccio returned to the meeting at 8:58 p.m.

speakers continued: Curtis Crystal, 715 Monroe Street (720 Grand Street).

Councilwoman Marsh left the meeting at 9:02 p.m.

Councilwoman Marsh returned to the meeting at 9:05 p.m.
All regular business concluded, and all members of the public who wished to be heard by the City Council haven spoken, at 9:07 PM, the council entered into an executive (closed) session.

02-703
---By Councilman Campos:

WHEREAS, Members of the Hoboken City Council wish to enter Executive Session to discuss matters pursuant to N.J.S.A. 10:4-12(b); and

WHEREAS, pursuant to N.J.S.A. 10:4-13 a resolution is required stating the general nature of the subject to be discussed and as precisely as possible, the time when and the circumstances under which the discussion in the Executive Session can be disclosed to the public; and

WHEREAS, the general nature of the subject(s) to be discussed at this meeting is as follows:

Anticipated litigation and discussion of public safety techniques

BE IT RESOLVED, that the City Council shall at this time 9:07 pm, October 16, 2002, enter into Executive Session to discuss the matters as outlined above, and-

BE IT FURTHER RESOLVED, that it can be disclosed to the public as follows:

Upon final disposition of the matter.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, and President Soares.
---Nays: None.

The City Council came out of executive session by a unanimous vote and President Ramos then adjourned the meeting at 9:30 p.m.
President Ramos opened the meeting at 7:07 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:

PRESENT: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT: None.

HEARING ON ORDINANCES

Second Reading and Public Hearing

AN ORDINANCE TO AMEND ORDINANCE NO. R-151 ENTITLED USE OF PRIVATE VEHICLES PROHIBITED; NUMBER OF OUTSTANDING LICENSES IN THE CITY OF HOBOKEN ALSO KNOWN AS CHAPTER 179-2 OF THE CODE OF THE CITY OF HOBOKEN. (DR-57)

The above ordinance will be continued to the Monday, November 18, 2002 meeting.

A BOND ORDINANCE AUTHORIZING A GREEN ACRES MULTI-PARKS PROJECT IN, BY AND FOR THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING AN AGGREGATE AMOUNT OF $2,000,000 THEREFOR (INCLUDING $1,000,000 GRANT FUNDS AND $1,000,000 LOAN FUNDS FROM THE STATE OF NEW JERSEY GREEN ACRES PROGRAM) AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $1,000,000 IN AGGREGATE PRINCIPAL AMOUNT OF BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF. (DR-68)
President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

BOND ORDINANCE PROVIDING FOR THE REFUNDING BY THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY OF CERTAIN OUTSTANDING OBLIGATIONS OF THE PARKING AUTHORITY OF THE CITY OF HOBOKEN, APPROPRIATING AN AGGREGATE AMOUNT OF $35,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $35,000,000 IN AGGREGATE PRINCIPAL AMOUNT BONDS OR NOTES OF THE CITY TO FINANCE THE COST THEREOF. (DR-69)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Alternate Parking) (DR-70)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Cricco moved that the hearing be closed. Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 141 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Residential Parking Program) (DR-71)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

One member of the public addressed the City Council: Stephen Hudock, 1129 Bloomfield Street. No other person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilwoman Andreula moved that the hearing be closed. Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

HEARING ON ORDINANCES

Third and Final Reading

Council President Ramos then moved that the ordinance entitled, "A BOND ORDINANCE AUTHORIZING A GREEN ACRES MULTI-PARKS PROJECT IN, BY AND FOR THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING AN AGGREGATE AMOUNT OF $2,000,000 THEREFOR (INCLUDING $1,000,000 GRANT FUNDS AND $1,000,000 LOAN FUNDS FROM THE STATE OF NEW JERSEY GREEN ACRES PROGRAM) AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $1,000,000 IN AGGREGATE PRINCIPAL AMOUNT OF BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF. (DR-68)" be taken from the table for its third and final reading.

Motion seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then moved that the ordinance entitled, "BOND ORDINANCE PROVIDING FOR THE REFUNDING BY THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY OF CERTAIN OUTSTANDING OBLIGATIONS OF THE PARKING AUTHORITY OF THE CITY OF HOBOKEN, APPROPRIATING AN AGGREGATE AMOUNT OF $35,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $35,000,000 IN AGGREGATE PRINCIPAL AMOUNT BONDS OR NOTES OF THE CITY TO FINANCE THE COST THEREOF. (DR-69)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.
Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBNOK ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Alternate Parking) (DR-70)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 141 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBNOK ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Residential Parking Program) (DR-71)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

02-704

APPLICATIONS FOR MISCELLANEOUS LICENSES

<table>
<thead>
<tr>
<th>License Type</th>
<th>Quantity</th>
</tr>
</thead>
<tbody>
<tr>
<td>Limousine Owners</td>
<td>1</td>
</tr>
<tr>
<td>Public Hack Drivers</td>
<td>2</td>
</tr>
<tr>
<td>Livery/Limousine Drivers</td>
<td>9</td>
</tr>
<tr>
<td>Mechanical Amusement Devices</td>
<td>1</td>
</tr>
<tr>
<td>Vendors</td>
<td>1</td>
</tr>
</tbody>
</table>

---Council President Ramos moved that the licenses be granted.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

REPORTS OF CITY OFFICERS

02-705
A report of Municipal Clerk James J. Farina indicating bids received on Friday, October 18, 2002 for New Flooring in the Violations Bureau Public Bid #03-07 (no bids received); Street Sweeper Public Bid #03-08 (1 bid received); Fire Apparatus, Public Bid #03-09 (1 bid received).

---Received and filed.

**CLAIM RESOLUTIONS**

**02-706**

By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $752,143.56 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $28,319.87 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $206,545.33 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Council President Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilman Cricco:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $75,343.62 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $82,728.19 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $23,701.49 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $15,150.00 against the CAPITAL ACCOUNT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

PAYROLL RESOLUTIONS
By Council President Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD SEPTEMBER 26, 2002 TO OCTOBER 9, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mayor’s Office</td>
<td>1-01-20-110</td>
<td>9,522.79</td>
<td></td>
<td></td>
<td>9,522.79</td>
</tr>
<tr>
<td>City Council</td>
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<td>6,777.35</td>
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<tr>
<td>City Clerks</td>
<td>1-01-20-120</td>
<td>9,120.86</td>
<td>207.00</td>
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<td>9,327.86</td>
</tr>
<tr>
<td>Elections</td>
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</tr>
<tr>
<td>Corporation Counsel</td>
<td>1-01-20-155</td>
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<td></td>
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<td>9,890.13</td>
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<tr>
<td>Bus Adm. Office</td>
<td>1-01-20-112</td>
<td>15,258.40</td>
<td></td>
<td></td>
<td>15,258.40</td>
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<tr>
<td>ABC Board</td>
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Meeting of November 6, 2002
Motion by Council President Ramos.
Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Council President Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD OCTOBER 10, 2002 TO OCTOBER 23, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

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- **Water Utility**
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  - 25,960.00
  - 25,960.00

- **Police Outside Employ.**
  - T-14-10-000-000

- **Police Grant.**

- **Summer Lunch Progrm**
  - G-02-40-302-000

**Grand Total**

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Motion by Council President Ramos.
Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

RESOLUTIONS
Presented and Read

02-709
---By Councilman Del Boccio:

WHEREAS, the Council of the City of Hoboken adopted on June 1, 1994 an ordinance entitled, “AN ORDINANCE TO AMEND AND SUPPLEMENT 192 OF THE CODE OF THE CITY OF HOBOKEN (PARKING FOR HANDICAPPED), “(The Ordinance) to regulate and control the application and approval for the issuance of special handicapped parking spaces within the City of Hoboken: and

WHEREAS, the Ordinances requires an application fee of $130.00 to be paid with every application submitted for handicapped parking space and $125.00 to be refunded for any application deemed ineligible; and

WHEREAS, the Subcommittee for Handicapped Parking, meeting in session, has found the following applicant ineligible for handicapped parking space:

Arnold Mastrey
105-13th Street

NOW, THEREFORE, BE IT RESOLVED, that payment is made in the amount of $125.00 to the Estate abovementioned applicants as a refund of an application fee for handicapped parking space.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-710
---By Councilman Campos:

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue by his letter hereto attached and made a part hereof, recommends that refunds be made; now, therefore, be it –

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling $28,914.45 representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>The Trustees of Stevens Alampi, Arture &amp; D'Argenio</td>
<td>257/2</td>
<td>Hoboken Shore Rd.</td>
<td>$562.27</td>
</tr>
<tr>
<td>210 Sylvan Avenue</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Englewood Cliffs, NJ 07637</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Brian Battaglia &
William S. Winters Esq.
199 Rt. 18 South
East Brunswick, NJ 08816

Nashel & Nashel LLC
415 60th St.
West New York, NJ 07093

Lustig Realty Corp. &
Nashel & Nashel LLC
415 60th St.
West New York, NJ 07093

Nashel & Nashel LLC
20/25
88-90 Clinton Street
$8,641.66

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-711
---By Councilman Campos:

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue by his letter hereto attached and made a part hereof, recommends that refunds be made; now, therefore, be it –

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling $30,942.29 representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Michael R. Farrell</td>
<td>162\14/C0402</td>
<td>1016 Willow Ave.</td>
<td>$1,159.14</td>
</tr>
<tr>
<td>Peter C. Leonardis</td>
<td>243\14/C0006</td>
<td>1125 Washington St.</td>
<td>$910.48</td>
</tr>
</tbody>
</table>

Meeting of November 6, 2002
<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
<th>Phone</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wells Fargo Mortgage</td>
<td>550-564 Newark St.</td>
<td></td>
<td>$1,675.45</td>
</tr>
<tr>
<td>First American Estate Tax Service</td>
<td>522 Grand Street</td>
<td></td>
<td>$1,700.69</td>
</tr>
<tr>
<td>Elena &amp; Brian Conn</td>
<td>816 Willow Ave</td>
<td></td>
<td>$1,559.04</td>
</tr>
<tr>
<td>Countrywide Tax Service</td>
<td>701-9 Grand St.</td>
<td></td>
<td>$3,106.48</td>
</tr>
<tr>
<td>Transamerican Real Estate Tax Service</td>
<td>80 Bloomfield St.</td>
<td></td>
<td>3,923.05</td>
</tr>
<tr>
<td>Transamerican Real Estate Tax Service</td>
<td>463 1st St.</td>
<td></td>
<td>1,061.07</td>
</tr>
<tr>
<td>Lora McDonald</td>
<td>208 Willow Ave. #205</td>
<td></td>
<td>$852.31</td>
</tr>
<tr>
<td>Citi Mortgage Inc. Mail Shop</td>
<td>119 Madison St.</td>
<td></td>
<td>$1,817.09</td>
</tr>
<tr>
<td>Greco &amp; Gess P.C. Attorney at Law</td>
<td>307 Monroe St.</td>
<td></td>
<td>$937.55</td>
</tr>
<tr>
<td>The Trust Company</td>
<td>1029 Garden St.</td>
<td></td>
<td>$1,385.93</td>
</tr>
<tr>
<td>Anthony F. Lama</td>
<td>640 Park Avenue</td>
<td></td>
<td>$2,556.92</td>
</tr>
</tbody>
</table>
---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**02-712**

---By Council President Ramos:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for Fire Apparatus (3) for the City of Hoboken in accordance with Bid 03-09.

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Amount of Bid</th>
</tr>
</thead>
<tbody>
<tr>
<td>Absolute Fire Protection</td>
<td>$838,068.00</td>
</tr>
<tr>
<td>2800 Hamilton Blvd.</td>
<td></td>
</tr>
<tr>
<td>South Plainfield, NJ 07080</td>
<td></td>
</tr>
</tbody>
</table>

And:

WHEREAS, the Purchasing Agent recommends the acceptance of the bid of Absolute Fire Protection for the acquisition of three (3) fire vehicles for the City of Hoboken;

RESOLVED, that the proposal of Absolute Fire Protection for three (3) fire vehicles: is hereby accepted, and be it further

RESOLVED, that a purchase order be executed, funds to provided by the Acquisition of Vehicles line item in the budget; and be it further

RESOLVED, that upon execution of the aforementioned purchase order the bid bond deposited by the above bidder be returned to them.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-713
---By Council President Ramos:

WHEREAS, the Purchasing Agent, Department of Administration, requests authorization of the Council to dispose of surplus City Equipment, and abandoned materials held by the Police Department, at auction on Friday, 15 November 2002, the said authorized pursuant to law, now, therefore,

BE IT RESOLVED, the Purchasing Agent, Department of Administration, or his duly authorized representative is hereby authorized to expose for sale at Public Auction, Friday, 15 November 2002, at 11:00 A.M. in the City Hall, Court Room, 94 Washington Street, the equipment set forth on the attached list pursuant to law.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-714
---By Council President Ramos:

WHEREAS, a summons was issued for a motor vehicle violation to the following individuals; and

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are entitled to reimbursement of the towing charges and storage fees;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that warrants be drawn on the City Treasurer to the order of the following sums opposite their respective names as reimbursement of towing charges:

<table>
<thead>
<tr>
<th>Name/Address</th>
<th>Summons</th>
<th>Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tami Rohner</td>
<td>MC018311</td>
<td>8/22/02</td>
<td>$159.80</td>
</tr>
<tr>
<td>110 7th St.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Deane Craney</td>
<td>MC01647</td>
<td>9/4/02</td>
<td>$75.00</td>
</tr>
<tr>
<td>333 River Street</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Theo B. Faith Semel</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**02-715**

---By Council President Ramos:

WHEREAS, Rex Pep, Inc. t/a Madison Bar and Grill brought a law suit against the Planning Board of the City of Hoboken and the City of Hoboken, Docket No. HUD-L3920-02; and

WHEREAS, the Plaintiffs and the Defendants have reached an amicable solution whereby all Counts in the Compliant will be dismissed with prejudice and the matter will be referred to the Zoning Board of the City of Hoboken for a hearing.

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Hoboken, that Special Counsel for the City of Hoboken is hereby authorized to execute the attached Stipulation of Dismissal with Prejudice.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**02-716**

---By Council President Ramos:

WHEREAS, The Boys & Girls of Hudson County, Inc. (Hoboken Unit), at 123 Jefferson Street, Hoboken, NJ 07030, has submitted to the City of Hoboken, a request for Hudson County Community Development Block Grant funds for the provision of the operation of a Youth Achievement Center within the City of Hoboken; and

WHEREAS, under the terms of said Agreement, a copy of which is attached hereto and made a part hereof, the City of Hoboken shall provide funds in the amount of $14,398 out of available Community Development funds to operate said program within the City of Hoboken; now therefore, be it –

Resolved, that the Council of the Mayor and Council of the City of Hoboken hereby approves the attached Subrecipient Agreement and accepts the obligations under the aforesaid Agreement, and be it –
Further Resolved, that Mayor or Business Administrator of the City of Hoboken, is hereby authorized and directed to execute said Agreement between the City of Hoboken and the Boys Club of Hudson County, Inc. (Hoboken Unit), and the City Clerk is hereby authorized to attest same and to affix the City Seal.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-717
---By Council President Ramos:

WHEREAS, the Board of Directors of United Cerebral Palsy, located at 1005 Washington Street, Hoboken, NJ 07030, has submitted to the City of Hoboken, a request for Hudson County Community Development Block Grant funds for the provision of Social Services within the City of Hoboken; and

WHEREAS, under the terms of said Agreement, a copy of which is attached hereto and made a part hereof, the City of Hoboken shall provide funds in the amount of $2,500 out of available Community Development funds to operate said program within the City of Hoboken; now therefore, be it

Resolved, that the Council of the Mayor and Council of the City of Hoboken hereby approves the attached Subrecipient Agreement and accepts the obligations under the aforesaid Agreement, and be it

Further Resolved, that David Roberts, Mayor of the City of Hoboken, is hereby authorized and directed to execute said Agreement between the City of Hoboken and United Cerebral Palsy, and the City Clerk is hereby authorized to attest same and to affix the City Seal.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-718
---By Council President Ramos:

WHEREAS, Hoboken Family Planning, located at 124 Grand Street, Hoboken, NJ 07030, has submitted to the City of Hoboken, a request for Hudson County Community Development Block Grant funds for the provision of Family Planning Services within the City of Hoboken; and

WHEREAS, under the terms of said Agreement, a copy of which is attached hereto and made a part hereof, the City of Hoboken shall provide funds in the amount of $26,602 out of available Community Development funds to operate said program within the City of Hoboken; now therefore, be it –

RESOLVED, that the Council of the Mayor and Council of the City of Hoboken hereby approves the attached Subrecipient Agreement and accepts the obligations under the aforesaid Agreement, and be it –

---
Further RESOLVED, that Mayor or Business Administrator of the City of Hoboken, is hereby authorized and directed to execute said Agreement between the City of Hoboken Family Planning, and the City Clerk is hereby authorized to attest same and to affix the City Seal.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yea: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

---By Council President Ramos:

02-719

WHEREAS, the Board of Directors of Mile Square Day Care, located at David E. Rue, 3rd and Garden Street, Hoboken, NJ 07030, has submitted to the City of Hoboken, a request for Hudson County Community Development Block Grant funds for the provision of Child Care Services within the City of Hoboken; and

WHEREAS, under the terms of said Agreement, a copy of which is attached hereto and made a part hereof, the City of Hoboken shall provide funds in the amount of $97,721 out of available Community Development funds to operate said program within the City of Hoboken; now therefore, be it –

Resolved, that the Council of the Mayor and Council of the City of Hoboken hereby approves the attached Subrecipient Agreement and accepts the obligations under the aforesaid Agreement, and be it –

Further Resolved, that Mayor or Business Administrator of the City of Hoboken, is hereby authorized and directed to execute said Agreement between the City of Hoboken and Mile Square Day Care, and the City Clerk is hereby authorized to attest same and to affix the City Seal.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yea: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-720

---By Council President Ramos:

WHEREAS, the Board of Directors of Day Care 100, located at 124 Grand Street, Hoboken, NJ 07030, has submitted to the City of Hoboken, a request for Hudson County Community Development Block Grant funds for the provision of Child Care Services within the City of Hoboken; and

WHEREAS, under the terms of said Agreement, a copy of which is attached hereto and made a part hereof, the City of Hoboken shall provide funds in the amount of $36,000 out of available Community Development funds to operate said program within the City of Hoboken; now therefore, be it –
Resolved, that the Council of the Mayor and Council of the City of Hoboken hereby approves the attached Subrecipient Agreement and accepts the obligations under the aforesaid Agreement, and be it –

Further Resolved, that Mayor or Business Administrator of the City of Hoboken is hereby authorized and directed to execute said Agreement between the City of Hoboken and Day Care 100, and the City Clerk is hereby authorized to attest same and to affix the City Seal.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-721
---By Council President Ramos:

WHEREAS, the Board of Directors of Nuestro Ninos Day Care, located at David E. Rue School, 3rd and Garden Street, Hoboken, NJ 07030, has submitted to the City of Hoboken, a request for Hudson County Community Development Block Grant funds for the provision of Child Care Services within the City of Hoboken; and

WHEREAS, under the terms of said Agreement, a copy of which is attached hereto and made a part hereof, the City of Hoboken shall provide funds in the amount of $42,650 out of available Community Development funds to operate said program within the City of Hoboken; now therefore, be it –

Resolved, that the Council of the Mayor and Council of the City of Hoboken hereby approves the attached Subrecipient Agreement and accepts the obligations under the aforesaid Agreement, and be it –

Further Resolved, that the Mayor or Business Administrator of the City of Hoboken, is hereby authorized and directed to execute said Agreement between the City of Hoboken and Nuestro Ninos Day Care, and the City Clerk is hereby authorized to attest same and to affix the City Seal.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-722
---By Council President Ramos:

WHEREAS, the Board of Directors of H.O.P.E.S. Head Start, located at 124 Grand Street, Hoboken, NJ 07030, has submitted to the City of Hoboken, a request for Hudson County Community Development Block Grant funds for the provision of Child Care Services within the City of Hoboken; and

WHEREAS, under the terms of said Agreement, a copy of which is attached hereto and made a part hereof, the City of Hoboken shall provide funds in the amount of $59,629 out of
available Community Development funds to operate said program within the City of Hoboken; now therefore, be it –

Resolved, that the Council of the Mayor and Council of the City of Hoboken hereby approves the attached Subrecipient Agreement and accepts the obligations under the aforesaid Agreement, and be it –

Further Resolved, that Mayor or Business Administrator of the City of Hoboken, is hereby authorized and directed to execute said Agreement between the City of Hoboken and H.O.P.E.S. Head Start, and the City Clerk is hereby authorized to attest same and to affix the City Seal.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-723
---By Councilman Campos:

WHEREAS, N.J.S.A. 54:5-113 provides a procedure for a City to assign a tax sale certificates held by the said City for an amount not less than the lien of the tax certificate plus subsequent liens thereon; and

WHEREAS, Tax Collector Louis Picardo has prepared a list of properties upon which the City of Hoboken holds tax sales certificates which are eligible to be assigned (attached hereto) and for which the City would receive the taxes, interests and additional liens; now therefore, be it –

RESOLVED, Tax Collector Louis Picardo is hereby authorized to execute and assignment of the lien as negotiated under the terms of the statute.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-724
---By Councilman Campos:

<table>
<thead>
<tr>
<th>ACCOUNT</th>
<th>ACCOUNT #</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personnel &amp; Health Benefits S/W</td>
<td>3-01-20-105-010</td>
<td>$31,000.00</td>
</tr>
<tr>
<td>Mayor's Office S/W</td>
<td>3-01-20-110-010</td>
<td>35,000.00</td>
</tr>
<tr>
<td>City Council S/W</td>
<td>3-01-20-111-010</td>
<td>28,000.00</td>
</tr>
<tr>
<td>Business Administrator's Office</td>
<td>3-01-20-112-010</td>
<td>104,000.00</td>
</tr>
<tr>
<td>Alcoholic Beverage Control Bd. S/W</td>
<td>3-01-20-113-010</td>
<td>1,100.00</td>
</tr>
<tr>
<td>Purchasing Division S/W</td>
<td>3-01-20-114-010</td>
<td>35,000.00</td>
</tr>
<tr>
<td>Grants Management S/W</td>
<td>3-01-20-116-010</td>
<td>46,000.00</td>
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<tr>
<td>City Clerk S/W</td>
<td>3-01-20-116-010</td>
<td>30,000.00</td>
</tr>
<tr>
<td>Department</td>
<td>Code</td>
<td>Budget</td>
</tr>
<tr>
<td>-----------------------------------------</td>
<td>----------------</td>
<td>----------</td>
</tr>
<tr>
<td>Election S/W</td>
<td>3-01-20-122-010</td>
<td>5,000.00</td>
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<tr>
<td>Finance Supervisor S/W</td>
<td>3-01-20-130-010</td>
<td>32,500.00</td>
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<tr>
<td>Accounts &amp; Control S/W</td>
<td>3-01-20-131-010</td>
<td>42,000.00</td>
</tr>
<tr>
<td>Accounts &amp; Control O.E.</td>
<td>3-01-30-131-021</td>
<td>20,000.00</td>
</tr>
<tr>
<td>Payroll S/W</td>
<td>3-01-20-132-010</td>
<td>11,000.00</td>
</tr>
<tr>
<td>Taxes Collector S/W</td>
<td>3-01-20-145-010</td>
<td>34,500.00</td>
</tr>
<tr>
<td>Tax Assessor's S/W</td>
<td>3-01-20-150-010</td>
<td>38,500.00</td>
</tr>
<tr>
<td>Tax Assessor's O.E.</td>
<td>3-01-20-150-021</td>
<td>6,000.00</td>
</tr>
<tr>
<td>Corporation Counsel S/W</td>
<td>3-01-20-155-010</td>
<td>37,000.00</td>
</tr>
<tr>
<td>Office of Community Development</td>
<td></td>
<td>21,000.00</td>
</tr>
<tr>
<td>Historic Commission S/W</td>
<td>3-01-20-175-010</td>
<td>500.00</td>
</tr>
<tr>
<td>Planning Board S/W</td>
<td>3-01-20-180-010</td>
<td>19,500.00</td>
</tr>
<tr>
<td>Zoning Bd. of Adjustment S/W</td>
<td>3-01-20-185-010</td>
<td>2,500.00</td>
</tr>
<tr>
<td>Zoning Officer S/W</td>
<td>3-01-21-186-010</td>
<td>22,500.00</td>
</tr>
<tr>
<td>Housing Inspection S/W</td>
<td>3-01-20-186-010</td>
<td>34,000.00</td>
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<tr>
<td>Construction Code S/W</td>
<td>3-01-22-195-010</td>
<td>95,000.00</td>
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<tr>
<td>Postage O/E</td>
<td>3-01-20-211-020</td>
<td>10,000.00</td>
</tr>
<tr>
<td>Dues/Membership O/E</td>
<td>2-01-20-212-020</td>
<td>4,000.00</td>
</tr>
<tr>
<td>Worker's Comp. O.E.</td>
<td>3-01-23-215-020</td>
<td>100,000.00</td>
</tr>
<tr>
<td>Financial Services O/E</td>
<td>3-01-20-226-020</td>
<td>15,000.00</td>
</tr>
<tr>
<td>Police Department O/E</td>
<td>3-01-25-241-010</td>
<td>2,150,000.00</td>
</tr>
<tr>
<td>Emergency Management S/W</td>
<td>3-01-25-252-010</td>
<td>3,500.00</td>
</tr>
<tr>
<td>Fire Dept. S/W</td>
<td>3-01-25-266-010</td>
<td>1,400,000.00</td>
</tr>
<tr>
<td>Signal &amp; Traffic S.W</td>
<td>3-01-25-267-010</td>
<td>41,500.00</td>
</tr>
<tr>
<td>Envirn. Services Director Office S/W</td>
<td>3-01-26-290-010</td>
<td>38,500.00</td>
</tr>
<tr>
<td>Central Garage S/W</td>
<td>3-01-26-310-010</td>
<td>43,000.00</td>
</tr>
<tr>
<td>Solid Waste S/W</td>
<td>3-01-26-305-010</td>
<td>200,000.00</td>
</tr>
<tr>
<td>Board of Health S/W</td>
<td>3-01-27-332-010</td>
<td>67,500.00</td>
</tr>
<tr>
<td>Board of Health O.E.</td>
<td>3-01-27-332-021</td>
<td>10,000.00</td>
</tr>
<tr>
<td>Office of Constituent Svcs. S/W</td>
<td>3-01-27-331-010</td>
<td>19,500.00</td>
</tr>
<tr>
<td>Senior Citizens S/W</td>
<td>3-01-27-336-010</td>
<td>34,500.00</td>
</tr>
<tr>
<td>Rent Control S/W</td>
<td>3-01-27-347-010</td>
<td>28,000.00</td>
</tr>
<tr>
<td>Transportation S/W</td>
<td>3-01-27-348-010</td>
<td>18,250.00</td>
</tr>
<tr>
<td>Transportation O.E.</td>
<td>3-01-27-348-021</td>
<td>1,012.50</td>
</tr>
<tr>
<td>Recreation S/W</td>
<td>3-01-28-370-010</td>
<td>145,000.00</td>
</tr>
<tr>
<td>Recreation O.E.</td>
<td>3-01-28-370-010</td>
<td>20,000.00</td>
</tr>
<tr>
<td>Parks S/W</td>
<td>3-01-28-370-021</td>
<td>135,000.00</td>
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<tr>
<td>Parks O.E.</td>
<td>3-01-28-375-010</td>
<td>10,000.00</td>
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<tr>
<td>Public Properties S/W</td>
<td>3-01-28-377-010</td>
<td>75,000.00</td>
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<tr>
<td>Public Properties O.E.</td>
<td>3-01-28-377-021</td>
<td>10,000.00</td>
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<tr>
<td>Public Library S/W</td>
<td>3-01-29-390-010</td>
<td>83,000.00</td>
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<tr>
<td>Electricity O.E.</td>
<td>3-01-31-430-000</td>
<td>20,000.00</td>
</tr>
<tr>
<td>Street Lights O.E.</td>
<td>3-01-31-435-000</td>
<td>67,500.00</td>
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<tr>
<td>Gasoline O.E.</td>
<td>3-01-31-460-000</td>
<td>26,000.00</td>
</tr>
<tr>
<td>Waterfront Development O.E.</td>
<td>3-01-31-462-000</td>
<td>52,000.00</td>
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<tr>
<td>Hoboken Master Plan O.E.</td>
<td>3-01-32-463-000</td>
<td>150,000.00</td>
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<tr>
<td>Municipal Court S/W</td>
<td>3-01-43-490-010</td>
<td>112,000.00</td>
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<tr>
<td>Public Defender S/W</td>
<td>3-01-43-495-010</td>
<td>8,000.00</td>
</tr>
</tbody>
</table>

**Total Other Expenses** $5,844,362.00

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken considers it necessary and proper to hire legal counsel to represent the City of Hoboken for redevelopment matters; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq. permits the award of a professional services contract without public bidding; and

WHEREAS, funds are available for this purpose and will be part of the fiscal year 2002 budget; and

WHEREAS, the City of Hoboken has reviewed the qualifications of Leah Healy, Esq. of Maraziti, Falcon & Healey.

NOW, THEREFORE, BE IT RESOLVED, that Leah Healy, Esq. of Maraziti, Falcon & Healey with offices at 150 John F. Kennedy Parkway, Short Hills, New Jersey shall be retained to represent the City of Hoboken and counsel for the City of Hoboken on matters pertaining to redevelopment matters.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute an Agreement to provide legal services with Leah Healy, Esq. of Maraziti, Falcon & Healey.

IT FURTHER RESOLVED, that Special Counsel shall not exceed a total amount $12,500.

BE IT FURTHER RESOLVED, that this agreement shall be effective as of November 1, 2002 and terminate October 31, 2003.

BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City’s legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

---By Council President Ramos:

WHEREAS, the City of Hoboken considers it necessary and proper to hire an expert witness/consultant to represent the City of Hoboken in tax appeal matters; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq. permits the award of a professional services contract without public bidding; and

WHEREAS, funds are available for this purpose and will be part of the fiscal year 2002 budget; and
WHEREAS, the City of Hoboken has reviewed the qualifications of Hugh McGuire, Jr., MAI.

NOW, THEREFORE, BE IT RESOLVED, that Hugh McGuire, Jr., MAI of McGuire Associates with offices at 547 Summit Avenue, Jersey City, New Jersey shall be retained to represent the City of Hoboken and counsel for the City of Hoboken on matters pertaining to redevelopment matters.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute an Agreement to provide professional services with Hugh McGuire, Jr., MAI of McGuire Associates.

IT FURTHER RESOLVED, that Special Counsel shall not exceed a total amount $25,000.

BE IT FURTHER RESOLVED, that this agreement shall be effective as of November 1, 2002 and terminate October 31, 2003.

BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City’s legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-727
---By Council President Ramos:

WHEREAS, on February 4, 2002, the vehicle owned by Robert Grenoble was towed by the Hoboken Parking Authority from the location in which it was parked while Mr. Grenoble was away on vacation; and

WHEREAS, on March 17, 2002 the Honorable Kim Glatt held that Mr. Grenoble’s vehicle had been improperly towed, with no fault to Mr. Grenoble; and

WHEREAS, the City of Hoboken has returned Mr. Grenoble the cost associated with the summons issued as a result of the improper tow; and

WHEREAS, Mr. Grenoble has not been compensated for the costs associated with the storage of his vehicle.

NOW, THEREFORE, BE IT RESOLVED, by the Council for the City of Hoboken that Robert Grenoble will be reimbursed $192.00 the costs associated with the storage of his vehicle which was improperly towed.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

ORDINANCES

Introduction and First Reading

02-728
DR-72

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 141 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC. (Residential Parking Program, Castle Point Terrace) (DR-72)

THE COUNCIL OF THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE 141
Resident Parking

141-1 Resident Parking Program

Section 1: The following location described is hereby repealed as Resident Permit Parking Only

<table>
<thead>
<tr>
<th>NAME OF STREET</th>
<th>SIDE</th>
<th>LIMITS</th>
<th>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Castle Point Terrace</td>
<td>West</td>
<td>24 Hours</td>
<td>Beginning at the northerly curbline of Eighth Street and extending to the northerly curblineterminus.</td>
</tr>
</tbody>
</table>

Section 2: This ordinance shall be part of the Administrative Code of the City of Hoboken as through codified and fully set forth therein. The city clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

Section 3: All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 4: This ordinance shall take effect as provided by law.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on NOVEMBER 18, 2002 at 7:00 PM.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-729
DR-73

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC ADOPTED SEPTEMBER 4, 1991, AS ORDINANCE #2278. (Stop Streets, Adams and Fifteenth Streets) (DR-73)

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE IV STOP STREETS

190-9 STOP STREETS DESIGNATED:

Section 1, Pursuant to the provisions of N.J.S.A. 39:4-140, the intersection described are hereby designated as Stop Intersections. Stop sign shall be installed as provide therein.

<table>
<thead>
<tr>
<th>INTERSECTION</th>
<th>STOP SIGN LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adams Street and Fifteenth Street</td>
<td>Adams Street</td>
</tr>
</tbody>
</table>

Section 2, This ordinance shall be a part of the Administrative code of the City of Hoboken as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of Hoboken code.

Section 3, All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 4, This ordinance shall take effect as provided by law.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on NOVEMBER 18, 2002 at 7:00 PM.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-730
DR-74

WHEREAS, a redevelopment plan entitled “The Waterfront at Hoboken Redevelopment Plan” (“The Redevelopment Plan”) was adopted by the City Council of the City of Hoboken (“City Council”) on November 17, 1989 and amended March 15, 1995; and
WHEREAS, pursuant to the power and authority granted under the bi-state Waterfront Development Legislation and the Marine Terminal Act, including N.J.S.A. 32:1-35-36(k), the City of Hoboken (“City”) arranged for the undertaking of the development of the South Waterfront to effectuate the purposes set forth in that amended Redevelopment Plan, pursuant to terms and conditions set forth in the Municipal Development Agreement (“the Municipal Agreement”) between the City and the Port Authority of New York and New Jersey (“Port Authority”) entered into on August 16, 1995; and

WHEREAS, the City Council authorized the Redevelopment Plan and the Municipal Development Agreement to be further amended by Ordinance dated July 1, 1997; and
WHEREAS, consistent with objectives contained in the February 2002 Report regarding Re-examination of the Master Plan of the City, the Mayor and Council of the City, working with the Port Authority, engaged Hillier, an architecture, planning and design firm to work with the City’s planner and other City officials to develop further amendments to the Redevelopment Plan;

WHEREAS, the proposed further amendments attached hereto are designed to achieve the goals of reducing the size of the buildings and the real and apparent mass of the permitted buildings on Block by:
(1) reducing the permitted square footage of development by limited Parcel B to 650,000 gross square feet,
(2) providing for more glass to be incorporated into the facades,
(3) enlarging the visual corridor to the river by requiring open space on the north and south ends of Block B,
(4) requiring a break in the streetwall by increasing the building setbacks at ground level and requiring incorporation of recesses into the building design,
(5) Minimizing the size of the buildings by requiring that parking be provided substantially below grade, including the increased maximum permitted on-site parking of 175 spaces determined to be appropriate for the hotel, and
(6) incorporating related changes to accommodate the decrease in total square footage of the buildings and increase in open space, including:
   a) providing bonus height provisions to accommodate a narrower building envelope for the hotel in exchange for a larger specified open space at grade but with no increase in building floor area,
   b) modifying the number of feet of street level retail space required along the now substantially decreased sides of the buildings,
   c) allowing access to parking, service areas and the hotel from Second, Third and River Streets to minimize vehicular access through the newly added open space,
   d) allowing decorative and architecturally integrated mechanical appurtenances to occupy a larger area of the roof in order to limit the height of such appurtenances; and

WHEREAS, the City Council hereby finds the above described proposed changes in the Redevelopment Plan to be appropriate and consistent with the provisions of the 2002 Master Plan Re-examination Report; and

WHEREAS, the City Council has referred the proposed amendments to the Redevelopment Plan to the Planning Board for their review.

NOW, THEREFORE, BE IT ORDAINED, BY THE MAYOR AND COUNCIL OF THE
CITY OF HOBOKEN, that the Mayor and Council hereby approve the proposed amendments to the Redevelopment Plan as generally described in this Ordinance and as more specifically set forth in the attachments, and find it appropriate to amend the Municipal Development Agreement to provide for development in compliance with these amendments to the Redevelopment Plan.

---Council President Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on NOVEMBER 18, 2002 at 7:00 PM.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Abstentions: Castellano.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Ron Hine, 258 Newark Street; Andrew Markey, Hoboken Fire Officers, Toms River, NJ; Lucille Haack, 1203 Park Avenue; Stephen Hudock, 1129 Bloomfield Street.

At this time, 7:47 p.m., the City Council entered into executive (closed) session on a resolution as follows:

02-731
---By Councilman Campos:

WHEREAS, Members of the Hoboken City Council wish to enter Executive Session to discuss matters pursuant to N.J.S.A. 10:4-12(b); and

WHEREAS, pursuant to N.J.S.A. 10:4-13 a resolution is required stating the general nature of the subject to be discussed and as precisely as possible, the time when and the circumstances under which the discussion in the Executive Session can be disclosed to the public; and

WHEREAS, the general nature of the subject(s) to be discussed at this meeting is as follows:

1- Pending litigation and threaten litigation

BE IT RESOLVED, that the City Council shall at this time 7:47 pm, November 6, 2002, enter into Executive Session to discuss the matters as outlined above, and-

BE IT FURTHER RESOLVED, that it can be disclosed to the public as follows:

Upon final disposition of the matter.

---Motion duly seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
Councilman Cricco left the meeting at 8:16 p.m.

The City Council came out of executive (closed) session at 8:45 p.m., and reopened the meeting on a unanimous motion.

President Ramos then adjourned the meeting at 8:45 p.m.

________________________________________
PRESIDENT OF THE COUNCIL

________________________________________
CITY CLERK
President Ramos opened the meeting at 7:02 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:

PRESENT: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT: None.

HEARING ON ORDINANCES
Second Reading and Public Hearing

AN ORDINANCE TO AMEND ORDINANCE NO. R-151 ENTITLED USE OF PRIVATE VEHICLES PROHIBITED; NUMBER OF OUTSTANDING LICENSES IN THE CITY OF HOBOKEN ALSO KNOWN AS CHAPTER 179-2 OF THE CODE OF THE CITY OF HOBOKEN. (DR-57)

The above ordinance was WITHDRAWN; NO ACTION TAKEN.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 141 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC. (Residential Parking Program, Castle Point Terrace) (DR-72)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.
Meeting of November 18, 2002

One member of the public addressed the City Council: Stephen Hudock, 1129 Bloomfield Street. No other person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Cricco moved that the hearing be closed. Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC ADOPTED SEPTEMBER 4, 1991, AS ORDINANCE #2278. (Stop Streets, Adams and Fifteenth Streets) (DR-73)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.


President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

The following members of the public addressed the City Council: Ron Hine, 258 Newark street; Jean Forest, 2 Marine View Plaza; Annette Illing, I Marine View Plaza; Robert Duval, 303 Park Avenue; Stephen Darago, 1 Marine View Plaza; Joel Freiser, 523 Garden Street; Mary Ondrejka, 159 9th Street; Peter Cunningham, 1009 Garden Street; Colleen Benbrook, 205 Hudson Street; Curtis Crystal, 715 Monroe Street; Shelly Miller, 233 Grand Street; Dan Tumpson, 230 Park Avenue. No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilwoman Andreula moved that the hearing be closed. Motion duly seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
After a discussion amongst the City Council members, a motion was made as follows:

---By Councilwoman Castellano:


---Motion duly seconded by Councilman Soares.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

City Council President Ramos entered into a recess at 8:38 p.m.
City Council President Ramos resumed the meeting at 8:52 p.m.; All members present.

HEARING ON ORDINANCES

Third and Final Reading

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 141 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOken ENTITLED VEHICLES AND TRAFFIC. (Residential Parking Program, Castle Point Terrace) (DR-72)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOken ENTITLED VEHICLES AND TRAFFIC ADOPTED SEPTEMBER 4, 1991, AS ORDINANCE #2278. (Stop Streets, Adams and Fifteenth Streets) (DR-73)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
PETITIONS AND COMMUNICATIONS

02-732
A communication from Chief Financial Officer Michael Lenz, with a copy of The Annual Financial Statement for the State Fiscal Year 2002 (Unaudited).

--Received and filed.

02-733
A communication from the Hoboken Planning Board with a reviewed and approved Zoning Map in accordance with Section 196-8.

--Received and filed.

02-734
A communication from the Hoboken Planning Board finding ordinance DR-74 to be consistent with the Reexamination Report and Master Plan and recommends its approval.

--Received and filed.

02-735
APPLICATIONS FOR MISCELLANEOUS LICENSES

<table>
<thead>
<tr>
<th>License Type</th>
<th>Quantity</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Hack Drivers</td>
<td>1</td>
</tr>
<tr>
<td>Livery/Limousine Drivers</td>
<td>4</td>
</tr>
<tr>
<td>Music Machines</td>
<td>1</td>
</tr>
<tr>
<td>Vendors</td>
<td>1</td>
</tr>
<tr>
<td>Bingos</td>
<td>3</td>
</tr>
</tbody>
</table>

---Council President Ramos moved that the licenses be granted.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-736
REPORTS OF CITY OFFICERS

A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending October 31, 2002 - $12,896,405.93.

---Received and filed.

02-737
A report of the Municipal Court indicating receipts for the month of October 2002 as $262,842.91.
---Received and filed.

CLAIM RESOLUTIONS

02-738
By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $219,258.84 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, and President Ramos.
---Nays: Soares.

By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $63,092.88 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $238,844.09 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $14,286.43 against the DEPARTMENT OF HUMAN SERVICES.
Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $14,274.04 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $99,017.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares.
---Nays: None.
---Abstentions: President Ramos.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $10,241.73 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Council President Ramos:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $6,456.98 against the CAPITAL ACCOUNT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**PAYROLL RESOLUTIONS**

**02-739**
By Council President Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBNOKEN, FOR THE PERIOD OCTOBER 24, 2002 TO NOVEMBER 6, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<table>
<thead>
<tr>
<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
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<tr>
<td>Mayor's Office</td>
<td>1-01-20-110</td>
<td>9,522.79</td>
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<td>7,421.40</td>
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<td>Bus Adm. Office</td>
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<td>ABC Board</td>
<td>1-01-20-113</td>
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<td>Purchasing Dept.</td>
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<tr>
<td>Accounts &amp; Controls</td>
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<td>Personnel</td>
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<tr>
<td>Department</td>
<td>Code</td>
<td>Amount</td>
<td>Exhibit A</td>
<td>Exhibit B</td>
<td>Exhibit C</td>
</tr>
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<td>Treasurer's</td>
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<td>Emergency Mgmt</td>
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<td>Police Division</td>
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<td>16,146.24</td>
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<td>Fire Division</td>
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<td>32,486.82</td>
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<td>356,948.13</td>
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<td>22,987.90</td>
<td>446.83</td>
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<td>22,987.90</td>
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<td>Municipal Court</td>
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<td>5,693.52</td>
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<td>9,394.70</td>
<td>1,498.89</td>
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<td>Streets &amp; Roads</td>
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<td>49,911.76</td>
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<td>18,702.20</td>
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<td>Central Garage</td>
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<td>8,259.09</td>
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<td>Public Property</td>
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<td>13,912.20</td>
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<td>Board of Health</td>
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<td>23,434.73</td>
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<td>Senior Citizens Div</td>
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<td>Rent &amp; Stabilization Bd</td>
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<td>Transportation</td>
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<td>6,128.48</td>
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<td>Cultural Affairs</td>
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<td>Public Defender</td>
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<td>1,930.92</td>
<td>1,930.92</td>
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<td>Summer Lunch</td>
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**Sub-Total**

<p>| | | | | |</p>
<table>
<thead>
<tr>
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</thead>
<tbody>
<tr>
<td></td>
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<td>68,289.54</td>
<td>30,237.68</td>
<td>1,243,246.42</td>
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**Other**

<table>
<thead>
<tr>
<th>Water Utility</th>
<th>0-05-20-701-010</th>
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<tbody>
<tr>
<td>Police Outside Employ.</td>
<td>T-14-10-000-000</td>
<td>22,090.00</td>
<td>22,090.00</td>
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<tr>
<td>Police Grant.</td>
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<tr>
<td>Fire Dept. Penalty</td>
<td>T-13-10-000-001</td>
<td>1,460.88</td>
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**Grand Total**

<p>| | | | | |</p>
<table>
<thead>
<tr>
<th></th>
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</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>1,144,719.20</td>
<td>69,750.42</td>
<td>52,327.68</td>
<td>1,266,797.30</td>
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</tbody>
</table>

Motion by Council President Ramos. Seconded by Councilman Del Boccio. ---Adopted by the following vote: YEAS: 9 - NAYS: 0 ---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos. ---Nays: None.

**RESOLUTIONS**

**Presented and Read**

**02-740**

---By Councilman Campos:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for the creation of the Jackson Street Park for the City of Hoboken in accordance with Bid 03-04.
### Vendor Base Bid Alt. 1 Alt. 2 Alt. 3 Alt. 4

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Base Bid</th>
<th>Alt. 1</th>
<th>Alt. 2</th>
<th>Alt. 3</th>
<th>Alt. 4</th>
</tr>
</thead>
<tbody>
<tr>
<td>Abbott Contracting</td>
<td>$394,923.00</td>
<td>$(6,600)</td>
<td>$(9,200)</td>
<td>$(9,500)</td>
<td>$(45,000)</td>
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<tr>
<td>539 Anderson Avenue</td>
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<tr>
<td>Cliffside Park, NJ 07010</td>
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</tr>
<tr>
<td>T&amp;M Contracting</td>
<td>$499,420.00</td>
<td>(6,920)</td>
<td>(6,820)</td>
<td>(1,600)</td>
<td>(16,400)</td>
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<td>107 Willow Avenue</td>
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<td></td>
</tr>
<tr>
<td>Hoboken, NJ07030</td>
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</tr>
</tbody>
</table>

And:

WHEREAS, the Purchasing Agent recommends the acceptance of the bid of Abbott Contracting for the creation of the Jackson Street Park Sweeper for the City of Hoboken;

RESOLVED, that the proposal of Abbott Contracting for the creation of the Jackson Street Park: is hereby accepted, and be it further

RESOLVED, that a purchase order be executed, funds to provided by the Capital Budget line item (Green Acres funding for multi-parks) line item in the budget; and be it further

RESOLVED, that upon execution of the aforementioned purchase order the bid bond deposited by the above bidders be returned to them.

--- Motion duly seconded by Council President Ramos.
--- Adopted by the following vote: YEAS: 9 - NAYS: 0
--- Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
--- Nays: None.

**02-741**

--- By Council President Ramos:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for (1) Street Sweeper for the City of Hoboken in accordance with Bid 03-08.

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Amount of Bid</th>
</tr>
</thead>
<tbody>
<tr>
<td>Beyer Brothers Corp.</td>
<td>$114,400.00</td>
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<tr>
<td>109 Broad Avenue</td>
<td></td>
</tr>
<tr>
<td>Fairview, NJ 07022</td>
<td></td>
</tr>
</tbody>
</table>

And:

WHEREAS, the Purchasing Agent recommends the acceptance of the bid of Beyer Brothers Corp. for the acquisition of one (1) Street Sweeper for the City of Hoboken;

RESOLVED, that the proposal of Beyer Brothers Corp. for one (1) Street Sweeper: is hereby accepted, and be it further

RESOLVED, that a purchase order be executed, funds to provided by the Capital Budget line item in the budget; and be it further
RESOLVED, that upon execution of the aforementioned purchase order the bid bond deposited by the above bidder be returned to them.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**02-742**
---By Council President Ramos:

WHEREAS, the City of Hoboken (hereinafter referred to as the “Employer”) by resolution adopted a Deferred Compensation Plan (hereinafter referred to as the “Plan”) for the purpose of making available to eligible employees the accrual of tax benefits under a Section 457 Deferred Compensation Plan; and

WHEREAS, the Economic Growth and Tax Relief Reconciliation Act of 2001 amended Section 457 of the Internal Revenue Code (the “Code”); and

WHEREAS, the City of Hoboken desires its Plan to conform with the changes in the Code brought about by the Economic Growth and Tax Relief Reconciliation Act of 2001; and

WHEREAS, the City of Hoboken desires a adopt a restated Plan that conforms with the changes in the Code resulting from the Economic Growth and Tax Relief Reconciliation Act of 2001; and

WHEREAS, such revised Plan shall supersede the previously adopted Plan.

NOW, THEREFORE BE IT FURTHER RESOLVED, that the City of Hoboken hereby adopts the revised Deferred Compensation Plan.

BE IT FURTHER THAT, a certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**02-743**
---By Council President Ramos:

WHEREAS, on July 1, 1995 the Council of the City of Hoboken awarded a professional services contract to Paulus, Sokolowski and Sartor (“PS&S), also known as Keyspan, for environmental consulting services related to the state and federal permitting process and development of the Hoboken South Waterfront; and

WHEREAS, the City Council subsequently authorized various extensions to this contract for additional services in the scope of services and increases in the amount of compensation for professional services; and
WHEREAS, PS&S (Keyspan) has submitted a proposal dated September 25, 2002 (a copy of which is attached) for further services related to the design guideline changes for Block B and any outstanding site remediation issues concerning Block A, Block B, Block C and assessment of traffic impact; specifically, design changes as they relate to traffic engineering; redesign impact and refocus of River Street at a cost not to exceed $75,000.00; now, therefore, be it –

RESOLVED, that the Council of the City of Hoboken hereby authorizes an amendment and extension of its professional services contract with Paulus, Sokolowski and Sartor (Keyspan), 67 Mountain Boulevard Extension, Warren, N.J. 07059 for Block B environmental review and site remediation work and for traffic impact studies and that the Mayor be and is hereby authorized to execute an amendment and extension of a professional services contract with PS&S for these additional services for a maximum amount not to exceed $75,000.00 reimbursable through the PANAYNJ, and for a new term ending October 31, 2003; and BE IT FURTHER RESOLVED

FURTHER RESOLVED, that funds for this contract extension are available through the Municipal Development Agreement for the South Waterfront between the Port Authority of New York and New Jersey and the City of Hoboken executed August 16, 1995.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-744
---By Councilman Cricco:

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, tax appeal was filed by the property owners; and

WHEREAS, State Tax court recommends a settlement in this matter, now therefore, be it

RESOLVED, that a warrant be drawn on the City Treasurer made payable to the taxpayer appearing on the attached list totaling $533,670.92 representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mandelbaum &amp; Mandelbaum</td>
<td>106\1</td>
<td>1200-1318 Madison St.</td>
<td>$105,102.15</td>
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<tr>
<td>South Main Street</td>
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<td>West Orange, NJ 07052</td>
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<tr>
<td>Mandelbaum &amp; Mandelbaum</td>
<td>106\1</td>
<td>1200-1318 Madison St.</td>
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<td>Mandelbaum &amp; Mandelbaum</td>
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<td>1200-1318 Madison St.</td>
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<td>South Main Street</td>
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<td>Mandelbaum &amp; Mandelbaum</td>
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<td>1200-1318 Madison St.</td>
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<tr>
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</table>

Meeting of November 18, 2002
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-745
---By Council President Ramos:

WHEREAS, the Local Public Contracts Law, in particular, N.J.S.A. Section 40A:11-5(1)(m) provides that a contract for insurance brokers and consultant services may be executed by the City of Hoboken in the County of Hudson, New Jersey and the City desires to award Business and Governmental Insurance Agency, Inc. ("Broker") an insurance agency licensed in the State of New Jersey to consult about and procure various insurance policies for the City; and

WHEREAS, the City of Hoboken does not compensate or any way pays commission to the brokers to consult or procure insurance policies in favor of the City; and

WHEREAS, the firm of Business and Governmental Insurance Agency, Inc., 900 Route 9N, Suite 503, Woodbridge, New Jersey are qualified in training and experience to perform such services; and

WHEREAS, the soliciting of competitive quotations as set forth in N.J.S.A. 40A:11-6.1 would be impractical and the award of this Contract meets the requirements and standards for a contract for Extraordinary, Unspecifiable Services; and

WHEREAS, this Resolution is subject to Business and Governmental Insurance Agency, Inc. executing the discrimination in employment contract pursuant to N.J.S.A. 10:2-I et. seq;

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the City Council of the City of Hoboken, in the County of Hudson, New Jersey,

Section 1. The City Council hereby designates Business and Governmental Insurance Agency, Inc to be the Official Broker of Record for all insurance policies for the City of Hoboken.

Section 2. This resolution shall continue until further resolution of the City Council.

Section 3. The Clerk of the City shall cause to be published in a newspaper authorized by law to publish its legal advertisement such notice of this award as required by the Local Public Contracts Law.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-746
---By Councilman Cricco:

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

<table>
<thead>
<tr>
<th>ACCOUNT</th>
<th>ACCOUNT #</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Purchasing Division S/W</td>
<td>3-01-20-114-021</td>
<td>1,000.00</td>
</tr>
<tr>
<td>Fire Dept. Hazmat O.E.</td>
<td>3-01-25-254-021</td>
<td>25,711.31</td>
</tr>
<tr>
<td>Group Health Insurance O.E.</td>
<td>3-01-23-220-020</td>
<td>100,000.00</td>
</tr>
<tr>
<td>Human Services Dir. S/W</td>
<td>3-01-27-330-010</td>
<td>33,000.00</td>
</tr>
<tr>
<td>Social Security/Medicare</td>
<td>3-01-36-472-000</td>
<td>325,000.00</td>
</tr>
<tr>
<td>Soccer Field – Sinatra Park</td>
<td>3-01-40-700-046</td>
<td>5,740.00</td>
</tr>
<tr>
<td>Jackson Street Park</td>
<td>3-01-40-700-047</td>
<td>16,600.00</td>
</tr>
<tr>
<td>Green Acres Loan Payments</td>
<td>3-01-45-940-000</td>
<td>14,750.00</td>
</tr>
<tr>
<td><strong>Total Other Expenses</strong></td>
<td><strong>$521,801.31</strong></td>
<td></td>
</tr>
</tbody>
</table>

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-747
---By Council President Ramos:

WHEREAS, pursuant to the resolution of the Council of the City of Hoboken, a City auction was held on 15 November, 2002 in the Court Room in City Hall, and

WHEREAS, following a spirited bidding process one bid was received during the action for the bulk sale of twenty-one (21) surplus vehicles in the amount of Seven Thousand Dollars ($7,000.00), and

WHEREAS, said bidder, B&M Contracting, tendered its' check for the said abandoned vehicles and their respective titles, said check being deposited in the City bank account, therefore, be it

RESOLVED, that the City Council of Hoboken ratifies and approved said transaction.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-748
---By Council President Ramos:

Prior to the vote Councilwoman Marsh asked a question regarding the resolution. Scott Elliott, Financial Adviser and Joseph Cicala, of Applied Housing provided answers.

WHEREAS, Observer Park Associates, L.P. ("Observer Park") is the owner of a multi-family residential building containing 115 units and ancillary commercial space located at premises known as Block 186, Lot 1 in the City of Hoboken, State of New Jersey (the Project);

WHEREAS, City of Hoboken (the “City”) made a Housing Development Grant loan to Observer Park in the principal amount of $3,000,000 (the “HDG Loan”) secured by a subordinate mortgage on the Project dated February 15, 1990 and recorded in Deed Book 4509, Page 67 in the Hudson County Register’s Office;

WHEREAS, the HDG Loan is a zero interest loan with maturity date thirty (30) years from the fifth year of occupancy of the Project and provides for an annual principal payment of $100,000 to the extent there is sufficient cash flow as set forth in the Mortgage Note, dated November 22, 1989;

WHEREAS, the outstanding principal balance of the HDG Loan is $2,900,000;

WHEREAS, the City through its Department of Community Development (the “Department”) has analyzed the present value of the loan based on the industry standards for discounting loans with such payment terms to be 7.25%;

WHEREAS, the Department has determined that it would be in the best interests of the City to obtain agreement from Observer Park to repay the HDG Loan as its discount value of $1,200,000.00;

WHEREAS, the City also made a $350,000 Community Development loan to Observer Park which was also secured by a subordinate mortgage on the Project, dated February 5, 1990 and recorded in Deed Book 4509, Page 76 in the Hudson County Register’s Office (the “CD Loan”);

WHEREAS, the CD Loan has been paid in full to the City;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, that subject to agreement by Observer Park, that the City of Hoboken accept repayment of the HDG Loan at the present value of $1,200,000.00 and upon payment of said sum, the Mayor is hereby authorized to execute and deliver a discharge of the mortgage securing the CD Loan;

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute and deliver a discharge of mortgage securing the CD Loan.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**ORDINANCES**
Introduction and First Reading

02-749
DR-75
AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED). (Approvals: 1302 Washington Street; 455 9th Street; 260-7th Street) (DR-75)

Handicap Spaces

A. Section 192-4 is amended to add the following;

Zulma Ramos, 1302 Washington Street West side of Washington Street, beginning at a point of 60 feet from the northwest curbline of Thirteen Street and extending 12 feet northerly therefrom

Onidia Usechs, 455-9th Street (East side of Jefferson Street, beginning at a point 138 feet from the southeast curbline of Ninth Street and extending 12 feet southerly therefrom).

Spencer Gelband, 260-7th Street North side of Seventh Street, beginning at a point of 79 feet from the northeast curbline of Willow Avenue and extending 22 feet easterly therefrom.

B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be a part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have the ordinance codified and incorporated in the official copies of the Hoboken Code. This ordinance shall take effect as provided by law.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on December 4, 2002 at 7:00 PM.

---Motion duly seconded by Councilwoman Andreuula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreuula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-750
DR-76
ORDINANCE AMENDING THE CODE OF THE CITY OF HOBOKEN, CHAPTER 59A ENTITLED “DEPARTMENT OF PUBLIC SAFETY”. (DR-76)

WHEREAS, the Council for the City of Hoboken should ensure that proper level of personnel are being maintained within the Department of Public Safety; and

WHEREAS, the Mayor and Council for the City acknowledge the growing need for personnel within the Department of Public Safety; and

WHEREAS, the Council has been informed that there is sufficient funding in the budget for a change in the table of organization within the Department of Public Safety; and

WHEREAS, proper is necessary in order for the Council for the City of Hoboken to adjust the table of organization for the Department of Public Safety.
NOW, THEREFORE, BE IT ORDAINED, by the City Counsel of the City of Hoboken as follows:

SECTION I
ARTICLE II
Division of Police

Section 59A-8 through 59A-10 of the Hoboken Code shall be amended to read as follows:

§59A-8 Establishment of Division.
A. A Division of Police in the Department of Public Safety is hereby established in and for the City of Hoboken, which shall not exceed the following force:

<table>
<thead>
<tr>
<th>Rank/Position</th>
<th>Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chief</td>
<td>1</td>
</tr>
<tr>
<td>Captain</td>
<td>8</td>
</tr>
<tr>
<td>Lieutenant</td>
<td>17</td>
</tr>
<tr>
<td>Sergeant</td>
<td>25</td>
</tr>
<tr>
<td>Police Officer</td>
<td>127</td>
</tr>
<tr>
<td>Administrative Secretary</td>
<td>1</td>
</tr>
</tbody>
</table>

B. All personnel constituting the Division of Police heretofore and in service prior to July 1, 1986, are hereby continued in their employment and in their respective ranks or position and made a part of the Division of Police hereby established, with all rights to which they are now entitled as to years of service and pension.

C. In the event of a vacancy in any rank or position, such rank or position shall not be filled by the appointing authority unless there shall be vacant rank or position pursuant to the table of organization set forth herein, it being the intention of this Article to obtain the desired number of personnel in their respective ranks of position by attrition and not be demotion or dismissal.

§59A-9 Police Chief.

[No change]

§59A-10 Bureaus.
The Division of Police shall include, but not be limited to, the following bureaus:

A. Bureau of Investigations.
B. Bureau of Inspection Services.
C. Bureau of Identification.
D. Bureau of Patrol.
E. Bureau of Public Housing.
F. Bureau of School Patrol.
G. Bureau of Traffic and Transportation.
H. Bureau of Training, Planning and Operations.

ARTICLE IV
Division of Fire

Section 59A-31 of the Hoboken Code shall be amended to read as follows:

§59A-31 Staff.
A. The staff of the Division of Fire shall not exceed the following force, within the budgetary constraints established by the Council:

<table>
<thead>
<tr>
<th>Rank/Position</th>
<th>Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chief</td>
<td>1</td>
</tr>
<tr>
<td>Deputy Chief</td>
<td>2</td>
</tr>
<tr>
<td>Battalion Chief</td>
<td>7</td>
</tr>
<tr>
<td>Captain</td>
<td>32</td>
</tr>
<tr>
<td>Training Officer UFD/Captain</td>
<td>1</td>
</tr>
<tr>
<td>Fire Prevention Specialist UFD</td>
<td>2</td>
</tr>
<tr>
<td>Fire Official UFD/Captain</td>
<td>1</td>
</tr>
<tr>
<td>Arson Investigator/Captain</td>
<td>1</td>
</tr>
<tr>
<td>Maintenance Officer</td>
<td>1</td>
</tr>
<tr>
<td>Fire Fighters</td>
<td>92</td>
</tr>
</tbody>
</table>

B. All personnel constituting the Division of Fire heretofore and in service prior to July 1, 2002 are hereby continued in their employment and in their respective ranks or position and made a part of the Division of Fire hereby established, with all rights to which they are now entitled as to years of service and pension.

C. In the event of a vacancy in any rank or position, such rank or position shall not be filled by the appointing authority unless there shall be vacant rank of position pursuant to the table of organization set forth herein, it being the intention of this Article to obtain the desired number of personnel in their respective ranks or positions by attrition and not by demotion or dismissal.

D. The maximum number of firefighters in this section shall not be applicable until a certified Captains’ Eligibility List is promulgated by the New Jersey Department of Personnel.

SECTION II

If any section or provision of this Ordinance shall be held invalid in any Court, the same shall not affect the other sections or provisions of this Ordinance except so far as the section or provision so declared invalid and shall be inseparable for the remainder or portion thereof.

SECTION III

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.
SECTION IV

This Ordinance shall take effect upon publication.

---Councilwoman Andreula moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on December 4, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-751

DR-77

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC ADOPTED SEPTEMBER 4, 1991, AS ORDINANCE #2278. (School Zones) (DR-77)

THE COUNCIL OF THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE XIX

School Zones


Section 1: The following are hereby repealed a closed school streets 190-31A

<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Eleventh Street</td>
<td>Willow Avenue to Clinton Street</td>
</tr>
<tr>
<td>Fifth Street</td>
<td>Grand Street to Adams Street</td>
</tr>
<tr>
<td>Third Street</td>
<td>Madison Street to Jefferson Street</td>
</tr>
</tbody>
</table>

Section 2: The following streets are hereby repealed as No parking certain hours; school zones 190-31B

<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Side</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adams Street</td>
<td>East</td>
<td>Beginning at a point 35 feet North of the northerly curb line of Fifth Street and extending 175 feet northerly therefrom.</td>
</tr>
<tr>
<td>Fifth Street</td>
<td>North</td>
<td>Beginning at a point 35 feet east of the easterly curb line of Adams Street and extending 80 feet easterly therefrom.</td>
</tr>
</tbody>
</table>
Meeting of November 18, 2002

Jackson Street
East
Beginning at a point 126 feet north of the northerly curbline of and extending northerly therefrom.

Ninth Street
South
Beginning at a point 35 feet east of the curbline of Washington Street and extending 44 feet easterly therefrom.

Park Avenue
West
Beginning at a point of 35 feet north of the northerly curbline of Jefferson Street and extending 55 feet westerly therefrom.

Third Street
North
Beginning at a point 60 feet west of the Westerly curbline of Jefferson Street and 55 feet westerly therefrom.

Willow Avenue
West
Beginning at a point 163 feet south of the southerly curbline of Third Street and extending 35 feet southerly therefrom.

Section 3: The following locations are hereby amended to 190-31b No parking certain hours; school zones.

<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Side</th>
<th>Time</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Third Street</td>
<td>North</td>
<td>7am to 5pm</td>
<td>Beginning at a point 35 feet East of the easterly curbline of Bloomfield Street and extending 44 feet therefrom.</td>
</tr>
</tbody>
</table>

Section 4. This ordinance shall be a part of the Administrative Code of the City of Hoboken as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

Section 5. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 6. This ordinance shall take effect as provided by law.

---Councilman Del Boccio moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on December 4, 2002 at 7:00 PM.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Lucille Haack, 1203 Park Avenue; Peter Cunningham, 1009 Garden Street; Chief Carmen LaBruno (Hoboken Police); Chief John Cassesa (Hoboken Fire Fighters).
President Ramos then adjourned the meeting at 9:32 p.m.

________________________________________

PRESIDENT OF THE COUNCIL

________________________________________

CITY CLERK
President Ramos opened the meeting at 7:05 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

At this time the City Clerk read the following letter dated November 25, 2002 into the record:

**02-752A**
The Honorable Ruben Ramos, Jr.
President
Hoboken City Council
1034 Clinton Street
Hoboken, NJ 07030

Dear Council President Ramos:

I hereby call a Special Meeting of the Hoboken City Council for Monday, December 2, 2002 at 7:00 PM in the City Council Chambers, 94 Washington Street, First Floor, Hoboken, New Jersey for the purpose of conducting a Workshop for the City Council Members and the public on the South Waterfront Block B Redevelopment Amendments.

Very truly yours,
DAVID ROBERTS
Mayor
City of Hoboken

DR/jb
Cc: Esther Suarez, Corporation Counsel
    Robert K. Drasheff, Business Administrator
    James J. Farina, City Clerk
    All City Council Members
    Jersey Journal/Bergen Record/Star Ledger

The City Clerk then called the roll:

PRESENT: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT:
At this time Anne Babineau, Special Counsel to the City of Hoboken addressed the City Council. President Ramos then allowed the following members of the public to address the City Council: Lorna Martinez, 2 Marine View Plaza; Annette Illing, 1 Marine View Plaza; Shelly Miller, 233 Grand Street; Dan Tumpson, 230 Park Avenue; Elizabeth Mason, 921 Hudson Street; Elizabeth Vandor, City Planner; Councilman Soares left the meeting at 8:33 p.m.; Ron Hine, 258 Newark Street; Councilman Soares returned to the meeting at 8:37 p.m.; The City Council took a break at 8:42 p.m. The City Council resumed the meeting at 9:03 p.m.

Elizabeth Vandor, City Planner; Lorna Martinez, 2 Marine View Plaza; Ann Corea, 1021; Pete Rogers, 523 Willow Avenue; John Branciforte, 1020 Garden Street; Aaron Lewit, 627 Garden Street; Gerald Sheer, 1 Marine View Plaza; Dan Tumpson, 230 Park Avenue; Elizabeth Mason, 921 Hudson Street; Bob Duvall, 302 Park Avenue; Councilman Cricco left the meeting at 9:57 p.m.; Angelo Valente, 1116 Bloomfield Street; Councilman Cricco returned to the meeting at 10:06 p.m.

President Ramos then adjourned the meeting at 10:07 p.m.
President Ramos opened the meeting at 7:10 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:

PRESENT: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT: None.

HEARING ON ORDINANCES

Second Reading and Public Hearing

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 179, "TAXICABS," OF THE CODE OF THE CITY OF HOBOKEN (DR-78)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

One member of the public addressed the council: Roberta Tarkan, 482 Central Avenue, Jersey City. No other person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED “AN ORDINANCE TO ADOPT IN AND FOR THE CITY OF HOBOKEN A SCHEDULE OF CLASSIFICATIONS AND ALLOCATIONS OF TITLE FOR ALL POSITIONS IN SAID MUNICIPALITY DESIGNATING THE APPROPRIATE STANDARDIZED TITLE FOR EACH POSITION IN SAID MUNICIPALITY; FIXING AND ADOPTING FOR EACH POSITION A SALARY RANGE, AND ESTABLISHING AND CREATING IN AND FOR THE CITY OF HOBOKEN THE RESPECTIVE POSITIONS MENTIONED IN THE SCHEDULE SET FORTH HEREIN, AND FIXING AND PRESCRIBING THE DUTIES THEREOF” passed December 29, 1950, amended August 6, 1997. (DR-79)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

At this time a motion to amend the ordinance was made by Councilwoman Castellano and duly seconded by Councilwoman Marsh. The motion FAILED by the following vote:

Councilwoman Castellano moved that the ordinance be amended. Motion duly seconded by Councilwoman Marsh.
---FAILED by the following vote: YEAS: 3 - NAYS: 6
---Yeas: Council persons Castellano, Marsh, Soares.
---Nays: Andreula, Campos, Cricco, Del Boccio, Giacchi and President Ramos.

The following members of the public addressed the council: Elizabeth Markavitch of 706 Grand Street; Joseph Grossi of 10 Church Towers; Helen Hirsch of 98 Park Avenue. No other person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Cricco moved that the hearing be closed. Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

HEARING ON ORDINANCES

Third and Final Reading

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 179, “TAXICABS,” OF THE CODE OF THE CITY OF HOBOKEN (DR-78)" be taken from the table for its third and final reading.

Motion seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED “AN ORDINANCE TO ADOPT IN AND FOR THE CITY OF HOBOKEN

Motion seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSTENTIONS: 3
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: None.
---Abstentions: Castellano, Marsh, Soares.

PETITIONS AND COMMUNICATIONS

02-774
A communication from Michael Lenz, Chief Financial Officer, with a copy of the Annual Debt Statement of the City of Hoboken for SFY 2002.
--Received and filed.

02-775
APPLICATIONS FOR MISCELLANEOUS LICENSES

<table>
<thead>
<tr>
<th>Category</th>
<th>Quantity</th>
</tr>
</thead>
<tbody>
<tr>
<td>Taxi Drivers</td>
<td>1</td>
</tr>
<tr>
<td>Livery/Limo Drivers</td>
<td>1</td>
</tr>
<tr>
<td>Bingos</td>
<td>4</td>
</tr>
</tbody>
</table>

---Council President Ramos moved that the licenses be granted.
---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-776
REPORTS OF CITY OFFICERS

A report of the Municipal Court indicating receipts for the month of November 2002 as $227,598,17.
---Received and filed.

CLAIM RESOLUTIONS

02-777
By Council President Ramos:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $248,177.44 against the UNCLASSIFIED CLAIMS.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares* and President Ramos.
---Nays: Castellano.

* Councilman Soares voted NO for Purchase Order #’s 2500; 2611 and 2617.

By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $64,959.80 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $601,424.17 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilman Cricco:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $37,315.77 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
By Councilman Cricco:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $400.00 against the DEPARTMENT OF HUMAN SERVICES (Late Claims).

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $46,594.39 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $105,687.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares.
---Nays: None.
---Abstentions: President Ramos.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $54,572.73 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $495.25 against the CAPITAL ACCOUNT.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**PAYROLL RESOLUTIONS**

02-778

By Council President Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD NOVEMBER 21, 2002 TO DECEMBER 4, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

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<th>Department</th>
<th>Account Num.</th>
<th>Regular Pay</th>
<th>Overtime</th>
<th>Other Pay</th>
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Meeting of December 18, 2002

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**Sub-Total**            | 1,137,747.28 | 30,478.35 | 17,248.01 | 1,185,473.64 |

**Other**

- Police Outside Employ. T-14-10-000-000 | 5,340.00     | 5,340.00   |
- Police Grant DE 16-S7-01                  |              |            |
- Fire Dept. Penalty T-13-10-000-001       |              |            |

**Grand Total**           | 1,137,747.28 | 30,478.35 | 22,588.01 | 1,190,813.64 |

---

**Motion by Council President Ramos.**
**Seconded by Councilwoman Andreula.**

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**02-779**

*By Council President Ramos:*

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF UNIFORM ALLOWANCE OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD ENDING DECEMBER 4, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:
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<td>Bus Adm. Office</td>
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<td>3-01-20-113</td>
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<td>Purchasing</td>
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Motion by Council President Ramos.
Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

RESOLUTIONS

Presented and Read

02-780
---By Councilman Campos:

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

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<th>AMOUNT</th>
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<tr>
<td>Recreation O.E.</td>
<td>3-01-28-370-021</td>
<td>$40,000.00</td>
</tr>
<tr>
<td>Parks O.E.</td>
<td>3-01-28-375-021</td>
<td>5,000.00</td>
</tr>
<tr>
<td>Public Properties O.E.</td>
<td>3-01-28-377-021</td>
<td>$10,000.00</td>
</tr>
<tr>
<td>Public Library O.E.</td>
<td>3-01-29-390-021</td>
<td>$20,000.00</td>
</tr>
<tr>
<td>Electricity O.E.</td>
<td>3-01-31-430-000</td>
<td>$25,000.00</td>
</tr>
<tr>
<td>Telephone O.E.</td>
<td>3-01-31-440-000</td>
<td>$20,000.00</td>
</tr>
<tr>
<td>Municipal Court O.E.</td>
<td>3-01-43-490-021</td>
<td>$12,500.00</td>
</tr>
</tbody>
</table>

Total Other Expenses $217,937.50

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
WHEREAS, a summons was issued for a motor vehicle violation to the following individuals; and

WHEREAS, said motor vehicle(s) were towed away the expense of the owner; and

WHEREAS, the Municipal Judge found the defendants not guilty and the defendants are entitled to reimbursement of the towing charges and storage fees;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that warrants be drawn on the City Treasurer to the order of the following sums opposite their respective names as reimbursement of towing charges:

<table>
<thead>
<tr>
<th>Name/Address</th>
<th>Summons</th>
<th>Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Edward Downes</td>
<td>MC-027412</td>
<td>9/21/02</td>
<td>$159.80</td>
</tr>
<tr>
<td>2 Marine View Plaza</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Abigail Henderson</td>
<td>MC-031020</td>
<td>10/4/02</td>
<td>$96.20</td>
</tr>
<tr>
<td>1020 Hudson Street</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Eric Levitt</td>
<td>MC-009292</td>
<td>8/21/02</td>
<td>$117.40</td>
</tr>
<tr>
<td>33 Nottingham Drive</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Old Bridge, NJ 08849</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Daisy Xia</td>
<td>MC-029892</td>
<td>9/29/02</td>
<td>$75.00</td>
</tr>
<tr>
<td>50 Bloomfield Street</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 0703</td>
<td></td>
<td></td>
<td>$448.50</td>
</tr>
</tbody>
</table>

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-782

---By Council President Ramos:

WHEREAS, the Council for the City of Hoboken acknowledges the great assistance that Veterans provide to all Hoboken residents and the general Hoboken community; and

WHEREAS, an Office of Veteran’s Affairs would have direct contact and involvement with school children within the City of Hoboken and organize events with Hoboken City schools; and

WHEREAS, Thomas Kennedy has had key involvement in efforts and events headed by Hoboken’ Veterans.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and the Council for the City of Hoboken does hereby authorize the creation of an Office of Veteran’s Affairs.
BE IT ALSO RESOLVED, that Thomas Kennedy will be appointed Director of the Office of Veteran's Affairs at no salary.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

WHEREAS, the City of Hoboken has been awarded a Green Acres Grant from the New Jersey Department of Community Affairs for the Multi-Parks Development Program; and

WHEREAS, the City of Hoboken has a need for additional engineering services for the Skate Park Facility in Castle Point Park; and

WHEREAS, the City of Hoboken, has awarded a professional services contract to Schoor DePalma, 160 Littleton Road, P.O. Box 5245, Parsippany, NJ 07054-6245; and

WHEREAS, the scope of work in the aforementioned contract has been expanded to include construction administration at the Castle Point Skate Park site; and

WHEREAS, there exists a need for the maximum amount of the contract for professional services to Schoor DePalma be increased from Twenty-eight thousand five hundred dollars ($28,500) to Forty three thousand five hundred ($43,500) dollars; and

WHEREAS, the type of work design services as defined by N.J.S.A. 40A:11-5(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, the temporary Chief Financial Officer certifies that the funds are available for his purpose; and

WHEREAS, the funds for this professional design services contract are available through the New Jersey Department of Community Affairs Green Acres Program; and

NOW, THEREFORE BE IT RESOLVED, that a maximum amount of the professional services contract be increased from $28,500.00 to $43,500.00 for the above-stated project; and

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator of the City of Hoboken is hereby authorized to execute the above stated contract on behalf of the City of Hoboken and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et seq.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
WHEREAS, the City of Hoboken has been awarded a Green Acres Grant from the New Jersey Department of Community Affairs for the Multi-Parks Development Program; and

WHEREAS, the City of Hoboken has a need for additional engineering services for the Sinatra Park Soccer Field; and

WHEREAS, the City of Hoboken has awarded a professional services contract to Schoor DePalma, 160 Littleton Road, P.O. Box 5245, Parsippany, NJ 07054-6245; and

WHEREAS, the scope of work in the aforementioned contract has been expanded to include construction administration at the Sinatra Park Soccer Field; and

WHEREAS, there exists a need for the maximum amount of the contract for professional services to Schoor DePalma be increased from Fifty eight thousand seven hundred and forty dollars ($58,740.00) to Eighty two thousand two hundred and forty ($82,240.00) dollars; and

WHEREAS, the type of work design services as defined by N.J.S.A. 40A:11-5(1)(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, the temporary Chief Financial Officer certifies that the funds are available for this purpose; and

WHEREAS, the funds for this professional design services contract are available through the New Jersey Department of Community Affairs Green Acres Program; and

NOW, THEREFORE, BE IT RESOLVED, that the maximum amount of the professional services contract be increased from Fifty eight thousand seven hundred and forty dollars ($58,740.00) to Eighty two thousand two hundred and forty ($82,240.00) dollars for the above-stated project; and

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator of the City of Hoboken is hereby authorized to execute the above stated contract on behalf of the City of Hoboken and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
WHEREAS, Hoboken Advantage, Inc., was established by the City of Hoboken to assist small businesses within the City; and

WHEREAS, Hoboken Advantage, Inc. is no longer operating on behalf of the City of Hoboken; and

WHEREAS, Hoboken Advantage, acting as a mortgagee, entered into a Subordinate Mortgage with Maher Risk, 160 Main Street, West Orange, New Jersey 07052 & Boshra & Edna Hanna h/w, 4709 Square Valley Court, Glen Allen, VA 23060 for their property at 322 Madison Street, Hoboken, New Jersey on December 24, 1990; and

WHEREAS, the Department of Planning and Community Development has reviewed the request to discharge the above mortgage, in that the aforementioned loan has been paid in full; now therefore

BE IT RESOLVED, that the City of Hoboken is hereby authorized to execute the Discharge of Mortgage on said property at 322 Madison Street, and be it

FURTHER RESOLVED, that the City Clerk of the City of Hoboken is hereby authorized to attest the same and to affix the Seal of the City of Hoboken thereto.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-786
---By Council President Ramos:

WHEREAS, the City of Hoboken has been invited to submit a funding application to the New Jersey Department of Transportation for Discretionary Aid; and

WHEREAS, the City wishes to submit an application for funding for safety improvements at the intersection of Hudson Place & River Street; now therefore be it

RESOLVED, that the Mayor or Business Administrator of the City of Hoboken be hereby authorized on behalf of the City of Hoboken to:

1. Execute and submit an application to the New Jersey Department of Transportation for safety improvements at the intersection of Hudson Place & River Street;

2. Furnish such documents as may be required;

3. Act as authorized correspondent of the City of Hoboken;

4. Execute necessary contracts, if funding is awarded.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
WHEREAS, the City of Hoboken has been awarded a Safe Kids Playground Grant from the New Jersey Department of Community Affairs for safety surfacing; and

WHEREAS, the City of Hoboken, Department of Environmental Services has a need for professional engineering and design services to replace safety surfacing in play areas in both Stevens Park and Church Square Park; and

WHEREAS, the City of Hoboken, Department of Environmental Services is desirous of awarding a professional engineering and design services contract to Schoor DePalma, 160 Littleton Road, P.O. Box 5245, Parsippany, NJ 07054-6245; and

WHEREAS, the maximum amount of the contract for professional engineering and design services to Schoor DePalma Two Thousand Seven Hundred $2,700.00 dollars; and

WHEREAS, the type of work constitutes a professional engineering and design services as defined by N.J.S.A. 40A:11-5(1)(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, the temporary Chief Financial Officer certifies that the funds are available for this purpose; and

WHEREAS, the funds for this professional design services contract are available through the New Jersey Department of Community Affairs Safe Kids Playground Program; and

NOW, THEREFORE, BE IT RESOLVED, that a professional engineering and design services contract be hereby awarded to Schoor DePalma in an amount not to exceed $2,700.00 for the above-stated project; and

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator of the City of Hoboken is hereby authorized to execute the above stated contract on behalf of the City of Hoboken and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et. seq.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

---By Council President Ramos:

WHEREAS, the Council for the City of Hoboken acknowledges that the Council and all City of Hoboken employees are elected and hired to serve all City of Hoboken residents and taxpayers; and
WHEREAS, all City of Hoboken residents deserve to be treated with the highest of degree of respect and politeness; and

WHEREAS, the Council for the City of Hoboken believes that a Code of conduct would be most helpful in assisting all City employees in determining acceptable and proper behavior while in the employ of the City of Hoboken.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council does hereby also authorize the Office of Corporation Council to create a personnel manual for all City employees.

BE IT ALSO RESOLVED, that the Council hereby requests that the Code of Conduct and the personnel manual be distributed to all City employees and that this Code of Conduct be followed by all employees and enforced by all Supervisors.

The following addressed the council prior to the vote: Elizabeth Mason of 921 Hudson Street; Helen Hirsch of 98 Park Avenue.

Councilman Campos left the meeting at 7:45 p.m.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Campos.

02-789
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken has a need for environmental permitting services for the Sinatra Park Soccer Field Project; and

WHEREAS, the City of Hoboken is desirous of awarding a professional services contract to Paulus, Sokolowski, and Sartor, LLC, 67 Mountain Blvd. Extension, Warren, NJ 07059;

WHEREAS, there exists a need for the maximum amount of the contract for professional services to Paulus, Sokolowski and Sartor, LLC be Sixteen Thousand ($16,000) dollars and

WHEREAS, the type of work constitutes professional services as defined by N.J.S.A. 40A:11-5(1)(i) and as such is exempt from the bidding requirements; and

WHEREAS, the temporary Chief Financial Officer certifies that the funds are available for this purpose; and

NOW, THEREFORE, BE IT RESOLVED, that the maximum amount of the professional services contract to Paulus, Sokolowski and Sartor, LLC be Sixteen Thousand ($16,000) dollars for the above-stated project; and

The following addressed the council prior to the vote: Helen Hirsch of 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Campos.

Councilman Campos returned to the meeting at 7:49 p.m.
Councilman Cricco left the meeting at 7:45 p.m.

Councilman Del Boccio left the meeting at 7:51 p.m.
Councilman Del Boccio returned to the meeting at 7:54 p.m.

02-790
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken is in need of professional engineering services in regard to the FY 2002 Roadway Improvement Project at Henderson Avenue and at Observer Highway; and

WHEREAS, the City of Hoboken, Department of Environmental Services is desirous of awarding a professional engineering and design services contract to Schoor DePalma, 160 Littleton Road, P.O. Box 5245, Parsippany, NJ 07054-6245; and

WHEREAS, the maximum amount of the contract for professional engineering and design services to Schoor DePalma shall be Sixty Thousand Six Hundred Seventy Three ($60,673) dollars; and

WHEREAS, the type of work constitutes a professional engineering and design services as defined by N.J.S.A. 40A:11-5(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for his purpose; and

WHEREAS, the funds for this professional engineering and design services contract are available through the New Jersey Department of Transportation FY 2003 Roadway Improvement Project; and

NOW, THEREFORE BE IT RESOLVED, that a professional engineering and design services contract be hereby awarded to Schoor DePalma in an amount not to exceed $60,673.00 for the above-stated project; and

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator of the City of Hoboken is hereby authorized to execute the above stated contract on behalf of the City of Hoboken and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et seq.

The following addressed the council prior to the vote: Helen Hirsch of 98 Park Avenue.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
02-791
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken has a need for architectural design and engineering services for construction of Pier C on the Hoboken South Waterfront; and

WHEREAS, the City of Hoboken Department of Environmental Services solicited proposals for architectural design and engineering services for the aforesaid project; and

WHEREAS, the City of Hoboken is desirous of awarding a professional architectural design and engineering services contract to Michael Van Valkenburgh Associates, Inc. Landscape Architects, a Professional Corporation, 18 East 17th Street, 6th Floor, New York, New York, 10003; and

WHEREAS, the maximum amount of the contract for professional architectural design and engineering services to Michael Van Valkenburgh Associates be ONE MILLION EIGHT HUNDRED NINETY THREE THOUSAND ONE HUNDRED TEN ($1,893,110.00) DOLLARS; and

WHEREAS, the type of work constitutes professional services as defined by N.J.S.A. 40A:11-5(10(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, the funds for this professional services contract are available through the Municipal Development Agreement for the South Waterfront between the Port Authority of New York and New Jersey and the City of Hoboken executed on August 16, 1995; and

WHEREAS, the temporary Chief Financial Officer certifies that the funds are available for this purpose; and

NOW, THEREFORE, BE IT RESOLVED, that the maximum amount, of the professional services contract be ONE MILLION EIGHT HUNDRED NINETY THREE THOUSAND ONE HUNDRED TEN ($1,893,100.00) DOLLARS for the above-stated project; and

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator of the City of Hoboken is hereby authorized to execute the above stated contract on behalf of the City of Hoboken and attested by the City Clerk.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et. seq.

The following addressed the council prior to the vote: Helen Hirsch of 98 Park Avenue.

---Motion duly seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-792
---By Councilman Campos:
WHEREAS, the City of Hoboken considers it necessary and proper to hire a financial consultant to assist the City in the preparation of documents, reports and analysis; and

WHEREAS, such specialized financial consultant services can be provided by a recognized auditing firm, and the audit firm of Ernst & Young of 99 Wood Avenue South, Iselin, New Jersey 08830 is so recognized; and

WHEREAS, the firm of Ernst & Young has spent a significant amount of time and work relating to the audit of the 2002 opening balances, as well as assisting the City with the preparation of the 2003 municipal budget; and

WHEREAS, the aforementioned procedures are above and beyond the scope of typical audit and not previously foreseen or anticipated; and

WHEREAS, said financial consulting services are a professional services as defined under N.J.S.A. 40A:11-2(6) and as such constitutes an exception to the bidding requirements pursuant to N.J.S.A. 40A:11-51(10); and

WHEREAS, funds for this agreement are available for this purpose;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that the Finance Supervisor and City Clerk are hereby authorized to execute an agreement with the accounting firm of Ernst & Young in an amount not to exceed $103,000 to provide the specialized financial services necessary.

BE IT FURTHER RESOLVED that this agreement be effective as of December 18, 2002 and terminate on or prior to December 17, 2003 unless other wise extended or modified by the Council of the City of Hoboken by resolution.

BE IT FINALLY RESOLVED by the Council of the City of Hoboken and County of Hudson that the City Clerk have published a brief notice stating the name, nature, duration of the contract, the services performed and that a copy of the contract is a file with the City Clerk stating the amount of the contract, in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

The following addressed the council prior to the vote: Helen Hirsch of 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

02-793
---By Council President Ramos:

WHEREAS, Timothy Calligy, was an employee with the City of Hoboken; and

WHEREAS, Timothy Calligy, received payments for vacation benefits in excess of the amount he was entitled from the City of Hoboken; and

WHEREAS, Timothy Calligy, and the City of Hoboken, have decided to resolve their disputes pursuant to a proposed Settlement Agreement, and a proposed Release; and

WHEREAS, the proposed Settlement Agreement is referenced in this Resolution as Exhibit “A”, and is incorporated herein by reference as if fully set forth at length herein; and
WHEREAS, the proposed Release is referenced in this Resolution as Exhibit “B”, and is incorporated in this Resolution as if fully set forth at length herein; and

WHEREAS, it would be in the best interests of the City of Hoboken to settle the above-captioned claims amicably and pursuant to the express terms of the proposed Settlement Agreement and the proposed Release, which documents are referred to respectively in this Resolution as Exhibit “A” and Exhibit “B”;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Hoboken, that this claim is settled upon the express terms and provisions:

1. The Mayor and all Borough Officials including special counsel, Pojanowski & Trawinski, P.C.; are authorized and directed to execute the proposed Settlement Agreement with Timothy Calligy, settling the above-captioned claims, the express terms and provisions of the proposed Settlement Agreement, which document is attached to this Resolution as Exhibit “A”, are incorporated in this Resolution as if fully set forth at length herein;

2. The Mayor and all Borough Officials including Special Counsel, Pojanowski & Trawinski, P.C.; are hereby authorized and directed to execute the proposed Release to be given to Timothy Calligy, which proposed Release is referenced in this Resolution as Exhibit “B”, and is incorporated herein by reference as if fully set forth at length herein;

The following addressed the council prior to the vote: Helen Hirsch of 98 Park Avenue.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Councilpersons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

Councilman Cricco returned to the meeting at 7:56 p.m. and asked that his vote be listen as “Yea” for the previous four (4) resolutions.

02-794
---By Councilman Campos:

WHEREAS, the Council of the City of Hoboken has hired special legal counsel in connection with the authorization and the issuance of bonds and bond anticipation notes in the City of Hoboken, New Jersey, including the review of such procedures and the rendering of approving legal opinions acceptable to the financial community; and

WHEREAS, such special legal services can be provided by a recognized bond counsel firm, and the law firm of Wolff & Sampson, 5 Becker Farm Road, Roseland, New Jersey 07068 is so recognized by the financial community; and

WHEREAS, the firm of Wolff & Samson has spent a significant amount of time and work relating to the dissolution of the Parking Authority and the creating of the Parking Utility; and

WHEREAS, the aforementioned procedures are above and beyond the scope of a typical work performed and not previously or anticipated; and

WHEREAS, said legal services are a professional service as defined under N.J.S.A. 40A:11-2(6) and as such constitutes an exception to the bidding requirements pursuant to N.J.S.A. 40A:11-5(1); and
WHEREAS, funds for this agreement are available for this purpose;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that the Supervisor of Revenue and Finance and City Clerk are hereby authorized to execute an agreement with the law firm of Wolff & Samson in an amount not to exceed $30,000 to provide the specialized financial services necessary.

BE IT FURTHER RESOLVED, that this Agreement shall be effective as of December 18, 2002 and terminate December 17, 2003.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute this Agreement.

BE IT FINALLY RESOLVED, by the Council of the City of Hoboken in County of Hudson that the City Clerk have published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and that a copy of the contract is on file with the City Clerk stating the amount of the contract, in one newspaper authorized by law to publish the City’s legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

The following addressed the council prior to the vote: Helen Hirsch of 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

02-795
---By Council President Ramos:

WHEREAS, pursuant to Section 20 of the Local Authorities Fiscal Control Law (N.J.S.A. 40A:5A-1 et seq.) (the “Fiscal Control Law”) and in accordance with certain provisions of the Local Bond Law (N.J.S.A. 40A:2-1 et seq.) (the “Local Bond Law”), the City Council of the City of Hoboken, Hudson County, New Jersey (the “City”) finally adopted Bond Ordinance No. DR-69 on November 6, 2002 entitled “BOND ORDINANCE PROVIDING FOR THE REFUNDING BY THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY OF CERTAIN OUTSTANDING OBLIGATIONS OF THE PARKING AUTHORITY OF THE CITY OF HOBOKEN, APPROPRIATING AN AGGREGATE AMOUNT OF $35,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING $35,000,000 IN AGGREGATE PRINCIPAL AMOUNT BONDS OR NOTES OF THE CITY TO FINANCE THE COST THEREOF” (the “Bond Ordinance”); and

WHEREAS, the City Council of the City now desires to authorize the issuance of Parking Utility General Obligation Bonds, 2002 Series A in an aggregate principal amount of $17,515,000 (the “2002 Series A Bonds”), Parking Utility General Obligation Bonds 2002 Series B (Federally Taxable) in an aggregate principal amount of $9,015,000 (the “2002 Series B Bonds” and, together with the 2002 Series A Bonds, the “Bonds”) and Parking Utility Bond Anticipation Notes, 2002 Series C (Federally Taxable) in an aggregate principal amount of $5,115,000 (the “Notes” and, together with the Bonds, the “2002 Obligations”) for the purposes set forth in the Bond Ordinance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Hoboken, Hudson County, New Jersey, as follows:
1. **Authorization of 2002 Obligations.** There is hereby authorized, pursuant to Section 20 of the Fiscal Control Law and the Bond Ordinance and in accordance with certain provisions of the Local Bond Law, the issuance of (i) 2002 Series A Bonds in an aggregate principal amount of $17,515,000; (ii) 2002 Series B Bonds in an aggregate principal amount of $9,015,000; and (iii) Notes in an aggregate principal amount of $5,115,000, all for the purposes set forth in the Bond Ordinance.

2. **Denomination and Other Details.** (a) The Bonds of each Series and the Notes are issuable in the denomination of $5,000 or any integral multiple thereof and are numbered from one upward preceded by the letter “PA,” “RB” and “RN” prefixed to the number. The 2002 Obligations are issuable only in fully registered form without coupons and, when issued, will be registered initially in the name of and held by Cede & Co., as nominee for The Depository Trust Company, an automated depository for securities and clearinghouse for securities transactions. Purchases of the 2002 Obligations will be in book-entry only form without certificates in denominations of $5,000 or integral multiples thereof.

(b) The 2002 Series A Bonds shall be dated December 15, 2002, shall mature on January 1 in each of the years and in the principal amounts, and shall bear interest from their date, payable on July 1, 2003 and semiannually on each January 1 and July 1 thereafter (each and “Interest Payment Date”), at the respective rates per annum, all as follows:

### 2002 Series A Bonds

<table>
<thead>
<tr>
<th>Year</th>
<th>Principal Amount</th>
<th>Interest Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>2013</td>
<td>$1,220,000</td>
<td>4.00%</td>
</tr>
<tr>
<td>2014</td>
<td>1,270,000</td>
<td>4.00</td>
</tr>
<tr>
<td>2018</td>
<td>5,710,000</td>
<td>5.25</td>
</tr>
<tr>
<td>2023</td>
<td>5,000,000</td>
<td>4.75</td>
</tr>
<tr>
<td>2023</td>
<td>4,315,000</td>
<td>5.00</td>
</tr>
</tbody>
</table>

The 2002 Series A Bonds maturing on January 1, 2018 are subject to mandatory sinking fund redemption prior to maturity at a redemption price of 100% of the principal amount thereof being redeemed, without premium, plus interest accrued to the redemption date, on January 1 of the following years in the amounts set forth below:

<table>
<thead>
<tr>
<th>Year</th>
<th>Principal Amount</th>
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</thead>
<tbody>
<tr>
<td>2015</td>
<td>$1,320,000</td>
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<tr>
<td>2016</td>
<td>$1,390,000</td>
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<tr>
<td>2017</td>
<td>$1,460,000</td>
</tr>
<tr>
<td>2018*</td>
<td>$1,540,000</td>
</tr>
</tbody>
</table>

* Final Maturity

The $5,000,000 aggregate principal amount of 2002 Series A Bonds maturing on January 1, 2023 and bearing interest at the rate of 4.75% are subject to mandatory sinking fund redemption prior to maturity at a redemption price of 100% of the principal amount thereof being redeemed, without premium, plus interest accrued to the redemption date, on January 1 of the following years in the amounts set forth below:

<table>
<thead>
<tr>
<th>Year</th>
<th>Principal Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2019</td>
<td>$ 910,000</td>
</tr>
<tr>
<td>2020</td>
<td>$ 950,000</td>
</tr>
<tr>
<td>2021</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>2022</td>
<td>$1,045,000</td>
</tr>
<tr>
<td>2023*</td>
<td>$1,095,000</td>
</tr>
</tbody>
</table>

* Final Maturity

The $4,315,000 aggregate principal amount of 2002 Series A Bonds maturing on January 1, 2023 and bearing interest at the rate of 5.00% are subject to mandatory sinking fund redemption prior to maturity at a redemption price of 100% of the principal amount thereof being
redeemed, without premium, plus interest accrued to the redemption date, on January 1 of the following years in the amounts set forth below:

<table>
<thead>
<tr>
<th>Year</th>
<th>Principal Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2019</td>
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<td>$820,000</td>
</tr>
<tr>
<td>2021</td>
<td>$860,000</td>
</tr>
<tr>
<td>2022</td>
<td>$905,000</td>
</tr>
<tr>
<td>2023*</td>
<td>$950,000</td>
</tr>
</tbody>
</table>

* Final Maturity

(c) The 2002 Series B Bonds shall be dated December 15, 2002, shall mature on January 1 in each of the years and in the principal amounts, and shall bear interest from their date, payable on July 1, 2003 and semiannually on each January 1 and July 1 thereafter (each and "Interest Payment Date"), at the respective rates per annum, all as follows:

<table>
<thead>
<tr>
<th>Year</th>
<th>Principal Amount</th>
<th>Interest Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>2008</td>
<td>$4,580,000</td>
<td>3.80%</td>
</tr>
<tr>
<td>2013</td>
<td>4,435,000</td>
<td>5.06%</td>
</tr>
</tbody>
</table>

The 2002 Series B Bonds maturing on January 1, 2008 are subject to mandatory sinking fund redemption prior to maturity at a redemption price of 100% of the principal amount thereof being redeemed, without premium, plus interest accrued to the redemption date, on January 1 of the following years in the amounts set forth below:

<table>
<thead>
<tr>
<th>Year</th>
<th>Principal Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2004</td>
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<td>2006</td>
<td>$915,000</td>
</tr>
<tr>
<td>2007</td>
<td>$950,000</td>
</tr>
<tr>
<td>2008*</td>
<td>$985,000</td>
</tr>
</tbody>
</table>

* Final Maturity

The 2002 Series B Bonds maturing on January 1, 2013 are subject to mandatory sinking fund redemption prior to maturity at a redemption price of 100% of the principal amount thereof being redeemed, without premium, plus interest accrued to the redemption date, on January 1 of the following years in the amounts set forth below:

<table>
<thead>
<tr>
<th>Year</th>
<th>Principal Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2009</td>
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<tr>
<td>2010</td>
<td>$1,075,000</td>
</tr>
<tr>
<td>2011</td>
<td>$1,125,000</td>
</tr>
<tr>
<td>2012</td>
<td>$1,185,000</td>
</tr>
<tr>
<td>2013*</td>
<td>$30,000</td>
</tr>
</tbody>
</table>

* Final Maturity
(d) The Bonds maturing on or before January 1, 2013 are not subject to redemption prior to their stated maturity dates. The Bonds maturing on or after January 1, 2014 are subject to redemption prior to their stated maturity dates at the option of the City, on any date on or after January 1, 2013, either in whole or in part by lot within a maturity from maturities selected by the City, at a redemption price of one hundred percent (100%) of the principal amount thereof, without premium, plus accrued interest thereon to the date fixed for redemption.

(e) The Notes shall be dated the date of delivery thereof, shall bear interest at the rate of two and one half percent (2.50%) per annum, payable at maturity, and shall mature on December 15, 2003. The Notes are not subject to redemption prior to maturity.

3. **Authorization of Bond Purchase Contract.** There is hereby authorized, pursuant to Section 20 of the Fiscal Control Law and the Bond Ordinance, the execution, delivery and performance of the Bond Purchase Contract, dated the date hereof (the “Purchase Contract”), between the City and NW Capital (a division of Windsor Financial Group), the Underwriter named therein (the “Underwriter”). Pursuant to the Purchase Contract, the 2002 Obligations are hereby awarded to the Underwriter at an aggregate purchase price of $31,747,171.20, plus accrued interest ($55,603.38) from the date of the 2002 Obligations to the date of issuance of the 2002 Obligations.

4. **Approval of Preliminary and Final Official Statements; Authorization of Distribution of Final Official Statement.** The printing and use by the Underwriter of the Preliminary Official Statement dated December 12, 2002 (the “Preliminary Official Statement”) relating to the 2002 Obligations and any other actions taken in connection with the preparation and sale of the 2002 Obligations are hereby confirmed and ratified. The Administrator and/or the Finance Director are hereby authorized, with the advice of Bond Counsel, to deem the Preliminary Official Statement final within the meaning of Rule 15c2-12 promulgated under the Securities Exchange Act of 1934, as amended (the “Rule”), and to provide written evidence thereof in form acceptable to Bond Counsel. The final Official Statement is hereby authorized and approved for execution on behalf of the City, and such Official Statement is authorized for distribution by the Underwriter for use in connection with the offering and sale of the 2002 Obligations.

5. **Disclosure Dissemination Agent Agreement.** The Disclosure Dissemination Agent Agreement with Digital Assurance Certification, L.L.C. (“DAC”), substantially in the form presented to this meeting, is hereby approved, provided that the Administrator and/or the Finance Director are hereby authorized, with the advice of Bond Counsel, to make such changes and insertions to and omissions from such document form as may be appropriate. The designation of DAC as Disclosure Dissemination Agent pursuant to the Disclosure Dissemination Agent Agreement is hereby approved. The Administrator and/or the Finance Director are hereby authorized and directed, with the advice of Bond Counsel, to enter into the Disclosure Dissemination Agent Agreement for the benefit of the holders from time to time of the Bonds and to execute such documents and instruments relating to continuing disclosure as may be necessary or desirable to enable brokers, dealers and municipal securities dealers to comply with the Rule.

6. **Additional Proceedings.** As additional proceedings of the City in connection with the sale and delivery of the 2002 Obligations hereby authorized, there is hereby delegated to the Administrator and/or the Finance Director, the power to take the following actions and make the following determinations as to the 2002 Obligations by Certificate executed by the Administrator or the Finance Director:

(a) To apply for a rating of the Bonds from Moody’s Investors Service, Inc.
(b) To obtain a Municipal Bond Insurance Policy from Financial Guaranty Insurance Company.
(c) To purchase United States Treasury Securities - State and Local Government Series (“SLGS”), including the execution of a final subscription for SLGS and any related certification. The submission of an initial subscription for the purchase of SLGS and any related certification is hereby ratified.
(d) To purchase Open Market Treasury Obligations, including the execution of any documents related thereto, if deemed advisable by the Administrator and/or the Finance Director.
(e) To make such other determinations, to execute such other documents, instruments and papers and to do such acts and things as may be necessary or advisable in connection with the issuance, sale and delivery of the 2002 Obligations and are not inconsistent with the provisions of this Resolution.

All matters determined by the Administrator and/or the Finance Director under the authority of this Resolution shall constitute and be deemed matters incorporated into this Resolution and approved by the City, and whenever the Administrator and/or the Finance Director are authorized or directed to take any action pursuant to this Resolution with or upon the advice, consent or consultation with or by any other person, agency, office or official, a certificate of the Administrator or Finance Director may be relied upon as being determinative that such advice, consultation or consent has in fact occurred and that such actions of the Administrator or Finance Director are valid and binding.

7. Book-Entry Only System. (a) Except as provided in Subparagraph (c) of this Section 7, the registered holder of all of the 2002 Obligations shall be, and the 2002 Obligations shall be registered in the name of, Cede & Co., as nominee of the Depository Trust Company, New York, New York (“DTC”). With respect to all Bonds for which Cede & Co. shall be the registered holder, payment of semiannual interest on such Bonds shall be made by wire transfer to the account of Cede & Co. on the interest payment dates for the Bonds at the address indicated for Cede & Co. in the registration books of the City.

(b) The Bonds of each Series and the Notes shall be initially issued in the form of a separate fully registered bond in the amount of each separate serial maturity of the Bonds of such Series and the Notes. Upon initial issuance, the ownership of each such 2002 Obligation shall be registered on the registration books of the City in the name of Cede & Co. With respect to 2002 Obligations so registered in the name of Cede & Co., the City shall have no responsibility or obligation to any DTC participant, indirect DTC participant, or any beneficial owner of the 2002 Obligations. Without limiting the immediately preceding sentence, the City shall have no responsibility or obligation with respect to (i) the accuracy of the records of DTC, Cede & Co. or any DTC participant or indirect DTC participant with respect to any beneficial ownership interest in the Bonds, (ii) the delivery to any DTC participant, indirect DTC participant, beneficial owner or any other person, other than DTC or Cede & Co., of any notice with respect to the Bonds, or (iii) the payment to any DTC participant, indirect DTC participant, beneficial owner or any other person, other than DTC or Cede & Co., of any amount with respect to the principal of, premium, if any, or interest on the 2002 Obligations. The City may treat DTC as, and deem DTC to be, the absolute registered holder of each 2002 Obligation for the purpose of (i) payment of the principal of and interest on the 2002 Obligations, (ii) giving notices with respect to the 2002 Obligations, (iii) registering transfers with respect to the 2002 Obligations and (iv) for all other purposes whatsoever. The City shall pay the principal of and interest on the 2002 Obligations only to or upon the order of DTC, and all such payments shall be valid and effective to fully satisfy and discharge the City’s obligations with respect to such principal and interest to the extent of the sum or sums so paid. No person other than DTC shall receive a 2002 Obligation evidencing the obligation of the City to make payments of principal and interest thereon pursuant to this Resolution. Upon delivery by DTC to the City of written notice to the effect that DTC has determined to substitute a new nominee in place of Cede & Co., and subject to the transfer provisions hereof, the words “Cede & Co.” in this Resolution shall refer to such new nominee of DTC.

(c) (i) DTC may determine to discontinue providing its services with respect to the 2002 Obligations at any time by giving written notice to the City and discharging its responsibilities with respect thereto under applicable law.

(ii) The City, (a) in its sole discretion and without the consent of any other person, may terminate the services of DTC with respect to the 2002 Obligations, and (b) shall terminate the services of DTC with respect to the 2002 Obligations upon receipt by the City of written notice from DTC to the effect that DTC has received written notice from DTC participants or indirect DTC participants having interests, as shown in the records of DTC, in an aggregate principal amount of not less than fifty percent (50%) of the aggregate principal amount of the then outstanding 2002 Obligations to the effect, that (1) DTC is unable to discharge its responsibilities with respect to the 2002 Obligations; or (2) a continuation of the requirement that all of the outstanding 2002 Obligations be registered in the registration books kept by the City in the name of Cede & Co., as nominee of DTC, is not in the best interests of the beneficial owners of the 2002 Obligations.
(d) Upon the termination of the services of DTC with respect to all or any portion of the 2002 Obligations pursuant to subsection 7(c)(i) or 7(c)(ii) hereof, or upon the discontinuance or termination of the services of DTC with respect to all or any portion of the 2002 Obligations pursuant to subsection 7(c)(i) or 7(c)(ii) hereof, after which no substitute securities depository willing to undertake the functions of DTC hereunder can be found which, in the opinion of the City, is willing and able to undertake such functions upon reasonable and customary terms, the 2002 Obligations (or the applicable portion thereof) shall no longer be restricted to being registered in the registration books kept by the City in the name of Cede & Co., as nominee of DTC, but may be registered in whatever name or names bondholders transferring or exchanging such 2002 Obligations shall designate, in accordance with the provisions of the Resolution.

(e) Notwithstanding any other provision of this Resolution to the contrary, so long as any 2002 Obligation is registered in the name of Cede & Co., as nominee of DTC, all payments with respect to the principal of and interest on, and all notices with respect to, such 2002 Obligation shall be made and given, respectively, to DTC as provided in the Letter of Representations of the City, addressed to DTC, with respect to the 2002 Obligations.

(f) In connection with any notice or other communication to be provided to holders of the 2002 Obligations by the City with respect to any consent or other action to be taken by such holders, the City shall establish a record date for such consent or other action and give DTC notice of such record date not less than fifteen (15) calendar days in advance of such record date to the extent possible.

(g) The City hereby authorizes the Administrator and/or the Finance Director, by and on behalf of the City to determine from time to time, subject to confirmation and ratification by the City, whether or not it is advisable for the City to continue the book-entry system or to replace DTC with another qualified securities depository as successor to DTC.

8. Form of Bonds. The Bonds shall be in substantially in the following form, with such revisions as may be necessary or desirable to effect delivery thereof:

Unless this Certificate is presented by the authorized representative of The Depository Trust Company to the issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of CEDE & Co., or any other name as requested by an authorized representative of The Depository Trust Company (and any payment is made to CEDE & Co., or to such other entity as is requested by an authorized representative of The Depository Trust Company). ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL since the Registered Owner hereof, CEDE & Co., has an interest herein.

UNITED STATES OF AMERICA
STATE OF NEW JERSEY
COUNTY OF HUDSON
THE CITY OF HOBOKEN

PARKING UTILITY GENERAL OBLIGATION BONDS, 2002 SERIES

<table>
<thead>
<tr>
<th>No. R_ -</th>
<th>$</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest Rate</td>
<td>Maturity Date</td>
</tr>
</tbody>
</table>

Registered Owner: Cede & Co.

Principal Sum:

THE CITY OF HOBOKEN (hereinafter referred to as the “City”), a municipal corporation of the State of New Jersey, located in the County of Hudson, for value received hereby acknowledges itself indebted and promises to pay to the Registered Owner stated hereon or
registered assigns, on the Maturity Date stated above, upon presentation and surrender of this bond at the corporate trust office of The Trust Company of New Jersey, Jersey City, New Jersey (such bank and any successors thereto being herein called the “Paying Agent”), the Principal Sum stated above in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts, and to pay, on January 1 and July 1 in each year, commencing July 1, 2003, until the City’s obligation with respect to the payment of such Principal Sum shall be discharged, to the Registered Owner hereof, interest at the Interest Rate stated hereon from the Dated Date hereof on such Principal Sum by check or draft of the Paying Agent mailed to such Registered Owner who shall appear as of the fifteenth day of the month next preceding such interest payment date on the registration books of the City.

This bond is transferable only upon the books of the City kept for that purpose by the Registered Owner hereof in person, or by his duly authorized attorney, upon surrender of this bond together with a written instrument of transfer satisfactory to the City duly executed by the Registered Owner or his duly authorized attorney, and thereupon a new bond or bonds in the same aggregate principal amount, shall be issued to the transferee in exchange therefore. The City and the Paying Agent may deem and treat the person in whose name this bond is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or redemption price hereof and interest due hereon and for all other purposes.

This bond is one of an authorized issue of bonds and is issued pursuant to the Section 20 of the Fiscal Control Law of the State of New Jersey and in accordance with certain provisions of the Local Bond Law of the State of New Jersey and Bond Ordinance No. DR-69, finally adopted by the City Council of the City on November 6, 2002 and by Resolution No. ___ adopted by the City Council of the City on December 18, 2002 for the purposes described therein.

The Bonds maturing on or before January 1, 2013 are not subject to redemption prior to their stated maturity dates. The Bonds maturing on or after January 1, 2014 are subject to redemption prior to their stated maturity dates at the option of the City, on any date on or after January 1, 2013, either in whole or in part by lot within a maturity from maturities selected by the City, at a redemption price of one hundred percent (100%) of the principal amount thereof, without premium, plus accrued interest thereon to the date fixed for redemption.

[The 2002 Series A Bonds maturing on January 1, 2018 are subject to mandatory sinking fund redemption prior to maturity at a redemption price of 100% of the principal amount thereof being redeemed, without premium, plus interest accrued to the redemption date, on January 1 of the following years in the amounts set forth below:

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* Final Maturity

The $5,000,000 aggregate principal amount of 2002 Series A Bonds maturing on January 1, 2023 and bearing interest at the rate of 4.75% are subject to mandatory sinking fund redemption prior to maturity at a redemption price of 100% of the principal amount thereof being redeemed, without premium, plus interest accrued to the redemption date, on January 1 of the following years in the amounts set forth below:

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</table>
2023*  $1,095,000

* Final Maturity

The $4,315,000 aggregate principal amount of 2002 Series A Bonds maturing on January 1, 2023 and bearing interest at the rate of 5.00% are subject to mandatory sinking fund redemption prior to maturity at a redemption price of 100% of the principal amount thereof being redeemed, without premium, plus interest accrued to the redemption date, on January 1 of the following years in the amounts set forth below:

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<td>2011</td>
<td>$1,125,000</td>
</tr>
<tr>
<td>2012</td>
<td>$1,185,000</td>
</tr>
<tr>
<td>2013*</td>
<td>$ 30,000</td>
</tr>
</tbody>
</table>

* Final Maturity

It is hereby certified and recited that all conditions, acts and things required by the Constitution or laws of the State of New Jersey to exist, to be performed or to have happened precedent to or in the issuance of this bond, exist, have been performed and have happened, and that the issue of which this bond is a part, together with all other indebtedness of the City, is within every debt and other limit prescribed by said Constitution or laws.

The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on this bond in accordance with its terms.
9. Form of Notes. The Notes shall be in substantially in the following form, with such revisions as may be necessary or desirable to effect delivery thereof:

Unless this Certificate is presented by the authorized representative of The Depository Trust Company to the issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of CEDE & Co., or any other name as requested by an authorized representative of The Depository Trust Company (and any payment is made to CEDE & Co., or to such other entity as is requested by an authorized representative of The Depository Trust Company), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL since the Registered Owner hereof, CEDE & Co., has an interest herein.

UNITED STATES OF AMERICA
STATE OF NEW JERSEY
COUNTY OF HUDSON
THE CITY OF HOBOKEN

PARKING UTILITY BOND ANTICIPATION NOTES, 2002 SERIES C
(FEDERALLY TAXABLE)

No. RN-1
Interest Rate: % Dated Date: 12/31/2002 Maturity Date: 12/15/2003
Principal Amount:
Registered Owner: CEDE & CO.

THE CITY OF HOBOKEN (hereinafter referred to as the “City”), a municipal corporation of the State of New Jersey, located in the County of Hudson, for value received hereby acknowledges itself indebted and promises to pay to the Registered Owner of this note, on the maturity date hereof in accordance with the terms hereof and of the within mentioned Resolution, upon surrender hereof, the Principal Amount set forth above, and to pay interest on the Principal Amount at the Interest Rate per annum set forth above as hereinafter provided. Interest shall accrue on the Principal Amount from the Dated Date set forth above until the Maturity Date set forth above. Interest shall be calculated on the basis of a 360-day year consisting of twelve 30-day months. Both principal of and interest on this note are payable at the corporate trust office of The

Meeting of December 18, 2002
Trust Company of New Jersey, Jersey City, New Jersey of the City of Hoboken, Hoboken, New Jersey (such bank and any successors thereto being herein called the “Paying Agent”), in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

This note is transferable only upon the books of the City kept for that purpose by the Registered Owner hereof in person, or by his, her or its duly authorized attorney, upon surrender of this note together with a written instrument of transfer satisfactory to the City duly executed by the Registered Owner or his, her or its duly authorized attorney, and thereupon a new note or notes in the same aggregate principal amount, shall be issued to the transferee in exchange therefor. The City and the Paying Agent may deem and treat the person in whose name this note is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal hereof and interest due hereon and for all other purposes.

This note is issued pursuant to Section 20 of the Fiscal Control Law of the State of New Jersey and in accordance with certain provisions of the Local Bond Law of the State of New Jersey and Bond Ordinance No. DR-69, finally adopted by the City Council of the City on November 6, 2002 and by Resolution No. ___ adopted by the City Council of the City on December 18, 2002 for the purposes described therein.

This note is not subject to redemption prior to maturity.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or laws of the State of New Jersey to exist, to be performed or to have happened precedent to or in the issuance of this note, exist, have been performed and have happened, and that this note, together with all other indebtedness of the City, is within every debt and other limit prescribed by said Constitution or laws.

The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on this note in accordance with its terms.

IN WITNESS WHEREOF, the City has caused this note to be signed by its Mayor and by its Finance Director and its corporate seal to be hereunto affixed, and this note and said seal to be attested by its City Clerk, and this note to be dated this ___ day of December, 2002.

[SEAL] 

CITY OF HOBOKEN

By: _______________________
DAVID ROBERTS, Mayor

ATTEST:

JAMES J. FARINA 
City Clerk

MICHAEL LENTZ 
Finance Director

10. **Designation of Paying Agent.** The Trust Company of New Jersey, Jersey City, New Jersey, is hereby designated to act as Paying Agent for the Bonds.

11. **Designation of Verification Agent.** Fallon and Fallon, LLP, Hazlet, New Jersey is hereby designated to act as verification agent for the bonds of the Parking Authority of the City of Hoboken to be refunded with the proceeds of the 2002 Obligations.

12. **Pledge of Full Faith and Credit of the City.** Any instrument issued pursuant to this resolution shall be a general obligation of the City, and the full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on said obligations when due, and an amount sufficient for such payment shall be included in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

13. **Effective Date.** This resolution shall take effect immediately.
The following addressed the council prior to the vote: Jon Gordon of 333 River Street.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

02-796
---By Councilman Del Boccio:

WHEREAS, on October 16, 2002 the Council of the City of Hoboken adopted an Ordinance dissolving the Hoboken Parking Authority; and

WHEREAS, on October 16, 2002 the Council of the City of Hoboken adopted an ordinance creating a Parking Utility within the City of Hoboken; and

WHEREAS, on or about December 31, 2002, the City of Hoboken will officially sell general obligation bonds completing the dissolution of the Authority and incorporating all employees within the City of Hoboken; now therefore be it

RESOLVED, that present employees of the Hoboken Parking Authority will be transferred to the City of Hoboken and be assigned to within the Parking Utility and receive the correlating city employee benefits subject to the individual's years of service, and similar job titles based upon New Jersey Department of Personnel Job Classifications and certifications' and be it further

RESOLVED, that the City shall give former Hoboken Parking Authority employees transferred to the City credit for their years of service in calculating any entitlement to annual leave and/or sick time and such employees shall be subject to the same benefits and responsibilities as other City employees under the terms of the collective bargaining agreements for municipal employees adopted on December 4, 2002; and be it further

RESOLVED, that this resolution shall take effect on the day of the City's issuance of Parking Utility General Obligation Bonds which is on or about December 31, 2002.

The following addressed the council prior to the vote: Helen Hirsch of 98 Park Avenue.

---Motion duly seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-797
---By Council President Ramos:

WHEREAS, the City of Hoboken has submitted to the Department of Community Affairs, Office of Smart Growth, an application for a Smart Growth Planning Grant for the Downtown Hoboken Economic Development Plan; and

WHEREAS, the application requests $100,000 in Smart Growth Planning Funds for the preparation of a Downtown Hoboken Economic Development Plan for the downtown and Hoboken Terminal areas of the City; now, therefore, be it
RESOLVED, by the Mayor and City Council of the City of Hoboken that:

1. The City of Hoboken, upon approval of the application and award of funds by the Department of Community Affairs, Office of Smart Growth, shall implement the proposed project in the application.

2. The Mayor of the City of Hoboken or the Business Administrator is hereby authorized to execute the agreement with the State Department of Community Affairs, Office of Smart Growth, for the Smart Growth Planning Grant.

The following addressed the council prior to the vote: Helen Hirsch of 98 Park Avenue.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-798
---By Council President Ramos:

WHEREAS, the City of Hoboken is interested in renewing insurance coverage for employee vision plan insurance that are both cost-effective and comprehensive in nature, and budget; and

WHEREAS, the City of Hoboken seeks the professional services of a vision plan insurance carrier for all employees; and

WHEREAS, these professional services can be provided by a firm with the expertise and resources which can help save money in the areas of employee benefits and general insurance; and

WHEREAS, the City has reviewed the capabilities of the firm that has the specialized services and expertise needed to meet our needs of the City, with such designation not changing current insurer or insuring arrangements and not increasing the cost of the current program; and

WHEREAS, this type of work constitutes a professional service as defined by N.J.S.A. 40A:11-2(b) and as such, is exempt from the bidding requirements pursuant to N.J.S.A. 40A:11-5; and

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Hoboken authorizes a renewed contract between the City of Hoboken and the following:

- Vision Service Plan (VSP), with principal offices located at One Gatehall Drive, Parsippany, NJ 07095, as insurance consultant.

BE IT FURTHER RESOLVED, that the Clerk and the Mayor or the person designated by Ordinance to execute contracts on behalf of the City of Hoboken is hereby authorized to execute this contract in an amount not to exceed $85,350.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute this Agreement.

BE IT FURTHER RESOLVED, that this agreement shall be effective as of July 1, 2002 and terminate June 30, 2003.
BE IT FURTHER RESOLVED, that the City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City’s legal advertisements as required 40A:11-5(1)(a).

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:1101 et. seq.

The following addressed the council prior to the vote: Helen Hirsch of 98 Park Avenue.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**ORDINANCES**

*Introduction and First Reading*

02-799

**DR-80**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 419 BLOOMFIELD STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS LOT 10, BLOCK 203, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-80)

WHEREAS, the applicant Patrick Cappiello has petitioned the City of Hoboken for the granting of certain easements over municipal lands at 419 Bloomfield Street, Hoboken, New Jersey, ("the premises") which premises is more particularly described as Lot 10, Block203 on the Tax Map of the City of Hoboken, New Jersey, in order to: build and maintain a cornice, canopy, planting area and illuminated bollards. These easements are described as follows:

BEGINNING at a point in the Easterly line of Bloomfield Street 65 feet R.O.W.), of 50 feet from the southeasterly corner of Bloomfield Street with the Fifth Streets, running thence:

1. South 13° 04’ West 50.00 feet, thence
2. South 76°-56’-East 70.00 feet to a point, thence
3. North 13°-04’ East, 26.24 feet, thence
4. North 76° 56’West, 70 feet to a point or place of beginning.

Known as Lots 10, Block 203 as shown on the official tax assessment map for the City of Hoboken, Hudson County, New Jersey, and more commonly known as 419 Bloomfield Street, Hoboken, New Jersey.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF HOBOKEN THAT THE CITY OF HOBOKEN HEREBY GRANTS 419 BLOOMFIELD STREET THE AFOREMENTIONED EASEMENT SUBJECT TO THE FOLLOWING CONDITIONS AND REQUIREMENTS:

1. The City of Hoboken expressly reserves the right to require the removal of any projections or encumbrances, under or upon any street, sidewalk or public
1. Easement for any reason including but not limited to destruction of premises by fire.
   2. The applicant shall immediately remove any or all projections or encumbrances which are improperly maintained and thus present a public hazard.
   3. The applicant shall indemnify the City of Hoboken for any and all damage or money loss occasioned by the City of Hoboken or its officers or agents by any neglect, wrong-doing, omissions or commissions by the applicant arising from the making of improvements referred to herein and the construction, use and maintenance of the property described herein, and shall hold harmless the Mayor and Council of the City of Hoboken its officers, agents, employees, against all claims, charges, judgments, costs, penalties, remediation or counsel fees arising from such damages or loss, including but not limited to death and injury, to any person or damage to property of any person, firm or corporation occasioned wholly or in part from the construction, use and maintenance of the property described herein, and the applicant shall maintain liability insurance with respect thereto, in an amount of $1,000,000.00 with a policy to be issued by an insurance company approved by the Office of the Corporation Counsel, naming the City of Hoboken, the Mayor and the City Council Members as an additional insureds.
   4. These easements shall run with the land and inure to the benefits of the applicant’s successors and assigns in title and interest to the property served by these easements. The covenants and conditions set forth herein shall similarly be the obligation of the applicant’s successors and assigns in title and interest to the property served by the within easements.
   5. The permission granted herein is condition upon and shall be effective only upon the applicant obtaining any and all other necessary permits that may be required by local or state law.
   6. This ordinance shall take effect as provided by law.

---Council President Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on January 8, 2003 at 7:00 PM.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Elizabeth Markavitch of 706 Grand Street; Tom Kennedy, Sr. of 10 Church Towers; Helen Hirsch of 98 Park Avenue; Hank Forest of 518 Jefferson Street; Ira Langarten of 561 1st Street;

Councilman Soares left the meeting at 8:38 p.m.
Councilman Soares returned to the meeting at 8:41 p.m.

speakers continued: Don Pellacano of 1000 Hudson Street.

At this time, 8:50 p.m., the council went into closed (executive) session on a motion as follows:

02-800
---By Councilman Campos:
WHEREAS, members of the Hoboken City Council wish to enter Executive Session to discuss matters pursuant to N.J.S.A. 10:4-12(b)(7); and

WHEREAS, pursuant to N.J.S.A. 10:4-13, a resolution is required stating the general nature of the subject to be discussed and as precisely as possible, the time when and the circumstances under which the discussion in the Executive Session can be dissolved to the public; and

WHEREAS, the general nature of the subject(s) to be discussed at this meeting is as follows:

1. Pending litigation and threatened litigation related to the claim of Frank Raia to the transfer of his development rights in the Northwest Redevelopment Zone, more specifically raised in litigation entitled “BBD Partners v. City of Hoboken and Frank Raia, Superior Court of New Jersey, Hudson County, Law Division. Docket No. HUD-L-3602-00” and “City of Hoboken v. Joseph Teitelbaum et. als., Superior Court of New Jersey, Hudson County, Law Division, Docket No. HUD-1-2690-01”, as well as potential contract negotiations regarding the terms and conditions of the redevelopers agreement previously entered into with Frank Raia.

BE IT RESOLVED, that the City Council shall at this time 8:50 PM December 18, 2002, enter into Executive Session to discuss the matters as outlined above; and

BE IT FURTHER RESOLVED, that it can be disclosed to the public as follows:

Upon final disposition and resolution of the aforesaid litigation and contract negotiations.

---Motion duly seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

The council came out of closed (executive) session on a unanimous vote at 9:28 and reopened the meeting.

President Ramos then adjourned the meeting at 9:28 p.m.

__________________________________________________________

PRESIDENT OF THE COUNCIL
President Ramos opened the meeting at 7:09 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star-Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:

PRESENT: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT: None.

HEARING ON ORDINANCES

Second Reading and Public Hearing

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED). (Approvals: 1302 Washington Street; 455 9th Street; 260-7th Street) (DR-75)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed. Motion duly seconded by Councilwoman Andreula.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
ORDINANCE AMENDING THE CODE OF THE CITY OF HOBOKEN, CHAPTER 59A ENTITLED “DEPARTMENT OF PUBLIC SAFETY”. (DR-76)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Campos moved that the hearing be closed. Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC ADOPTED SEPTEMBER 4, 1991, AS ORDINANCE #2278. (School Zones) (DR-77)

President Ramos directed the City Clerk to announce that the Council would consider for final passage the aforesaid ordinance and all persons interested at this time would be given an opportunity to be heard concerning said ordinance which was read in full.

No person present desiring to be heard and no written protests or objections received, President Ramos asked for a motion to close the hearing.

Councilman Cricco moved that the hearing be closed. Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

HEARING ON ORDINANCES

Third and Final Reading

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED). (Approvals: 1302 Washington Street; 455 9th Street; 260-7th Street) (DR-75)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
Council President Ramos then moved that the ordinance entitled, "ORDINANCE AMENDING THE CODE OF THE CITY OF HOBBOKEN, CHAPTER 59A ENTITLED "DEPARTMENT OF PUBLIC SAFETY". (DR-76)" be taken from the table for its third and final reading.

Motion seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBBOKEN ENTITLED VEHICLES AND TRAFFIC ADOPTED SEPTEMBER 4, 1991, AS ORDINANCE #2278. (School Zones) (DR-77)" be taken from the table for its third and final reading.

Motion seconded by Councilman Del Boccio,
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then moved that the ordinance entitled, "AN ORDINANCE FURTHER AMENDING AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HOBBOKEN ADOPTING THE REDEVELOPMENT PLAN AMENDED FOR THE WATERFRONT SOUTH AREA (NOW CALLED "THE SOUTH WATERFRONT REDEVELOPMENT PLAN"). ADOPTED NOVEMBER 17, 1989 AND AMENDED MARCH 15, 1995 AND JULY 1, 1997. (DR-74)" be taken from the table for its third and final reading.

Before the vote was taken, and although the public hearing for this ordinance was closed at the previous meeting on November 18th, the City Council allowed the following public speakers to address the Council: Sarah Colher, 837 Bloomfield Street; Dan Tumpson, 230 Park Avenue; Annette Illing, 1 Marine View Plaza; Cheryl Fallick, 204 3rd Street; Mary Ondryka, 159 9th Street; Lorenzo Rodriguez, 310 Jackson Street; Ron Hine, 258 Newark Street; Augusta Przygoda, 222 Garden Street; Tom Jacobson, 231 Park Avenue; Peter Belfiore, 161 11th Street; Lorna Courtney-Martinez, 2 Marine View Plaza; Aaron Lewit, 627 Garden Street; Pete Rogers, 523 Willow Avenue. After the City Council discussed the ordinance it was decided to break for a recess.

At 8:28 p.m. the City Council took a recess.
At 8:45 p.m. the City Council reopened the meeting; all present.

When the Council returned, Councilwoman Marsh motioned to make minor amendments to the ordinance; seconded by Council President Ramos. All except Councilwoman Castellano voted in support (Yeas: 8, Nays: 1). Councilwoman Castellano then motioned to table the ordinance, her motion did not receive a second. At this time a vote was taken on the ordinance and approved by the following vote:

Motion seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

PETITIONS AND COMMUNICATIONS

02-752
A communication from the Hoboken Planning Board with an attached updated Zoning Map.
--Received and filed.

02-753
APPLICATIONS FOR MISCELLANEOUS LICENSES

Vendors--------------------------------------------------------------- 4
Raffles -------------------------------------------------------------- 1

---Council President Ramos moved that the licenses be granted.
---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

REPORTS OF CITY OFFICERS

02-754
A report of Municipal Clerk James J. Farina indicating bids received on Friday, November 15, 2002 for 1) Creation of a Skate Park at Castle Point Park (bid #03-13) and 2) for Creation of the Jackson Street Park (bid #03-04).

---Received and filed.

02-755
A report of Municipal Clerk James J. Farina indicating bids received on Wednesday, November 27, 2002 for Public Library Exterior Renovation (bid #03-11).

---Received and filed.

02-756
A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending November 30, 2002 - $13,101,335.93.

---Received and filed.

CLAIM RESOLUTIONS

02-757
By Council President Ramos:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $204,047.45 against the UNCLASSIFIED CLAIMS.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $55,134.14 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $36,277.16 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilman Cricco:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $8,120.95 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Marsh:
RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $58,886.65 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilwoman Andreula:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $40,878.25 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Council President Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling $33,056.33 against the CAPITAL ACCOUNT.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

PAYROLL RESOLUTIONS

02-758

By Council President Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBNK, FOR THE PERIOD NOVEMBER 7, 2002 TO NOVEMBER 20, 2002 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

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Meeting of December 4, 2002
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<td>3-01-20-131</td>
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<td>3-01-20-132</td>
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<td>Tax Collection</td>
<td>3-01-20-145</td>
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<td>3-01-20-155</td>
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<td>Community Develop.</td>
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<td>Police Division</td>
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<td>Envir. Ser. Dir. Office</td>
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<td>Department</td>
<td>Code</td>
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<td>Budget 2</td>
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<td>Streets &amp; Roads</td>
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<td>8,548.55</td>
<td>1,086.54</td>
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<td>Central Garage</td>
<td>3-01-26-301</td>
<td>8,259.09</td>
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<td>3-01-26-305</td>
<td>45,453.37</td>
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<td>Cultural Affairs</td>
<td>3-01-27-176</td>
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<td>Human Service Direct.</td>
<td>3-01-27-330</td>
<td>5,399.32</td>
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<td>12,365.68</td>
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<td>Constituent Services</td>
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<td>Rent &amp; Stabilization Bd</td>
<td>3-01-27-347</td>
<td>7,119.40</td>
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<td>Transportation</td>
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<td>Recreation Dept.</td>
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<td>18,224.65</td>
<td>1,786.19</td>
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<td>3-01-28-375</td>
<td>17,294.66</td>
<td>1,030.83</td>
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<td>940.12</td>
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<td>Public Library</td>
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<td>24,700.01</td>
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<td>Public Defender</td>
<td>3-01-43-495</td>
<td>1,930.92</td>
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<td>Municipal Court</td>
<td>3-10-43-490</td>
<td>27,754.82</td>
<td>107.37</td>
<td>2,168.96</td>
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**Sub-Total**

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<table>
<thead>
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</thead>
<tbody>
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<td></td>
<td>1,131,935.35</td>
<td>26,119.28</td>
<td>3,172.28</td>
<td>1,161,226.91</td>
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**Other**

<table>
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<tr>
<th>Department</th>
<th>Code</th>
<th>Budget 1</th>
<th>Total</th>
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<tbody>
<tr>
<td>Police Outside Employ.</td>
<td>T-14-10-000-000</td>
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<td>13,430.00</td>
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<td>Police Grant.</td>
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<td>2,271.51</td>
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<td>Fire Dept. Penalty</td>
<td>T-13-10-000-001</td>
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<td>2,271.51</td>
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**Grand Total**

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</thead>
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<td>1,131,935.35</td>
<td>28,390.79</td>
<td>16,602.79</td>
<td>1,176,928.42</td>
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Motion by Council President Ramos. Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**RESOLUTIONS**

*Presented and Read*

**02-759**

---By Councilman Campos:

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

<table>
<thead>
<tr>
<th>ACCOUNT</th>
<th>ACCOUNT #</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Assessor’s O.E.</td>
<td>3-01-20-150-021</td>
<td>$1,800.00</td>
</tr>
<tr>
<td>Construction Code. O.E.</td>
<td>3-01-22-195-021</td>
<td>5,000.00</td>
</tr>
<tr>
<td>Insurance O.E.</td>
<td>3-01-23-210-020</td>
<td>200,000.00</td>
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<tr>
<td>Worker’s Compensation O.E.</td>
<td>3-01-23-215-020</td>
<td>70,000.00</td>
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<tr>
<td>Office Supplies O.E.</td>
<td>3-01-23-218-020</td>
<td>3,000.00</td>
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<tr>
<td>Health Insurance O.E.</td>
<td>3-01-23-220-020</td>
<td>1,000,000.00</td>
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<tr>
<td>No. Hudson Mayor’s O.E.</td>
<td>3-01-23-222-020</td>
<td>27,700.00</td>
</tr>
<tr>
<td>Acquisition of Vehicles O.E.</td>
<td>3-01-25-242-020</td>
<td>11,000.00</td>
</tr>
<tr>
<td>Hob. Vol. Ambul. Corp. O.E.</td>
<td>3-01-25-260-020</td>
<td>17,000.00</td>
</tr>
<tr>
<td>Central Garage O.E.</td>
<td>3-01-25-310-021</td>
<td>20,000.00</td>
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<tr>
<td>Board of Health O.E.</td>
<td>3-01-27-332-021</td>
<td>500.00</td>
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<tr>
<td>Div. of Public Prop. O.E.</td>
<td>3-01-28-377-021</td>
<td>15,000.00</td>
</tr>
<tr>
<td>Public Library O.E.</td>
<td>3-01-29-390-021</td>
<td>35,500.00</td>
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<tr>
<td>Electricity O.E.</td>
<td>3-01-31-430-000</td>
<td>20,000.00</td>
</tr>
<tr>
<td>Telecommunications O.E.</td>
<td>3-01-31-450-000</td>
<td>3,000.00</td>
</tr>
<tr>
<td><strong>Total Other Expenses</strong></td>
<td><strong>$1,429,500.00</strong></td>
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</table>

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**02-760**

---By Councilman Del Boccio:

WHEREAS, SJP Properties has received permits for constructing Phase II, Block A Waterfront Corporate Center along River Street, First Street to Second Street, and

WHEREAS, current work may cause a safety hazard to anyone and property in the immediate vicinity; and

WHEREAS, SJP Properties Corporation had requested that as an added safety measure the City of Hoboken prohibit parking and vehicular traffic on the following street:
-Second Street (both sides) beginning at the easterly curb line of Sinatra Drive and extending to the easterly curb line of River Street

Closing of Second Street (Sinatra Drive to River Street) to erect an oversize crane in the street. The herein location shall be closed by erecting a fence by SJP Properties; and

WHEREAS, the Council of the City of Hoboken did permit by resolution dated November 7, 2001 to the closure of Second Street to vehicular traffic starting on Monday, December 3, 2001 and again authorized said closure on August 14, 2002 by way of an extension through and inclusive of Friday, November 30, 2002; and

WHEREAS, SJP Properties has requested an extension for permission to continue to utilize the closed portion of Second Street and a portion of Block B for construction logistics during construction of the second phase; and

WHEREAS, it is in the best interest of the public safety that the closure date be extended until July 31, 2003; now, therefore be it

RESOLVED, that the closure of Second Street from Sinatra Drive to River Street to vehicular traffic is hereby extended until July 31, 2003 and be it further

RESOLVED, that a copy of this resolution be presented to the Department of Administration, Division of Signal and Traffic, for immediate implementation of any necessary public notices and signage and that the Signal & Traffic Division prepare the necessary traffic regulations and notifications to the New Jersey Department of Transportation.

---Motion duly seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yea: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

---By Council President Ramos:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for the creation of the Skate Park in Castle Point park for the City of Hoboken in accordance with Bid 03-13:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Base Bid</th>
<th>Total Bid w/Alternatives</th>
</tr>
</thead>
<tbody>
<tr>
<td>Drill Construction</td>
<td>$505,292.00</td>
<td>$541,597.00</td>
</tr>
<tr>
<td>80 Main Street West Orange, NJ 07052</td>
<td></td>
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<tr>
<td>Joseph Hamilton Const.</td>
<td>$461,447.75</td>
<td>$505,947.75</td>
</tr>
<tr>
<td>86 Porete Avenue N. Arlington, NJ 07031</td>
<td></td>
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<tr>
<td>J.A. Alexander, Inc.</td>
<td>$497,974.20</td>
<td>$531,974.20</td>
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<tr>
<td>281-291 Main Street</td>
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<tr>
<td>Belleville, NJ 07109</td>
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<tr>
<td>Dakota Exvacating Cont.</td>
<td>$516,447.00</td>
<td>$542,947.00</td>
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<tr>
<td>200 East Church Street</td>
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</table>
And:

WHEREAS, Schoor-DePalma, the engineering firm, recommend the acceptance of the bid of Joseph Hamilton Const. for the creation of a Skate Park for the City of Hoboken;

RESOLVED, that the proposal of Joseph Hamilton Const. for the creation of a skate park in Castle Point park: is hereby accepted, and be it further

RESOLVED, that a purchase order be executed, funds to provided by the Capital line item (Green Acres funding for multi-parks) line item in the budget; and be it further

RESOLVED, that upon execution of the aforementioned purchase order the bid bond deposited by the above bidders be returned to them.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-762
---By Councilman Campos:

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, tax appeal was filed by the property owners; and

WHEREAS, State Tax court recommends a settlement in this matter, now therefore, be it

RESOLVED, that a warrant be drawn on the City Treasurer made payable to the taxpayer appearing on the attached list totaling $186,655.83 representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Nashel &amp; Nashel LLC 415 60th Street West New York, NJ 07093</td>
<td>3.2\9</td>
<td>515 Newark St.</td>
<td>$1,708.76</td>
</tr>
<tr>
<td>Nashel &amp; Nashel LLC 415 60th Street West New York, NJ 07093</td>
<td>3.2\9</td>
<td>515 Newark St.</td>
<td>$74.35</td>
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<tr>
<td>Nashel &amp; Nashel LLC 415 60th Street West New York, NJ 07093</td>
<td>3.2\9</td>
<td>515 Newark St.</td>
<td>$10,963.49</td>
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<tr>
<td>Nashel &amp; Nashel LLC 415 60th Street West New York, NJ 07093</td>
<td>3.2\9</td>
<td>515 Newark St.</td>
<td>$6,708.27</td>
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<tr>
<td>Nashel &amp; Nashel LLC 415 60th Street West New York, NJ 07093</td>
<td>3.2\9</td>
<td>515 Newark St.</td>
<td>$678.28</td>
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<tr>
<td>Nashel &amp; Nashel LLC West New York, NJ 07093, 196.00</td>
<td>3.2\9</td>
<td>515 Newark St.</td>
<td>$334.58</td>
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</table>
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-763
---By Councilman Campos:

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue by his letter hereto attached and made a part hereof, recommends that refunds be made; now, therefore, be it –

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling $36,802.45 representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Venino &amp; Venino</td>
<td>41\1</td>
<td>358-2nd St</td>
<td>$6,196.00</td>
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<tr>
<td>8000 Kennedy Blvd.</td>
<td>North Bergen, NJ 07047</td>
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<tr>
<td>Bruce J. Stavitsky, P.C.</td>
<td>113\1</td>
<td>1301-11 Jefferson St.</td>
<td>$12,818.19</td>
</tr>
<tr>
<td>Crossroads Corporate Ctr. One International Blvd Suite 400 Mahwah, NJ 07495-0400</td>
<td></td>
<td></td>
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<tr>
<td>Bruce J. Stavitsky, P.C.</td>
<td>113\1</td>
<td>1301-11 Jefferson St.</td>
<td>$8,388.92</td>
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<tr>
<td>Crossroads Corporate Ctr. One International Blvd Suite 400 Mahwah, NJ 07495-0400</td>
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<tr>
<td>Bruce J. Stavitsky, P.C.</td>
<td>103\7</td>
<td>1113-31 Madison St.</td>
<td>$10,124.32</td>
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<tr>
<td>Crossroads Corporate Ctr. One International Blvd Suite 400 Mahwah, NJ 07495-0400</td>
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<tr>
<td>Bruce J. Stavitsky, P.C.</td>
<td>103\7</td>
<td>1113-31 Madison St.</td>
<td>$15,372.02</td>
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<td>Crossroads Corporate Ctr. One International Blvd Suite 400 Mahwah, NJ 07495-0400</td>
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<tr>
<td>Bruce J. Stavitsky, P.C.</td>
<td>107\1</td>
<td>1201 Madison St.</td>
<td>$45,062.96</td>
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<tr>
<td>Bruce J. Stavitsky, P.C.</td>
<td>107\1</td>
<td>1201 Madison St.</td>
<td>$68,855.69</td>
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</tr>
<tr>
<td>Name</td>
<td>Address</td>
<td>Amount</td>
<td></td>
</tr>
<tr>
<td>---------------------------</td>
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<tr>
<td>Transamerican Real Estate Tax Service</td>
<td>1201 Elm Street-Suite 400 Dallas, Texas 75270 Attn: Frank Garcia, Recovery</td>
<td>$4,276.33</td>
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</tr>
<tr>
<td>Anthony Jones</td>
<td>84 Adams St. – Unit 5C Hoboken, NJ 07030</td>
<td>$1,585.29</td>
<td></td>
</tr>
<tr>
<td>Anthony Jones</td>
<td>84 Adams Street, Unit 5C Hoboken, NJ 07030</td>
<td>$87.09</td>
<td></td>
</tr>
<tr>
<td>Bank of America</td>
<td>VA2-410-01-02 1400 Best Plaza Drive Richmond, VA 23227 Attn: Shamone Williams</td>
<td>$138.41</td>
<td></td>
</tr>
<tr>
<td>First American Real Estate Tax Service</td>
<td>3445 Winton Place- suite 219 Rochester, NY 14623</td>
<td>$1,050.55</td>
<td></td>
</tr>
<tr>
<td>Wells Fargo Home Mort.</td>
<td>1 Home Campus Des Moines, IA 50328-001 ATTN: Bill Mars-Recovery Unit</td>
<td>$1,675.45</td>
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<tr>
<td>Wells Fargo Home Mort.</td>
<td>1 Home Campus Des Moines, IA 50328-001 ATTN: Bill Mars-Recovery Unit</td>
<td>$1,096.14</td>
<td></td>
</tr>
<tr>
<td>Susan A. Semler, Attorney</td>
<td>125 State Street – Suite 106 Hackensack, NJ 07601</td>
<td>$792.64</td>
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</tr>
<tr>
<td>Susan A. Semler, Attorney</td>
<td>125 State Street – Suite 106 Hackensack, NJ 07601 220 Willow Avenue L.P. 220 Willow Avenue Hoboken, NJ 07030 ATTN: Harold Berlowe</td>
<td>$102.28</td>
<td></td>
</tr>
<tr>
<td>Stevens &amp; Stephanie Lee</td>
<td>109 Jackson St. #3C</td>
<td>$330.99</td>
<td></td>
</tr>
</tbody>
</table>
Meeting of December 4, 2002

---Motions duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**02-764**
---By Councilman Campos:

WHEREAS, the City of Hoboken has received interest charges due to problems with the mail; and

<table>
<thead>
<tr>
<th>BLOCK</th>
<th>LOT</th>
<th>NAME</th>
<th>ADDRESS</th>
<th>AMOUNTS</th>
</tr>
</thead>
<tbody>
<tr>
<td>74</td>
<td>22</td>
<td>Anthony Sirignano</td>
<td>624 Monroe Street</td>
<td>$22.87</td>
</tr>
<tr>
<td>195</td>
<td>34</td>
<td>Erma DeCesare</td>
<td>828 Bloomfield St.</td>
<td>$109.53</td>
</tr>
<tr>
<td>194</td>
<td>20</td>
<td>Erma DeCesare</td>
<td>731-33 Garden St.</td>
<td>$136.45</td>
</tr>
<tr>
<td>211</td>
<td>5.1</td>
<td>Courtney Krause</td>
<td>163 Pepper Lane</td>
<td>$166.67</td>
</tr>
</tbody>
</table>

WHEREAS, the Tax Collector recommends the fund of the aforesaid amounts to those individuals; and
NOW, THEREFORE, BE IT FURTHER RESOLVED, that warrants be drawn on the City Treasurer of the aforementioned individuals for the amounts set forth next to their names, totaling $435.52.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yea: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-765
---By Council President Ramos:

WHEREAS, the City of Hoboken and the Municipal Supervisors Association have conducted negotiations for a successor collective bargaining agreement; and

WHEREAS, the parties have reached a tentative agreement of all issues which were subject of the negotiations.

NOW, THEREFORE, BE IT RESOLVED, that the parties agree to amend the existing agreement as follows:

1. Term of the Contract Contract shall be for three (3) years beginning July 1, 2002 and ending June 30, 2005.

2. Article I - Recognition Section 1 refers to Appendix A which is the list of all bargaining unit titles. The parties agree to revise that list to delete any titles no longer recognized in the City of Hoboken such as but not limited to water department titles.

3. Article III - Jury Duty – Section 1(b) shall be replaced as follows: “Proof of daily attendance must be furnished to the City upon the conclusion of jury service. If an Employee reports for jury duty and is excused that day, he/she shall be required to report back to his/her job or, as soon as practical thereafter, except such Employee shall not be required to do so in said instance if there is less than four (4) hours remaining in his/her work shift. Failure to report to work may result in disciplinary action.”

4. Article IV - Association Activities – Section 1, reduce from three (3) principal officers to two (2) duly designated members of the Association. Section 2, reduce the number of five (5) members of the Association to three (3) members of the Association.

5. Article V - Management Rights – Section 1(B) (2), revise as follows: “To suspend, demote, discharge or take other disciplinary actions against members for just cause in accordance with the New Jersey department of Personnel rules and regulations. An employee who requests a hearing shall have that hearing convened within thirty (30) days unless waived by the employee.

6. Article VII - Leaves of Absences – Section 1, delete and replace with “Any employee desiring a leave of absence without pay from their employment shall secure written permission from the City. The maximum leave shall be for 360 days. All leaves of absences shall be granted in conformity with the rules and regulations of the Department of Personnel. Applications for leave of absence shall be made at least two weeks prior to the date on which the requested leave is to commence, except in the case of emergency. This request is to be made in writing. Longevity, vacation and sick time shall not accrue during such a leave of absence.”

Section 3: Employees who request a leave of absence without pay due to personal illness (doctor’s certificate required) shall be covered with health benefits for no more than six (6) months. Leaves shall be granted on a non-arbitrary and non-discriminatory basis.
7. **Article VIII – Examination and I.D.** Replace Section 1 with “Physical, psychological and other examinations required by the Employer shall be complied with by all Employees, provided, however, the Employer shall bear all charges for such examination.

Add new Section 2: The City shall have the right to conduct drug and alcohol testing pursuant to law and in accordance with the drug testing standard to all employees required to have a commercial driver's license (CDL).

8. **Vacations.** Add to existing Section 1, for all employees hired after the execution of this Agreement, the following vacation schedule shall apply:

(a) Same as above.
(b) Same as above.
(c) Same as above.
(d) After five (5) years, up to ten (10) years of service 16 days
(e) After ten (10) years, up to twenty (20) years of service 21 days
(f) After twenty (20) years of service 26 days

Any employee seeking to use a personal day shall give his/her supervisor no less than twenty-four (24) hours notice except in the case of emergency.

All employees requesting vacation time must notify their supervisor of their proposed vacation dates, forty-five (45) calendar days prior to the time for said vacation and provided that there is no conflict with regard to an employee of the same classification and performing duties in the Department, such vacation leave will be granted twenty (20) days prior to the requested vacation dates. Timely submitted requests shall be honored in order of seniority in each department, division, bureau, section, etc. Untimely submitted requests shall be honored subject to the right of the City to deny a request in order to maintain minimum manpower requirements.

9. **Article XII – Medical and Surgical Plan**

Modify Section 1 to provide the appropriate name of the health insurance plan and prescription plan.

10. **Article XIV – Wages**

    Effective 7/1/02 2%
    Effective 1/1/03 2%
    Effective 7/1/03 3.75%
    Effective 7/1/04 3.75%

11. **Article XIII – Longevity**

Modify Section to provide beginning the 25th year, 16%.

For employees hired after the execution of this Agreement. The longevity schedule shall be as follows:

<table>
<thead>
<tr>
<th>Years</th>
<th>Percentage</th>
</tr>
</thead>
<tbody>
<tr>
<td>0-3 years</td>
<td>0</td>
</tr>
<tr>
<td>4-6 years</td>
<td>2%</td>
</tr>
<tr>
<td>7-9 years</td>
<td>3%</td>
</tr>
<tr>
<td>10-12 years</td>
<td>4%</td>
</tr>
<tr>
<td>13-15 years</td>
<td>5%</td>
</tr>
<tr>
<td>16th year</td>
<td>6%</td>
</tr>
<tr>
<td>Beginning 19th year</td>
<td>7%</td>
</tr>
<tr>
<td>Beginning 22nd year</td>
<td>8%</td>
</tr>
</tbody>
</table>

12. **Article XV – Terminal Leave**
Section 2, modify as follows: An employee who has filed his application for retirement shall be granted leave with pay as follows: Terminal leave shall be calculated based upon five (5) days for each year of service to the City. Employees shall lose terminal leave days in any given year by using sick leave. Sick leave in excess of ten (10) days per year shall subject an employee to a reduction by one half (½) day for that year. The employee would only be credited with four and one half (4 ½) terminal leave days. The decision to grant less than five (5) terminal leave days per year may be mitigated if (1) the employee was hospitalized and no deduction, terminal leave time for that year shall be made or (2) in the discretion of the Director that a deduction should not be made from terminal leave days. The Director's decision shall be reasonable and shall be subject to the grievance procedure in this Agreement.

13. **Article XIX – Sick Leave Incentive**

Replace as follows:

No absences in a calendar year $500
No absences January 1 – June 30 $200
No absences July 1 – December 31 $200

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-766
---By Council President Ramos:

WHEREAS, the City of Hoboken and the Municipal Supervisors Association have conducted negotiations for a successor collective bargaining agreement; and

WHEREAS, the parties have reached a tentative agreement of all issues which were subject of the negotiations.

NOW, THEREFORE, BE IT RESOLVED, that the parties agree to amend the existing agreement as follows:

3. **Term of the Contract** Contract shall be for three (3) years beginning July 1, 2002 and ending June 30, 2005.

4. **Article I- Recognition** Section 1 refers to Appendix A which is the list of all bargaining unit titles. The parties agree to revise that list to delete any titles no longer recognized in the City of Hoboken such as but not limited to water department titles.

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Add new Section 2: The City shall have the right to conduct drug and alcohol testing pursuant to law and in accordance with the drug testing standard to all employees required to have a commercial driver’s license (CDL).

8. **Vacations.** Add to existing Section 1, for all employees hired after the execution of this Agreement, the following vacation schedule shall apply:

   (g) Same as above.
   (h) Same as above.
   (i) Same as above
   (j) After five (5) years, up to ten (10) years of service
   (k) After ten (10) years, up to twenty (20) years of service
   (l) After twenty (20) years of service

   16 days
   21 days
   26 days

Any employee seeking to use a personal day shall give his/her supervisor no less than twenty-four (24) hours notice except in the case of emergency.

All employees requesting vacation time must notify their supervisor of their proposed vacation dates, forty-five (45) calendar days prior to the time for said vacation and provided that there is no conflict with regard to an employee of the same classification and performing duties in the Department, such vacation leave will be granted twenty (20) days prior to the requested vacation dates. Timely submitted requests shall be honored in order of seniority in each department, division, bureau, section, etc. Untimely submitted requests shall be honored subject to the right of the City to deny a request in order to maintain minimum manpower requirements.

9. **Article XII – Medical and Surgical Plan**

Modify Section 1 to provide the appropriate name of the health insurance plan and prescription plan.

10. **Article XIV – Wages**

<table>
<thead>
<tr>
<th>Effective Date</th>
<th>Increase</th>
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</thead>
<tbody>
<tr>
<td>7/1/02</td>
<td>2%</td>
</tr>
<tr>
<td>1/1/03</td>
<td>2%</td>
</tr>
<tr>
<td>7/1/03</td>
<td>3.75%</td>
</tr>
<tr>
<td>7/1/04</td>
<td>3.75%</td>
</tr>
</tbody>
</table>

11. **Article XIII – Longevity**
Modify Section to provide beginning the 25th year, 16%.

For employees hired after the execution of this Agreement. The longevity schedule shall be as follows:

- 0-3 years: 0%
- 4-6 years: 2%
- 7-9 years: 3%
- 10-12 years: 4%
- 13-15 years: 5%
- 16th year: 6%
- Beginning 19th year: 7%
- Beginning 22nd year: 8%

12. **Article XV – Terminal Leave**

Section 2, modify as follows: An employee who has filed his application for retirement shall be granted leave with pay as follows: Terminal leave shall be calculated based upon five (5) days for each year of service to the City. Employees shall lose terminal leave days in any given year by using sick leave. Sick leave in excess of ten (10) days per year shall subject an employee to a reduction by one half (½) day for that year. The employee would only be credited with four and one half (4 ½) terminal leave days. The decision to grant less than five (5) terminal leave days per year may be mitigated if (1) the employee was hospitalized and no deduction, terminal leave time for that year shall be made or (2) in the discretion of the Director that a deduction should not be made from terminal leave days. The Director’s decision shall be reasonable and shall be subject to the grievance procedure in this Agreement.

13. **Article XIX – Sick Leave Incentive**

Replace as follows:

- No absences in a calendar year: $500
- No absences January 1 – June 30: $200
- No absences July 1 – December 31: $200

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**02-767**
---By Councilman Campos:

WHEREAS, it has been proposed by New York City Mayor Bloomberg that he may consider imposing a commuter tax for individuals who work in New York City but live outside New York State; and

WHEREAS, a large number of Hoboken residents work in New York City and would be subject to such a tax; and

WHEREAS, the Council for the City of Hoboken believes that the Mayor and City Council of New York City should not rely on New Jersey commuters to diminish any budgetary shortfall; and
WHEREAS, such a commuter tax would be unduly burdensome on Hoboken residents who already contribute their talent and hard work to the City of New York, as well as financial contributions to the New York City economy.

NOW, THEREFORE, BE IT RESOLVED, that on behalf of this Council and the residents of the City of Hoboken, the City of Hoboken wishes to have Mayor Michael Bloomberg reconsider any possibility of a commuter tax imposed against New Jersey and specifically, Hoboken residents.

BE IT ALSO RESOLVED, that the City Council for the City of Hoboken shall present this resolution to the Office of the Mayor Michael Bloomberg.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-768
---By Councilman Cricco:

WHEREAS, Hoboken residents and all Cablevision customers have been unable to watch certain sports games, including, but not limited to the New York Yankees and the New Jersey Nets ball games; and

WHEREAS, the Council for the City of Hoboken believes that the dispute with respect to the airing of the sports games can be negotiated by having the parties discuss the matter in good faith and reach an amicable agreement; and

WHEREAS, sports and healthy competition is a part of the American tradition; and

WHEREAS, the Council for the City of Hoboken believes that it is unfair to subject sports fans to be unable to watch ball games as a result of corporate dispute or inability to reach an agreement.

NOW, THEREFORE, BE IT RESOLVED, that on behalf of this Council and the residents of the City of Hoboken, the City of Hoboken wishes to have State legislators, and executives from Cablevision and the Yes! Network discuss airing of the sports games so that all fans may enjoy ball games.

BE IT ALSO RESOLVED, that the City Council for the City of Hoboken shall present this resolution to local legislators, as well as Cablevision and Yes! Network executives.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-769
---By Council President Ramos:
RESOLVED, that the following dates and times listed are adopted as the official meeting dates for 2003 of the Hoboken City Council, and be it further –

RESOLVED, that the scheduled meeting dates are listed below are advertised in a newspaper of general circulation within ten days of passage of their resolution.

**CITY COUNCIL MEETINGS, COUNCIL CHAMBERS, CITY HALL, HOBOKEN, NJ**

**NOTICE OF DATES AND TIMES FOR 2003**

<table>
<thead>
<tr>
<th>Date</th>
<th>Day</th>
<th>Time</th>
<th>Date</th>
<th>Day</th>
<th>Time</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wednesday</td>
<td>Jan 8, 2003</td>
<td>7PM</td>
<td>Tuesday</td>
<td>July 1, 2003</td>
<td>7PM</td>
</tr>
<tr>
<td>Wednesday</td>
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<td>Wednesday</td>
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<td>Aug 13, 2003</td>
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<td>Wednesday</td>
<td>Dec 17, 2003</td>
<td>7PM</td>
</tr>
<tr>
<td>Wednesday</td>
<td>Jun 18, 2003</td>
<td>7PM</td>
<td></td>
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<td></td>
</tr>
</tbody>
</table>

*The July 1, 2003 date will be for the Hoboken City Council Reorganization Meeting.

The City Council will caucus at 6:00 PM preceding each Council Meeting at 7:00 PM in Council Chambers, City Hall. All information pertaining to the Council agenda may be obtained from the City Clerk prior to each Council meeting.

--- Motion duly seconded by Councilwoman Andreula.
--- Adopted by the following vote: YEAS: 9 - NAYS: 0
--- Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
--- Nays: None.

**02-770**
--- By Council President Ramos:

**WHEREAS,** pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for the renovation of the public library for the City of Hoboken in accordance with Bid 03-11:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Amount of Bid</th>
</tr>
</thead>
<tbody>
<tr>
<td>T &amp; M Contracting Co. Inc.</td>
<td>$375,699.00</td>
</tr>
<tr>
<td>107 Willow Avenue</td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
</tr>
</tbody>
</table>
WHEREAS, Rivardo, Schnitzer, & Capazzi, the engineering firm on this project recommends the acceptance of the bid of T&M Contracting Co. Inc., for the renovation of the Hoboken public library for the City of Hoboken;

RESOLVED, that the proposal of T&M Contracting Co. for the renovation of the Hoboken public library: is hereby accepted, and be it further

RESOLVED, that a purchase order be executed, funds to provided by the Capital line item in the budget; and be it further

RESOLVED, that upon execution of the aforementioned purchase order the bid bond deposited by the above bidders be returned to them.

---Motion duly seconded by Councilwoman Andreuula.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreuula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

02-771
---By Council President Ramos:

WHEREAS, the City Council adopted a resolution at its meeting of October 16, 2002, regarding certain applications for request for transfer of Frank Raia’s development rights in the Northwest Redevelopment Zone, more specifically set forth in that resolution dated October 16, 2002; and

WHEREAS, the Council is in receipt of a letter from the working committee reviewing that application, recommending that the Council continue the status quo, based upon the request for information to Mr. Raia’s attorney, which request is still outstanding.

NOW, THEREFORE, BE IT RESOLVED, that the applications for the transfer of Frank Raia’s development rights, more specifically referenced in the resolution of the City Council dated October 16, 2002 (attached) are not approved at this juncture, subject to additional further review upon the recommendation of the Zoning and Planning Committee which will report to the City Council as soon as possible, but not later than an additional 60 days from the date of this resolution, with all available options.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreuula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

ORDINANCES

Introduction and First Reading

02-772
DR-78

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 179, “TAXICABS,” OF THE CODE OF THE CITY OF HOBOoken (DR-78)
WHEREAS, N.J.S.A. 48:16-1 et seq. and N.J.S.A. 40:50-1, and -2 authorize municipalities to regulate taxicabs; and

WHEREAS, regulation of taxicabs lies within the police power of municipalities; and

WHEREAS, the City of Hoboken ("City") has previously provided for the licensing and regulation of taxicabs and taxicab drivers within the City in order to protect the public safety, health and welfare of the residents and visitors to the City; and

WHEREAS, the City has a population of 38,577 according to the 2000 federal decennial census, representing an increase of 15.5% since 1990; and

WHEREAS, this increase in population has also led to an increase in visitors to the City; and

WHEREAS, the City is a major urban commuter terminal serviced by, inter alia, New Jersey Transit, New York Waterway and the Hudson-Bergen Light Rail for those commuting to and from New York City increasing those persons entering and leaving the City each day

WHEREAS, the increase in population, visitors and commuter traffic has caused the City to reconsider the viability and feasibility of its current Ordinance regulating taxicabs; and

WHEREAS, the City desires to supplement and amend its current Ordinance.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Hoboken that:

SECTION ONE: Chapter 179, “Taxicabs,” of the Code of the City of Hoboken ("Code") is repealed in its entirety and replaced with the following:
ARTICLE ONE
Taxicab Provisions

§ 179-1 DEFINITIONS

As used in this Chapter, the following terms shall have the meanings indicated:

“Decal” shall mean a sticker issued by the city of Hoboken evidencing licensing of a “for-hire” vehicle.

“Department” shall mean the Department of Administration.

“Director” shall mean the Director of the Department of Administration.

“Inspector” shall mean the person or persons empowered or designated by the Department of Administration to perform inspections pursuant to this Chapter.

“Cruising” shall mean the driving of a taxicab on the streets, alleys or public places of the City of Hoboken in search of or soliciting prospective passengers for hire.

“Disabled Person” shall mean a person who has a physical or mental impairment that substantially limits a major life activity (e.g., caring for oneself, walking, seeing, hearing, speaking, etc.); a person who has a record of such an impairment; or, a person who is regarded as having such an impairment. Disabled person shall also mean a person with a physical impairment which confines a person to a wheelchair, causes a person to walk with difficulty or insecurity, affects sight or hearing to the extent that a person functioning in public areas is insecure or exposed to danger, causes impaired coordination or reduces mobility, flexibility, coordination or perceptiveness.

“Starter” shall mean a person in charge of queuing taxicabs and waiting patrons, and otherwise maintaining order at a taxi stand.

“Holder” shall mean a person to whom a taxicab license or taxicab operator’s license has been issued.

“Manifest” shall mean a daily record prepared by a taxicab driver of all trips made by the driver, showing time and place of origin, destination, number of passengers and the amount of fare of each trip. The manifest shall also contain the driver’s name, and the time he or she reported on and off duty.

“Rate Card” shall mean a card issued by the City for display in each taxicab which contains the rate in force.

“Service Animal” shall mean a guide dog, signal dog or any other animal trained specifically to work for or to perform tasks for an individual with a disability, including, but not limited to, guiding individuals with visual impairments, alerting individuals with hearing impairments, providing minimal protection or rescue work, pulling a wheelchair or retrieving dropped items.

“Taxicab” shall mean a motor vehicle regularly engaged in the business of carrying passengers for hire, having a seating capacity of four (4) persons and not operated on a fixed route.

“Taxicab Operator’s License” shall mean the permission granted by the City Council to a person to drive a taxicab upon the streets of the City. This term shall not be construed to mean a driver’s license issued by the State of New Jersey Department of Motor Vehicle Services. When used throughout, the term “taxicab operator’s license” shall mean the definition as stated herein. The term “driver’s license” shall mean a driver’s license issued by the State of New Jersey Department of Motor Vehicle Services.
“Taxi Stand” shall mean a place alongside the curb of a street or elsewhere in the City reserved exclusively for use by taxicabs and distinctly marked by a metal signs or stanchion, or by painted markings on the surface of the streets or curbs.

“Transfer” shall mean to sell or in any other manner dispose of a taxicab license where control is relinquished by the license holder. When the license is in the name of a corporation or other legal entity, the Director shall determine what constitutes change in control.

“Waiting Time” shall mean the time when a taxicab is not in motion following the time of acceptance of a passenger or passengers until the time of discharge, when that time not in motion is the result of the actions or request of the passenger or passengers.

§ 179-2 TAXI LICENSE REQUIRED; NUMBER OF TAXICAB LICENSES

(A) No person shall operate, or cause to be operated, any vehicle for hire without first having obtained a taxi license from the City of Hoboken.

(B) No person who owns or controls a taxicab or taxi license shall permit the taxicab to be driven, unless the driver of the taxicab shall have first obtained and is currently a holder of a valid taxicab operator’s license issued under the provisions of this Chapter.

(C) The number of outstanding taxi licenses shall be limited to a total of forty-three (43) taxicabs.

§ 179-3 TAXICAB LICENSE APPLICATION

(A) Application Requirements. An application for a taxi license shall be filed with the Director upon forms provided by the City. The application shall be verified under oath and shall contain the following information:

(1) The name, address, date of birth, social security number, telephone number, and motor vehicle operator license number of the applicant;

(2) The financial status of the applicant, including any liens or judgments against the applicant, and the nature of any transaction or acts giving rise to any existing liens or judgments;

(3) The experience of the applicant in the transportation of passengers;

(4) Any facts which the applicant believes tend to prove that a license is warranted;

(5) The number of vehicles to be operated or controlled by the applicant, and the location where the vehicles will be primarily garaged;

(6) Copies of all leases, mortgages or other material pertaining to the financial or ownership status of the taxi license or vehicle licensed;

(7) A criminal history background check form supplied by the City; and

(8) Such other information as the City may require.

(B) The Director is hereby authorized and empowered to establish such rules and regulations governing the issuance of taxicab licenses not inconsistent herewith, and as may be necessary and reasonable.

§ 179-4 INDEMNITY BOND OR LIABILITY INSURANCE REQUIRED AMOUNT
(A) No license shall be issued or continue in operation unless there is in force and effect for each vehicle authorized an insurance policy issued by a company duly licensed to transact business under the insurance laws of this State conditioned for the payment of a sum:

(1) not less than fifteen-thousand dollars ($15,000) to satisfy all claims for damages by reason of bodily injury to, or to the death of, any one (1) person, resulting from an accident;

(2) not less than thirty-thousand dollars ($30,000) to satisfy all claims for damages, by reason of the bodily injuries to, or the death of, all persons on account of any such accident, by reason of the ownership, operation, maintenance, or use of such taxicab upon any public street;

(3) not less than five-thousand dollars ($5,000) to satisfy any claim for damages to property of any one (1) person, resulting from an accident; and

(4) not less than five ($5,000) thousand dollars to satisfy all claims for damages to property of all persons, on account of any such accident, by reason of the ownership, operation, maintenance, or use of such taxicab on any public street.

(B) The insurance policy shall provide for the payment of any final judgment recovered by any person on account of the ownership, maintenance, or use of the taxicab or fault in respect thereto, and shall be for the benefit of every person suffering loss, damage or injury as a result of the ownership, operation, maintenance or use of a taxicab.

(C) In the event that the aforementioned insurance is canceled, the license shall terminate on the date of the cancellation, unless the insurance has been reinstated and a withdrawal of the cancellation or a new policy of insurance has been submitted to the Clerk of the City and to the Department of Administration.

(D) The bond or bonds shall be filed with the City Clerk and shall have as surety thereupon a surety company authorized do so such business in the State of New Jersey.

(E) This section shall not abrogate or relieve a license holder from any duty or requirement of the insurance laws of this State.

§ 179-5 APPLICATION FEE; ANNUAL LICENSE FEE; AMOUNT

No application shall be considered and no license shall be issued or renewed unless the applicant or holder thereof has paid the annual license fee of fifty dollars ($50) for each vehicle operated under a City taxi license. The license fee shall be for the period of April 1 through March 31, of the succeeding year and be in addition to any other license fee or charges established by proper authority and applicable to the holder of the vehicle or vehicles under his operation and control.

§ 179-6 TRANSFER OF LICENSE; FEE

(A) No license may be transferred to a taxicab driver or any other person for use of transporting passengers for hire without the approval of the City Council.

(B) No transfer application may be forwarded to the City Council until the transferee has satisfied all other requirements of this ordinance, including but not limited to all initial application requirements.

(C) The holder of a taxicab license may not rent or hire out his or her taxicab or taxicab license to a taxicab driver or any other person for the transportation of passengers for hire.

(D) The fee for a license transfer shall be five hundred dollars ($500). No transfers shall be permitted in the month of March.
§ 179-7 TAXICAB OPERATOR’S LICENSE REQUIRED

No person shall operate a taxicab for hire upon the streets of the City without a taxicab operator’s license. No person who owns or controls a taxicab licensed by the City shall permit a person without a taxicab operator’s license to operate a taxicab within the City.

§ 179-8 TAXICAB OPERATOR’S LICENSE APPLICATION; REQUIREMENTS; CONTENT

(A) Every applicant for a taxicab operator’s license must meet the following requirements:

(1) Be at least eighteen (18) years of age and have at least one (1) year of driving experience;

(2) Be of sound physique, with good eyesight, not subject to epilepsy, vertigo, heart trouble or any other infirmity of body or mind which might cause the applicant to be unfit to safely operate a taxi. Upon renewal application, a certificate shall only be required every other year;

(3) Be able to speak, read, and write the English language and have a basic knowledge of Hudson County roadways and landmarks.

(4) Be a citizen of the United States or present valid documentation of authorization to work from the federal government;

(5) Possess a valid driver’s license and must not have eight (8) or more points; and

(6) Be clean in dress and habits as to be able to provide adequate and appropriated service to the public;

(B) Every application for a taxicab operator’s license shall contain the following:

(1) Name, address, date of birth, social security number, and New Jersey motor vehicle operator’s number;

(2) The applicant’s experience in the transportation of passengers;

(3) A record of the applicant’s employment history for the previous three years;

(4) Proof of residence in the State of New Jersey for a period of at least ninety (90) days;

(5) Two (2) photographs of the applicant measuring two (2) inches by two (2) inches of a front view of the applicant’s face and shoulders without head covering;

(6) A motor vehicle services record abstract indicating a driver’s history;

(7) Fingerprint impressions taken by the Department of Police. The applicant shall bear any and all costs for fingerprinting;

(8) Certificate from a licensed and practicing physician of the State of New Jersey certifying that the applicant was examined on a certain date within sixty (60) days before the filing of the application and that, in the physician’s opinion, the applicant is of sound physique, with good eyesight, not subject to epilepsy, vertigo, heart trouble or any other infirmity of body or mind which might cause the applicant to be unfit to safely operate a taxi. Upon renewal application, a certificate shall only be required every other year;
§ 179-10 DRIVER EXAMINATION

Each applicant for a taxicab operator's license shall be examined by the Director or the Director's designee, as to his or her knowledge of the provisions of this Chapter, the laws regarding motor vehicles within this State, traffic regulations, and geography of the City. The applicant will also be required to demonstrate his or her skills and ability to safely and efficiently operate a taxicab. If such cannot be performed satisfactorily he or she shall be denied a taxicab operator's license.

§ 179-11 APPLICATION FOR TAXICAB OPERATOR'S LICENSE; APPROVAL OR REJECTION

(A) The Director, upon consideration of the application, submission, the investigation report required to be attached thereto, may approve the application, as long as the applicant has passed the taxicab driver's examination as set forth in this Chapter.

(B) If the Director determines that the applicant is unfit or unable to perform the duties of a taxicab driver, or if the applicant demonstrates behavior that is abusive, hostile or otherwise inconsistent with the manner in which a person with regular contact with the public should act, the Director may deny or reject the application.

(C) If the application is denied or rejected, the applicant may request a personal appearance before the Director to offer evidence in support of a request to reconsider his/her application.

§ 179-12 TRANSFER OR SALE OF A TAXICAB OPERATOR'S LICENSE

(9) An affidavit of the applicant's good character from two (2) reputable sources who have known the applicant personally and observed the applicant's conduct for a period of one (1) year prior to application;

(10) A reference from his last employer, unless in the opinion of the Director, sufficient reason is given for its omission;

(11) A record of the applicant's employment for the three years immediately preceding the date of the application; and

(12) Such other information that the City may require.

§ 179-9 INVESTIGATION OF TAXICAB OPERATOR'S LICENSE APPLICANTS

(A) The Director or his designee shall conduct an investigation of each applicant for a taxicab operator's license. A report of such investigation and a copy of the police criminal history background check and traffic record of the applicant, if any, shall be attached to the application for consideration by the Director.

(B) The Director shall consider the application, the police investigation report, any other documentation required to be attached thereto, and any other relevant facts whatsoever and shall approve or reject the application. No taxi operator's license shall be issued until a written police investigation report is received from the Hoboken Police Department's Bureau of Record and Identification showing the result of the investigation of the applicant's prior criminal history, if any, through an examination of the fingerprints. The application shall be rejected if the applicant has a history of any conviction for:

(1) driving under the influence of drugs or alcohol; or

(2) any offense involving danger to the person as defined by N.J.S.A. 2C:11-1 through 2C:15-2.
(A) No taxicab operator's license shall be transferred, assigned to or used by any other person other than the person to whom such taxicab operator's license was issued, nor shall the license be defaced, obliterated or mutilated.

(B) No taxicab license or taxicab operator's license shall be renewed or transferred unless all outstanding tickets, summonses, judgments or tax liens are satisfied in full.

§ 179-13 APPLICATION FEE

A non-refundable application fee of twenty-five ($25.00) dollars must be paid before any application for taxicab operator's license will be considered.

§ 179-14 OPERATION OF NON-CERTIFIED TAXICAB WITHIN THE CITY

(A) It shall be unlawful for a non-licensed taxicab to pickup or accept a passenger within the City for a destination within the City limits.

(B) Taxicabs licensed in other jurisdictions may discharge passengers at a destination within the City provided that any passenger has been picked up by the taxicab outside the City.

(C) Taxicabs, livery cars, and limousines licensed in other jurisdiction may only pick up a passenger within the City to be taken to a place or destination outside the City provided the passenger had personally, or through an agent, previously arranged by telephone or other means with the owner or driver of the non-certified taxicab for such a trip to the destination outside the City.

(D) Any person found to be guilty of violating any provision of this section shall be subject to a fine of not less than five-hundred dollars ($500) and/or ninety (90) days imprisonment to be determined by the Municipal Court.

§ 179-15 VIOLATIONS; REVOCATION OR SUSPENSION OF LICENSE OR TAXICAB OPERATOR'S LICENSE; REASONS FOR; NOTICE AND HEARING

(A) In addition to any summons(es) issued for a violation of this Chapter, a license issued under the provisions of this Chapter may be revoked or suspended for any of the following reasons:

   (1) Violation of any of the provisions of this Chapter;

   (2) Discontinued operation for more than thirty (30) days;

   (3) Violation of any provision of this Code or of the laws of the United States or of this State which reflect unfavorably on the fitness of the holder to offer public transportation;

   (4) Violation of any rule or regulation provided for by Articles 2 and 3 of this Chapter;

or

   (5) Repeated violations of any provision of this Chapter or Code.

(B) A holder of a license shall be entitled to notice and a hearing before a Hearing Officer selected by the Corporation Council, if requested in writing within five (5) business days after receipt of notice of alleged violations. The license holder shall be entitled to representation by counsel and may present evidence in defense of the charges. The Director or his designee shall present evidence in support of the charges. At the conclusion of a hearing, the Hearing Officer may either revoke or suspend the license, or dismiss the charges. The decision of the Hearing Officer may be appealed to the City Council by providing notice of appeal to the Director within twenty (20) days of the date of the Hearing Officer's decision.
(C) Any notice from the Director shall be deemed sufficient if sent to the mailing address furnished by the driver to the Director pursuant to this Chapter.

(D) Unless otherwise provided for within this Chapter a violation of a provision of this chapter shall be punishable as follows:

1. For a first offense, a minimum fine of $150 upon the driver, and notice of the offense shall be sent to the owner of the taxi license;

2. For a second offense, a minimum fine of $250 upon the driver, and/or suspension of the driver's taxicab operator's license, and a minimum fine of $150 upon the owner of the taxi license;

3. For a third offense, a minimum fine of $500 upon the driver, a mandatory suspension or revocation of the driver's taxicab operator's license, and a minimum fine of $250 upon the owner of the taxi license and mandatory suspension of the taxi license;

4. For a fourth offense, a minimum fine of $500 and mandatory revocation of the driver's taxicab operator’s license for a period of five (5) years, and a minimum fine of $250 upon the owner of the taxi license and mandatory revocation of the taxi license.

§ 179-16 TAXICAB OPERATOR’S LICENSE AND RATE CARD; DISPLAY

Every taxicab driver licensed under this Chapter shall post his or her taxicab operator’s license and a rate card in a glass or plastic enclosed bracket within eye level of seated rear passengers and in a manner as to be readily identifiable and readable.

§ 179-17 TAXICAB DRIVERS TO COMPLY WITH FEDERAL AND STATE LAWS AND CITY ORDINANCES

Every taxicab driver licensed under provisions of this Chapter, shall comply with all Federal and State laws and regulations and all City Ordinances relating to the use, operation and occupancy of motor vehicles and taxicabs. The failure to do so will be cause for suspension, revocation, or other penalty as the Director determines.

§ 179-18 TAXICAB EQUIPMENT AND MAINTENANCE; INSPECTION AND INSPECTION LICENSES

A. Prior to the use and operation of any vehicle as a taxicab under this Chapter, and each year thereafter, the vehicle shall be thoroughly examined and inspected by the Director or the Director's designee and shall be found to comply with such reasonable rules and regulations as may be prescribed by the Director. These rules and regulations shall be promulgated to insure the provision of safe transportation and shall specify such safety equipment and regulatory devices as the Director deems necessary.

B. When a vehicle has met the standards established by the Director, the Director or his or her designee shall issue an inspection license to that effect. The inspection license shall be conspicuously displayed in each taxicab as to be readily seen by the passenger.

C. Every vehicle operating under this Chapter shall be kept in a clean and sanitary condition according to the rules and regulations promulgated by the Director.

D. Every taxicab shall be equipped with interior light of sufficient candlepower to illuminate its interior after sundown. In no case shall the bulb be less than six (6) candlepower.

E. Taxicabs shall be equipped with roof lights which shall be in operation whenever the taxicabs are in operation. The roof lights shall be lighted when the taxicabs are vacant and
extinguished when occupied. Roof lights shall have a dark background so as to be distinguished
in the daylight hours.

(F) Vehicles used as taxicabs need not be new, but they shall pass inspection by the
State Division of Motor Vehicles and shall also pass inspection by the Director.

(G) Replacement vehicles used as taxicabs shall be of a four (4) door model and no more
than four (4) years old.

§ 179-19 TAXICAB COLOR SCHEME AND INSIGNIA

(A) The color scheme of taxicabs shall be at the sound discretion of the Director. The
Director may adopt a uniform color scheme for all taxis licensed by the City.

(B) For identification purposes, the insignia or monogram of a taxicab shall be assigned by
the Director to ensure adequate differentiation among separate taxicab operators. Each taxicab
shall bear upon its doors:

(1) The rates of fare, as set forth on the rate card, in letters not less than one (1) inch nor
more than two (2) inches in height, in contrasting color on both sides of the rear doors;

(2) Trade names shall appear in letters not less than six (6) inches in height in contrasting
color on both sides on the front doors of each vehicle;

(3) The assigned number of each taxi cab shall appear on each side and rear in numerals
not less than two (2) inches in height.

(C) No vehicle covered by this Chapter shall be licensed whose identifying design,
monogram, or insignia shall, in the opinion of the Director, conflict with or imitate any other vehicle
or vehicles already licensed and operating under the provisions of this Chapter in such a manner
as to be misleading or tend to deceive or defraud the public.

(D) If, after a license has been issued for a taxicab, any of the provisions of this section are
violated, the Director shall suspend and/or revoke the license of such taxi or taxicabs in
accordance with the provisions of this Chapter.

§ 179-20 TAXICAB FARES

The maximum rates of fare allowable for taxicabs licensed by the City of Hoboken shall be
as follows:

(A) Any destination within the City shall be three dollars ($3.00);

(B) In addition to the aforesaid rates, there shall be a charge of ($0.50) fifty cents for each
bag exceeding two (2), with which a driver assists a passenger, except that senior citizens shall
not be subject to this fee;

(C) Waiting time shall be charged at the rate of six dollars ($6.00) per half hour.

(D) Senior citizens shall be entitled to a reduction by ($0.50) fifty cents of the charges set
forth in this section.

(E) The aforementioned rate changes shall be effective thirty (30) days after adoption of
this Ordinance.

§ 179-21 RECEIPT TO BE SUPPLIED ON DEMAND
The driver of a taxicab shall, upon request by the passenger, provide him or her a receipt for the amount charged, either by a mechanically printed receipt or by a specially prepared receipt on which shall be the name of the owner, driver's name, license number of the taxicab, date and the amount paid for fare. Only one receipt per fare shall be provided.

§ 179-22 REFUSAL OF PASSENGER TO PAY LEGAL FARE

No person shall refuse to pay the legal fare of any taxicab or vehicle mentioned in this Chapter after having hired same. No person shall hire any such taxicab or vehicle with intent to defraud the person from whom it was hired of the value of such service.

§ 179-23 SOLICITATION OF PASSENGERS; ACCEPTANCE AND DISCHARGE OF PASSENGERS; CRUISING

(A) No driver shall solicit passengers for a taxicab except when sitting in the driver's seat of such taxicab or while standing immediately adjacent to the curbside thereof. The driver of any such taxicab shall remain in the driver's compartment or immediately adjacent to his vehicle at all times when such vehicle is upon the public street.

(B) No driver shall solicit patronage in a loud or annoying tone of voice, by sign, voice amplification device or in any manner so as to annoy any person, obstruct the movement of any person, or follow any person for the purpose of soliciting patronage. No driver, starter, assistant, or associate, shall induce any prospective passenger to employ him by misinforming or misleading any such prospective passenger as to the location of any hotel, public place or private residence within the City or as to the distance between any two (2) points, nor shall any driver, starter, assistant, or associate deceive any prospective passenger or make any false or misleading representations to him or her or convey any passenger to any place or over any route other than that which such passenger has instructed the driver to go.

(C) Drivers of taxicabs shall not receive or discharge passengers in the roadways, but shall pull up to the right hand sidewalk as nearly as possible. In the absence of a sidewalk, the driver should pull over to the extreme right hand side of the road and there receive and discharge passengers, except upon one way streets, where passengers may be discharged on either the right or left hand sidewalk or side of the road in the absence of a sidewalk.

(D) No person, other than the licensed driver or a person with a disability, shall ride or sit in the front seat unless the rear seat is fully occupied by passengers or passenger luggage. No driver shall permit any other person to occupy or ride in the taxicab, other than the person or persons employing the taxicab. The practice of sharing of taxicabs, whereby the driver is paid more than one fare for the same travel or portion thereof is hereby prohibited. Any violation of this subsection shall subject the driver to an immediate five (5) day suspension as well as those penalties provided for by § 179-15(D) of this code.

(E) No driver shall permit more than four (4) persons to be carried in his or her taxicab as passengers. Upon written application to the Director requesting an inspection of a particular vehicle, the Director may rate particular vehicles, or classes of vehicles, at a higher occupancy level. Children under seven (7) years of age seated in the lap of an adult passenger in the rear of the vehicle shall not be counted as a passenger.

(F) No driver shall refuse or neglect to convey any orderly person or person upon request, unless previously engaged or unable or forbidden by the provisions of this Chapter to do so. Any such refusal or neglect shall be punishable by a license suspension for a period not to exceed five (5) days, as well as those penalties provided for by § 179-15(D) of this code.

(G) It shall be a violation of this Chapter for any driver of a taxicab to solicit business for any hotel or to divert patronage from any one hotel to another.
(H) Drivers shall not: (i) allow the consumption of any alcoholic beverages in their vehicle; (ii) engage in the selling of intoxicating liquors or drugs; (iii) solicit patronage for any house of ill repute; or (iv) use vehicles for any other purpose other than the transportation of passengers.

(I) Taxicabs, upon discharging their passengers, shall either return to the taxi stand assigned to that particular taxicab or shall be permitted to cruise in search of passengers. No taxicab shall remain parked at any place within the City except at a taxi stand assigned to it or unless it is waiting for a passenger. No taxicab shall be parked at any place other than its taxi stand awaiting a call from its dispatcher or other person for a new assignment.

(J) Cruising shall be allowed so long as it is conducted within the following criteria:

1. The pick up or discharge of passengers may not cause a dangerous traffic situation nor may it cause a disruption or stoppage in traffic flow.

2. Cruising shall not be allowed within five hundred (500) feet of a taxi stand. Cruising is prohibited within fifty (50) feet of a bus stop, unless hailed by a prospective passenger.

3. Cruising shall at all times remain at the discretion of the Director, who may regulate, modify, or abolish the practice.

4. This subsection shall not be construed as to allow any practice otherwise prohibited by this Chapter or any law or regulation of this State or of the United States.

§ 179-24 TAXI STAND; ESTABLISHMENT AND USE

(A) In accordance with N.J.S.A. 39:4-197(3)(a), the Director is authorized to regulate the use of taxi stands, and to establish and regulate temporary taxi stands, within the City of Hoboken, as provided by law.

(B) There are hereby established, taxi stands at the following locations:

1. On the southern side of Hudson Place, east of River Street;

2. On the western side of Washington Street, north of 14th Street; and

3. On the eastern side of Jackson Street, south of 3rd Street.

(C) The Director may establish temporary taxi stands as necessary.

(D) Private or off-duty taxis and unauthorized vehicles shall not at any time occupy the space upon the streets which have been provided and established as either a taxi stand or temporary taxi stand. Any such vehicles shall be removed at the owner's expense. No private or off-duty taxi shall be parked at a taxi stand unless authorized by the Director nor on any City street.

§ 179-25 STANDARDS OF SERVICE

All person engaged in the taxicab business in the City operating under provision of this Chapter shall render an overall acceptable service to the public desiring to use taxicabs. They shall answer all calls received by them for service inside the City as soon as practical and, if the service cannot be rendered within a reasonable time, they shall notify the prospective passenger how long it will be before the call can be answered and give the reason thereof. Any holder who shall refuse to accept a call anywhere in the City at any time when such holder has available taxicabs on duty, or who shall fail or refuse to give overall acceptable service, shall be deemed a violator of this Chapter. The license granted to such holder shall be revoked at the discretion of the Director after notice of charges and hearing.
§ 179-26 REQUIREMENT THAT DAILY MANIFEST OF TRIPS BE MAINTAINED; CONTENTS

Every taxicab driver shall maintain a daily manifest upon which is recorded all trips made each day, showing time and place of origin, destination of each trip, amount of fare, name of driver, and the times he or she reported on and off duty. All such completed manifests shall be returned to the owner of the taxicab by the driver at the conclusion of his tour of duty. The form of each manifest shall be furnished to the driver by the owner and shall be of a character approved by the Director. Copies of all daily manifests for each vehicle shall be maintained in an accessible format by the owner for a period of at least two license years.

§ 179-27 RECORDS AND REPORTS REQUIRED

(A) Every license holder shall keep accurate records of receipts from operation, operating and other expenses, capital expenditures and other such operating information as may be required by the Director. Every holder shall maintain the records containing such information accessible for examination by the Director.

(B) All accidents arising from or in connection with the operation of taxicabs which result in death or injury to any person or in damage to any vehicle, or to any property in an amount exceeding five hundred dollars ($500) shall be reported to the Director within forty-eight (48) hours from the time of occurrence in a form to be furnished by the Director. Copies of any police report filed or prepared as a result of the accident must also be provided to the Director within forty-eight (48) hours. Such reports are to be used by the Department in developing useful information in the prevention of transportation accidents.

(C) All license holders shall file with the Director copies of all contracts, agreements, arrangements, memorandums or other writing, relating to the furnishing of taxicab service to any hotel, theater, hall, public resort, railway station or other place of public gathering, indicating whether such agreement is made with any corporation, firm or association with which the holder may be interested or connected. Failure to file such copies within seven (7) days shall be sufficient cause for the revocation of a license of any offending holder or the cancellation of any taxi stand privilege.

§ 179-28 ADVERTISING

(A) Subject to the provision of this Chapter and the rules and regulations of the Director, taxicabs may display advertising on or above the rear bumper of the cab provided that such advertising is properly framed and does not obstruct rear vision.

(C) Taxicab companies not properly licensed to provide taxi service within the City shall not cause to be displayed any type of placard, poster, sign, sticker or card advertising its transportation services in public telephone booths, taverns, restaurants or other public places in this City.

§ 179-29 DEPARTMENT TO ENFORCE CHAPTER

(A) The Department of Administration is hereby given the authority and is instructed to watch and observe the conduct of holders and drivers operating under this Chapter. Upon discovering a violation of this Chapter, the Director or his designee shall file a Complaint with the Municipal Court and take any other action consistent with this Chapter.

(B) A vehicle owner who has been issued a taxi license shall be responsible for having said vehicle inspected at a State of New Jersey inspection station pursuant to the laws of this State. Authorized personnel of the City of Hoboken under the Director of Administration may conduct on street inspections of such vehicles. The inspector may order the vehicle owner to repair or take the vehicle out of service until such vehicle is repaired.
§ 179-30 USE OF RADIOS TO DISPATCH TAXICABS

Subject to required licensing and approval by appropriate authorities, including the Director and the City, owners may use radios to dispatch taxicabs.

§ 179-31 VIOLATIONS AND PENALTIES

Unless otherwise specified herein, any person violating any provision of this chapter shall, upon conviction thereof before the Municipal Court, be subject to a fine not exceeding one thousand two hundred fifty dollars ($1,250.00) or to imprisonment for a period not exceeding ninety (90) days, or both, the amount of such fine and imprisonment subject to the above limitation, to be determined by the sound discretion of the Municipal Judge. In addition to the aforementioned penalties, and as provided for herein, violations of this Chapter may subject the license to suspension or revocation as provided for herein.

§ 179-32 REPEAL OF PREVIOUS ORDINANCE

Any ordinance adopted concerning taxicabs and taxicab drivers previously adopted by the City of Hoboken are hereby specifically repealed.

§ 179-33 SAVINGS CLAUSE

Should any part of this ordinance be declared invalid all other parts shall remain in full force and effect.

ARTICLE TWO
Rules and Regulations: Drivers

§ 179-34 RULES AND REGULATIONS: DRIVERS

The following rules shall apply to all drivers of taxicabs. Such rules, numbered sequentially below, shall be referred to by Chapter, Section and Rule number. They are set forth below as follows:

RULE

101 A driver shall be clean and neat in dress and person. A driver must wear hemmed or tailored trousers that are no higher than mid-thigh and have no holes. A female driver must wear hemmed or tailored trousers or skirt that is no higher than mid-thigh and that has no holes. A driver must wear closed shoes or sneakers. A driver must wear a collared shirt or blouse, without holes, which if it has buttons, must be buttoned except for the top two buttons. A driver may not wear as outer clothing, underwear, t-shirts, tank tops, tube tops, body shirts, swim wear, bathing trunks, or cut-off shorts.

102 A driver shall not smoke while carrying a passenger unless the passenger verbally consents.

103 A driver shall not operate or occupy a taxicab while his driving ability is impaired by either alcohol or drugs. While driving or occupying a taxicab, a driver shall not consume any alcoholic beverage or any drugs or narcotics which are either illegal or capable of impairing his driving ability.

104 A driver shall not operate a taxicab for more than twelve (12) consecutive hours.

105 A driver shall, at all times, cooperate with all law enforcement officers, authorized representatives of the Director and dispatchers at public transportation terminals and authorized group-ride taxi lines, and shall comply with all their reasonable requests, including, but not limited
to, providing his name and taxicab operator's license number and exhibiting the rate card, trip
record and other documents required to be in his possession.

106 a. A driver shall not operate his taxicab in such a manner or a speed which
unreasonably endangers users of other vehicles, pedestrians, or his passengers.

b. A driver, who knows or should know that personal injury has been caused to
another person or that damage has been caused to the property of another person due to an
accident involving the driver's taxicab, shall, before leaving the place where the damage or injury
occurred, stop, exhibit to such other person his taxicab operator's license, motor vehicle driver's
license and rate card, and give to such other person, his name, residence address, chauffeur's
license number, taxicab driver's number, and taxicab medallion number, as well as the name of the
taxicab's insurance carrier and the insurance policy number.

c. A driver shall operate his taxicab at all times in full compliance with all laws, rules
and regulations of the Port Authority of New York and New Jersey, and any regulatory body or
governmental agency having jurisdiction over motor vehicles, with respect to matters not
otherwise specifically covered in these rules.

d. A driver, while operating a taxicab, shall, immediately report to the owner of the
vehicle any motor vehicle accident in which he is involved.

107 A radio shall be turned on or off at the request of the passenger. The passenger
shall have the right to select the radio program. Whether or not a taxicab is hired, a radio shall be
played at normal volume only and comply with all noise ordinances.

108 An air conditioning and heating device in a taxicab shall be turned on or off at the
request of a passenger.

109 A driver, while performing his duties and responsibilities as a driver, shall not commit
or attempt to commit, alone or in concert with another, any act of fraud, misrepresentation or
larceny, or perform any willful act of, omission or commission which is against the best interests of
the public, even though not specifically mentioned in these rules.

110 A driver shall not apply for or accept more than one taxicab operator's license
without the Director's written permission.

111 A driver shall not permit any other person to use the driver's taxicab operator's
license while such person is operating any vehicle.

112 a. A driver shall not permit the taxicab to be operated for hire by another person who
is not currently licensed by the Director as a taxicab driver.

b. During the work shift, a driver shall not allow another person to operate the
taxicab or occupy the driver's seat, except in the event of an emergency.

113 a. A driver shall not use or permit any person to use his taxicab for any unlawful
purpose.

b. A driver shall not conceal any evidence of a crime nor voluntarily aid violators to
escape arrest.

c. A driver shall report immediately to the police any attempt to use his taxicab to
commit a crime or to escape from the scene of a crime.

114 A driver or any person acting on his behalf shall not offer or give any gift,
gratuity nor thing of value to any employee, representative or member of the office of the Director,
or any public servant or any dispatcher employed at a public transportation facility.
A driver shall immediately report to the Director and the Hoboken Police Department any request or demand for a gift, gratuity, free service or anything of value by any employee or representative of the Director, by any employee or representative of the Director, any member of the City Council of Hoboken, any Police, dispatcher or any public servant.

A driver shall notify the Director in writing of the driver's conviction of a crime or motor vehicle offense, excluding parking violations for vehicles other than a taxicab, within fifteen (15) days of such conviction, and he/she shall deliver to the Director a certified copy of the certificate of disposition issued by the clerk of the court within fifteen (15) days of sentencing.

A driver shall not permit more than four (4) passengers to ride in his taxicab, unless the particular vehicle in question has been rated higher by the Director pursuant to Section 179-23(E) of this Chapter. Children under the age of seven (7) seated in the lap of an adult passenger seated in the rear must be permitted and shall not count as passengers for the purposes of computing the number of passengers.

A handicapped passenger, unable to enter or ride in the rear passenger part of the taxicab, must be permitted to occupy the front seat alongside the driver. If a passenger's luggage occupies the rear passengers part of the taxicab, a passenger must be permitted to occupy the front seat alongside the driver.

a. A driver shall be courteous to passengers.

b. A driver shall comply with all the reasonable request of a passenger, including but not limited to, providing, upon request, his name, his taxicab operator's license number and the medallion number.

A driver shall not threaten, harass or abuse any passenger, governmental officer, representative of the Director, public servant or any other person while performing his duties as a driver.

A driver shall not use or attempt to use any physical force against any passenger, governmental officer, representative of the Director, public servant or any other person while performing his duties as a driver.

A driver shall solicit passengers only while sitting in the driver's seat of his taxicab or while standing immediately adjacent to the curb side of his taxicab, and only with the words "Taxi" or "Cab" or "Taxicab." This rule shall not be construed to allow any solicitation or conduct otherwise prohibited by this Chapter.

A driver may not use another person, other than a dispatcher at an authorized group ride taxi line, to solicit a passenger, nor suggest to a passenger that an additional person be accepted as a passenger.

A driver shall not solicit passengers within fifty (50) feet of any bus stop, nor stop there unless hailed.

A driver shall not pick up additional fares while the taxi continues to be employed.

A driver may not, in omnibus fashion, pick up passengers at one or more locations.

A driver shall not seek to ascertain the destination of a passenger before such passenger is seated in the taxicab.
128 A driver shall not refuse by words, gestures or any other means to take any orderly and lawful passenger to any destination within the City of Hoboken and a twenty-five (25) mile radius thereof. This includes a person who is handicapped and any guide dog or other service animal accompanying such person.

129 A driver shall not induce the hire of his taxicab by giving misleading information including but not limited to, the times of arrival and departure of trains, buses, ships, ferries, plans or other scheduled forms of transportation, the location of a building or place or the distance between two points.

130 a. A driver shall not refuse to transport a passenger's luggage, wheelchair, crutches or other property.

b. Upon request of a passenger, the driver shall load or unload such property in or from the taxicab's interior or trunk compartment, and shall secure such compartment.

131 A driver shall not sell, advertise or recommend any service or merchandise to any passenger without prior written approval from the Director.

132 A driver shall comply with any request of a passenger during the trip to change his destination or terminate the trip, unless it is impossible for the driver to comply with such request, and the passenger shall pay the amount shown on the taximeter at the time of termination.

133 A driver shall take a passenger to his destination by the shortest reasonable route unless the passenger requests a different route, or unless the driver proposes a faster alternative route to which the passengers agrees. The driver shall comply with all reasonable and lawful routing requests of the passenger.

134 A driver shall be required to accept United States currency or a Director approved group voucher.

135 A driver shall give the correct change to a passenger who has paid the fare.

136 A driver shall give a passenger a receipt for payment of the fare when requested to do so by the passenger, such a receipt shall state the date, time, medallion number, fare paid, any other charge and the Director's Complaint Department telephone number.

137 A driver shall not ask a passenger for a tip nor indicate that a tip is expected or required.

138 If a passenger refuses to pay the metered fare, the driver, with the passenger's consent may place the meter in the off or "Vacant" position, illuminate the "Off-Duty" light, enter on the trip record the words "Off-Duty" and the amount of fare on the taximeter, proceed directly to the nearest police station, present the facts to the police and follow their instructions for resolving the dispute.

139 A driver shall promptly answer and comply as directed with all questions, communications, directives and summonses from the Director or his representative. A driver shall produce his taxicab operator’s license and DMV license, trip record or other documents whenever the Director or his representative requires him to do so.

140 A driver shall not knowingly operate a vehicle for hire unless such vehicle is properly licensed by the Director.

141 A driver shall comply with all restrictions endorsed by the Director upon his taxicab operator's license.
a. A driver shall not operate a taxicab in the City of Hoboken while his taxicab operator's license or his motor vehicle driver's license is revoked, suspended, or expired.

b. A driver shall immediately surrender his taxicab operator's license to the Director, upon the suspension or revocation of his chauffeur's license.

A driver shall take all reasonable steps to safeguard his taxicab operator's license.

A driver shall notify the Director in writing of the loss or theft of his taxicab operator's license within seventy-two (72) hours, exclusive of weekends and holidays.

A driver shall not alter, deface, mutilate or obliterate any portion of his taxicab operator's license or the attached photograph so as to cause it to present false information, make it unreadable or unrecognizable.

A Driver shall immediately surrender for replacement any unreadable or unrecognizable taxicab operator's license.

A driver shall submit four (4) prints of a new photograph to the Director whenever his physical appearance has substantially changed. Substantial change shall include, but not be limited to the growth or removal of facial hair.

A driver shall report any change of mailing address to the Director either in person or by registered or certified mail, return receipt requested, within seven (7) days, exclusive of weekends and holidays. Any notice from the Director shall be deemed sufficient if sent to the mailing address furnished by the driver.

A driver, while operating a taxicab, shall not carry a weapon, without the Director's written authorization.

a. A driver shall keep a trip record in the taxicab, make all entries legibly in ink, and include the following information:

1. The taxicab's medallion number.

2. His name and taxicab operator's license number.

3. The license plate number.

4. The taximeter's readings at the start and finish of his work shift.

5. At the start of each trip: the destination, the starting time.

6. On completion of the trip: the date, time, specific location, the amount of fare and all other entries required by these rules.

b. A driver shall not make erasures or obliterations or white-out on a trip record. The driver shall correct any wrong entry only by drawing a single line through the incorrect entry. A driver shall not leave blank lines between entries.

c. A driver shall not rewrite a trip record either in whole or in part, unless authorized by the Director.

A driver shall not operate a taxicab unless all of the following are present in the taxicab:
a. The trip record also known as a “trip sheet”.

b. His taxicab operator’s license in a appropriate frame on the right side of the dashboard.

c. The rate card assigned to the taxicab,

d. Receipts for passengers.

e. All notices required to be posted in the taxicab,

152 A driver shall not obstruct a passenger’s view of any of the items required to be posted in a taxicab by these rules.

153 A driver shall not operate a taxicab having any equipment, devices or signs not specifically specified in these rules unless authorized in writing by the Director.

154 A driver shall not operate a taxicab without continual personal inspections and the reasonable determination that all equipment, including brakes, tires, lights and signals are in good working order.

155 A driver shall not operate a taxicab unless both he and the owner or his agent if the driver’s vehicle is not owned by the driver, shall, at the beginning of each work shift, sign and certify on the trip record that the taxicab and its equipment are in good working order and the items required in the taxicab are present. One entry for a driver who owns the vehicle he drives is sufficient for that vehicle.

156 When a taxicab taken out of service for repair has been repaired and if the repairs were made by the driver, he shall immediately make a trip record entry showing the work that was completed, the shop name and the time the work was finished. The driver shall carry the work order or receipt with him while on his work shift and deliver it to the owner at the end of that shift.

157 A driver, during his work shift, shall keep the taxicab's exterior and interior clean.

158 A driver has the right to take a position on any taxi stand having a vacancy, and no other taxicab driver may interfere with that right.

159 A driver may not occupy a taxi stand for the purpose of rest or repairing his taxicab except for minor emergency repairs.

160 A driver shall not overcrowd, back into a front position on a taxi stand or otherwise cut the line. A driver shall take the rear position on the line formed at such a stand, unless it is a relief stand that has a vacancy.

161 A driver may occupy a taxi stand only when he is on duty.

162 The driver of each of the first two taxicabs on a taxi stand, other than a relief stand, shall remain in the driver's seat ready to accept passengers. Any other driver on such a stand shall be no more than fifteen feet from his taxicab unless he is off duty and the required "Off Duty" light or "Relief Time" sign is visibly displayed.

163 The rules regarding taxi stands also apply to special taxi stands and feed lines at air, rail, bus and ship terminals.

164 A driver shall immediately report to the director any taxi license holder who instructs any driver to violate any section of this Chapter.
A driver shall not charge a fare in excess of that provided for by this Chapter.

§ 179-35 SCHEDULE OF VIOLATIONS AND PENALTIES

A fine not less than the following penalties shall apply to violations of the rules set forth in § 179-34. The penalty schedule lists the rule number, the range of fines associated with a violation of that rule and whether the violator is required to make a personal appearance to answer such charge:

<table>
<thead>
<tr>
<th>RULE</th>
<th>PENALTY/FINE</th>
<th>APPEARANCE REQUIRED</th>
</tr>
</thead>
<tbody>
<tr>
<td>101</td>
<td>$150.00</td>
<td>No</td>
</tr>
<tr>
<td>102</td>
<td>$200.00</td>
<td>No</td>
</tr>
<tr>
<td>103</td>
<td>$350.00 to $600.00 and mandatory revocation</td>
<td>Yes</td>
</tr>
<tr>
<td>104</td>
<td>$125.00</td>
<td>No</td>
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<tr>
<td>105</td>
<td>$150.00 to $450.00</td>
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<td>106a</td>
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</tr>
<tr>
<td>106b</td>
<td>$200.00 to $350.00 and/or suspension of 5 days</td>
<td>Yes</td>
</tr>
<tr>
<td>106c</td>
<td>$150.00 to $200.00 for a violation that governs stationary vehicles</td>
<td>Yes</td>
</tr>
<tr>
<td>106d</td>
<td>$250.00 to $500.00 and/or suspension of 5 days</td>
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</tr>
<tr>
<td>107</td>
<td>$150.00</td>
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<tr>
<td>108</td>
<td>$150.00</td>
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</tr>
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<td>109</td>
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<td>110</td>
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<td>111</td>
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<tr>
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</tr>
<tr>
<td>112b</td>
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</tr>
<tr>
<td>113a,b and c</td>
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<tr>
<td>114</td>
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</tr>
<tr>
<td>115</td>
<td>$200.00</td>
<td>No</td>
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<tr>
<td>116</td>
<td>$350.00 to $600.00</td>
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<tr>
<td>117</td>
<td>See § 179-15(D)</td>
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<tr>
<td>118</td>
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<tr>
<td>119a and b</td>
<td>$150.00</td>
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<tr>
<td>120</td>
<td>$350.00</td>
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<td>121</td>
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<tr>
<td>122</td>
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<td>123</td>
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</tr>
<tr>
<td>124</td>
<td>See § 179-15(D)</td>
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</tr>
<tr>
<td>125</td>
<td>See § 179-15(D)</td>
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<td>126</td>
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<td>127</td>
<td>$200.00</td>
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<tr>
<td>128</td>
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<tr>
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<td>131</td>
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<td>138</td>
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<tr>
<td>139</td>
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<td>140</td>
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<td>141</td>
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</tr>
<tr>
<td>142a and b</td>
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<td>Yes</td>
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<tr>
<td>143</td>
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<td>150 a, b and c</td>
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<td>151</td>
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<td>155</td>
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<td>156</td>
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<tr>
<td>157</td>
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<td>158</td>
<td>$200.00</td>
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<tr>
<td>159</td>
<td>$200.00</td>
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<tr>
<td>160</td>
<td>$200.00</td>
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</tr>
<tr>
<td>161</td>
<td>$200.00</td>
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<td>162</td>
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<tr>
<td>163</td>
<td>$125.00 to $150.00</td>
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<tr>
<td>164</td>
<td>$150.00 to $250.00</td>
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<tr>
<td>165</td>
<td>$500.00 to $1,250.00</td>
<td>Yes</td>
</tr>
</tbody>
</table>

and/or suspension of 30 days

**ARTICLE THREE**

Rules and Regulations: Owners

§ 179-36 RULES AND REGULATION: OWNERS

The following rules shall apply to all Owners of taxicabs. Such rules, numbered sequentially below, shall be referred to by Chapter, Section and rule number. They are set forth below as follows:

201 An owner shall not dispatch a taxicab or for-hire vehicle not currently licensed by the City.

202 An owner who is not currently licensed shall not advertise or hold himself out as doing business as a “taxi” or “taxicab” or any name that would tend to confuse the public as to the owner’s license status.
An owner shall not cause to be dispatched a taxicab or for-hire vehicle unless the driver thereof has a current taxi operator’s license.

An owner, while performing his duties and responsibilities as a taxicab or for-hire vehicle owner, shall not commit or attempt to commit, alone or in concert with another, any fraud, misrepresentation or larceny, or perform any willful act or omission which is against the best interests of the public, although not specifically prohibited in these rules.

An owner shall not use or permit any other person to use any of his taxicab(s) or for-hire vehicles, his garage, or his office of record for any unlawful purpose.

An owner shall not conceal any evidence of crime connected with his taxicab(s) or for-hire vehicles, garage or office of record.

An owner shall report immediately to the police, any attempt to use any of his taxicabs or for-hire vehicles to commit a crime or flee from the scene of a crime.

The owner shall inspect, or cause to be inspected, the interior of the taxicab or for-hire vehicle immediately after the termination of each work shift.

Property found shall be taken without delay to the police department unless it can be returned to its rightful owner sooner than being brought to the police department.

An owner shall not dispatch or cause to be dispatched any taxicab or for-hire vehicle from a public street or other public area if such dispatch will prevent the flow of pedestrians and/or vehicular traffic, or cause inconvenience or annoyance to the public.

No owner of a vehicle shall permit a person to operate that vehicle as a livery or a limousine who does not possess a valid limousine or livery operator’s license issued by the City of Hoboken.

No owner shall aid, assist, counsel, require, order, mandate, suggest or in any other way knowingly cause a driver to violate any rule or rules of this chapter.

§ 179-37 SCHEDULE OF VIOLATIONS AND PENALTIES

A fine of not less than the following penalties shall apply to violations of the rules set forth in § 179-36. The penalty schedule lists the rule number, the range of fines associated with a violation of that rule and whether the violator is required to make a personal appearance to answer such charge.

<table>
<thead>
<tr>
<th>RULE</th>
<th>PENALTY/FINE</th>
<th>APPEARANCE REQUIRED</th>
</tr>
</thead>
<tbody>
<tr>
<td>201</td>
<td>$350.00 to $600.00 and/or suspension of 20 days</td>
<td>Yes</td>
</tr>
<tr>
<td>202</td>
<td>$350.00 to $600.00 and/or suspension of 20 days</td>
<td>Yes</td>
</tr>
<tr>
<td>203</td>
<td>$350.00 to $600.00 and/or suspension of 5 days</td>
<td>Yes</td>
</tr>
<tr>
<td>204</td>
<td>$500.00 to $1,250.00 and/or suspension of 20 days</td>
<td>Yes</td>
</tr>
<tr>
<td>205</td>
<td>$500.00 to $1,250.00 and/or suspension of 20 days</td>
<td>Yes</td>
</tr>
<tr>
<td>206</td>
<td>$500.00 to $1,250.00 and/or suspension of 20 days</td>
<td>Yes</td>
</tr>
<tr>
<td>207</td>
<td>$500.00 to $1,250.00 and/or suspension of 20 days</td>
<td>Yes</td>
</tr>
</tbody>
</table>
AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED “AN ORDINANCE TO ADOPT IN AND FOR THE CITY OF HOBOKEN A SCHEDULE OF CLASSIFICATIONS AND ALLOCATIONS OF TITLE FOR ALL POSITIONS IN SAID MUNICIPALITY DESIGNATING THE APPROPRIATE STANDARDIZED TITLE FOR EACH POSITION IN SAID MUNICIPALITY; FIXING AND ADOPTING FOR EACH POSITION A SALARY RANGE, AND ESTABLISHING AND CREATING IN AND FOR THE CITY OF HOBOKEN THE RESPECTIVE POSITIONS MENTIONED IN THE SCHEDULE SET FORTH HEREIN, AND FIXING AND PRESCRIBING THE DUTIES THEREOF” passed December 29, 1950, amended August 6, 1997. (DR-79)

<table>
<thead>
<tr>
<th>Title</th>
<th>Minimum</th>
<th>Max. 07/01/02</th>
<th>Max. 01/01/03</th>
<th>Max. 07/01/04</th>
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<tr>
<td>Additional Municipal Court Judge</td>
<td>$24,000.00</td>
<td>$32,858.66</td>
<td>$33,515.83</td>
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<td>Administrative Secretary</td>
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<td>Aide to the Mayor</td>
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</tbody>
</table>

---Councilman Campos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on December 18, 2002 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**02-773**
**DR-79**

**Hoboken Salary Ordinance 2002**
<table>
<thead>
<tr>
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| Accounting (degree)                        | $28,000.00   | $45,290.41    | $46,196.22 | $47,9,     |
| Agency Aide                                 | $8,500.00    | $30,560.07    | $31,171.27 | $32,3,     |
| Assessing Clerk                            | $1,700.00    | $31,511.81    | $32,142.04 | $33,3,     |
| Building Maintenance Worker                | $15,600.00   | $31,946.86    | $32,585.80 | $33,5,     |
| Buyer                                      | $35,000.00   | $45,900.00    | $46,818.00 | $48,5,     |
| Clerk                                       | $15,000.00   | $30,061.23    | $30,662.45 | $31,8,     |
| Clerk Stenographer                          | $17,500.00   | $35,137.61    | $35,840.37 | $37,1,     |
| Clerk Typist                               | $16,000.00   | $30,785.87    | $31,401.59 | $32,5,     |
Clerk, Bd of Hlth, Dep. Rgstr Vital Stats. | $26,000.00 | $46,740.98 | $47,675.80 | $49,4
Clerk Typist Bilingual Spanish/English | $18,000.00 | $22,972.91 | $23,432.37 | $24,3
Communications Operator | $20,800.00 | $36,588.20 | $37,319.96 | $38,7
Community Service Worker | $19,000.00 | $32,092.30 | $32,734.15 | $33,9
Community Service Worker Bilingual | $21,000.00 | $41,549.77 | $42,380.77 | $43,9
Complaint Investigator | $20,600.00 | $33,106.55 | $33,768.68 | $35,0
Community Service Aide P/T | $9.00 / hour
Cost Estimator Property Improvement | $22,000.00 | $37,923.96 | $38,682.44 | $40,1
Equipment Operator | $20,800.00 | $39,437.06 | $40,225.80 | $41,7
Fire Alarm Operator | $20,800.00 | $36,588.20 | $37,319.96 | $38,7
Fire Prevention Specialist | $20,800.00 | $36,588.20 | $37,319.96 | $38,7
Garage Attendant | $13,600.00 | $24,404.36 | $24,892.44 | $25,8
Library Associate | $19,000.00 | $30,785.87 | $31,401.59 | $32,5
Library Assistant | $18,000.00 | $25,976.47 | $26,496.00 | $27,4
Laborer | $15,600.00 | $30,496.28 | $31,106.20 | $32,2
Laber P/T | $6.50 - $8.50/hr
Librarian | $27,000.00 | $40,214.02 | $41,018.30 | $42,5
Library Trainee | $24,500.00 | $35,316.23 | $36,022.55 | $37,8
Library Assistant P/T | $7-10 / hour
Librarian P/T | $10-20 / hour
Library Page | Min. Wage
Licensing Clerk P/T | $7.50-10.19 hr
Maintenance Repairer | $17,000.00 | $32,236.46 | $32,881.19 | $34,1
Mechanic | $20,800.00 | $34,848.01 | $35,544.97 | $36,8
Mechanic, Diesel | $28,000.00 | $41,323.80 | $42,150.28 | $43,7
Motor Broom Operator | $20,800.00 | $40,938.66 | $41,757.43 | $43,3
Omnibus Operator | $19,000.00 | $32,236.46 | $32,881.19 | $34,1
Omnibus Operator P/T | $8.50 / hour
Park Maintenance Repairer | $17,000.00 | $33,687.04 | $34,360.78 | $35,6
Parking Enforcement Officer | $18,000.00 | $30,785.87 | $31,401.59 | $32,5
Police Photographer/ID Officer | $19,000.00 | $41,478.32 | $42,307.89 | $43,8
Police Records Clerk, Typing | $17,000.00 | $35,767.86 | $36,483.22 | $37,8
Principal Account Clerk | $17,000.00 | $43,839.53 | $44,716.32 | $46,3
Principal Account Clerk, Typing | $22,500.00 | $38,038.78 | $38,799.55 | $40,2
Principal Assessing Clerk | $22,500.00 | $38,038.78 | $38,799.55 | $40,2
Principal Clerk | $22,000.00 | $36,588.20 | $37,319.96 | $38,7
Principal Clerk Stenographer | $25,000.00 | $54,735.77 | $55,830.49 | $57,9
Principal Clerk Typist | $22,500.00 | $37,312.85 | $38,059.11 | $39,4
Principal Employee Benefits Clerk | $22,500.00 | $37,312.85 | $38,059.11 | $39,4
Principal Legal Stenographer | $27,000.00 | $43,839.53 | $44,716.32 | $46,3
Principal Library Assistant | $25,000.00 | $39,489.36 | $40,279.15 | $41,7
Principal Payroll Clerk | $21,000.00 | $38,038.78 | $38,799.55 | $40,2
Principal Tax Clerk | $20,000.00 | $38,038.78 | $38,799.55 | $40,2
Public Health Investigator | $21,000.00 | $29,989.79 | $30,589.58 | $31,7
Public Works Repairer | $17,000.00 | $33,687.04 | $34,360.78 | $35,6
Radio Dispatcher | $20,800.00 | $36,588.20 | $37,319.96 | $38,7
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</table>
---Council President Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on December 18, 2002 at 7:00 PM.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 7 - NAYS: 2
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: Castellano, Soares.

All regular business concluded and no members of the public wishing to speak at the “Public Portion” of the meeting, President Ramos then adjourned the meeting at 9:04 p.m.

__________________________________________

PRESIDENT OF THE COUNCIL

__________________________________________

CITY CLERK