President Ramos opened the meeting at 7:20 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

Presented and Read

03-801
---By Council President Ramos:

WHEREAS, the Code for the City of Hoboken establishes the Office of Corporation Council, pursuant to the Code of the City of Hoboken § 54-32 et. seq.; and

WHEREAS, Mayor David Roberts is hereby appointing Joseph S. Sherman, 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 Joseph S. Sherman, 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.

---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.

The City Clerk then administered the oath of office to Corporation Counsel Sherman.

HEARING ON ORDINANCES

Second Reading and Public Hearing

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)

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 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)" 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.
PETITIONS AND COMMUNICATIONS

03-802
A communication from the Hoboken Planning Board regarding: “Ongoing Ordinance Amendments.”

--Received and filed.

03-803

January 3, 2003

City Council
City Hall
Hoboken, NJ 07030

Dear Ladies & Gentlemen of the City Council,

I hereby appoint Joseph Sherman as Corporation Counsel effective January 8, 2003. I respectfully request the advice and consent of the Council in this appointment.

Sincerely,

David Roberts
Mayor

--Received and filed.

03-804

APPLICATIONS FOR MISCELLANEOUS LICENSES

Livery/Limousine Drivers -------------------------------------------- 2
Music Machines ----------------------------------------------- 2
Parking Facilities -------------------------------------------- 3

---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.

REPORTS OF CITY OFFICERS

03-805
A report from City Clerk James J. Farina, regarding bids received on Friday, December 20, 2002 for Flexible Surfacing Replacement - City Parks; Public Bid #03-12 (two bids received).

---Received and filed.
03-806
A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending December 31, 2002 - $909,620.49.

---Received and filed.

CLAIM RESOLUTIONS

03-807
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 $1,047,276.85 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 $79,868.57 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 $81,231.89 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 $56,593.76 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 $140,207.12 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 $60,360.12 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 $21,580.00 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.

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 $180,701.67 against the PARKING UTILITY/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 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 $454,220.20 against the PARKING UTILITY/ADMINISTRATION (Late Claim).

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

03-808
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 December 5, 2002 to December 18, 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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<tr>
<td>Personnel</td>
<td>3-01-20-105</td>
<td>5,722.37</td>
<td>1,455.48</td>
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<td>7,177.85</td>
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<tr>
<td>Mayor's Office</td>
<td>3-01-20-110</td>
<td>9,522.79</td>
<td>2,475.76</td>
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<td>11,998.55</td>
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<tr>
<td>City Council</td>
<td>3-01-20-111</td>
<td>6,712.39</td>
<td>1,744.00</td>
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<td>8,456.39</td>
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<tr>
<td>Bus Adm. Office</td>
<td>3-01-20-112</td>
<td>9,656.14</td>
<td>2,218.82</td>
<td></td>
<td>11,874.96</td>
</tr>
<tr>
<td>ABC Board</td>
<td>3-01-20-113</td>
<td>269.24</td>
<td>269.24</td>
<td></td>
<td>538.48</td>
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<tr>
<td>Department</td>
<td>Code</td>
<td>Balance 1</td>
<td>Balance 2</td>
<td>Total 1</td>
<td>Total 2</td>
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<tr>
<td>--------------------------</td>
<td>-------------</td>
<td>-----------</td>
<td>-----------</td>
<td>----------</td>
<td>----------</td>
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<tr>
<td>Purchasing</td>
<td>3-01-20-114</td>
<td>5,952.79</td>
<td></td>
<td>1,618.18</td>
<td>7,570.97</td>
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<tr>
<td>Grants Management</td>
<td>3-01-20-115</td>
<td>5,918.53</td>
<td>331.80</td>
<td>1,538.00</td>
<td>7,788.33</td>
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<tr>
<td>City Clerks</td>
<td>3-01-20-120</td>
<td>10,608.69</td>
<td>248.40</td>
<td>2,562.50</td>
<td>13,419.59</td>
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<tr>
<td>Elections</td>
<td>3-01-20-122</td>
<td></td>
<td></td>
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<tr>
<td>Finance Office</td>
<td>3-01-20-130</td>
<td>8,056.41</td>
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<td>1,576.95</td>
<td>9,633.36</td>
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<tr>
<td>Accounts &amp; Controls</td>
<td>3-01-20-131</td>
<td>7,514.08</td>
<td></td>
<td>1,730.40</td>
<td>9,244.48</td>
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<tr>
<td>Payroll Division</td>
<td>3-01-20-132</td>
<td>2,381.30</td>
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<td>619.00</td>
<td>3,000.30</td>
</tr>
<tr>
<td>Tax Collection</td>
<td>3-01-20-145</td>
<td>8,722.01</td>
<td></td>
<td>2,227.05</td>
<td>10,949.06</td>
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<tr>
<td>Assessor's Office</td>
<td>3-01-20-150</td>
<td>9,592.94</td>
<td></td>
<td>2,506.50</td>
<td>12,099.44</td>
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<tr>
<td>Corporation Counsel</td>
<td>3-01-20-155</td>
<td>9,791.98</td>
<td></td>
<td>2,568.14</td>
<td>12,360.12</td>
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<tr>
<td>Community Develop.</td>
<td>3-01-20-160</td>
<td>5,422.95</td>
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<td>1,410.50</td>
<td>6,833.45</td>
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<tr>
<td>Historic Preservation</td>
<td>3-01-20-175</td>
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<td></td>
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<tr>
<td>Planning Board</td>
<td>3-01-21-180</td>
<td>3,638.02</td>
<td></td>
<td>796.00</td>
<td>4,434.02</td>
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<tr>
<td>Zoning Board of Adjust</td>
<td>3-01-21-185</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Zoning Officer</td>
<td>3-01-21-186</td>
<td>4,974.29</td>
<td></td>
<td>1,305.50</td>
<td>6,279.79</td>
</tr>
<tr>
<td>Housing Inspection</td>
<td>3-01-21-187</td>
<td>8,140.17</td>
<td></td>
<td>1,684.00</td>
<td>9,824.17</td>
</tr>
<tr>
<td>Construction Code</td>
<td>3-01-22-195</td>
<td>23,793.21</td>
<td></td>
<td>5,579.64</td>
<td>29,372.85</td>
</tr>
<tr>
<td>Police Division</td>
<td>3-01-25-241</td>
<td>430,765.68</td>
<td>14,942.46</td>
<td>13,529.28</td>
<td>459,237.42</td>
</tr>
<tr>
<td>Crossing Guard</td>
<td>3-01-25-241</td>
<td>13,821.28</td>
<td></td>
<td></td>
<td>13,821.28</td>
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<tr>
<td>Emergency Mgmt</td>
<td>3-01-25-252</td>
<td>721.60</td>
<td></td>
<td></td>
<td>721.60</td>
</tr>
<tr>
<td>Fire Division</td>
<td>3-01-25-266</td>
<td>323,485.44</td>
<td>3,954.03</td>
<td>4,667.18</td>
<td>332,106.65</td>
</tr>
<tr>
<td>Signal &amp; Traffic</td>
<td>3-01-25-267</td>
<td>9,147.60</td>
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<td>2,235.50</td>
<td>11,383.10</td>
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<tr>
<td>Envir. Ser. Dir. Office</td>
<td>3-01-26-290</td>
<td>9,606.66</td>
<td>710.43</td>
<td>2,534.00</td>
<td>12,851.09</td>
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<tr>
<td>Streets &amp; Roads</td>
<td>3-01-26-291</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>Central Garage</td>
<td>3-01-26-301</td>
<td>8,259.09</td>
<td>996.96</td>
<td>2,005.00</td>
<td>11,261.05</td>
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<tr>
<td>Sanitation</td>
<td>3-01-26-305</td>
<td>44,785.17</td>
<td>4,736.64</td>
<td>9,643.58</td>
<td>59,165.39</td>
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</table>
### Cultural Affairs
3-01-27-176  438.00  438.00

### Human Service Direct.
3-01-27-330  5,195.76  1,4549.00  6,654.76

### Board of Health
3-01-27-332  11,844.60  2,396.04  3,012.91  17,253.55

### Constituent Services
3-01-27-333  4,682.52  1,218.00  5,900.52

### Senior Citizens Div
3-01-27-336  7,876.10  10,191.82  18,067.92

### Rent Stabilization
3-01-27-347  7,119.40  1,852.00  8,971.40

### Transportation
3-01-27-348  5,725.82  56.55  1,245.50  7,027.87

### Recreation
3-01-28-370  13,990.81  1,361.75  4,943.21  20,295.77

### Parks
3-01-28-375  18,987.76  111.12  3,807.13  22,906.01

### Public Prop.
3-01-28-377  21,628.12  290.37  5,876.37  30,794.86

### Public Library
3-01-29-390  24,628.12  290.37  5,876.37  30,794.86

### Public Defender
3-01-43-495  1,930.92  502.00  2,432.92

### Municipal Court
3-01-43-490  27,649.54  214.74  7,331.08  35,195.36

### Sub-Total
1,138,412.33  31,105.75  117,721.13  1,287,239.21

### Other

<table>
<thead>
<tr>
<th>Description</th>
<th>Code</th>
<th>Amount</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Police Outside Employ.</td>
<td>T-14-10-000-000</td>
<td>20,950.00</td>
<td>20,950.00</td>
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<tr>
<td>Police Grant</td>
<td>DE 16-S7-01</td>
<td>3,513.66</td>
<td>3,513.66</td>
</tr>
<tr>
<td>Fire Dept. Penalty</td>
<td>T-13-10-000-001</td>
<td>490.62</td>
<td>490.62</td>
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</tbody>
</table>

### Grand Total
1,138,412.33  35,110.03  138,671.13  1,312,193.49

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.

Meeting of January 8, 2003
RESOLUTIONS
Presented and Read

03-809
---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>Business Administrator O.E.</td>
<td>3-01-20-111-021</td>
<td>$687.50</td>
</tr>
<tr>
<td>City Clerk O.E.</td>
<td>3-01-20-120-021</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>Finance Supervisor O.E.</td>
<td>3-01-20-130-021</td>
<td>$10,000.00</td>
</tr>
<tr>
<td>Audit O.E.</td>
<td>3-01-20-135-020</td>
<td>$135,000.00</td>
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<tr>
<td>Special Counsel O.E.</td>
<td>3-01-20-156-020</td>
<td>$40,000.00</td>
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<tr>
<td>Community Development O.E.</td>
<td>3-01-20-160-020</td>
<td>$60,000.00</td>
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<tr>
<td>Zoning Bd. of Adj. O.E.</td>
<td>3-01-23-185-021</td>
<td>$20,000.00</td>
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<tr>
<td>Insurance O.E.</td>
<td>3-01-23-210-020</td>
<td>$500,000.00</td>
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<tr>
<td>Group Health Ins. O.E.</td>
<td>3-01-23-220-020</td>
<td>1,000,000.00</td>
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<tr>
<td>Env. Svcs. Dir O.E.</td>
<td>3-01-26-290-021</td>
<td>$1,000.00</td>
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<tr>
<td>Bd. of Health O.E.</td>
<td>3-01-27-332-021</td>
<td>$15,000.00</td>
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<tr>
<td>Welfare O.E.</td>
<td>3-01-27-345-021</td>
<td>$5,000.00</td>
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<tr>
<td>Engineering O.E.</td>
<td>3-01-31-461-000</td>
<td>$10,750.00</td>
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<tr>
<td>Waterfront Dev. O.E.</td>
<td>3-01-31-462-000</td>
<td>$50,000.00</td>
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<td>Hob. Master Plan O.E.</td>
<td>3-01-31-463-000</td>
<td>$20,000.00</td>
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<tr>
<td>Public Defender</td>
<td>3-01-43-495-021</td>
<td>$3,000.00</td>
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</table>

Total Other Expenses $1,871,437.50

S/W ACCOUNT

<table>
<thead>
<tr>
<th>ACCOUNT</th>
<th>ACCOUNT #</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mayor’s Office S/W</td>
<td>3-01-20-110-010</td>
<td>$131,369.70</td>
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<tr>
<td>City Council S/W</td>
<td>3-01-20-111-010</td>
<td>92,633.95</td>
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<tr>
<td>Business Administrator S/W</td>
<td>3-01-20-112-010</td>
<td>75,850.00</td>
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<td>City Clerk S.W.</td>
<td>3-01-20-120-010</td>
<td>162,859.26</td>
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<tr>
<td>Elections S/W</td>
<td>3-01-20-122-010</td>
<td>15,375.00</td>
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<tr>
<td>Purchasing S/W</td>
<td>3-01-20-114-010</td>
<td>75,581.77</td>
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<tr>
<td>Personnel S/W</td>
<td>3-01-20-105-010</td>
<td>78,703.73</td>
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<tr>
<td>Constituent Svcs. S/W</td>
<td>3-01-27-333-010</td>
<td>64,308.18</td>
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<tr>
<td>Zoning Officer S/W</td>
<td>3-01-21-186-010</td>
<td>69,028.17</td>
</tr>
<tr>
<td>Construction S/W</td>
<td>3-01-22-195-010</td>
<td>320,345.13</td>
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<tr>
<td>Corp. Counsel S/W</td>
<td>3-01-20-155-010</td>
<td>141,610.00</td>
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<tr>
<td>Finance Supervisor S/W</td>
<td>3-01-20-130-010</td>
<td>62,524.80</td>
</tr>
<tr>
<td>Accts &amp; Control S/W</td>
<td>3-01-20-131-010</td>
<td>64,540.25</td>
</tr>
<tr>
<td>Payroll S/W</td>
<td>3-01-20-132-010</td>
<td>32,849.75</td>
</tr>
<tr>
<td>Tax Collector S/W</td>
<td>3-01-20-145-010</td>
<td>122,970.56</td>
</tr>
<tr>
<td>Treasury &amp; Debt S/W</td>
<td>3-01-</td>
<td>63,975.00</td>
</tr>
<tr>
<td>Information Tech S/W</td>
<td>3-01-</td>
<td>33,176.87</td>
</tr>
<tr>
<td>Tax Assessor S/W</td>
<td>3-01-20-150-010</td>
<td>161,924.73</td>
</tr>
<tr>
<td>Human Svcs. Dir. S/W</td>
<td>3-01-27-330-010</td>
<td>76,639.38</td>
</tr>
<tr>
<td>Rent Control S/W</td>
<td>3-01-27-347-010</td>
<td>99,247.07</td>
</tr>
<tr>
<td>Housing Inspection S/W</td>
<td>3-01-21-187-010</td>
<td>62,023.45</td>
</tr>
<tr>
<td>Transportation S/W</td>
<td>3-01-27-348-010</td>
<td>80,285.94</td>
</tr>
<tr>
<td>Senior Citizens S/W</td>
<td>3-01-27-336-010</td>
<td>142,211.44</td>
</tr>
</tbody>
</table>
Hispanic Affairs S/W 3-01-27-331-010 (8,562.50)
Board of Health S/W 3-01-27-332-010 165,589.88
Recreation S/W 3-01-28-370-010 224,086.37
Dir. Environment Services S/W 3-01-26-290-010 150,471.17
Parks S/W 3-01-28-375-010 130,859.71
Public Property S/W 3-01-28-377-010 373,600.51
Signal & Traffic S/W 3-01-26-287-010 103,188.39
Central Garage S/W 3-01-26-301-010 122,057.18
Solid Waste S/W 3-01-28-375-010 621,971.26
Dir. Community Dev. S/W 3-01-20-160-010 28,582.82
Grants Management S/W 3-01-20-116-010 (58,404.62)
Planning Board S/W 3-01-21-170-010 50,266.98
Zoning Board S/W 3-01-21-185-010 12,688.46
Historic Commission S/W 3-01-20-175-010 (73.33)
Police S/W 3-01-25-241-010 5,113,575.39
Fire S/W 3-01-25-252-010 4,938,125.00
Emergency Management S/W 3-01-25-252-010 9,577.81
A.B.C. Board S/W 3-01-20-121-010 3,260.30
Municipal Court S/W 3-01-43-490-010 432,685.35
Public Defender S/W 3-01-43-495-010 25,909.99
Public Library S/W 3-01-29-390-010 397,899.50
Hob. Housing Auth. Police S/W 3-01-55-502-010 146,000.00
Hob. Parking Utility S/W 3-01-55-502-010 589,211.00
Hob. Bd. of Ed Police S/W 3-01-55-502-010 90,000.00

Total Salary & Wages $15,892,578.56

---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.

03-810
---By Councilman Campos:

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

WHEREAS, Louis P. Picardo, Collector of Revenue 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 $74,471.24 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>John Marley</td>
<td>215.1\12.1\C0004</td>
<td>422 Hudson Street</td>
<td>$4,687.68</td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Lawrence W. Luttrell</td>
<td>165\25\C0002</td>
<td>222 Park Ave.</td>
<td>$1,960.30</td>
</tr>
<tr>
<td>Attorney at Law</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>61 Memorial Pkwy</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Atlantic Highlands, NJ 07716</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Meeting of January 8, 2003

Alliance Mortgage. Co.  
8100 Nations Way  
Jacksonville, Fla. 32256

Jennifer Little  
509 Madison St. U1A  
Hoboken, NJ 07030

M&T Mortgage  
Attn: Stacy Bazek  
P.O. Box 569762  
Dallas, Tx 75356

Robert Zirpoli, Esq.  
86 Main Street  
Suite 301  
Hackensack, NJ 07601

Fernwood Funding LLC  
92 Main Street  
Wallington, NJ 07057

Adamraydan Corp.  
163 Highland Ave  
Short Hills, NJ 07078

Chevy Chase Bank  
6151 Chevy Chase Drive  
Short Hills, NJ 07078

John J. Tomaselli  
4100 Galt Ocean Drive  
Short Hills, NJ 07078

David Berman  
C/o Brian Kappock  
20 Hudson Place  
Hoboken, NJ 07030

First Horizon Homes Loans  
c/o Total Mortgage Solutions LP  
Attn: Refund Dept.  
1400 Corporate Dr. Suite 100  
Irving, Texas 75038

Trust Company Bank  
35 Journal Square  
Jersey City, NJ 07306

Lereta Corporation  
P.O. Box 19456  
Oaks, Pa. 19456  
Attn: Ms. Gabrielle Bradley  
Advance Recovery Specialist

Brian H. Kappock  
Attorney at Law  
20 Hudson Place  
Hoboken, NJ 07030

<table>
<thead>
<tr>
<th>Company</th>
<th>Address</th>
<th>Phone</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alliance Mortgage Co.</td>
<td>8100 Nations Way Jacksonville, Fla. 32256</td>
<td></td>
<td>$2,241.80</td>
</tr>
<tr>
<td>Jennifer Little</td>
<td>509 Madison St. U1A Hoboken, NJ 07030</td>
<td></td>
<td>$1,150.62</td>
</tr>
<tr>
<td>M&amp;T Mortgage</td>
<td>Attn: Stacy Bazek P.O. Box 569762 Dallas, Tx 75356</td>
<td></td>
<td>$4,323.53</td>
</tr>
<tr>
<td>Robert Zirpoli, Esq.</td>
<td>86 Main Street Suite 301 Hackensack, NJ 07601</td>
<td></td>
<td>$2,876.20</td>
</tr>
<tr>
<td>Fernwood Funding LLC</td>
<td>92 Main Street Wallington, NJ 07057</td>
<td></td>
<td>$705.25</td>
</tr>
<tr>
<td>Adamraydan Corp.</td>
<td>163 Highland Ave Short Hills, NJ 07078</td>
<td></td>
<td>$9,803.20</td>
</tr>
<tr>
<td>Chevy Chase Bank</td>
<td>6151 Chevy Chase Drive Short Hills, NJ 07078</td>
<td></td>
<td>$11,472.02</td>
</tr>
<tr>
<td>John J. Tomaselli</td>
<td>4100 Galt Ocean Drive Short Hills, NJ 07078</td>
<td></td>
<td>$44.84</td>
</tr>
<tr>
<td>David Berman</td>
<td>C/o Brian Kappock 20 Hudson Place Hoboken, NJ 07030</td>
<td></td>
<td>$2,341.53</td>
</tr>
<tr>
<td>First Horizon Homes Loans</td>
<td>c/o Total Mortgage Solutions LP Attn: Refund Dept. 1400 Corporate Dr. Suite 100 Irving, Texas 75038</td>
<td></td>
<td>$1,977.81</td>
</tr>
<tr>
<td>Trust Company Bank</td>
<td>35 Journal Square Jersey City, NJ 07306</td>
<td></td>
<td>$2,594.44</td>
</tr>
<tr>
<td>Lereta Corporation</td>
<td>P.O. Box 19456 Oaks, Pa. 19456 Attn: Ms. Gabrielle Bradley Advance Recovery Specialist</td>
<td></td>
<td>$2,264.75</td>
</tr>
<tr>
<td>Brian H. Kappock</td>
<td>Attorney at Law 20 Hudson Place Hoboken, NJ 07030</td>
<td></td>
<td>$900.00</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.

03-811
---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 $550.30 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>Sunil &amp; Winnie Chadda</td>
<td>89\12\C0515</td>
<td>501-9th Street</td>
<td>$530.30</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.

03-812
---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</th>
<th>Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Anthony Rivera</td>
<td>MC-020201</td>
<td>11/8/02</td>
<td>$138.60</td>
</tr>
<tr>
<td>205 Hudson St. Apt. 807</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>John Weitz</td>
<td>MC-026927</td>
<td>9/24/02</td>
<td>$96.20</td>
</tr>
<tr>
<td>349 East 58th St. # 1F</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>New York, NY 10022</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Christopher Albers</td>
<td>MC-021927</td>
<td>9/13/02</td>
<td>$75.00</td>
</tr>
<tr>
<td>68 Park Ave. Apt. 2</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Old Bridge, NJ 08849</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

---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.

03-813
---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 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.

Prior to the vote the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.

---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.

03-814

---By Councilwoman Marsh:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for Flexible Surfacing Replacement at City Parks for the City of Hoboken in accordance with Bid 03-12.

Vendor
J.C. Landscape Construction
52 Denise Drive
Kinnelon, NJ 07405

Zenith Construction Services, Inc.
256 Grant Avenue
East Newark, NJ 07029-2714

And:

WHEREAS, Schoor DePalma, the Engineering firm on this project recommends the acceptance of the bid of J.C. Landscape Construction for the Flexible Surfacing Replacement at City Parks for the City of Hoboken;

RESOLVED, that the proposal of J.C. Landscape Construction for the Flexible Surfacing Replacement at City Parks: is hereby accepted, and be it further

RESOLVED, that a purchase order be executed, funds to provided by the certified 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.

03-815
---By Councilman Del Boccio:

WHEREAS, the Hoboken Parking Authority (hereinafter “Authority”) was a New Jersey Parking Authority established pursuant to the provisions of N.J.S.A. 40:11A-1 et. seq; and,

WHEREAS, the Authority as “Seller,” entered into an Agreement to purchase the assets concerning the garage located at 916 Garden Street, Hoboken, New Jersey with Feldman Equities of Arizona, L.L.C. as “Buyer” (hereinafter “Agreement”) on December 30, 2002; and

WHEREAS, pursuant to Section 20 of the Local Authorities Fiscal Control Law (P.L. 1983, c. 313), and Ordinance No. 61 of the City of Hoboken, the Authority was dissolved to benefit the health, safety and welfare of the residents of the City, and to achieve more efficient means of providing services; and

WHEREAS, simultaneously the City Council adopted an Ordinance creating the City of Hoboken operates the City of Hoboken Parking Utility; and

WHEREAS, Feldman Equities of Arizona, L.L.C. as “Buyer” has requested to extend the Due Diligence and Settlement period concerning the Agreement; and

WHEREAS, the request to extend the Due Diligence and Settlement period will not otherwise materially impact the terms of the transaction and the Agreement does not, at this time, contain a “time of the essence” provision.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, County of Hudson, and State of New Jersey that:

1. The Council of the City of Hoboken hereby authorizes the Mayor or his Designee to execute the Amendment to the Agreement of Sale for Assets on behalf of the City of Hoboken and the Hoboken Parking Utility attached hereto and incorporated by reference as “Schedule A,” as successor to the Hoboken Parking Authority. Said Amendment to the Agreement of Sale for Assets provides in pertinent part:

   a. The January 6, 2003 date for the end of the Due Diligence Period specified in Section 4 (a) of the Agreement is hereby extended to February 10, 2003 and TIME IS OF THE ESSENCE.

   b. The January 6, 2003 date for Settlement specified in section 5(a) of the Agreement is hereby extended to February 28, 2003 and TIME IS OF THE ESSENCE.

   c. Except as stated herein, the Agreement shall remain in full force and effect, including but limited to, “Section 8 (Risk of Loss).” In the event there is a discrepancy regarding the Agreement and this Amendment, then the Amendment shall control.

2. This Resolution shall be in effect immediately.

Prior to the vote the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue;

Meeting of January 8, 2003
Councilman Campos left the meeting at 7:34 p.m.
speakers continued: Michele Russo 10 Church Towers;

Councilman Campos returned to the meeting at 7:37 p.m.
speakers continued: Don Pellicano 1000 Hudson Street;

At this time a motion was made to table the resolution by Councilwoman Castellano; the motion was duly seconded by Councilman Cricco and the vote was taken as follows: Andreula: NO; Campos: NO; Castellano: YES; Cricco: YES; Del Boccio: NO; Giacchi: NO; Marsh: ABSTAIN; Soares: YES; Ramos: NO.

The vote to table FAILED as follows: Yeas: 3 – Nays: 5 – Abstentions: 1

Then the vote was taken on the resolution.

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

---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 dissolved to the public; and

WHEREAS, the Council went into closed session on November 6, 2002, to discuss pending and threatened litigation and a resolution was adopted by the Council on that date, resolution number 02-731; and

WHEREAS, an issue has arisen regarding the sufficiency of that resolution; and

WHEREAS, the issues discussed during this closed session was the potential and threatened litigation raised in a November 4, 2002 letter received by Special Counsel, Barry P. Sarkisian, from Herbert J. Stern, an attorney representing URSA Development Group LLC and Taragon Realty Investors Inc. in connection with agreements entered into with designated developer Frank Raia; and

WHEREAS, the issue also relates to the status of potential contract negotiations regarding the developer’s agreement previously entered into between the City and Frank Raia;
NOW, THEREFORE, BE IT RESOLVED, that the general nature of the subject matter discussed at the aforesaid meeting of November 6, 2002, is as set forth above, which constitutes and exception and basis to exclude the public at the Public Meeting of November 6, 2002, pursuant to N.J.S.A. 10:4-12 (b) (7).

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

Upon final disposition and resolution of the claim raised by Mr. Stern's letter through the institution of litigation, settlement or otherwise.

This resolution amends Resolution No. 02-731.

Prior to the vote the following spoke regarding the resolution: Helen Hirsch, 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.

03-817
---By Councilman Cricco:

WHEREAS, the City of Hoboken has been invited to submit a funding application to the County of Hudson Department of Health and Human Services, Office on Aging for Caregiver funds for care management of the Comprehensive Program for the Elderly; and

WHEREAS, the Office on Aging has enabled Care Management services to be additional source of funding for Hoboken's elderly, specifically for Care Management for the period commencing January 1, 2003 and ending December 31, 2003; and

WHEREAS, the City of Hoboken agrees to participate in this Program by utilizing JAAC funds and matching Local Public Funds to assist the caregivers of the elderly; 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 such application to the County of Hudson Department of Health and Human Services, Office on Aging;

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; and be it further

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

Prior to the vote the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.
---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.

**BUDGET AMENDMENT**

**03-818**
---By Councilman Campos:

Introduction of an amendment to the SFY 2003 Hoboken Municipal Budget.

---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: Ines Garcia Keim, 1114 Park Avenue; Helen Hirsch, 98 Park Avenue; Stephanie Culillo, 510 Monroe Street; Chad Fulghan, 510 Monroe Street; Rose Markle, 630 Grand Street; Elizabeth Markevitch, 706 Grand Street; Peter Cunningham, 1009 Garden Street; Helen Hirsch, 98 Park Avenue;

Councilman Soares left the meeting at 8:49 p.m.
Councilman Cricco left the meeting at 8:50 p.m.
Councilman Soares returned to the meeting at 8:54 p.m.

speakers continued: Tim Neville, 132 Monroe Street; Ira Langarden, 561 1st Street; Peggy McGeary, 1042 Bloomfield Street;

Councilman Cricco returned to the meeting at 9:01 p.m.

speakers continued: Jon Gordon, 333 River Street.

President Ramos then adjourned the meeting at 9:10 p.m.
CITY CLERK
MEETING OF JANUARY 22, 2003

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, JANUARY 22, 2003 AT 7:00 PM

In the absence of President Ramos, Vice President Andreula 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 and Soares.

ABSENT: President Ramos.

The first order of business was the “Public Hearing for the SFY 2003 Budget Amendment”. Before the Public addressed the City Council, Michael Lenz, Acting Chief Financial Officer addressed the City Council and the members of the Public in attendance. Mr. Lenz referred to two separate amendments. The following are the members of the Public who addressed the City Council: Don Pellicano, 1000 Hudson Street; Jonathan Gordon, 333 River Street; Elizabeth Markevitch, 706 Grand Street; Shannon Gibson, 616 Monroe Street; Charlie Mancini, 650 1st Street; Helen Hirsch, 98 Park Avenue; Stephanie Colello, 510 Monroe Street; Anthony Russo, 10 Church Towers; George Crimmins, 1111 Garden Street; Mary Ondrejka, 159 9th Street; Dan Tumpson, 230 Park Avenue.

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

Councilman Campos moved that the hearing be closed.

Motion duly seconded by Councilman Cricco.

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

After a discussion amongst the City Council members the following three votes were taken:
03-822
---By Councilman Del Boccio:

Amendment #1 to the SFY 2003 Municipal Budget.

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

At this time the City Clerk read into the record Amendment #2 to the SFY 2003 Municipal Budget in full and a vote was taken as follows:

03-823
---By Councilman Del Boccio:

Amendment #2 to the SFY 2003 Municipal Budget.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1
---Yea: Council persons Andreula, Campos, Cricco, Del Boccio and Giacchi.
---Nay: Castellano, Marsh and Soares.
---Absent: President Ramos.

The clerk then recorded the vote on the SFY 2003 Municipal Budget as amended:

03-824
---By Councilman Del Boccio:

To adopt the SFY 2003 Municipal Budget as amended.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1
---Yea: Council persons Andreula, Campos, Cricco, Del Boccio and Giacchi.
---Nay: Castellano, Marsh and Soares.
---Absent: President Ramos.

03-825

PETITIONS AND COMMUNICATIONS

January 8, 2003

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 11 of the Hoboken Code, I hereby re-appoint Nicholas DeTrizio as a member of the Hoboken Planning Board for a four (4) year term ending December 31, 2006.

   Pursuant to my authority under Chapter 44, Section 11 of the Hoboken Code, I hereby re-appoint James Monaco as a member of the Hoboken Planning Board for a four (4) year term ending December 31, 2006.

   Pursuant to my authority under Chapter 44, Section 11 of the Hoboken Code, I hereby re-appoint Hank Forest as First Alternate member of the Hoboken Planning Board for a two (2) year terms ending December 31, 2004.

Very truly yours,

DAVID ROBERTS
Mayor
City of Hoboken

cc/James J. Farina
   Joseph Sherman, Corporation Counsel
   Hoboken Planning Board

January 8, 2003

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

Dear Ladies & Gentleman:

   Pursuant to my authority under Chapter 44, Section 11 of the Hoboken Code, I hereby re-appoint Joseph Crimmins as a member of the Hoboken Zoning Board for a four (4) year term ending December 31, 2006.

__________________________________________

Meeting of January 22, 2003
Pursuant to my authority under Chapter 44, Section 11 of the Hoboken Code, I hereby appoint Thomas J. Foley, Esq. as a member of the Hoboken Zoning Board for a four (4) year term ending December 31, 2006.

Very truly yours,

DAVID ROBERTS
Mayor
City of Hoboken

cc/James J. Farina, City Clerk
Joseph Sherman, Corporation Counsel
Hoboken Zoning Board

--Received and filed.

03-826
APPLICATIONS FOR MISCELLANEOUS LICENSES

Livery/Limousine Drivers ----------------------------------------------- 2
Vendor ----------------------------------------------- 1
Raffles ----------------------------------------------- 1
Parking Facilities ----------------------------------------------- 2

---Councilman Campos 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 Soares.
---Nays: None.
---Absent: President Ramos.

03-827
REPORTS OF CITY OFFICERS

A report of the Municipal Court indicating receipts for the month of December 2002 as $236,801.69.

---Received and filed.

CLAIM RESOLUTIONS

03-828
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 $746,193.64 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, Giacchi, Marsh and Soares.
---Nays: None.
---Absent: President 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 $53,361.22 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, Giacchi, Marsh and Soares.
---Nays: None.
---Absent: President 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 $278,833.90 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

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

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 $34,636.79 against the DEPARTMENT OF HUMAN SERVICES.

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 Soares.
---Nays: None.
---Absent: President 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 $35,753.97 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 6 - NAYS: 2 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio and Giacchi.
---Nays: Marsh and Soares.
---Absent: President 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 $105,462.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Soares.
---Nays: None.
---Absent: 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 $25,525.13 against the DEPARTMENT OF PUBLIC SAFETY.

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 Soares.
---Nays: None.
---Absent: President 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 $41,957.23 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, Giacchi, Marsh and Soares.
---Nays: None.
---Absent: President 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 $10,780.60 against the PARKING UTILITY/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, Giacchi, Marsh and Soares.
---Nays: None.
---Absent: President Ramos.

PAYROLL RESOLUTIONS

03-829

By Councilman Del Boccio:

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 19, 2002 TO JANUARY 1, 2003 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>Personnel</td>
<td>3-01-20-105</td>
<td>5,745.33</td>
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<td></td>
<td>5,745.33</td>
</tr>
<tr>
<td>Mayor's Office</td>
<td>3-01-20-110</td>
<td>9,566.00</td>
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<td></td>
<td>9,566.00</td>
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<tr>
<td>City Council</td>
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<td>6,740.72</td>
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<tr>
<td>Bus Adm. Office</td>
<td>3-01-20-112</td>
<td>9,701.40</td>
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<tr>
<td>ABC Board</td>
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<tr>
<td>Purchasing</td>
<td>3-01-20-114</td>
<td>6,605.95</td>
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<td>10,856.19</td>
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<tr>
<td>Elections</td>
<td>3-01-20-122</td>
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</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>
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<td>------------</td>
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<td>-----------</td>
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<tr>
<td>Finance Office</td>
<td>3-01-20-130</td>
<td>8,088.75</td>
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<td>8,088.75</td>
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<tr>
<td>Accounts &amp; Controls</td>
<td>3-01-20-131</td>
<td>7,543.86</td>
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<tr>
<td>Payroll Division</td>
<td>3-01-20-132</td>
<td>2,393.17</td>
<td>572.33</td>
<td>2,965.50</td>
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<tr>
<td>Tax Collection</td>
<td>3-01-20-145</td>
<td>8,774.26</td>
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<td>Assessor's Office</td>
<td>3-01-20-150</td>
<td>9,638.00</td>
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<td>Corporation Counsel</td>
<td>3-01-20-155</td>
<td>9,494.68</td>
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<td>Community Develop.</td>
<td>3-01-20-160</td>
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<tr>
<td>Historic Preservation</td>
<td>3-01-20-175</td>
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<tr>
<td>Planning Board</td>
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<td>3,655.41</td>
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<td>Zoning Board of Adjust</td>
<td>3-01-21-185</td>
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<td>Zoning Officer</td>
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<td>4,994.23</td>
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<tr>
<td>Housing Inspection</td>
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<td>6,515.43</td>
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<td>Construction Code</td>
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<td>23,512.90</td>
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<tr>
<td>Police Division</td>
<td>3-01-25-241</td>
<td>438,383.50</td>
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<td>84,507.20</td>
<td>524,550.26</td>
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<td>Crossing Guard</td>
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<td>3,397.63</td>
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<td>Emergency Mgmt</td>
<td>3-01-25-252</td>
<td>721.60</td>
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<td></td>
<td>721.60</td>
</tr>
<tr>
<td>Fire Division</td>
<td>3-01-25-266</td>
<td>329,945.32</td>
<td>3,321.24</td>
<td>193,916.03</td>
<td>527,182.59</td>
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<tr>
<td>Signal &amp; Traffic</td>
<td>3-01-25-267</td>
<td>10,111.40</td>
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<td></td>
<td>10,111.40</td>
</tr>
<tr>
<td>Envir. Ser. Dir. Office</td>
<td>3-01-26-290</td>
<td>9,657.68</td>
<td>608.68</td>
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<td>10,266.36</td>
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<tr>
<td>Streets &amp; Roads</td>
<td>3-01-26-291</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Central Garage</td>
<td>3-01-26-301</td>
<td>8,623.12</td>
<td>1,554.31</td>
<td></td>
<td>10,177.43</td>
</tr>
<tr>
<td>Sanitation</td>
<td>3-01-26-305</td>
<td>43,066.97</td>
<td>1,554.31</td>
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<td>10,177.43</td>
</tr>
<tr>
<td>Cultural Affairs</td>
<td>3-01-27-176</td>
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</tr>
<tr>
<td>Human Service Direct.</td>
<td>3-01-27-330</td>
<td>5,577.53</td>
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<td>5,577.53</td>
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<tr>
<td>Board of Health</td>
<td>3-01-27-332</td>
<td>11,834.85</td>
<td>213.32</td>
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<td>12,048.17</td>
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<tr>
<td>Constituent Services</td>
<td>3-01-27-333</td>
<td>4,701.31</td>
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<td>4,701.31</td>
</tr>
</tbody>
</table>
### Senior Citizens Div
- 3-01-27-336: 10,160.91
- Rent Stabilization: 3-01-27-347: 7,155.05
- Transportation: 3-01-27-348: 5,725.76
- Recreation: 3-01-28-370: 13,746.29
- Parks: 3-01-28-375: 18,045.27
- Public Prop.: 3-01-28-377: 21,109.83
- Public Library: 3-01-29-390: 24,378.00
- Public Defender: 3-01-43-495: 1,942.49
- Municipal Court: 3-01-43-490: 28,581.71

### Sub-Total
- Other
  - Police Outside Employ.: T-14-10-000-000: 12,290.00
  - Police Grant: DE 16-S7-01: 2,444.78
  - Fire Dept. Penalty: T-13-10-000-001

### Grand Total
- 1,142,098.56
- 19,7044.55
- 291,475.87
- 1,453,278.98

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

**RESOLUTIONS**

Presented and Read
**03-830**
---By Councilman Del Boccio:

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>
<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>
<td></td>
</tr>
<tr>
<td>J.A. Alexander, Inc.</td>
<td>$497,974.20</td>
<td>$531,974.20</td>
</tr>
<tr>
<td>281-291 Main Street Belleville, NJ 07109</td>
<td></td>
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</tr>
<tr>
<td>Dakota Exvacating Cont.</td>
<td>$516,447.00</td>
<td>$542,947.00</td>
</tr>
<tr>
<td>200 East Church Street</td>
<td></td>
<td></td>
</tr>
</tbody>
</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 Councilman Cricco.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Soares.
---Nays: None.
---Absent: President Ramos.

**03-831**
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken has a need for additional architectural engineering services with regard to the City Hall Historic Preservation Project; and
WHEREAS, the City of Hoboken has awarded a professional architectural engineering services contract to Marchetto Caulfield Associates, 1225 Willow Avenue, Hoboken, NJ 07030; and

WHEREAS, the scope of work in the aforementioned contract has been expanded to include the preparation of construction plans and specifications for bidding, permits, and demolition to remove the existing jail structure and provide temporary closure of openings to the remaining structure; and

WHEREAS, there exists a need for the maximum amount of the contract for professional architectural services to Marchetto Caulfield Associates be increased by Eighteen thousand five hundred dollars ($18,500) from One hundred forty eight thousand six hundred ninety five dollars ($148,695.00) to One hundred sixty seven thousand one hundred ninety five dollars ($167,195.00); 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; and

WHEREAS, the funds for this professional engineering and design services contract are available through the New Jersey Historic Trust Historic Preservation Bond Program; and

NOW, THEREFORE, BE IT RESOLVED, that the maximum amount of the professional architectural engineering services contract be increased by Eighteen thousand five hundred dollars ($18,500) from One hundred forty eight thousand six hundred ninety five dollars ($148,695.00) to One hundred sixty seven thousand one hundred ninety five dollars ($167,195.00) 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 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 Soares.
---Nays: None.
---Absent: President Ramos.

03-832
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken Department of Environmental Services has a need for additional professional services for the FY 2002 NJDOT Roadway Improvement Project; and

WHEREAS, the City of Hoboken, Department of Environmental Services has awarded a professional services contract to Intercounty Paving Associates, 859 Willow Grove St., Hackettstown, NJ; and
WHEREAS, change orders were approved by the City Engineers for the quantity extras, reductions, and supplemental work including trees and hazardous material removal; and

WHEREAS, there exists a need for the maximum amount of the contract for professional services to Intercounty Paving Associates be increased by Thirty two thousand four hundred forty seven dollars and eighty nineteen cents ($32,447.19) from Two Hundred sixty four thousand one hundred ninety six dollars and eighty cents ($264,196.86) Two hundred ninety six thousand six hundred forty four dollars and five cents ($296,644.05); 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 his purpose; and

WHEREAS, the funds for this professional engineering and design services contract are available through the New Jersey Department of Transportation FY 2002 Roadway Improvement Project; and

NOW, THEREFORE BE IT RESOLVED, the maximum amount of the contract for professional services to Intercounty Paving Associates be increased by Thirty two Thousand four hundred forty seven dollars and nineteen cents ($32,447.19) from Two hundred sixty four thousand one hundred ninety six dollars and eighty six cents ($264,196.86) to Two hundred ninety six thousand six hundred forty four dollars and five cents (296,644.05); 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 Cricco.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Soares.
---Nays: None.
---Absent: President Ramos.
WHEREAS, the participating municipalities of Bayonne, East Newark, Guttenberg, Harrison, Hoboken, Jersey City, Kearny, North Bergen, Secaucus, Union City, Weehawken, and West New York ("participating municipalities") recognize the value of cooperative action during certain fire service emergencies, and the mutual benefit of pooling available municipal resources during certain fire service emergency incidents and, therefore, they desire to outline a mutual aid assistance program; and

WHEREAS, the participating municipalities recognize that prompt, efficient and orderly deployment of fire service emergency response personnel, equipment and apparatus across municipal boundaries may on occasion be mutually beneficial to control and contain fire service emergency incidents; and

WHEREAS, the participating municipalities recognize that mutual aid response to one community will likely reduce the number of fire service emergency personnel and units needed throughout the county and in each participating municipality and that long duration and large magnitude fires and other fire service emergency incidents may reduce the county’s remaining fire protection to unacceptable levels.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hoboken finds it desirable that the Hoboken Fire Department participate in the Mutual Aid Hoboken pursuant to the terms outlined below:

1. Emergency fire units shall be subject to redeployment and areas of coverage shall be subject to expansion for these units, to improve the effectiveness of fire emergency services in each of the participating municipalities;

2. Upon request by a participating municipality, fire service assistance and support services, necessary to help contain control and mitigate fires or other related emergency conditions shall be provided by each of the participating municipalities;

3. After a mutual aid incident is in progress and when conditions warrant, the participating municipalities requesting mutual aid, shall initiate an adequate recall of off-duty personnel to reinforce and support the emergency operation;

4. When a fire service emergency mutual aid incident is ongoing and when conditions warrant, all participating communities shall consider supplementing manning levels, by recall of off-duty personnel;

5. Each participating municipality will bear their own costs incurred at mutual aid responses, as the result of damage or loss to that municipality’s equipment or apparatus, overtime or salary, medical expenses and workers compensation claims;

6. Future apparatus and equipment purchases will be coordinated among each of the participating municipalities to attempt to develop and maintain standardized and compatible equipment;

7. A standardized system of mutual aid response assignments will be developed;

8. A mutual aid assignment dispatched after a participating community’s resources are depleted shall be defined as two engine companies and one truck company, when available;

9. Mutual aid assignments to simultaneous alarms shall be two engine companies and one truck company, when available;

10. The engine and truck companies closest to the incident will respond;
11. Larger response assignments may be created to address special hazard occupancies or incidents;

12. When providing mutual aid responses, all participating municipalities will provide engine companies or truck companies staffed by a minimum of one officer and two firefighters;

13. An Incident Command System, to be mutually agreed upon by each of the participating municipalities, will be implemented and utilized a all mutual aid fire service emergency incidents;

14. The Chiefs of Departments if the participating municipalities will conduct a post-incident review of large-scale mutual aid operations;

15. Administrators, Fire Directors, and Fire Department Chiefs will meet on a regular basis to monitor, review, and to make necessary adjustments to improve the delivery of mutual assistance between the participating communities; and

BE IT FURTHER RESOLVED, that the Mutual Aid Agreement attached hereto is incorporated by reference; and

BE IT FURTHER RESOLVED, that this resolution shall be effective immediately.

---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 Soares.
---Nays: None.
---Absent: President Ramos.

03-834

---By Councilwoman Andreula and Councilman Cricco:

WHEREAS, Doctors statewide are planning a work stoppage next month to protest escalating malpractice insurance premiums; and

WHEREAS, it is estimated that ninety percent of the doctors in Hudson and Bergen Counties will participate in the cut off on non-emergency services; and

WHEREAS, Council of the City of Hoboken expresses its concern for its doctors whose practices are adversely affected by uncontrolled malpractice insurance expenses; and

WHEREAS, the Council of the City of Hoboken expresses its support for those doctors undertaking a work stoppage, however understanding that emergency and trauma services will not be discontinued; and

WHEREAS, the Council of the City of Hoboken urges the New Jersey Commission of Banking and Insurance to investigate malpractice premium escalation and work with state and local medical societies to effectuate cost controls, for the benefit of New Jersey doctors and its citizens.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the City Clerk to forward certified copies of this resolution to the Medical Society of New Jersey and the New Jersey Commission of Banking and Insurance.

---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 Soares.
---Nays: None.
---Absent: President Ramos.

03-835
---By Councilman Del Boccio:

WHEREAS, the Hudson Regional Health Commission ("HRHC") is the Local Information Network and Communication Agency for Hudson County; and

WHEREAS, the "HRHC" desires to enter into an Inter-local Agreement with the City of Hoboken to ensure participation and collaboration for public health preparedness and response to Bio-terrorism, outbreaks of infectious disease and other health threats and emergencies; and

WHEREAS, there will no cost to the City of Hoboken for its participation with “HRHC” which will, among other things, assist with:

a. Preparedness planning and readiness assessment;
b. Surveillance and epidemiological capacity;
c. Health alert network, and communications and Information Technology;
d. Health Information dissemination;
e. Education and Training of public health professionals.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, County of Hudson, and State of New Jersey that:

1. The above recitals are incorporated herein as though fully set forth at length;
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and realize the interest and purpose of this resolution;
3. The Mayor or his designee is hereby authorized to execute an inter-local Agreement for the above introduced services based upon the following information:

   Provider: Hudson Regional Health Commission
   595 County Avenue
   Building # 1
   Secaucus, New Jersey

   Term of Agreement: Subject to 60-day notice to cancel.

4. This Resolution shall be in effect immediately.

RESOLVED, that a copy of this resolution shall be published by the City Clerk and that the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A.:11-1 et. seq.
Before the vote was taken, the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.

---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 Soares.
---Nays: None.
---Absent: President Ramos.

Councilman Campos left the meeting at 8:53 p.m.

03-836
---By Councilman Del Boccio:

WHEREAS, Hurrah Associates, a New Jersey Partnership, obtaining a mortgage from the City of Hoboken, acting by and through the Community Development Agency, on November 9, 1987; and

WHEREAS, the Community Development Agency is no longer operating on behalf of the City of Hoboken; and

WHEREAS, the Community Development Agency, acting as mortgagee, entered into a Subordinate Mortgage with Hurrah Associates for their property at 324 Monroe Street, Hoboken, NJ; and

WHEREAS, the City of Hoboken, Director of the Department of 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 324 Monroe Street, Hoboken, NJ; 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.

Before the vote was taken, the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.

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

Councilman Campos returned to the meeting at 8:56 p.m., and asked that his vote be changed from “Absent” to “Yea” on the previous resolution.

03-837
---By Councilwoman Marsh:
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 additional professional engineering and design services for the monitoring of construction for the safety surfacing replacement projects in the play areas in both Stevens Park and Church Square Park; and

WHEREAS, the City of Hoboken, Department of Environmental Services has awarded a professional engineering and design services to Schoor DePalma, 160 Littleton Road, P.O. Box 5245, Parsippany, NJ 07054-6245; and

WHEREAS, there exists a need for the maximum amount of the contract for professional engineering and design services to Schoor DePalma be increased by Three thousand dollars ($3,000) from Two thousand seven hundred dollars ($2,700) to Five Thousand seven hundred dollars ($5,700); 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 his purpose; and

WHEREAS, the funds for this professional engineering and design services contract are available through the New Jersey Department of Community Affairs Safe Kids Playground Program; and

NOW, THEREFORE BE IT RESOLVED, the maximum amount of the contract for professional engineering and design services to Schoor DePalma be increased by Three thousand dollars ($3,000) from Two thousand seven hundred dollars ($2,700) to Five thousand seven hundred dollars ($5,700); 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.

Before the vote was taken, the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.

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

03-838
---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 for the Hoboken Parking Utility for the fiscal year ending December 31, 2002; 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 will spend a significant amount of time and work relating to the audit of the FY 2002 audit report; 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 Mayor or his designee and the City Clerk are hereby authorized to execute an agreement with the accounting firm of Ernst & Young in an amount not to exceed Thirty Five Thousand ($35,000) to provide the specialized financial services necessary which is attached hereto and incorporated by reference; and

BE IT FURTHER RESOLVED that this agreement be effective immediately and terminate on or prior to December 31, 2003 unless other wise extended or modified by the Council of the City of Hoboken by resolution; and

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).

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

03-839
---By Councilman Del Boccio:

WHEREAS, the Council of the City considers it necessary and proper to hire special legal counsel to complete the closing and sale of the Automated Garage at 916 Garden Street.

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

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that the contracts for the following law firm be prepared and executed for the period commencing on January 1, 2003 to June 30, 2003:

Meeting of January 22, 2003
BE IT FURTHER RESOLVED, that this contract shall commence January 1, 2003 and shall be paid at a rate of $150.00 per hour, not to exceed $30,000.00.

BE IT FINALLY RESOLVED, by the Council of the City of Hoboken in County of Hudson that notice be given in accordance with this resolution and the Local Public Contracts Law of New Jersey shall be published in the official newspaper, and/or newspapers of the City of Hoboken as required by law within ten (10) days of its passage.

Before the vote was taken, the following spoke regarding the resolution: Don Pellicano, 1000 Hudson Street.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 4 - NAYS: 0 - ABSENT: 1 - ABSTENTIONS: 4
---Yeas: Council persons Andreula, Campos, Cricco and Del Boccio.
---Nays: None.
---Absent: President Ramos.
---Abstentions: Castellano, Giacchi, Marsh and Soares.

03-840
---By Councilman Del Boccio:

WHEREAS, the former Hoboken Parking Authority had entered into management Agreements and Amendments with the Central Parking System of New York, Inc., (“Central”) a Tennessee corporation having an address at 2401 21st Avenue South, Nashville, Tennessee, 37212, dated November 9, 1995, March 4, 1996, and December 19, 2000 whereby Central provided management services for garages B, D and G; and

WHEREAS, the City of Hoboken, and its Hoboken Parking Utility, as successor to the Hoboken Parking Authority seek to extend the previously executed Management Agreement to provide continuing services at its existing facilities; and

WHEREAS, the City of Hoboken seeks to engage “Central” to provide management services at the Midtown Garage; and

WHEREAS, as “Central” agrees to provide its management services on a month to month basis until such time as the City of Hoboken can more fully prepare a Request for Proposal (“RFP”) for the management of all the above referenced parking facilities; and

WHEREAS, the original management Agreement and the above referenced extensions and are attached hereto all incorporated by reference.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that:

1. The above recitals are incorporated herein as thoughtfully set forth at length.

2. The City Council hereby authorizes the Mayor, or his duly authorized designee to execute any and all documents and take any and all action necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an agreement for all the above referenced services based upon the following:

Vendor/Provider:
Central Parking System of New York, Inc.
2401 21st Avenue South
Nashville, Tennessee 37212

Term of Contract:
Month to Month

Before the vote was taken, the following spoke regarding the resolution: Don Pellicano, 1000 Hudson Street.

---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 Soares.
---Nays: None.
---Absent: President Ramos.

03-841
---By Councilman Del Boccio:

WHEREAS, Hoboken Parking Utility is in need of specialized consulting services as it moves to enhance the administrative and management structure; and

WHEREAS, Bier Associates has been identified as having specialized skill and background in providing consulting in distinct specialties including Parking Operations and Management Review of Hoboken Parking Utility; and

WHEREAS, Bier Associates of Parking and Government Services Consultants of 144 Livingston Avenue, New Brunswick, New Jersey 08901 is so recognized; and

WHEREAS, this consulting service is a professional service as defined under N.J.S.A. 40A:11-2(6) and constitutes an exception to the bidding requirements pursuant to N.J.S.A. 40A:11-5(1)(a); 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 or his designee and the City Clerk are hereby authorized to execute the agreement with the consulting firm of Bier Associates in an amount not to exceed Thirty Seven Thousand Five Hundred ($37,500) total dollars to provide the specialized consulting services necessary which is attached hereto and incorporated by reference; and

BE IT FURTHER RESOLVED, that his agreement shall be effective immediately and terminate on or prior to 60 days from date of engagement unless otherwise or modified by the Council of the City of Hoboken by resolution; and

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

03-842
---By Councilman Del Boccio:

WHEREAS, Hoboken Parking Utility is in need of specialized consulting services as it moves to enhance the administrative and management structure; and

WHEREAS, Bier Associates has been identified as having specialized skill and background in providing consulting in distinct specialties including assisting the City of Hoboken by conducting a management, organization, and administrative review of the Hoboken Parking Utility; and

WHEREAS, Bier Associates of Parking and Government Services Consultants of 144 Livingston Avenue, New Brunswick, New Jersey 08901 is so recognized; and

WHEREAS, this consulting service is a professional service as defined under N.J.S.A. 40A:11-2(6) and constitutes an exception to the bidding requirements pursuant to N.J.S.A. 40A:11-5(1)(a); 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 or his designee and the City Clerk are hereby authorized to execute the agreement with the consulting firm of Bier Associates in an amount not to exceed Fifteen Thousand ($15,000) dollars to provide the specialized consulting services necessary to complete a management, organization, and administrative review which is attached hereto and incorporated by reference; and

BE IT FURTHER RESOLVED, that his agreement shall be effective immediately and terminate on or prior to 8 to 10 weeks from beginning to final report unless otherwise extended or modified by the Council of the City of Hoboken by resolution; and

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

03-843
---By Councilman Del Boccio:

WHEREAS, Hoboken Parking Utility is in need of specialized consulting services as it moves to enhance the administrative and management structure; and
WHEREAS, Bier Associates has been identified as having specialized skill and background in providing consulting in distinct specialties assisting the City of Hoboken by drafting the technical specification for competitive bidding for contract labor and management of the City’s four (4) parking garages (“RFP Specifications”); and

WHEREAS, Bier Associates of Parking and Government Services Consultants of 144 Livingston Avenue, New Brunswick, New Jersey 08901 is so recognized; and

WHEREAS, this consulting service is a professional service as defined under N.J.S.A. 40A:11-2(6) and constitutes an exception to the bidding requirements pursuant to N.J.S.A. 40A:11-5(1)(a)(i); 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 or his designee and the City Clerk are hereby authorized to execute the agreement with the consulting firm of Bier Associates in an amount not to exceed Ten Thousand ($10,000) dollars to provide the specialized consulting services necessary to prepare RFP Specifications which is attached hereto and incorporated by reference; and

BE IT FURTHER RESOLVED, that his agreement shall be effective immediately and terminate on or prior to 20 days after the completion of Parking Facilities Report unless otherwise extended or modified by the Council of the City of Hoboken by resolution; and

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).

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

03-844
---By Councilman Del Boccio:

WHEREAS, Hoboken Parking Utility is in need of specialized consulting services as it moves to enhance the administrative and management structure; and

WHEREAS, Bier Associates has been identified as having specialized skill and background in providing consulting in distinct specialties assisting including the management of a nationwide search for an Executive Director of Hoboken Parking Utility; and

WHEREAS, Bier Associates of Parking and Government Services Consultants of 144 Livingston Avenue, New Brunswick, New Jersey 08901 is so recognized; and

WHEREAS, this consulting service is a professional service as defined under N.J.S.A. 40A:11-2(6) and constitutes an exception to the bidding requirements pursuant to N.J.S.A. 40A:11-5(1)(a)(i); 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 or his designee and the City Clerk are hereby authorized to execute the agreement with the consulting firm of Bier Associates in an amount not to exceed Five Thousand ($5,000) dollars to provide the specialized consulting services necessary to complete a nationwide search for an Executive Director of the Parking Utility a copy of which is attached hereto and incorporated by reference; and

BE IT FURTHER RESOLVED, that his agreement shall be effective immediately and terminate on or prior to 90 days from date of engagement unless otherwise extended or modified by the Council of the City of Hoboken by resolution; and

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).

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

03-845
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken, Department of Environmental Services has a need for additional work for the City Hall boiler replacement project; and

WHEREAS, the City of Hoboken, Department of Environmental Services has awarded a contract to Maximum Mechanical, 37 North 15th Street, Brooklyn, New York 10222.

WHEREAS, change orders were approved by the City Engineers for the additional work required to complete the boiler replacement project; and

WHEREAS, there exists a need for the maximum amount of the contract to Maximum Mechanical be increased by Thirty three thousand five hundred dollars ($33,500.00) from One hundred sixty eight thousand dollars ($168,000.00) to Two hundred one thousand five hundred dollars ($201,500.00); and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose; and

NOW, THEREFORE, BE IT RESOLVED, the maximum amount of the contract to Maximum Mechanical be increases by Thirty three thousand five hundred dollars ($33,500.00) from One hundred sixty eight thousand dollars ($168,000.00) to Two hundred one thousand five hundred dollars ($201,500.00); 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 Cricco.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Soares.
---Nays: None.
---Absent: President Ramos.

03-846
---By Councilman Del Boccio:

A resolution to terminate participation under the New Jersey State Health Benefits Program (which includes Prescription Drug Program).

1. BE IT RESOLVED: CITY OF HOBOKEN, AND THE HOBOKEN PARKING UTILITY AS SUCCESSOR IN INTEREST TO THE PARKING AUTHORITY OF THE CITY OF HOBOKEN hereby resolves to terminate its participation in the program (including Prescription Drug) thereby canceling coverage provided by the New Jersey State Health Benefits (N.J.S.A. 52:14-17.25 et. seq.) for all its active and retired employees.

2. We shall notify all active employees of the date of their termination of coverage under the program.

3. We understand that the Division of Pensions and Benefits will notify retired employees of the cancellation of their coverage.

4. We understand that all COBRA participants will be notified by the Division of Pensions and Benefits and advised to contact our office concerning a possible alternative health and prescription drug insurance program.

5. We understand that this resolution shall take effect the first of the month following a 60-day period beginning with the receipt of the resolution by the State Health Benefits Commission.

---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 Soares.
---Nays: None.
---Absent: President Ramos.

ORDINANCES
Introduction and First Reading

03-847
DR-81

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED (Approvals: 617 Bloomfield Street; 124 Jackson Street).

Handicap Spaces
A. Section 192-4 is amended to add the following;

**Salvatore Altomare**, 617 Bloomfield Street East side of Bloomfield Street, beginning at a point 183 feet from the northeast curbline of Sixth Street and extending 22 feet northerly therefrom.

**Joseph Mannino**, 124 Jackson Street West side of Jackson Street, beginning at a point 310 feet from the northwest curbline of First 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.

---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 FEBRUARY 5, 2003 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 Soares.

---Nays: None.

---Absent: President Ramos.

03-848
DR-82

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 (Drop-off Zone, Midtown Garage).

**ARTICLE II**

PARKING PROHIBITED AT ALL TIMES

190-3 Parking Prohibited at all times

Section 1: 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>Clinton Street</td>
<td>East</td>
<td>Beginning at a point of 190 feet North of the northerly curbline of Third Street and extending 45 feet North therefrom.</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 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 FEBRUARY 5, 2003 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 Soares.
---Nays: None.
---Absent: President Ramos.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Stephanie Colello, 510 Monroe Street; Michele Russo, 10 Church Towers; Dan Tumpson, 230 Park Avenue;

Councilman Cricco left the meeting at 9:42 p.m.
Councilman Cricco returned to the meeting at 9:46 p.m.

speakers continued: George Crimmins, 1111 Garden Street; Craig Goldstein, 1213 Washington Street; Don Pellicano, 1000 Hudson Street.

Vice President Andreula then adjourned the meeting at 9:59 p.m.
President Ramos opened the meeting at 7:00 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.

At this time, Council President Ramos asked for a moment of silence in memory of those who lost their lives in the Columbia space shuttle tragedy this past Saturday, February 1, 2003.

The Clerk then called the roll:

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

ABSENT: None.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED (Approvals: 617 Bloomfield Street; 124 Jackson 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 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.
Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by 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 (Drop-off Zone, Midtown 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.

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.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by 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

03-849

January 30, 2003

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

Dear Ladies and Gentlemen:

Pursuant to my authority under Chapter 62, Section 2 of the Hoboken Code, I hereby appoint Ms. Valerie D’Antonio, 818 Garden Street, Hoboken, New Jersey as a regular member of the Shade Tree Commission to a five (5) year term expiring December 31, 2007, replacing Cassandra Wilday whose term has expired.
I also appoint Mr. Steven Chicoine, 1004 Park Avenue, Hoboken, New Jersey to fill the unexpired term of Ms. Valerie D’Antonio as Second Alternate member of the Hoboken Shade Tree Commission. This appointment is a four (4) year term which expires December 31, 2005.

Very truly yours,

DAVID ROBERTS
Mayor

--Received and filed.

03-850

APPLICATIONS FOR MISCELLANEOUS LICENSES

Livery/Limousine Drivers ------------------------------------------------- 2
Parking Facilities --------------------------------------------------------- 6

---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.

03-851

REPORTS OF CITY OFFICERS

A certification of State Fiscal Year Tax Billing Levies 1st and 2nd Installments 2003 from Louis Picardo, Tax Collector.

---Received and filed.

03-852


---Received and filed.

03-853

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 $1,199,729.33 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 $30,833.22 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 $140,355.28 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

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.

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 $25,782.47 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 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 $68,739.37 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 $9,853.22 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 $3,018.92 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.

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 $44,819.63 against the PARKING UTILITY / ADMINISTRATION.

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.

**PAYROLL RESOLUTIONS**

**03-854**

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 JANUARY 2, 2003 TO JANUARY 15, 2003 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>Personnel</td>
<td>3-01-20-105</td>
<td>5,953.56</td>
<td>500.00</td>
<td></td>
<td>6,453.56</td>
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<tr>
<td>Mayor's Office</td>
<td>3-01-20-110</td>
<td>9,956.83</td>
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<td></td>
<td>9,956.83</td>
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<tr>
<td>City Council</td>
<td>3-01-20-111</td>
<td>6,998.58</td>
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<td>6,998.58</td>
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<tr>
<td>Bus Adm. Office</td>
<td>3-01-20-112</td>
<td>10,111.09</td>
<td></td>
<td>500.00</td>
<td>10,611.09</td>
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<tr>
<td>ABC Board</td>
<td>3-01-20-113</td>
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<td></td>
<td>269.24</td>
<td>269.24</td>
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<tr>
<td>Purchasing</td>
<td>3-01-20-114</td>
<td>6,638.60</td>
<td></td>
<td>1,000.00</td>
<td>7,638.60</td>
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<tr>
<td>Grants Management</td>
<td>3-01-20-115</td>
<td>6,282.10</td>
<td>384.36</td>
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<td>6,666.46</td>
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<td>City Clerks</td>
<td>3-01-20-120</td>
<td>11,143.93</td>
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<td>1,195.68</td>
<td>12,598.09</td>
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<td>Elections</td>
<td>3-01-20-122</td>
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<tr>
<td>Finance Office</td>
<td>3-01-20-130</td>
<td>8,381.87</td>
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<td>8,381.87</td>
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<tr>
<td>Accounts &amp; Controls</td>
<td>3-01-20-131</td>
<td>7,813.60</td>
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<td>7,813.60</td>
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<tr>
<td>Payroll Division</td>
<td>3-01-20-132</td>
<td>2,500.00</td>
<td>1,071.30</td>
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<td>3,571.30</td>
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<td>Tax Collection</td>
<td>3-01-20-145</td>
<td>9,246.63</td>
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<td>Assessor's Office</td>
<td>3-01-20-150</td>
<td>10,046.94</td>
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<td>900.00</td>
<td>10,946.94</td>
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<td>Corporation Counsel</td>
<td>3-01-20-155</td>
<td>10,628.40</td>
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<td>Community Develop.</td>
<td>3-01-20-160</td>
<td>5,706.88</td>
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<tr>
<td>Historic Preservation</td>
<td>3-01-20-175</td>
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<tr>
<td>Planning Board</td>
<td>3-01-21-180</td>
<td>3,452.96</td>
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<td>700.00</td>
<td>4,152.96</td>
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<tr>
<td>Zoning Board of Adjust</td>
<td>3-01-21-185</td>
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<tr>
<td>Zoning Officer</td>
<td>3-01-21-186</td>
<td>5,175.29</td>
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<td>1,000.00</td>
<td>6,175.29</td>
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<td>Housing Inspection</td>
<td>3-01-21-187</td>
<td>6,865.06</td>
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<td>500.00</td>
<td>7,365.06</td>
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<tr>
<td>Construction Code</td>
<td>3-01-22-195</td>
<td>23,684.91</td>
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<td>1,800.00</td>
<td>25,484.91</td>
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<td>Police Division</td>
<td>3-01-25-241</td>
<td>462,246.07</td>
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<td>99,779.20</td>
<td>562,025.27</td>
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<td>Department</td>
<td>Code</td>
<td>Subtotal</td>
<td>Contribution</td>
<td></td>
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</tr>
<tr>
<td>----------------------------------</td>
<td>---------------</td>
<td>----------------</td>
<td>------------------</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Crossing Guard</td>
<td>3-01-25-241</td>
<td>12,954.40</td>
<td>12,954.40</td>
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<td></td>
</tr>
<tr>
<td>Emergency Mgmt</td>
<td>3-01-25-252</td>
<td>721.60</td>
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<td>Fire Division</td>
<td>3-01-25-266</td>
<td>415,869.66</td>
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<tr>
<td>Signal &amp; Traffic</td>
<td>3-01-25-267</td>
<td>10,564.01</td>
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<td>Envir. Ser. Dir. Office</td>
<td>3-01-26-290</td>
<td>12,866.62</td>
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<tr>
<td>Streets &amp; Roads</td>
<td>3-01-26-291</td>
<td>8,679.92</td>
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<tr>
<td>Central Garage</td>
<td>3-01-26-301</td>
<td>8,679.92</td>
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<td>Sanitation</td>
<td>3-01-26-305</td>
<td>51,474.49</td>
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<td>Cultural Affairs</td>
<td>3-01-27-176</td>
<td>307.50</td>
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<td>Human Service Direct.</td>
<td>3-01-27-330</td>
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<td>Board of Health</td>
<td>3-01-27-332</td>
<td>15,199.55</td>
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<tr>
<td>Constituent Services</td>
<td>3-01-27-333</td>
<td>4,871.68</td>
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<tr>
<td>Senior Citizens Div</td>
<td>3-01-27-336</td>
<td>13,389.95</td>
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<tr>
<td>Rent Stabilization</td>
<td>3-01-27-347</td>
<td>6,336.06</td>
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<tr>
<td>Transportation</td>
<td>3-01-27-348</td>
<td>6,661.33</td>
<td></td>
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<tr>
<td>Recreation</td>
<td>3-01-28-370</td>
<td>20,000.86</td>
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<tr>
<td>Parks</td>
<td>3-01-28-375</td>
<td>20,457.77</td>
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<tr>
<td>Public Prop.</td>
<td>3-01-28-377</td>
<td>26,235.66</td>
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<tr>
<td>Public Library</td>
<td>3-01-29-390</td>
<td>25,964.89</td>
<td></td>
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<td></td>
</tr>
<tr>
<td>Public Defender</td>
<td>3-01-43-495</td>
<td>2,046.80</td>
<td></td>
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<tr>
<td>Municipal Court</td>
<td>3-01-43-490</td>
<td>33,101.59</td>
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</tr>
<tr>
<td>Parking Utility</td>
<td>P31-20-105-00</td>
<td>43,088.38</td>
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<td></td>
<td></td>
</tr>
</tbody>
</table>

**Sub-Total**

**Other**

<table>
<thead>
<tr>
<th>Category</th>
<th>Code</th>
<th>Amount</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Police Outside Employ.</td>
<td>T-14-10-000-000</td>
<td>19,250.00</td>
<td>19,250.00</td>
</tr>
<tr>
<td>Police Grant</td>
<td>DE 16-S7-01</td>
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</tbody>
</table>
Fire Dept. Penalty T-13-10-000-001

Grand Total  
[1,243,095.84]  
[13,455.68]  
[221,962.35]  
[1,478,513.87]

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

03-855

---By Councilman Campos:

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

WHEREAS, Louis P. Picardo, Collector of Revenue 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 $23, 350.77 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>Robert Varela</td>
<td>16\44\C001R</td>
<td>554 Observer Hwy</td>
<td>$1,670.52</td>
</tr>
<tr>
<td>Charney &amp; Roberts</td>
<td>214.1\28\C0001</td>
<td>314 Hudson St.</td>
<td>$1,312.55</td>
</tr>
<tr>
<td>Attorney at Law</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Richard G. Mason</td>
<td>238\7</td>
<td>921 Hudson St.</td>
<td>$2,201.18</td>
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<tr>
<td>921 Hudson Street</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Gwyneth Murray-Nolan</td>
<td>37\18\CF2RS</td>
<td>232 Monroe St.</td>
<td>$1,980.44</td>
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<tr>
<td>232 Monroe St. #2RS</td>
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</tr>
<tr>
<td>John &amp; Lori Roberts</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
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</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.

**03-856**

---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 **$550.30** 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>$148,709.72</td>
</tr>
<tr>
<td>80 Main Street</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>West Orange, NJ 07052</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2nd Street Hye Group &amp; Venino &amp; Venino</td>
<td>42\1</td>
<td>358 2nd Street</td>
<td>$19,566.00</td>
</tr>
<tr>
<td>8000 Kennedy Blvd.</td>
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<td></td>
<td></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.

03-857
---By Councilman Del Boccio:

WHEREAS, Northeast Construction has received permits from the City of Hoboken and the Department of Environmental Protection to rebuild grit chamber for the North Hudson Sewer Authority on 11th Street, and

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

WHEREAS, Northeast Construction has requested that as an added measure the City of Hoboken prohibit on the following streets;

Eleventh Street-north side beginning at the westerly curbline of Hudson Street and extending to the easterly curb line of Washington Street.

RESOLVED, that parking is hereby prohibited including private vehicles by the employees or agents of the contractor within the construction zone. Starting on Wednesday, January 15, 2003 and ending Friday, August 1, 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 Administration, Division of Signal & 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 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.

03-858
---By Councilwoman Andreula:

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 of the North Hudson Sewerage Authority (the Authority); and

WHEREAS, the Mayor of the City of Hoboken has nominated Patleoa Spaccavento who resides at 2 Marine View Plaza, Hoboken, NJ for appointment to the position as a member of the Authority;

---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.
NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that Patleo Spaccavento be and is hereby appointed as a member of the Authority for a five year term to expire on February 1, 2008.

---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.

03-859
---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 First Quarter taxes terminating on March 10, 2003 and establishing a grace period for the payment of Second Quarter taxes terminating on May 12, 2003 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 February 1, 2003 for First Quarter taxes and May 1, 2003 for Second Quarter taxes.

Before the vote was taken the following spoke regarding the resolution: Helen Hirsch of 98 Park Avenue.

---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.

03-860
---By Councilman Cricco:

WHEREAS, the New Jersey Council on the Arts is accepting applications for its 2003-2004 funding round; and

WHEREAS, the City wishes to apply for funding for the fall 2003 Arts Festival; 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 State Council on the Arts;
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 was taken the following spoke regarding the resolution: Helen Hirsch of 98 Park Avenue.

---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.

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. in accordance with this resolution and the Local Public Contracts Law of New Jersey shall be published in the official newspaper, and/or newspapers of the City of Hoboken as required by law within ten (10) days of its passage.

03-861
---By Councilman Campos:

WHEREAS, the Local Redevelopment and Housing Law N.J.S.A. 40A:12A-1 et. seq. (the ‘Act”), authorizes municipalities to participate in the redevelopment and improvement of areas in need of redevelopment; and

WHEREAS, in order to stimulate redevelopment, the City of Hoboken designated an area in need of redevelopment in the northwest area of the City known as the “Northwest Redevelopment Area” and adopted a Redevelopment Plan for the area in accordance with the Act; and

WHEREAS, on September 15, 1999, the City authorized the execution of a developer’s agreement with Frank Raia which agreement was amended by resolution dated October 18, 2000 (“Amended Agreement”) a copy of which is on file in the office of the City Clerk; and

WHEREAS, the City has received a request from Mr. Raia's attorney, John Curley, requesting that the City consent to the transfer of Mr. Raia's rights and obligations under the Amended Agreement for certain properties to parties identified as Tarragon Realty, Inc., URSA LLC and Frank Raia, (collectively the “Transferee”); and

WHEREAS, the City requested certain information from the Transferee under the Amended Agreement to determine if the City would consent to the request to transfer which information was provided in two submissions to the City dated December 5, 2002 and January 8, 2003; and

WHEREAS, in the submission, the Transferee has committed to financially contribute (Tarragon Realty, Inc. (90%) and URSA (10%) respectively) any amounts in excess of the construction loan to complete the construction of the project and fund any project shortfalls; and

WHEREAS, in the submission, the Transferee has committed to constructing 23% of the total units as affordable housing units with the affordability of such units being guaranteed by the developer by the rules and regulations imposed by the New Jersey Housing and Mortgage Finance Agency or the Federal Department of Housing and Urban Development; and

WHEREAS, the City Council has determined that it is in the best interests of the City to consent to the transfer of rights to the Transferees with respect to Block 88 (Lots 1-32) and Block 104 (Lots 1-33); and
WHEREAS, the City of Hoboken anticipates that the Hoboken Board of Education will seek to develop a high school and middle school on two properties located in the Northwest Redevelopment Area, Blocks 99 and 103; and

WHEREAS, the City Council has determined that it is in the best interests of the City not to consent to any transfer of rights to the Transferees with respect to Block 99 (Lots 1-32), 102 (Lots 1-6) and 27-32 and 103 (Lots 1-6 and 27-32); and

WHEREAS, the City has received an additional request from Mr. Raia’s attorney, John Curley, dated January 21, 2003 requesting that the City consent to the transfer of Mr. Raia’s rights and obligations to the Transferees for certain additional properties, Block 100 (Lot 10), Block 114 (Lots 13-25) and Block 150 (Lots 1-3); and

WHEREAS, it is the desire of the City Council to have the Working Committee of the City Council review the new transfer request for the above-referenced blocks and lots.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken as follows:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The City consents to the transfer of the Amended Agreement to the Transferee for Block 88 (Lots 1-32 and Block 104 (Lots 1-33) subject to the following conditions which shall be addressed in the documents of transfer in a form satisfactory to Corporation Counsel:
   A. The Transferee shall guarantee that 23% of the total units authorized for construction will be affordable under the rules and regulations of the NJHMFA and/or HUD and will seek public subsidies, assistance, or financing from one or more sources which the Transferee represents are available for this project.
   B. The Transferee shall meet with representatives of the City within ten (10) days of the date of this Resolution to discuss the Transferee’s plans for the development design of the subject properties.
   C. Transferee shall provide a project schedule for commencement and completion of project.
   D. Transferee shall arrange for payment of outstanding costs of the City related to the supermarket site condemnation action (City of Hoboken vs Tietelbaum, Docket No. HUD-L-2690-01).
   E. Transferee shall arrange for dismissal of the litigation entitled BBD Partners, LLC vs City of Hoboken, Docket No. HUD-L-3602-00, and the release of all claims asserted by Frank Raia in that action.

3. The City does not consent to the transfer of the Amended Agreement to the Transferee for Block 99 (Lots 1-32) Block 103 (Lots 1-6 and 27-32) and Block 102 (Lots 1-6 and 27-32).
4. As to the request to consent to transfer of rights to the Transferee as to Block 100 (Lot 10), Block 114 (Lots 13-25) and Block 150 (Lots 1-3), the City refers the request to the Working Committee for a report as soon as possible, but not later than 60 days from the date of this Resolution, with all available options and recommendations.
5. This Resolution shall be effective immediately.

Before the vote was taken the following spoke regarding the resolution: 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.

03-862
---By Councilman Del Boccio:

WHEREAS, there exists a temporary management need at the parking garage at 916 Garden Street; and

WHEREAS, Robotic Parking Inc., (“Robotic”) has agreed to manage the parking garage at 916 Garden in return for fees from January 1, 2003 until February 28, 2003; and

WHEREAS, the fees payable to Robotic equal to the parking fees collected from January 15, 2003 to January 31, 2003, and February 1, 2003 to February 28, 2003 from the parking garage at 916 Garden Street; and

WHEREAS, this temporary Agreement is authorized pursuant to N.J.S.A. 40A:11-5(1)(a)(ii) as an extraordinary, unspecifiable service due to the short term, and degree of expertise Robotics Parking Inc., possesses in the management of the parking facility at 916 Garden Street; and

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council of the City of Hoboken hereby authorizes the Mayor or his designee to execute any and all documents and take any actions necessary to complete and realize the intent and purpose of this resolution.

3. The Mayor or his designee is authorized to execute an Agreement for the above referenced services based upon the following:

   Service Provider: Robotic Parking, Inc.  
   12812 N. 60th Street  
   Clearwater, Florida 33760

Before the vote was taken the following spoke regarding the resolution: Don Pellicano, 1000 Hudson Street; Maurice De Gennero, 614 Hudson Street.

---Motion duly seconded by Councilman Giacchi.
---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.

03-863
---By Councilman Campos:

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

WHEREAS, Louis P. Picardo, Collector of Revenue 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 $57,142.98 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>First Union National Bank</td>
<td>29\1</td>
<td>514 First Street</td>
<td>$57,142.98</td>
</tr>
<tr>
<td>C.T.M.D. SASS-IV</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>123 South Broad St/PA 1328</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Philadelphia, PA 19109</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Before the vote was taken the following spoke regarding the resolution: Helen Hirsch of 98 Park Avenue.

---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.

**ORDINANCES**

**Introduction and First Reading**

**03-864**

**DR-865**

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 (No turn on red, 4th & River Streets).

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DO HEREBY ORDAIN AS FOLLOWS:

**ARTICLE VIII**

190-17 NO TURN ON RED:

Section 1. No person shall make a right turn on the red signal at any location listed:

<table>
<thead>
<tr>
<th>Intersection</th>
<th>Hours &amp; Days</th>
<th>Direction of Turn</th>
</tr>
</thead>
<tbody>
<tr>
<td>4th &amp; River Street</td>
<td>All</td>
<td>From northbound on River Street to Eastbound on Fourth 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 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 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 FEBRUARY 19, 2003 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.

At this time the City Clerk administered the Oath of Office to Patleo Spaccavento of 2 Marine View Plaza who is to serve on the North Hudson Sewerage Authority for a five (5) year term to expire February 1, 2008

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Helen Hirsch, 98 Park Avenue; Jon Gordon, 333 River Street; Leslie Markevitch, 706 Grand Street; Lucille Haack, 1203 Park Avenue; Bill Noonan, 711 Garden Street; Stephanie Colello, 510 Monroe Street;

Council President Ramos left the meeting at 7:50 p.m.
speakers continued: Bill Tobias, 2 Constitution Court;

Council President Ramos returned to the meeting at 7:53 p.m.
speakers continued: John Branciforte, 1020 Garden Street; Maurice De Gennero, 614 Hudson Street; Anthony Russo 10 Church Towers;

Councilwoman Andreula left the meeting at 8:03 p.m.
Councilwoman Andreula returned to the meeting at 8:07 p.m.

Councilman Soares left the meeting at 8:18 p.m.
Councilman Soares returned to the meeting at 8:20 p.m.
speakers continued: Dan Tumpson, 230 Park Avenue; at this speakers' request the following resolution was passed:

03-865
---By Councilman Cricco:

    WHEREAS, the Council of the City of Hoboken has commenced consideration of a revision of its zoning ordinance in order place priorities on placement of wireless telecommunications equipment and facilities; and

    WHEREAS, the primary concern is for health and safety of Hoboken residents; and

    WHEREAS, the Council requests that the Hoboken Zoning Board consider withholding any and all action on pending applications for wireless telecommunications equipment and facilities until such time as the Hoboken City Council may review and put in place those ordinance amendments necessary to clearly express its intentions via a revised ordinance.

    NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

    1. The above recitals are incorporated herein as though fully set forth at length.
    2. The Council authorizes the City Clerk to immediately transmit a copy of this resolution to the Chairman and Secretary of the Zoning Board.

---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.

speakers continued: Lynda Walker, 210 Harrison Street.

President Ramos then adjourned the meeting at 8:35 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 and President Ramos.

ABSENT: Marsh, Soares.

__________________________________________________________

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

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 (No turn on red, 4th & River Streets).

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: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: None.
---Absent: Marsh, Soares.

After the public hearing was closed no final vote was taken on the above ordinance; Business Administrator Drasheff advised that the feasibility of this ordinance needed to be examined more closely before passage. This ordinance will be continued to the next meeting, March 5, 2003.

PETITIONS AND COMMUNICATIONS

03-866

February 4, 2003

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

Dear Ladies and Gentlemen:

Pursuant to my authority under Chapter 36, Section 4 of the Hoboken Code, I hereby make the following appointments to the Hoboken Historic Preservation Commission.

Leonard Luizzi, 902 Bloomfield Street to serve as a Class B regular member of a three (3) year term to expire December 31, 2005.
Joyce Tyrell, 1041 Bloomfield Street to serve as a Class B regular member for a three (3) year term to expire December 31, 2005.
Lisa Conde, 632 Hudson Street to serve as a Class B regular member replacing Lawrence Kriz who has resigned. The term expires December 31, 2003.
Frank Orsini, 103 4th Street, #2 to serve as the Alternate No. 1 member replacing Lisa Conde. The term expires December 31, 2003.
Chris Cardinal, 63 Madison Stret, # 2 to serve as the Alternate No. 2 member for a two (2) year term to expire December 31, 2004.

Very truly yours,

DAVID ROBERTS
Mayor

Cc: James Farina
Joseph Sherman

--Received and filed.

03-867

Office of the Mayor
Office of Emergency Management

To all residents and person within the City of Hoboken, New Jersey and to all Departments of Municipal Government:

WHEREAS, pursuant to the powers vested by Chapter 251 of the Laws of 1942, as amended and supplemented, N.J.S.A. App. A:9-30 et seq.; of all applicable statutes, a local disaster emergency
is declared to exist within the boundaries of the City of Hoboken due to the snow and blizzard emergency of February 16-17, 2003; and

WHEREAS, the aforesaid laws authorize the promulgation of such orders, rules and regulations as are necessary to meet the various problems which have or may occur due to such an emergency; and

WHEREAS, by reason of the impact of severe weather conditions resulting from the storm and high winds which currently exist and which may affect the health, safety and welfare of the people of the City of Hoboken; and

WHEREAS, it has been determined that the City of Hoboken should then declare the situation an emergency and a potential disaster area and further that certain measures must be taken to protect the person and property affected by the storm conditions, the entire City of Hoboken is declared to be in a state of emergency and is designated a disaster area; and

THEREFORE, in accordance with the aforesaid laws, it is promulgated and declared that regulations shall follow as required to deal with the weather emergency, and be in addition to all other laws of the State of New Jersey and the City of Hoboken.

Mayor David Roberts
James Fitzsimmons, OEM Coordinator

--Received and filed.

03-868

APPLICATIONS FOR MISCELLANEOUS LICENSES

Raffles ................................................................. 0
Public Hack Drivers .................................................. 2
Livery/Limousine Drivers .......................................... 1
Motor Vehicle Repair Shops ...................................... 4
Music Machines ...................................................... 2
Mechanical Amusement Devices ................................. 1
Vendor ................................................................. 1
Parking Facilities .................................................... 1
Lumber Yard .......................................................... 1

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

03-869

REPORTS OF CITY OFFICERS

An affidavit of Tax Bill Mailing, 1st and 2nd Quarters installments for tax year 2003 was completed 2/12/03; from Louis Picardo, Tax Collector.

---Received and filed.

03-870

A report of the Municipal Court indicating receipts for the month of January 2003 as $218,548.30.
---Received and filed.

03-871
Reports of Municipal Clerk James J. Farina indicating bids received on Friday, February 14, 2003 for various goods and services (bid #’s 03-14; 03-15; 03-16; 03-17; 03-19).

---Received and filed.

CLAIM RESOLUTIONS

03-872
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 $908,257.77 against the UNCLASSIFIED CLAIMS.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: None.
---Absent: Marsh, 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 $56,567.85 against the DEPARTMENT OF ADMINISTRATION.

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

By Councilwoman Castellano:

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 $268,400.96 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 Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: None.
---Absent: Marsh, Soares.
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 $24,101.56 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: None.
---Absent: Marsh, 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 $66,756.68 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: None.
---Absent: Marsh, 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 $68,771.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 2 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio and Giacchi.
---Nays: None.
---Absent: Marsh, Soares.
---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 $28,009.12 against the DEPARTMENT OF PUBLIC SAFETY.
Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: None.
---Absent: Marsh, 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 $4,684.39 against the CAPITAL ACCOUNT.

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

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 $201,291.37 against the PARKING UTILITY / ADMINISTRATION.

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

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 $38,530.00 against the PARKING UTILITY / ADMINISTRATION (LATE CLAIMS).

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

03-873
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 JANUARY 16, 2003 TO JANUARY 29, 2003 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>Personnel</td>
<td>3-01-20-105</td>
<td>6,407.22</td>
<td>498.96</td>
<td></td>
<td>6,906.18</td>
</tr>
<tr>
<td>Mayor's Office</td>
<td>3-01-20-110</td>
<td>9,956.83</td>
<td></td>
<td></td>
<td>9,956.83</td>
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<tr>
<td>City Council</td>
<td>3-01-20-111</td>
<td>6,998.58</td>
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<td>6,998.58</td>
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<td>Bus Adm. Office</td>
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<td>10,111.09</td>
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<tr>
<td>ABC Board</td>
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**Sub-Total**
Other

Police Outside Employ.  T-14-10-000-000  22,610.00  22,610.00
Police Grant  DE 16-S7-01  1,145.31  1,145.31
Fire Dept. Penalty  T-13-10-000-001  957.90  957.90

Grand Total  1,238,027.56  43,930.82  73,049.50  1,355,007.88

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

RESOLUTIONS

Presented and Read

03-874
---By Council President Ramos:

WHEREAS, pursuant to the resolution of the Council of the City of Hoboken, a City auction was held on 14 February, 2003 in the Court Room in City Hall, and

WHEREAS, following the bidding process one bid was received during the action for the bulk sale of Nineteen (19) surplus vehicles in the amount of Nine Hundred Fifty Dollars ($950.00), and

WHEREAS, said bidder, Hoboken Auto Body, 616 Jackson Street, Hoboken, NJ tendered its’ check for the said surplus 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 approves said transaction.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: None.
---Absent: Marsh, Soares.
03-875
---By Councilwoman Andreula:

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 funding for development of Pier C.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute and submit an application to the New Jersey Department of Environmental Protection, Green Acres Program for development funding.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

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

03-876
---By Councilman Del Boccio:

WHEREAS, these proposals was received in good stead, but the apparent unsuccessful bidder raised questions pertaining to the responsiveness of the other bidder, and,

WHEREAS, the difference in the two proposed prices were of such disparity that the City might lose economic value should it award to the second vendor, therefore, be it

Resolved, that the proposals for the creation of a living memorial for the City of Hoboken, submitted by the firms listed as follows:

J.C. Landscape Inc.                                      Proposal
52 Denise Drive                                          $294,900.00
Kinnelon, NJ 07405

Trees Now, Inc.                                           And:
409 East Saddle River Road
Upper Saddle River, NJ 07458
RESOLVED, that the administration of the City of Hoboken, be, and is hereby, authorized to re-advertise for these goods and/or services.

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

03-877
---By Councilman Del Boccio:

WHEREAS, Paul Amante, d/b/a P&J Parking is the Lessee of Block 88, Lots 17, 24 commonly known as 816-830 Madison Street, Hoboken, New Jersey; and

WHEREAS, the above property has been used for parking of cars and trucks for the last thirty years and is located in the Northwest Development Zone; and

WHEREAS, the Lessee received a Stop Work Order from the Construction Code Official due to the property’s possible failure to have a Certificate of Compliance; and

WHEREAS, this issue was appealed to the Hoboken Zoning Board of Adjustment, which on January 21, 2003 declined jurisdiction and referred this matter to the Hoboken City Council for review and determination due to its location in the Northwest Development Zone, which comes under the jurisdiction of the Hoboken City Council; and

WHEREAS, the Applicant seeks to continue to use the above referenced property on a temporary basis until the property is developed in accord with the intent and purpose of the Hoboken Zoning Ordinance regarding future development.

NOW, THEREFORE, BE IT RESOLVED, that P&J Parking shall be permitted to continue to use Block 88, Lots 17-24, which is located in the Northwest Development Zone on a temporary basis for parking cars and trucks until the property receives land use and development approvals with the Hoboken Zoning Ordinance.

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

03-878
---By Councilman Del Boccio:

WHEREAS, the Hoboken Parking Authority (hereinafter “Authority”) was a New Jersey Parking Authority established pursuant to the provisions of N.J.S.A. 40:11A-1 et. seq; and,

WHEREAS, pursuant to the provisions of N.J.S.A. 40:11A-6(e) the Authority had the purpose and power “to sell, transfer and dispose of any property or interest therein at any time acquired by it upon such terms and conditions as it may determine, with or without public bidding”, and

______________________________
Meeting of February 19, 2003
WHEREAS, the Authority as “Seller” entered into an Agreement to purchase the assets concerning the garage located at 916 Garden Street, Hoboken, New Jersey with Feldman Equities of Arizona, L.L.C. as “Buyer” (hereinafter “Agreement”) on December 20, 2002; and

WHEREAS, pursuant to Section 20 of the Local Authorities Fiscal Control Law (P.L. 1983, c.313), and Ordinance No. 61 of the City of Hoboken, the Authority was dissolved to benefit the health, safety and welfare of the residents of the City, and to achieve more efficient means of providing services; and

WHEREAS, simultaneously the City Council adopted an Ordinance creating the City of Hoboken Parking Utility as successor to the Authority; and

WHEREAS, the Agreement was amended by the parties to provide for 1) extension of the January 6, 2003 date for the end of the Due Diligence Period specified in Section 4 (a) of the Agreement to February 10, 2003, where time was of essence, and 2) the extension of the January 6, 2003 date for the Settlement specified in section 5(a) of the Agreement to February 28, 2003, where time was of the essence; and

WHEREAS, it is the intention of the parties to mutually terminate the obligations as set forth in the December 20, 2002, Agreement between the Hoboken Parking Authority and Feldman Equities of Arizona, L.L.C.; and

WHEREAS, it is the intention of the parties to mutually terminate the obligations as set forth in the December 20, 2002, Agreement between the Hoboken Parking Authority and Feldman Equities of Arizona, L.L.C.; and

WHEREAS, the mutual termination and release is due to unforeseen circumstances, including but not limited to, the fact that the public and residents of Hoboken may benefit from a public bidding process with regard to the operation or disposition of the garage at 916 Garden Street; and

WHEREAS, the Agreement between the Hoboken Parking Authority and Feldman Equities of Arizona, L.L.C. was effectively terminated with notice received from Feldman Equities of Arizona, L.L.C. on February 6, 2003; and

WHEREAS, the Mayor and City Council of the City of Hoboken wish to ratify this mutual termination of the Agreement concerning the garage at 916 Garden Street,

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, County of Hudson, and State of New Jersey that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council of the City of Hoboken hereby ratifies the mutual termination of the Agreement for sale of assets concerning the garage at 916 Garden Street

3. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this Resolution.

4. This Resolution shall be in effect immediately.

---Motion duly seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: None.
---Absent: Marsh, Soares.
03-879
---By Council President Ramos:

WHEREAS, the City of Hoboken, Department of Community Development has a need for professional services with regard to grant applications and grant management; and

WHEREAS, the City of Hoboken, Department of Community Development is desirous of awarding a professional services contract to Krivit and Krivit, P.C. 1000 Potomac Street, N.W., Suite 250, Washington, D.C. 20007-3501, to provide professional services; and

WHEREAS, the type of work constitutes a professional service as defined by N.J.S.A. 40:A: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 a professional services contract be hereby awarded to Krivit and Krivit, P.C. in an amount not to exceed $50,000.00 for a term of one year (February 1, 2003 to January 31, 2004) 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, one member of the public addressed the City Council: Helen Hirsch, 98 Park Avenue.

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

ORDINANCES

03-880
DR-84
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 (Permit Parking; Bloomfield St., West Side, Newark to First St.).

ARTICLE I
Resident Parking Program

141-1 Resident Parking Program

Section 1: The following location described is hereby repealed as Resident Permit Parking Only

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<th>SIDE</th>
<th>LOCATION</th>
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Meeting of February 19, 2003
Section 2: All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 3: 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 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 MARCH 5, 2003 at 7:00 PM.

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

03-881
DR-85

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED TO PERMIT AND REGULATE INSTALLATION OF WIRELESS TELECOMMUNICATIONS EQUIPMENT AND FACILITIES.

WHEREAS, the City of Hoboken recognizes the need for regulations regarding the installation of wireless telecommunications equipment and facilities; and

WHEREAS, the City of Hoboken seeks to create priorities regarding installation of wireless telecommunications equipment and facilities.

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Hoboken that Chapter 196 of the Revised General Municipal Ordinances of the City of Hoboken be amended and supplemented for the regulation of installation of wireless telecommunications equipment and facilities.

Chapter 196, Zoning, of the Code of the City of Hoboken be and is hereby amended and supplemented as follows:

ARTICLE IX
General Supplementary Regulations

§196-35. Wireless Telecommunications.

A. Purpose.

The overall purpose of these ordinance provisions is to provide specific zoning conditions and standards for the location and operation of wireless telecommunications antennas and wireless telecommunications towers used for the transmission and reception of wave frequencies for the purposes of any wireless telecommunication (e.g., telephone, radio,
paging and/or television communication within the City of Hoboken, which recognizes the need to safeguard the public good and preserve the intent and purposes of the City of Hoboken Master Plan and Zone Plan.

B. Overall Objective.

The overall objective of these ordinance provisions is to enable the location within the City of Hoboken of those antennas and towers which are necessary to provide adequate wireless communication services while, at the same time, limiting the number of supporting towers to the fewest possible and minimizing the impact of the antennas, accessory equipment, and supporting structures on residences, streetscapes, and view corridors throughout the municipality.

C. Specific Goals.

(1) To encourage the location of antennas upon, or within, existing structures, including existing buildings, existing wireless communication towers, existing water towers, and existing telephone and electric towers, especially those existing structures situated in non-residential districts;

(2) To encourage the configuration of telecommunication facilities in a manner that minimizes and mitigates any adverse impacts upon affected properties, streetscapes and vistas through careful design, siting, screening, landscaping, and innovative camouflaging techniques;

(3) To encourage the co-location of as many antennas as possible, of as many wireless telecommunication carriers as possible, on existing towers and other structures in non-residential districts.

(4) To discourage the construction of new towers.

(5) To minimize the total number of wireless telecommunications towers and antennas within the City of Hoboken;

(6) To discourage adverse impacts on scenic corridors and historic sites and districts;

(7) To formulate and maintain, for land use planning purposes, a complete inventory of all wireless telecommunications antennas, towers, and related facilities within the City of Hoboken, and others in the vicinity of the City, which are capable of providing service within the municipality;

(8) To enhance the ability of the carriers of wireless communications services who adhere to the specific requirements and intent of these ordinance provisions to provide such services quickly, effectively, and efficiently; and

(9) To comply with the mandate of the Federal Telecommunications Act of 1996, 47 U.S.C. Section 332 (c)(7), which preserves local government authority to enforce zoning requirements which protect public safety, public and private property, and community aesthetics.

D. Overall Comprehensive Plan.

In order to effectuate the purposes, objectives, and goals of these ordinance provisions as noted hereinabove, any applicant to the City of Hoboken for approval to erect a wireless communication antenna, in addition to all other information required by this ordinance, shall provide threshold evidence that the proposed location of the proposed antenna(s), and any proposed supporting tower and for ancillary cabinets or structures enclosing related...
electronic equipment, has been planned to result in the fewest number of tower locations within the City of Hoboken and the least possible impact on designated scenic corridors and historic sites and districts.

The applicant shall provide an overall comprehensive plan indicating how it intends to provide full service throughout the City of Hoboken and, to the greatest extent reasonably possible, shall indicate how its plan specifically relates to and is coordinated with the needs of all other providers of wireless communication services within and around the municipality.

More specifically, the overall comprehensive plan shall indicate the following:

(1) Proof that the applicant is a licensed provider of cellular telecommunications services by the Federal Communications Commission and that all requisite franchises including, but not limited, to franchises from other communications carriers, have been obtained for provision of such services;

(2) The mapped location and written description of all existing antennas and existing and approved supporting structures within one (1) mile of the subject site;

(3) The mapped location and written description of all existing or approved tall structures such as water towers, smokestacks and existing telephone or electric towers within one (1) mile of the subject site;

(4) How the proposed location of the proposed antenna(s) specifically relates to the suitability or unsuitability of such existing structures to be utilized to provide the intended wireless communication;

(5) How the proposed location of the proposed antenna(s) specifically relates to the anticipated need for additional antennas and supporting structures within and near the City of Hoboken by the applicant and by other providers of wireless communication services within the City of Hoboken;

(6) How the proposed location of the proposed antenna(s) specifically relates to the overall objective of providing full wireless communication services within the City of Hoboken while, at the same time, limiting the number of supporting towers to the fewest possible through the use of co-location, through the use of alternate technologies which do not require the use of towers, or through the use of existing structures; and

(7) How the proposed location of the proposed antenna(s) specifically relates to the objective of minimizing the impact of the antennas, accessory equipment, and supporting structures on residences, streetscapes, and view corridors throughout the municipality.

E. Location Priorities:

Based upon the Overall Comprehensive Plan submitted by the applicant, hereinabove, if the City of Hoboken determines the proposed antenna(s) to be needed for closing significant gaps in wireless communication services within the City, utilizing the fewest number of towers as reasonably possible and locating on existing structures where reasonably possible:

(1) Wireless communication antennas shall be permitted as accessory uses on existing structures at the following prioritized locations:
(a) The first priority location shall be co-location on an existing wireless telecommunication tower or other similar existing structure within the I-1 or I-2 zoning district including the Northwest Redevelopment Area;

(b) The second priority location shall be an existing non-residential building within the I-1 or I-2 zoning district including the Northwest Redevelopment Area;

(c) The third priority location shall be an existing building within the I-1 or I-2 zoning district including the Northwest Redevelopment Area, owned by the municipality (whether directly or through its agencies) or any other governmental agency;

(d) The fourth priority location shall be an existing non-residential building within the CBD zoning district, provided that the proposed building shall be no less than 50 feet in height as measured to the top of the roof slab;

(e) The fifth priority location shall be an existing residential building within the CBD zoning district other than those previously listed, provided that the proposed building shall be no less than 50 feet in height as measured to the top of the roof slab;

(f) The sixth priority location shall be an existing building in the CBD or R zoning districts, owned by the municipality (whether directly or through its agencies) or any other governmental agency provided that the proposed building shall be no less than 50 feet in height as measured to the top of the roof slab in the CBD zoning district and no less than 40 feet in height in the R zoning district;

(g) The seventh priority location shall be any existing non-residential building within the R zoning districts, provided that the building shall be no less than 40 feet in height as measured to the top of the roof slab; and

(h) The eighth priority location shall be any existing residential building within the R zoning districts, provided that the building shall be no less than 40 feet in height as measured to the top of the roof slab.

(i) The ninth priority location shall be any existing building within the I-1(W) and W zoning districts including the South Waterfront Redevelopment Area, provided that the building shall be no less than 80 feet in height as measured to the top of the roof slab.

(2) New wireless telecommunication towers along with the antennas and equipment facilities associated with such new towers shall be permitted as principal uses in the I-1 and I-2 industrial zoning districts, provided that:

(a) Co-location shall be required for no less than three (3) carriers and a letter of intent by the applicant to meet the co-location requirement shall be provided to the Planning Board; and

(b) All of the separation distance, area, setback, height, and design criteria requirements listed herein shall be met.

(3) Any wireless communication antenna in the Historic District shall be subject to review by the Historic District Commission whose written recommendations shall be transmitted to the Planning Board prior to the Planning Board's hearing on the subject matter.

F. Separation Distance Requirements.

Meeting of February 19, 2003
The following separation distance requirements shall apply to new wireless telecommunication towers:

1. Minimum distance from existing or proposed residential buildings: 500 feet
2. Minimum distance from any historic district line or designated historic site (national or state register): 500 feet
3. Minimum distance between towers: 1,500 feet

G. Area And Setback Requirements.

1. Where a proposed antenna(s) will be attached to an existing building or an existing or approved tower or structure, no land area shall be required in addition to the land area upon which the existing structure is situated; or

2. Where a new wireless telecommunication tower is proposed:
   (a) No tower structure shall be permitted within twenty-five feet (25') of any street line, or any existing or proposed property line (this prohibition does not apply to ancillary equipment cabinets); and
   (b) Setback areas adjacent to street lines and side lot lines shall be landscaped as required below (See Section I(2)(e)).

H. Maximum Height.

1. For a proposed antenna:
   (a) The maximum height of any proposed antenna extending above the roof slab of any existing building or existing structure shall be the minimum height necessary for the proposed installation to satisfactorily operate (See Section I(1)(e) below); and
   (b) The maximum height of any proposed roof top antenna and/or equipment cabinet(s) shall not exceed the height of the tallest accessory rooftop structure such as a stair or elevator housing, provided that no equipment cabinet shall be located on the roof top of any building less than 60 feet in height.
   (c) In no event shall any rooftop installation extend more than eight (8) feet above the roof slab.

2. For a proposed wireless telecommunication tower: maximum height shall not exceed one hundred feet (100').

I. Design Criteria.

All applications for wireless communication antennas shall adhere to the following design criteria:

1. For location on an existing building or structure:
   (a) Microcell antenna(s) located on an existing building shall be surface-mounted on the building facade so as to blend in with the architectural features of the building.
(b) Antenna(s) and supporting electrical and mechanical equipment applied to the side of a building shall be of a neutral color that matches, as closely as possible, the background color of the facade on which it is mounted so as to make the antenna(s) and related equipment as visually unobtrusive as possible.

(c) Antenna(s) placed on a rooftop shall be set back as far as possible form the edge of the roof and clustered to the greatest extent possible around existing rooftop appurtenances.

(d) All cable and/or wiring that must run across the facade shall be located along architectural features that help to make such cables as visually unobtrusive as possible.

(e) All ancillary electronic and mechanical equipment shall be housed within an enclosed area inside the existing building (evidence must be presented to document why such a location may not be possible); in the alternative, equipment may be located on the roof top of the building provided:

[1] The height of roof top equipment facilities shall not exceed the height of the tallest accessory rooftop structure such as a stair or elevator housing, and shall be fully enclosed by Stealth screening in a color which will match those of the existing roof top accessory structures as closely as possible, such that the total of all rooftop appurtenances including the subject equipment does not exceed 30% of the roof area; and

[2] Documentation by a qualified expert that any existing structure will have sufficient structural integrity to support the proposed antennas and ancillary equipment shall be provided to the Planning Board.

(f) Any additional public utility lines and/or cables deemed necessary for the operation of the proposed antenna facility shall be located underground. The applicant shall provide documentation to the Planning Board as to the necessity of the additional lines.

(g) No signage shall be permitted that is visible from adjacent properties or from the public right-of-way.

(2) For a new wireless telecommunication tower:

(a) Any proposed new tower shall be a "monopole". Antennas shall be applied to the interior of the monopole or, if applied to the exterior of the monopole, they shall be flush-mounted.

(b) Unless otherwise required by the Federal Aviation Administration (FAA) or the Federal Communications Commission (FCC), all towers shall be either constructed of a neutrally colored material or painted a neutral color so as to reduce the visual obtrusiveness. All applicable FAA or FCC standards regarding color or materials that may apply to the proposed tower shall be provided to the Planning Board.

(c) No lighting is permitted on a tower except lighting that is specifically required by the FAA and any such required lighting shall be focused and shielded, to the greatest extent possible, so as not to project towards adjacent and nearby properties. All applicable FAA standards regarding lighting that may apply to the proposed tower shall be provided to the Planning Board.
(d) All ancillary electronic and other equipment shall be located within a building or enclosed structure which structure shall meet the following design criteria:

[1] Regardless of the number of wireless communication service providers located on the site, there shall be a maximum of one structure enclosing the required electronic equipment, which structure shall not exceed twelve feet (12) in height nor more than four hundred (400) square feet in area.

[2] The enclosed structure shall use materials, textures, and colors that together with required screening and landscaping will cause it to blend into the natural setting and surroundings, to the greatest extent possible.

[3] Provision for co-location of equipment shall be incorporated into the design of the building/structure.

[4] Electronic equipment shall be designed in such a way so as not to interfere with any public safety communication.

[5] All equipment shall be automated so that, to the greatest extent possible, the need for on-site maintenance and associated vehicular trips to and from the site will be minimized.

[6] Lighting shall be limited to a single light at the entrance to the building which shall be focused downward.

(e) Landscaping shall be provided to screen the tower and any building or structure used to house ancillary equipment from any public street or residential dwelling unit or residential zoning district in accordance with the following:

[1] Required landscaping shall consist of sufficient density of evergreen planting to effectively screen the view of the tower base and, in addition, sufficient other plantings which may consist of a combination of shrubs and deciduous trees to screen the tower and enhance the appearance of, to the maximum extent reasonably possible, from any surrounding residential properties and from any public street.

[2] Any newly planted evergreen trees shall be at least eight feet (8') high at the time of planting and any newly planted deciduous trees shall be a minimum caliber of three and one half inches (3.5") at the time of planting.

[3] No signage shall be permitted except "warning" and/or equipment information signs as deemed necessary or as required by state and or federal regulatory agencies for safety purposes and are specifically approved by the Planning Board.

(f) Minimal off-street parking shall be permitted as needed to provide maintenance at the site and as specifically approved by the Planning Board.

(g) No antenna shall be located on any tower in order to provide non-cellular telephone service; such service shall be provided via existing telephone lines if available to the site or by the underground extension of telephone lines to the site if necessary.

(h) Any new tower shall be located behind existing buildings in order to screen the tower's base from being visible from adjacent properties and from any street right-of-way to the greatest extent possible;
(i) Towers shall be enclosed by security fencing consisting of eight (8) ft. high one-inch chain link "non-climbable" mesh which shall be fully screened by the required landscaping.

(j) Documentation by a qualified expert that any existing structure will have sufficient structural integrity to support the proposed antennas and ancillary equipment shall be provided to the Planning Board.


(1) Applicants shall provide current FCC information concerning wireless telecommunication towers and Radio Frequency (RF) emission standards to the Planning Board, whenever applicable. Upon documentation by a qualified expert, proposed wireless communication antenna projects which meet the current FCC standards shall not be conditioned or denied on the basis of RF impact.

(2) If the FCC adopts a superseding emission standard, such new standard shall be controlling and become effective as directed in the FCC rulemaking. In such event, the applicant shall, within forty-five (45) days of the superseding emission standard's effective date, submit to the approving authority documentation of compliance with the superseding emission standard. Failure to submit such documentation shall result in a declaration by the approving authority that the equipment is "no longer operative" and the removal provisions stated below shall apply.

K. Removal of Abandoned/Obsolete Antennas and Towers.

(1) Any Wireless Communication Antenna facility not used for its intended and approved purpose for a period of one (1) year shall be considered "no longer operative and shall be removed by the responsible party within sixty (60) days thereof.

(2) In addition to the regular application fee, the applicant (or landowner in the instance of leased property) shall provide a performance bond that will cause the antennas, any supporting tower, associated equipment cabinets, any building enclosing associated equipment cabinets, and all other related improvements to the land to be removed, at no cost to the City, when the antennas are no longer operative. The amount of the performance bond shall not be less than 120% of the cost (as determined by the City Engineer at the time of application) of such demolition, removal, and restoration of the site to a state required under all City Ordinances, including but not limited to, the City property maintenance code.

ARTICLE II
Definitions

196-6. Definitions.

B. Terms defined. As used in this chapter, the following terms shall have the meanings indicated:

ACCESSORY USE, STRUCTURE OR BUILDINGS – A structure, building in use, including off-street parking, subordinate to the principal use of a building on the same lot and serving a purpose customarily incidental to the use of the principal building. A wireless telecommunications antenna shall be considered an accessory use in the zoning districts which so indicate it subject to the regulations specified in §196-35, §196-26 and elsewhere. Other than in the case of a planned development or a wireless telecommunications antenna as defined and regulated in this chapter, if an accessory structure or building is attached to the principal building, it shall be considered a part thereof. Other than in the case of a planned development, an "accessory use, structure or building" not located on the same tax lot shall be judged a conditional use. In the case of a planned development, the use, structure or building shall be deemed accessory if it is
subordinate to and customarily incidental to any of the other uses within a planned development, even though the accessory use is not located on the same tax lot as any of the other uses.

CO-LOCATION. Use of a common wireless telecommunication tower or a common site by two or more wireless license holders or by one wireless license holder for more than one type of communications technology and/or placement of a wireless telecommunication tower on a structure owned or operated by a utility or other public entity.

FAA Application. Any application, or other request, to the Federal Aviation Administration for a license, certificate, waiver, special temporary authorization, or any other instrument of authorization issued by the Federal Aviation Administration regarding an applicant's telecommunications structures, antennas and equipment.

FAA Filings. Any application with all attachments, exhibits, appendices, memoranda, amendments, supplements and comments; all correspondence addressed to the Federal Aviation Administration, individual comments or objections of other parties, including but not limited to, informal objections, petitions to deny proposed findings of fact, conclusions of law, and briefs on appeal; the initial decision of the Federal Aviation Administration; notices of appeal all briefs and other documents on appeal; and all other related matters.

FCC Application. Any application, or other request, to the Federal Communications Commission for a license, certificate, waiver, special temporary authorization, or any other instrument of authorization issued by the Federal Communications Commission under the Telecommunications Act of 1934 or the Telecommunications Act of 1996.

FCC Filings. Any application with all attachments, exhibits, appendices, memoranda, amendments, supplements and comments; all correspondence addressed to the Federal Communications Commission, individual comments or objections of other parties, including but not limited to, informal objections, petitions to deny proposed findings of fact, conclusions of law, and briefs on appeal; the initial decision of the Federal Communications Commission; notices of appeal all briefs and other documents on appeal; and all other related matters.

MICROCELL: A small patch antenna which is generally surface-mounted to a building facade.

PREEXISTING TOWERS AND PREEXISTING ANTENNAS. Any tower or antenna for which a building permit has been properly issued, or for which a contract, lease or other agreement has been awarded or entered into by the City Council, prior to the effective date of this section, including previously approved towers or antennas that have not yet been constructed so long as such approval is current and not expired.

TOWER. Any structure that is designed and constructed primarily for the purpose of supporting one or more antennas for telephone, radio and similar communication purposes, including self-supporting lattice towers, guyed towers or monopole towers. The term includes radio and television transmission towers, microwave towers, common-carrier towers, cellular telephone towers, alternative tower structures, and the like. The term shall include the structure and any support thereon.

WIRELESS TELECOMMUNICATION ANTENNA. Any exterior transmitting or receiving device mounted on a tower, building or structure and used in communications that transmit or receive radio frequency signals for wireless telecommunication towers.

WIRELESS TELECOMMUNICATION EQUIPMENT. Accessory facilities serving and subordinate in area, extent and purpose to, and on the same lot as a wireless
telecommunication tower or antenna. Such facilities include transmission equipment, storage sheds, storage buildings and security fencing.

WIRELESS TELECOMMUNICATION TOWER. A freestanding vertical structure designed to support one or more wireless telecommunication antennas, including monopoles, guyed towers, lattice towers and similar structures.

ARTICLE V
Schedule I: Residential District

§ 196-14. R-1 District; R-1(E) Subdistrict; R-1 (CS) Overlay District.

C. Accessory uses shall be as follows:
   (1) R-1 District
       (e) Wireless telecommunications antennas subject to §196-26 and §196-35.
   (2) R-1(E) Subdistrict accessory uses customarily incident to principal uses within the subdistrict and wireless telecommunications antennas subject to §196-26 and §196-35.
   (3) R-1 (CS) Subdistrict accessory uses customarily incident to principal uses within the subdistrict and wireless telecommunications antennas subject to §196-26 and §196-35.

§ 196-15. R-2 District.

C. Accessory uses shall be as follows:
   (7) Wireless telecommunications antennas subject to §196-26 and §196-35.

§ 196-16. R-3 District.

C. Accessory uses shall be the same as R-2 Residence District (§196-15).

ARTICLE VI
Schedule II: Industrial Districts

§ 196-17. I-1 District; I-1 (W) Subdistrict

B. Principal permitted uses shall be as follows:
   (1) I-1 District
       (f) Wireless telecommunications towers subject to §196-26 and §196-35.
   (2) I-1(W) Subdistrict - no change

C. Accessory uses shall be as follows:
   (1) I-1 District
(d) Wireless telecommunications antennas subject to §196-26 and §196-35.

(2) I-1(W) Subdistrict

(c) Wireless telecommunications antennas subject to §196-26 and §196-35.

§ 196-18. I-2 District.
B. Principal permitted uses shall be as follows

(5) Wireless telecommunications towers subject to §196-26 and §196-35.

C. Accessory uses shall be the same as I-1 Industrial District (§ 196-17).

ARTICLE VII
Schedule III: Review Districts

§ 196-19. CBD District; CBD(H) Subdistrict; CBD(H)(CS) Subdistrict
C. Accessory uses.

(5) Wireless telecommunications antennas subject to §196-26 and §196-35.

§ 196-20. W Waterfront District.
B. The Waterfront District shall include the W(RDV), W(H) and W(N) Subdistricts. Development in the W(RDV) subdistrict is subject to the special use, bulk and parking regulations of the Waterfront at Hoboken Redevelopment Plan as amended December 4, 2002; the W(H) Historic Subdistrict is subject to review procedures of the Historic Commission; and development in the W(N) Waterfront North Subdistrict is subject to height limitations as specified herein.

C. Principal permitted uses shall be as follows for W(H) and W(N) Subdistricts:

(6) Accessory uses customarily incidental to a principal use and wireless telecommunications antennas subject to §196-26 and §196-35.

ARTICLE VIII
Supplemental Lot, Height and Yard Regulations

§ 196-23. Height regulations.
A. General application and permitted exceptions. No building or structure shall be higher than the height permitted in the district where such building is located. Such limitations shall not apply to roof appurtenances such as flagpoles, radio or television antennas other than satellite dishes, wireless telecommunications antennas, chimneys, elevator or stair bulkheads, mechanical penthouses, parapets or railings up to five (5) feet in height above the roof slab, water tanks or cooling towers or any similar structures, provided that:

(1) in PUD's and redevelopment areas (where regulations in the Plan are more restrictive, the Plan will control) and in the R and CBD districts, such roof appurtenances in their aggregate coverage may occupy no more than ten percent (10%) of the roof area of the building and may not exceed a height of fifteen (15) feet above the roof on which they are located; and
(2) in I-1 and I-2 districts, such roof appurtenances in their aggregate coverage may occupy no more than 50 percent (50%) of the roof area of the building and may not exceed a height of fifteen (15) feet above the roof on which they are located.

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:
      (b) Minor site plan review shall be required for:

If the proposed site plan involves one (1) 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.

B. Procedures.
   (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. 40:55D-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 be submitted for Planning Board review prior to beginning construction of the building or buildings receiving preliminary approval. Certificates and permits shall only be granted when an inspection by the Planning Board or its designated representative has verified the fulfillment of all conditions of final site plan approval.

ARTICLE XV
Administration and Enforcement

§196-60. Certificates of compliance.
C. Issuance of certification. The first certificate of zoning compliance shall be issued by the Zoning Officer on a form approved by the office of the Business Administrator until a Department of Engineering is created and then on such form as approved by the Department of Engineering. No building permit shall be issued until the Construction Code Official is in receipt of the final certificate of zoning compliance.

§ 196-61. Final certificate of compliance.
A. New uses. No building, structure or land shall be occupied or used until such time as the certificate of occupancy issued by the Construction Code Official is certified by the Zoning
 Officer as to its compliance with this chapter. Such final certificate of zoning compliance shall be issued, in writing, to the applicant and Construction Code Official upon application by the owner, prospective occupant or purchaser only after the Zoning Officer determines that the facts represented on the application are correct and that the building, structure or use is in conformance with the provisions of this chapter. A temporary certificate of occupancy may be issued for any structure or use for which the conditions of final site plan approval have been complied with. The Planning Board shall approve the issuance and terms of any temporary certificate of occupancy.

§ 196-63. Fees.

B. Inspection fees and guaranties.

(1) Improvements. After final site plan or planned development approval has been granted and prior to the initiation of any construction approved pursuant to this chapter and prior to issuing a certificate of occupancy, the City of Hoboken shall receive a check from the applicant payable to the city for the greater of fifty dollars ($50.) or ten percent (10%) of the estimated cost of on-site and off-site improvements to cover inspection costs for drainage, paving, landscaping, curbing and other improvements which relate to matters involving public facilities or matters of public health, safety and welfare.

(2) Performance guaranty. A certificate of occupancy shall not be issued until all required improvements are installed, improved and functioning properly, all in accordance with the provisions of this chapter. In lieu of completion, a performance guaranty acceptable to the Construction Official or Board giving approval in a form approved by the City Attorney and in an amount determined by the Board Engineer to be sufficient to complete all remaining improvements within one (1) year shall be received by the City Clerk. In the case of development subject to site plan or subdivision review, no final certificate of zoning compliance shall be issued until final site plan or subdivision approval by the Planning Board or Board of Adjustment. In the case of developments subject to conditional use approval, no final certificate of zoning compliance shall be issued until all of the approvals have been complied with.

---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 MARCH 19, 2003 at 7:00 PM.

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

03-882
DR-86

AN ORDINANCE TO AMEND CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, ARTICLE II: DEFINITIONS AND ARTICLE VIII: SUPPLEMENT LOT, HEIGHT AND YARD REGULATIONS REGARDING BUILDING/LOT COVERAGE.

WHEREAS, the City of Hoboken recognizes the need to clarify the Zoning Ordinance with regard to lot, height and yard regulations regarding building/lot coverage.
NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Hoboken that Chapter 196 of the Revised General Municipal Ordinances of the City of Hoboken be amended and supplemented for lot, height, and yard regulations regarding building/lot coverage throughout 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.

Terms defined. As used in this chapter, the following terms shall have the meanings indicated:

BUILDING COVERAGE—The percentage of area of a lot which is occupied by the physical limits of all buildings. Within the lot lines, building coverage shall be calculated to include all balconies, all bay windows, and decks whose walkable surface is more than 18 inches above the adjacent grade. Building coverage shall not include walkable surfaces created on grade with paving stones, decorative pavers or other paving material. In the case of a planned unit development, "building coverage" is calculated as the percentage of area of a development block occupied by the physical limits of all buildings, subject to the exclusions identified in §196-27.1B(3)(b), the same as lot coverage.

LOT COVERAGE—Same as building coverage.

ARTICLE VIII
Supplemental Lot, Height and Yard Regulations

D. Exceptions to yard requirements.

(1) Architectural features may project into required yards as follows:

   (a) delete

   (b) Cornices, canopies, eaves or similar architectural features when projecting into side or front yards: two (2) inches for each one (1) foot of side or front yard setback, but not to exceed a total of three (3) feet.

   (c) Pedestrian ramps built pursuant to minimum standards of the Americans with Disabilities Act (ADA).

(2) no change.

---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 MARCH 19, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: None.
---Absent: Marsh, Soares.
All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Greg Ribot, 1201 Garden Street; Amy Valent, 1201 Garden Street; John Glasel, 84 Jefferson Street; Dan Tumpson, 230 Park Avenue; Roy Huelbig, 1034 Washington Street; Don Pellicano, 1000 Hudson Street; Helen Hirsch, 98 Park Avenue; Tom Kennedy, Sr., 10 Church Towers; John Carey, 836 Bloomfield Street; Stephanie Colello, 510 Monroe Street; Chad Fulghan, 510 Monroe street; Eric Volpe, 109 Madison Street; Maurice DeGennaro, 614 Hudson Street.

President Ramos then adjourned the meeting at 8:14 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK
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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT: Castellano.

______________________________________________________________

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

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 (No turn on red, 4th & River Streets).

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, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278 (Permit Parking; Bloomfield St., West Side, Newark to First 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 Del Boccio moved that the hearing be closed.
Motion duly seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

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

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED TO PERMIT AND REGULATE INSTALLATION OF WIRELESS TELECOMMUNICATIONS EQUIPMENT AND FACILITIES.

The above Ordinance was withdrawn. NO ACTION TAKEN

AN ORDINANCE TO AMEND CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, ARTICLE II: DEFINITIONS AND ARTICLE VIII: SUPPLEMENT LOT, HEIGHT AND YARD REGULATIONS REGARDING BUILDING/LOT COVERAGE.

The above Ordinance was withdrawn and will be amended and re-introduced later in this meeting. NO ACTION TAKEN

03-883
APPLICATIONS FOR MISCELLANEOUS LICENSES

Raffles ----------------------------------------------- 1
Public Hack Drivers --------------------------------- 1
Parking Facilities ------------------------------- 10
Mechanical Amusement Devices & Music Machines------ 6
Vendor--------------------------------------------- 1
Motor Vehicle Repair Shop--------------------------- 2
Junk Yard------------------------------------------- 1
---Councilman Del Boccio 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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

CLAIM RESOLUTIONS

03-884

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 $366,333.05 against the UNCLASSIFIED CLAIMS.

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

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 $199,157.71 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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

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 $110,211.78 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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

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 $11,620.46 against the DEPARTMENT OF HUMAN SERVICES.

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

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 $53,440.62 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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

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 $36,899.65 against the DEPARTMENT OF PUBLIC SAFETY.

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

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 $43,778.78 against the CAPITAL ACCOUNT.

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

03-885

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 JANUARY 30, 2003 TO FEBRUARY 12, 2003 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>Personnel</td>
<td>3-01-20-105</td>
<td>6,407.22</td>
<td></td>
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<td>6,407.22</td>
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<tr>
<td>Mayor's Office</td>
<td>3-01-20-110</td>
<td>9,956.83</td>
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<tr>
<td>City Council</td>
<td>3-01-20-111</td>
<td>6,998.58</td>
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<tr>
<td>Bus Adm. Office</td>
<td>3-01-20-112</td>
<td>10,111.09</td>
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<tr>
<td>ABC Board</td>
<td>3-01-20-113</td>
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<td>269.24</td>
<td>269.24</td>
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<tr>
<td>Purchasing</td>
<td>3-01-20-114</td>
<td>6,742.60</td>
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<td>6,742.60</td>
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<tr>
<td>Grants Management</td>
<td>3-01-20-115</td>
<td>6,368.25</td>
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<tr>
<td>City Clerks</td>
<td>3-01-20-120</td>
<td>11,306.53</td>
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<td>258.48</td>
<td>11,565.01</td>
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<td>Elections</td>
<td>3-01-20-122</td>
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<tr>
<td>Finance Office</td>
<td>3-01-20-130</td>
<td>9,502.29</td>
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<td>9,502.09</td>
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<tr>
<td>Accounts &amp; Controls</td>
<td>3-01-20-131</td>
<td>7,813.60</td>
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<tr>
<td>Payroll Division</td>
<td>3-01-20-132</td>
<td>2,628.07</td>
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<tr>
<td>Tax Collection</td>
<td>3-01-20-145</td>
<td>9,305.48</td>
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<td>3,774.22</td>
<td>13,079.70</td>
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<td>Assessor's Office</td>
<td>3-01-20-150</td>
<td>10,046.94</td>
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<td>Corporation Counsel</td>
<td>3-01-20-155</td>
<td>10,628.40</td>
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<td>Community Develop.</td>
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<td>5,706.88</td>
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<td>Historic Preservation</td>
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<tr>
<td>Planning Board</td>
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<td>2,338.41</td>
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<td>Zoning Board of Adjust</td>
<td>3-01-21-185</td>
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Meeting of March 5, 2003
<table>
<thead>
<tr>
<th>Department</th>
<th>Code</th>
<th>01-02</th>
<th>01-03</th>
<th>01-04</th>
<th>01-05</th>
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<tbody>
<tr>
<td>Zoning Officer</td>
<td>3-01-21-186</td>
<td>4,736.48</td>
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<td>4,736.48</td>
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<tr>
<td>Housing Inspection</td>
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<td>6,865.06</td>
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<td>Police Division</td>
<td>3-01-25-241</td>
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<td>470,521.40</td>
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<td>Crossing Guard</td>
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<td>12,210.13</td>
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<td>12,210.13</td>
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<td>Emergency Mgmt</td>
<td>3-01-25-252</td>
<td>721.60</td>
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<td>Fire Division</td>
<td>3-01-25-266</td>
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<td>5,271.12</td>
<td>25,567.30</td>
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<td>Signal &amp; Traffic</td>
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<td>11,470.36</td>
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<td>1,562.82</td>
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<td>Envr. Ser. Dir. Office</td>
<td>3-01-26-290</td>
<td>12,125.90</td>
<td>749.48</td>
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<td>12,875.38</td>
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<tr>
<td>Streets &amp; Roads</td>
<td>3-01-26-291</td>
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<td>Central Garage</td>
<td>3-01-26-301</td>
<td>9,586.85</td>
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<td>Sanitation</td>
<td>3-01-26-305</td>
<td>46,640.09</td>
<td>9,592.47</td>
<td>70.56</td>
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<td>Cultural Affairs</td>
<td>3-01-27-176</td>
<td>345.00</td>
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<td>Human Service Direct.</td>
<td>3-01-27-330</td>
<td>5,779.59</td>
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<tr>
<td>Board of Health</td>
<td>3-01-27-332</td>
<td>12,440.78</td>
<td>4,013.46</td>
<td>3,038.84</td>
<td>19,493.08</td>
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<tr>
<td>Constituent Services</td>
<td>3-01-27-333</td>
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<tr>
<td>Senior Citizens Div</td>
<td>3-01-27-336</td>
<td>10,704.96</td>
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<td>Rent Stabilization</td>
<td>3-01-27-347</td>
<td>6,050.60</td>
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<td>Transportation</td>
<td>3-01-27-348</td>
<td>5,052.44</td>
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<td>Recreation</td>
<td>3-01-28-370</td>
<td>17,477.75</td>
<td>551.93</td>
<td>1,285.0</td>
<td>19,314.68</td>
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<td>Parks</td>
<td>3-01-28-375</td>
<td>19,266.02</td>
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<td>19,266.02</td>
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<tr>
<td>Public Prop.</td>
<td>3-01-28-377</td>
<td>25,139.37</td>
<td>1,231.07</td>
<td>185.00</td>
<td>26,555.44</td>
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<tr>
<td>Public Library</td>
<td>3-01-29-390</td>
<td>25,950.89</td>
<td>85.94</td>
<td></td>
<td>26,036.83</td>
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<tr>
<td>Public Defender</td>
<td>3-01-43-495</td>
<td>2,046.80</td>
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<td>2,046.80</td>
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<tr>
<td>Municipal Court</td>
<td>3-01-43-490</td>
<td>30,760.15</td>
<td>227.57</td>
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<td>30,987.72</td>
</tr>
<tr>
<td>Parking Utility</td>
<td>3-31-55-501-100</td>
<td>33,786.89</td>
<td>2,727.85</td>
<td></td>
<td>36,514.74</td>
</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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

**RESOLUTIONS**

Presented and Read

03-886
---By Councilwoman Andreula:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for a Compactor for the City of Hoboken in accordance with Bid 03-15:

Vendor | Amount of Bid
-------|--------------
Beyer Brothers Corp. | $144,129.00
109 Broad Avenue, Fairview, NJ 07022

and:

WHEREAS, the Purchasing Agent recommends the acceptance of the bid of Beyer Brothers Corp. for the acquisition of one (1) Compactor for the City of Hoboken;

RESOLVED, that the proposal of Beyer Brothers Corp. for one (1) Compactor is hereby accepted, and be it further
RESOLVED, that a purchase order be executed, funds to provided by Acquisition of Vehicles line item 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 Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

03-887
---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:

Emilio Cintron
63-Bloomfield Street

NOW, THEREFORE, BE IT RESOLVED, that payment is made in the amount of $125.00 to Emilio Cintron 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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

03-888
---By Councilman Campos:

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

WHEREAS, Louis P. Picardo, Collector of Revenue 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 $34,494.46 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></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bank Name</td>
<td>Address Details</td>
<td>Account Number</td>
<td>Amount</td>
</tr>
<tr>
<td>-------------------------------</td>
<td>----------------------------------------------</td>
<td>----------------</td>
<td>-----------</td>
</tr>
<tr>
<td>Wells Fargo Home Mortgage</td>
<td>1 Home Campus, Des Moines, IA 50328</td>
<td>17\39</td>
<td>$3,288.42</td>
</tr>
<tr>
<td>S&amp;E Soh</td>
<td>2 Constitution Ct, Hoboken, NJ 07030</td>
<td>262/3\1\C0911</td>
<td>$363.63</td>
</tr>
<tr>
<td>HSBC Mortgage</td>
<td>2929 Walden Ave, Depew, NY 14043</td>
<td>188\11\COP-2</td>
<td>$85.23</td>
</tr>
<tr>
<td>Jordan Celkupa</td>
<td>C/o Matthew Connelly, Esq, Hoboken, NJ 07030</td>
<td>33\8\C001F</td>
<td>$852.31</td>
</tr>
<tr>
<td>J.Lee &amp; M Fish</td>
<td>901 Madison St Apt. 4G, Hoboken, NJ 07030</td>
<td>95\1\C004G</td>
<td>$4,155.33</td>
</tr>
<tr>
<td>L.Suzuki &amp; N.Sarma</td>
<td>321 Adams St #1, Hoboken, NJ 07030</td>
<td>51\11\C0001</td>
<td>$2,035.25</td>
</tr>
<tr>
<td>Countywide Tax Serv.</td>
<td>P.O. Box 10211-SV3-24, Van Nuys, CA 91410-0211</td>
<td>152\1\C003B</td>
<td>$2,439.07</td>
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<tr>
<td>Y. Tanaka-Kladko</td>
<td>135 Garden Street - #5, Hoboken NJ 07030</td>
<td>188\16\C0005</td>
<td>$2,752.95</td>
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<tr>
<td>Cenlar Central Loan</td>
<td>P.O. Box 569757, Dallas, Texas 75356</td>
<td>89\12</td>
<td>$4,996.76</td>
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<tr>
<td>Wells Fargo Home Mort.</td>
<td>1 Home Campus, Des Moines, IA 50328</td>
<td>2\5\C0033</td>
<td>$335.88</td>
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<tr>
<td>GMAC Mortgage</td>
<td>3451 Hammond Avenue, PO Box 780, Waterloo, IA 50704-0780</td>
<td>173\C3-08</td>
<td>$1,193.23</td>
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<tr>
<td>Wells Fargo Home Mort.</td>
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</table>
---Motion duly seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

**03-889**
---By Council President Ramos:

WHEREAS, there was an EEOC complaint filed by Mr. Alex Perez; and

WHEREAS, The City of Hoboken received a proposed settlement as a result of the EEOC Mediation Session on February 13, 2003 attended by Mr. Perez, the Department of Personnel and Special Counsel; and

WHEREAS, this agreement is in the best interest of all parties; and

WHEREAS, this agreement does not modify the terms of the Collective Bargaining
Agreement or modify any past practices.

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

(1) The above recitals are incorporated herein as though fully set forth at length.
(2) The Council hereby authorizes the Mayor or his designee, to execute any and all documents and take any and all action necessary to complete and realize the intent and purpose of this resolution.
(3) That this resolution will take effective immediately.

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

03-890
---By Council President Ramos:

WHEREAS, the proposed Fiscal Year 2004 State Budget contains no provisions for funding either the New Jersey Council for the Arts or the New Jersey Historical Commission; and

WHEREAS, New Jersey’s theaters, museums, cultural organizations, artists, writers, poets, dancers, sculptors, playwrights, historians and every member of the arts and cultural community, all provide and contribute significantly to the quality of life for our state, county and municipal residents; and

WHEREAS, the preservation and availability of Arts and Historic related projects and presentations in our Municipality play a vital role in our economic resurgence, community revitalization as well as in the overall education of our children.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, that:

1. This Council joins Mayor David Roberts in urging Governor McGreevey and the New Jersey State Legislature to reevaluate the proposed Fiscal Year 2004 State Budget, and restore an appropriate amount of funding to the New Jersey Council on the Arts and the New Jersey Historical Commission.

2. The Clerk of the Hoboken City Council shall transmit certified copies of this Resolution to the Honorable James McGreevey, Governor, and to all members of Hudson County’s State Legislative delegation.

Prior to the vote the following addressed the City Council: Elizabeth Mason, 921 Hudson Street.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.
03-891
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken is in need of the specialized construction oversight of the skateboarding surface and equipment at the Castle Point Skate Park; and

WHEREAS, 5 Boro NYC has proposed to perform the aforesaid services for the City of Hoboken; and

WHEREAS, the City of Hoboken, Department of Environmental Services is desirous of awarding a contract to 5Boro NYC, 10 Downing Street, Suite 6B, NY, NY 10014; and

WHEREAS, the maximum amount of the contract for these services to 5Boro NYC shall be Six Thousand Five Hundred ($6,500) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract for Six Thousand Five Hundred ($6,500) dollars to 5Boro NYC for construction oversight services as they are stated in the aforesaid proposal submitted February 27, 2003.
4. Furnish such documents as may be required.
5. Act a authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

Prior to the vote the following addressed the City Council:  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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

03-892
---By Councilwoman Andreula:

WHEREAS, the City of Hoboken is in need of professional engineering services in regard to the FY 2003 Roadway Improvement; and

WHEREAS, Schoor DePalma has proposed to perform the required professional design and engineering services for the aforesaid project; and

WHEREAS, the City of Hoboken, Department of Environmental Services has awarded a professional engineering and design services 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 Five Thousand Six Hundred Eight ($65,608) dollars; and
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract for Sixty Five Thousand Six Hundred ($65,608) dollars to for professional engineering and design services to Schoor DePalma as they are stated in the aforementioned proposal submitted on January 30, 2003.
4. Furnish such documents as may be required.
5. Act a authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

Prior to the vote the following addressed the City Council: 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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

03-893
---By Councilwoman Andreula:

WHEREAS, the City of Hoboken is in need of permitting, design, and civil engineering services for the sailing school project to be located at Pier A; and

WHEREAS, Paulus, Sokolowski, and Sartor, LLC has proposed to perform the aforesaid services for the City of Hoboken; and,

WHEREAS, the City of Hoboken Department of Environmental Services is desirous of awarding a contract to Paulus, Sokolowski and Sartor, LLC 67 Mountain Blvd. Extension, Warren, NJ 07059;

WHEREAS, the maximum amount of the professional services contract to Paulus, Sokolowski and Sartor, LLC shall be Twenty Five Thousand ($25,000) dollars; and

NOW THEREFORE IT BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract for Twenty Five Thousand ($25,000) for services required for the permitting, design, and civil engineering of the sailing school project at Pier A to Paulus, Sokoolowski, and Sartor as they are stated in the aforesaid proposal submitted February 26, 2003.
4. Furnish such documents as may be required.
5. Act a authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.
Prior to the vote the following addressed the City Council: Helen Hirsch, 98 Park Avenue; Elizabeth Markevitch, 706 Grand Street.

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

03-894
---By Council President Ramos:

WHEREAS, the City of Hoboken is in need of way finding maps for the South Waterfront Kiosks; and

WHEREAS, Lance Wyman Ltd. has proposed update and provide the aforesaid maps; and

WHEREAS, the City of Hoboken, department of Environmental Services is desirous of awarding a contract to Lance Wyman Ltd. 118 W. 80 Street, New York, New York 10024; and

WHEREAS, the maximum amount of the contract for these services to Lance Wyman Ltd. shall be Six Thousand Five Hundred ($6,500.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract for Twenty Five Thousand ($6,500) for services required for the production of South Waterfront maps to Lance Wyman Ltd. as they are stated in the aforesaid proposal submitted January 27, 2003.
4. Furnish such documents as may be required.
5. Act a authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

Prior to the vote the following addressed the City Council: 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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

03-895
---By Councilwoman Andreula:
WHEREAS, the labor contract between the City of Hoboken and the Police Superiors Officers Association (PSOA) expired on December 31, 2001; and

WHEREAS, representatives of the City of Hoboken have engaged in negotiations on behalf of the City with the PSOA regarding the labor contract; and

WHEREAS, the terms resulting from said negotiations have been memorialized in the attached correspondence and memorandum of agreement between the parties; and

WHEREAS, the City of Hoboken Business Administrator and Chief of Police recommend that the terms memorialized in the attached correspondence and memorandum of agreement be incorporated into the labor contract with the PSOA.

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.

3. This resolution shall be effective immediately.

Prior to the vote the following addressed the City Council: Bill Noonan, 711 Garden Street.

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

03-896
---By Council President 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 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 2003-2004 Application for the City of Hoboken’s continued participation in the Urban County Program is
FURTHER RESOLVED, that the Mayor 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, Division of Housing and 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 2003-2004 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.

Prior to the vote the following addressed the City Council: Helen Hirsch, 98 Park Avenue; Elizabeth Markevitch, 706 Grand Street.

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

03-897
---By Councilman Del Boccio:

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

(A) Eighth Street. (both sides) beginning at the westerly curbline of Grand Street and extending to the easterly curbline of Adams Street.

(B) Grand Street (west side) beginning at the southerly curbline of Eighth Street and extending 200 feet southerly therefrom; and

WHEREAS, the Council of the City of Hoboken did permit by resolution dated February 20, 2002 to prohibit parking starting on February 8, 2002 through February 28, 2003; and

WHEREAS, Blasland, Block & Lee (BBL) has requested an extension for permission to continue the to prohibit parking; and

WHEREAS, it is in the best interest of the public safety that the parking resolution be extended to September 1, 2003; 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 on February 28, 2003 through and inclusive September 1, 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 & 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.

Prior to the vote the following addressed the City Council: 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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

**03-898**
---By Councilman Campos:

WHEREAS, an appeal 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; 07030

WHEREAS, the City of Hoboken has maintained particular interest in the matter; and

WHEREAS, the City of Hoboken is concerned for the Hoboken residents who reside near the subject property; and

WHEREAS, the Mayor and Council of the City of Hoboken has heard the residents express their concerns and frustration regarding this project; and

WHEREAS, the City of Hoboken seek to reassure the Hoboken residents that this matter has been 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 ratifies the action of Corporation Counsel in authorizing Barry Sarkisian, Esq. Special Counsel for the City, to prepare and participate in the appeal of Hudson County Alliance, Inc v. Gateway, I, LLC, et. al., which was filed on March 3, 2003.

Prior to the vote the following addressed the City Council: Elizabeth Markevitch, 706 Grand Street; Ira Landgarten, 561 1st Street.

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

**ORDINANCES**

**03-899**
**DR-87**
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 214 SIXTH STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS LOT 1, BLOCK 181, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (easements for 1) permanent fencing on the property line and 2) entry-way steps on the south (6th Street) side of the building)

WHEREAS, the applicant Hudson School has petitioned the City of Hoboken for the granting of certain easements over municipal lands at 214 Sixth Street, Hoboken, New Jersey, ("the premises") which premises is more particularly described as Lot 1, Block181 on the Tax Map of the City of Hoboken, New Jersey, in order to: build and maintain an encroachment on municipal lands for the purpose of maintaining a fence line adjacent to the western property line, and for the encroachment of stairs on the Sixth Street side (the south side of the property). The easements are described as follows:

METES AND BOUND
(EASEMENT FOR WEST PLANTER)
All that certain tract, or parcel of land, situate, lying and being in the City of Hoboken, County of Hudson, and State of New Jersey, bounded and described as follows:

From a point formed by the intersection of the Northerly sideline of Sixth Street with Easterly sideline of Park Avenue proceed along the said sideline of Park Avenue North 13 degrees 04 minutes 00 seconds East 5.36 feet to a point and place of BEGINNING; thence:

THENCE North 76º 56 minutes 00 seconds West 5.00 feet;
THENCE North 13º-04 minutes 00 seconds East, 94.25 feet;
THENCE South 76º-56 minutes 00 seconds East 5.00 feet;
THENCE South 13º 04 minutes 00 seconds West,94.25 feet to a point and place of BEGINNING.

METES AND BOUND
(EASEMENT FOR STAIRS)
All that certain tract, or parcel of land, situate, lying and being in the City of Hoboken, County of Hudson, and State of New Jersey, bounded and described as follows:

WHEREAS, the applicant shall install a permanent, non-movable obstruction along the property line to the West of the handicap parking space, to prevent vehicles from parking to the West of the designated handicap parking space thereby parking over the property line.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF HOBOKEN THAT THE CITY OF HOBOKEN HEREBY GRANTS 214 SIXTH STREET THE AFOREMENTIONED EASEMENT SUBJECT TO THE FOLLOWING CONDITIONS AND REQUIREMENTS:

1. The above recitals are incorporated herein as though fully set forth as length.
2. 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.
3. The applicant shall immediately remove any or all projections or encumbrances which are improperly maintained and thus present a public hazard.
4. 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.

5. 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.

6. 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.

7. 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 March 19, 2003 at 7:00 PM.

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

03-900
DR-88

AN ORDINANCE TO AMEND CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, ARTICLE II: DEFINITIONS AND ARTICLE VIII: SUPPLEMENT LOT, HEIGHT AND YARD REGULATIONS REGARDING BUILDING/LOT COVERAGE.

WHEREAS, the City of Hoboken recognizes the need to clarify the Zoning Ordinance with regard to lot, height and yard regulations regarding building/lot coverage.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Hoboken that Chapter 196 of the Revised General Municipal Ordinances of the City of Hoboken be amended and supplemented for lot, height, and yard regulations regarding building/lot coverage throughout 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.

Terms defined. As used in this chapter, the following terms shall have the meanings indicated:

BUILDING COVERAGE—The percentage of area of a lot which is occupied by the physical limits of all buildings. Within the lot lines, building coverage shall be calculated to include all balconies, all bay windows, and decks whose walkable surface is more than 18 inches above the adjacent grade. Building coverage shall not include walkable surfaces created on grade with paving stones, decorative pavers or other paving material. In the
case of a planned unit development, "building coverage" is calculated as the percentage of area of a development block occupied by the physical limits of all buildings, subject to the exclusions identified in §196-27.1B(3)(b), the same as lot coverage.

LOT COVERAGE—Same as building coverage.

ARTICLE VIII
Supplemental Lot, Height and Yard Regulations

D. Exceptions to yard requirements.

(1) Architectural features may project into required yards as follows:

(a) delete

(b) Cornices, canopies, eaves or similar architectural features when projecting into side or front yards: two (2) inches for each one (1) foot of side or front yard setback, but not to exceed a total of three (3) feet.

(c) Pedestrian ramps built pursuant to minimum standards of the Americans with Disabilities Act (ADA).

(2) no change.

Severability Clause: In the event that a federal law or state statute should conflict with or invalidate any provision contained in this ordinance amendment, then such law and or statute shall prevail, however, it shall not invalidate the balance of this ordinance amendment.

---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 March 19, 2003 at 7:00 PM.

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

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Tom Kennedy, Sr., 10 Church Towers; Jamie Vasquez, 274 5th Street, Jersey City;

Councilman Campos left the meeting at 8:01 p.m.

speakers continued: Helen Hirsch, 98 Park Avenue;

Councilman Soares left the meeting at 8:03 p.m.
Councilman Campos returned to the meeting at 8:04 p.m.

speakers continued: Eric Volpe, 109 Madison Street; Inez Garcia Keim, 1114 Park Avenue;

Councilman Soares returned to the meeting at 8:06 p.m.
speakers continued: Jon Gordon, 333 River Street; John Glasel, 84 Jefferson Street; Toni Tomarazzo, 518 Park Avenue.

President Ramos then adjourned the meeting at 8:18 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK
President Ramos opened the meeting at 7:08 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.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

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 214 SIXTH STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS LOT 1, BLOCK 181, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (easements for 1) permanent fencing on the property line and 2) entry-way steps on the south (6th Street) side of the building) (DR-87)

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.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by 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 CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, ARTICLE II: DEFINITIONS AND ARTICLE VIII: SUPPLEMENT LOT, HEIGHT AND YARD REGULATIONS REGARDING BUILDING/LOT COVERAGE. (DR-88)

The above ordinance was withdrawn; NO ACTION TAKEN.

PETITIONS AND COMMUNICATIONS

03-902
A communication from the Hoboken Planning Board regarding ordinances DR-85 and DR-86.
--Received and filed.

03-903

APPLICATIONS FOR MISCELLANEOUS LICENSES

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---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
03-904
A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending February 28, 2003 - $11,866,253.02.

---Received and filed.

03-905
A report of the Municipal Court indicating receipts for the month of February 2003 as $198,126.99.

---Received and filed.

03-906
A report from City Clerk James Farina, indicating bids received on March 7, 2003 for: 03-14 Creation of a Living Memorial (3 bids); 03-21 H.V.A.C. Services (3 bids); 03-22 Landscape Maintenance for the Southern Waterfront (1 bid); 03-20 Towing & Storage (0 bids).

---Received and filed.

CLAIM RESOLUTIONS

03-907
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 $875,959.23 against the UNCLASSIFIED CLAIMS.

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.

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 $135,184.71 against the DEPARTMENT OF ADMINISTRATION.

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.

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 $343,869.48 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 $25,216.52 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 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 $70,393.64 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 $102,252.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Campos.
---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 $188,531.65 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Council President Ramos.
---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.

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 $3,975.80 against the CAPITAL ACCOUNT.

Seconded by Councilwoman Andreula.
---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.

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 $87,309.98 against the PARKING UTILITY / ADMINISTRATION.

Seconded by Councilwoman Castellano.
---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.

PAYROLL RESOLUTIONS

03-908
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 HOBNOK, FOR THE PERIOD FEBRUARY 13, 2003 TO FEBRUARY 26, 2003 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

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Meeting of March 19, 2003
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Meeting of March 19, 2003
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

03-909
---By Council President Ramos:

WHEREAS, the Hoboken Fire Department sought competitive proposals for a breathing air supply system, and

WHEREAS, the below submitted proposals raised a question about competitive pricing,

Vendor Proposal
Air & Gas Technologies Inc. $37,784.96
42 Industrial Drive
Cliffwood Beach, NJ 07735

Air Power International. $28,000.00
7300 N. Rte. 130
Pennsauken, NJ 08110

And:

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken, in the County of Hudson that:

1. The above recitals are incorporated herein as thoughtfully set forth at length.

2. The City Council hereby rejects the proposals of the above vendors.

3. The Administration is hereby authorized to re-advertise for these goods.

Before the vote was taken, the following spoke regarding the resolution: Ira Landgarden, 561 1st Street.

---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.

03-910
---By Councilman Cricco:
WHEREAS, County of Hudson Department of Health and Human Services, Office on Aging has issued a request for proposals for Home Health Care Services; and

WHEREAS, the City of Hoboken wishes to submit a funding application to the County of Hudson Department of Health and Human Services, Office on Aging.

NOW, THEREFORE BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council herein authorizes the Mayor, or his designee, to execute and submit such application to the County of Hudson Department of Health and Human Services, Office on Aging.

3. To furnish such documents as may be required.

4. To act as authorized correspondent of the City of Hoboken.

5. To execute necessary contracts, if funding is awarded.

---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.

03-911
---By Councilman Del Boccio:

WHEREAS, County of Hudson Department of Health and Human Services, Office on Aging has issued a request for proposals for Home Health Care Services; and

WHEREAS, the City of Hoboken wishes to submit a funding application to the County of Hudson Department of Health and Human Services, Office on Aging.

NOW, THEREFORE BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council herein authorizes the Mayor, or his designee, to execute and submit such application to the County of Hudson Department of Health and Human Services, Office on Aging.

3. To furnish such documents as may be required.

4. To act as authorized correspondent of the City of Hoboken.

5. To execute necessary contracts, if funding is awarded.

Before the vote was taken, the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.

---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.

03-912
---By Councilman Cricco:

WHEREAS, the City of Hoboken desires to apply for and obtain a grant from the New Jersey Department of Community Affairs, Neighborhood Preservation Balanced Housing Program for an amount not to exceed the maximum amount allowed in accordance with N.J.A.C. 5:43 for the purpose of creating affordable housing units as part of the City’s Northwest Redevelopment Plan (Block 104);

BE IT THEREFORE RESOLVED, the City of Hoboken does hereby authorize the application for and the execution of a contract for the receipt of such a grant from the New Jersey Department of Community Affairs and does further, upon the execution of such a contract, authorize the expenditure of such funds pursuant to the terms of said contract between the City of Hoboken and the New Jersey Department of Community Affairs;

BE IT FURTHER RESOLVED, that the persons whose names, titles and signatures appear below are authorized to sign the application and that they or their successors in said titles are authorized to sign the contract and any other documents necessary in connection therewith:

______________________________
____________________
DAVID ROBERTS MAYOR              ROBERT DRASHEFF, 
                                BUSINESSADMINISTRATOR

I James J. Farina, City Clerk, to the Mayor and Council of the City of Hoboken, hereby certify that at a meeting of the Mayor and City Council held on March 19, 2003, the above resolution was duly adopted.

Before the vote was taken, the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.

---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.

03-913
---By Councilman Campos:

WHEREAS, an emergency has arisen with respect to a serious underestimation of Worker’s Compensation liability for past years. This underestimation was a direct result of the inadequacy of records maintained by the prior third-party administrator, and was unanticipatable in light of the condition of those records, and no adequate provision was made for the SFY 2003 budget for the aforesaid purpose, and NJS 40A:4-46 provides for the creation of an emergency appropriation for the purpose mentioned above, and

WHEREAS, the total amount of the emergency appropriations created, including the appropriation to be created by this resolution is $507,834.22 and three (3) percent of the total operating appropriations in the budget for SFY 2003 is $1,878,811.00, and
WHEREAS, the foregoing appropriation together with prior appropriations does not exceed three (3) percent of the total operating appropriations (including utility operation appropriations) in the budget for SFY 2003.

NOW, THEREFORE, BE IT RESOLVED, (by not less than 2/3 of all governing body members affirmatively concurring) that in accordance with NJS 40A:4-48:

1. An emergency appropriation is hereby made for 8” General Appropriations (E) Deferred Charges and Statutory Expenditures Within “CAPS”, 2. Statutory Expenditures” in the amount of $507,8254.22.

2. That said emergency appropriation shall be provided for in full in the 2004 budget, and is requested to be excluded from CAPS, pursuant to NJS 40A:4-53.3c(1).

3. That an Emergency Note not in excess of the above amount be authorized pursuant to NJS 40A:4-51.

4. That such note shall be executed by Michael Lenz, Acting CFO and by Robert Drasheff, Business Administrator.

5. That such note shall be dated March 20, 2003 or thereafter, may be renewed from time to time, and such note and any renewals shall be payable on or before June 30, 2004.

6. That two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services.

---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.

**ORDINANCES**

03-914
DR-89

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBYOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278 (Loading Zone, 50 Harrison Street) (DR-89)

THE COUNCIL OF THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEY 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 for the sole purpose of 50 Harrison Street only. No person shall park a vehicle in said location during the times indicated other than for the loading or unloading of goods and materials.
AN ORDINANCE TO AMEND CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, ARTICLE IX: GENERAL SUPPLEMENTARY REGULATIONS AND ARTICLE XV: ADMINISTRATION AND ENFORCEMENT. (DR-90)

WHEREAS, City of Hoboken recognizes the need to clarify the Zoning Ordinance with regard to preliminary site plan approval.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Hoboken, that Chapter 196 of the Revised General Municipal Ordinances of the City of Hoboken be amended and supplemented for preliminary and final site plan approval.

Chapter 196, Zoning of the Code of the City of Hoboken be and is hereby amended and supplemented as follows:

ARTICLE IX

General Supplementary Regulations

§ 196-6. Site plan review.

B. Procedures.

(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. 40:55D-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 be submitted for Planning Board review prior to beginning construction of the building or buildings receiving preliminary approval.
Certificates and permits shall only be granted when an inspection by the Planning Board or its
designated representative has verified the fulfillment of all conditions of final site plan approval.

ARTICLE XV

Administration and Enforcement

§196-60. Certificates of compliance.

C. Issuance of certification. The first certificate of zoning compliance shall be issued by the
Zoning Officer on a form approved by the office of the Business Administrator until a
Department of Engineering is created and ten on such form as approved by the
Department of Engineering. No building permit shall be issued until the Construction
Code Official in receipt of the final certificate of zoning compliance.

§196-61. Final certificate of compliance.

A. New uses. No building, structure or land shall be occupied or used until such time as the
certificate of occupancy issued by the Construction Code Official is certified by the
Zoning Office as to its compliance with this chapter. Such final certificate of zoning
compliance shall be issued, in writing, to the applicant and Construction Code Official
upon application by the owner, prospective occupant or purchaser only after the Zoning
Officer determines that the facts represented on the application are correct and that the
building, structure or use is in conformance with the provisions of this chapter. A
temporary certificate of occupancy may be issued for any structure or use for which the
conditions of final site plan approval have been complied with. The Planning Board shall
approve the issuance and terms of any temporary certificate of occupancy.

§196-63. Fees.

B. Inspection fees and guaranties.

(1) Improvements. After final site plan or planned development approval has been
granted and prior to the initiation of any construction approved pursuant to this chapter and
prior to issuing a certificate of occupancy, the City of Hoboken shall receive a check from the
applicant payable to the city for the greater of fifty dollars ($50.) or ten percent (10%) of the
estimated cost of on-site and off-site improvements to cover inspection costs for drainage,
paving, landscaping, curbing and other improvements which relate to matters involving public
facilities or matters of public health, safety and welfare.

(2) Performances guaranty. A certificate of occupancy shall not be issued until all required
improvements are installed, improved and functioning properly, all in accordance with the
provisions of this chapter. In lieu of completion, a performance guaranty acceptable to the
Construction Official or Board giving approval in a form approved by the City Attorney and in
an amount determined by the Board Engineer to be sufficient to complete all remaining
improvements within one (1) year shall be received by the City Clerk. In the case of
development subject to site plan or subdivision approval by the Planning Board or Board of
Adjustment. In the case of developments subject to conditional use approval, no final
certificate of zoning compliance shall be issued until all of the approvals have been complied
with.

Severability Clause: In the event that a federal law or state statute should conflict with or
invalidate any provision contained in this ordinance amendment, then such law and or statute
shall prevail, however, it shall not invalidate the balance of this ordinance amendment.

---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 APRIL 16, 2003 at 7:00 PM.

---Motion duly seconded by Councilwoman Andreula.
AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN TO PERMIT AND REGULATE INSTALLATION OF WIRELESS TELECOMMUNICATIONS EQUIPMENT AND FACILITIES. (DR-91)

WHEREAS, the City of Hoboken recognizes the need for regulations regarding the installation of wireless telecommunications equipment and facilities; and

WHEREAS, the City of Hoboken seeks to create priorities regarding installation of wireless telecommunications equipment and facilities.

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Hoboken that Chapter 196 of the Revised General Municipal Ordinances of the City of Hoboken be amended and supplemented for the regulation of installation of wireless telecommunications equipment and facilities.

Chapter 196, Zoning, of the Code of the City of Hoboken be and is hereby amended and supplemented as follows:

ARTICLE IX
General Supplementary Regulations

§196-35. Wireless Telecommunications.

A. Purpose.

The overall purpose of these ordinance provisions is to provide specific zoning conditions and standards for the location and operation of wireless telecommunications antennas and wireless telecommunications towers used for the transmission and reception of wave frequencies for the purposes of any wireless telecommunication (e.g., telephone, radio, paging and/or television communication) within the City of Hoboken, which recognizes the need to safeguard the public good and preserve the intent and purposes of the City of Hoboken Master Plan and Zone Plan.

B. Overall Objective.

The overall objective of these ordinance provisions is to enable the location within the City of Hoboken of those antennas and towers which are necessary to provide adequate wireless communication services while, at the same time, limiting the number of supporting towers to the fewest possible and minimizing the impact of the antennas, accessory equipment, and supporting structures on residences, streetscapes, and view corridors throughout the municipality.

C. Specific Goals.
D. Overall Comprehensive Plan.

In order to effectuate the purposes, objectives, and goals of these ordinance provisions as noted hereinabove, any applicant to the City of Hoboken for approval to erect a wireless communication antenna, in addition to all other information required by this ordinance, shall provide threshold evidence that the proposed location of the proposed antenna(s), and any proposed supporting tower and for ancillary cabinets or structures enclosing related electronic equipment, has been planned to result in the fewest number of tower locations within the City of Hoboken and the least possible impact on designated scenic corridors and historic sites and districts.

The applicant shall provide an overall comprehensive plan indicating how it intends to provide full service throughout the City of Hoboken and, to the greatest extent reasonably possible, shall indicate how its plan specifically relates to and is coordinated with the needs of all other providers of wireless communication services within and around the municipality.

More specifically, the overall comprehensive plan shall indicate the following:

(1) Proof that the applicant is a licensed provider of cellular telecommunications services by the Federal Communications Commission and that all requisite
franchises including, but not limited, to franchises from other communications carriers, have been obtained for provision of such services;

(2) The mapped location and written description of all existing antennas and existing and approved supporting structures within one (1) mile of the subject site;

(3) The mapped location and written description of all existing or approved tall structures such as water towers, smokestacks and existing telephone or electric towers within one (1) mile of the subject site;

(4) How the proposed location of the proposed antenna(s) specifically relates to the suitability or unsuitability of such existing structures to be utilized to provide the intended wireless communication;

(5) How the proposed location of the proposed antenna(s) specifically relates to the anticipated need for additional antennas and supporting structures within and near the City of Hoboken by the applicant and by other providers of wireless communication services within the City of Hoboken;

(6) How the proposed location of the proposed antenna(s) specifically relates to the overall objective of providing full wireless communication services within the City of Hoboken while, at the same time, limiting the number of supporting towers to the fewest possible through the use of co-location, through the use of alternate technologies which do not require the use of towers, or through the use of existing structures; and

(7) How the proposed location of the proposed antenna(s) specifically relates to the objective of minimizing the impact of the antennas, accessory equipment, and supporting structures on residences, streetscapes, and view corridors throughout the municipality.

E. Location Priorities:

Based upon the Overall Comprehensive Plan submitted by the applicant, hereinabove, if the City of Hoboken determines the proposed antenna(s) to be needed for closing significant gaps in wireless communication services within the City, utilizing the fewest number of towers as reasonably possible and locating on existing structures where reasonably possible:

(1) Wireless communication antennas shall be permitted as accessory uses on existing structures except for public school buildings and public school sports facilities, at the following prioritized locations:

(a) The first priority location shall be co-location on an existing wireless telecommunication tower or other similar existing structure within the I-1 or I-2 zoning district but not including the Northwest Redevelopment Area;

(b) The second priority location shall be an existing non-residential building within the I-1 or I-2 zoning district but not including the Northwest Redevelopment Area;
The third priority location shall be an existing building within the I-1 or I-2 zoning district (but not including the Northwest Redevelopment Area), owned by the municipality (whether directly or through its agencies) or any other governmental agency;

The fourth priority location shall be an existing non-residential building within the CBD zoning district, provided that the proposed building shall be no less than 50 feet in height as measured to the top of the roof slab;

The fifth priority location shall be an existing residential building within the CBD zoning district other than those previously listed, provided that the proposed building shall be no less than 50 feet in height as measured to the top of the roof slab;

The sixth priority location shall be an existing building in the CBD or R zoning districts or Northwest Redevelopment Area, owned by the municipality (whether directly or through its agencies) or any other governmental agency provided that the proposed building shall be no less than 50 feet in height as measured to the top of the roof slab in the CBD zoning district and no less than 40 feet in height in the R zoning district or Northwest Redevelopment Area;

The seventh priority location shall be any existing non-residential building within the R zoning districts or Northwest Redevelopment Area, provided that the building shall be no less than 40 feet in height as measured to the top of the roof slab; and

The eighth priority location shall be any existing residential building within the R zoning districts or Northwest Redevelopment Area provided that the building shall be no less than 40 feet in height as measured to the top of the roof slab.

The ninth priority location shall be any existing building within the I-1(W) and W zoning districts including the South Waterfront Redevelopment Area, provided that the building shall be no less than 80 feet in height as measured to the top of the roof slab.

New wireless telecommunication towers along with the antennas and equipment facilities associated with such new towers shall be permitted as principal uses in the I-1 and I-2 industrial zoning districts, provided that:

Co-location shall be required for no less than three (3) carriers and a letter of intent by the applicant to meet the co-location requirement shall be provided to the Planning Board; and

All of the separation distance, area, setback, height, and design criteria requirements listed herein shall be met.

Any wireless communication antenna in the Historic District shall be subject to review by the Historic District Commission whose written recommendations shall be transmitted to the Planning Board prior to the Planning Board’s hearing on the subject matter.

F. Separation Distance Requirements.

The following separation distance requirements shall apply to new wireless telecommunication towers:
(1) Minimum distance from existing or proposed residential buildings: 500 feet
(2) Minimum distance from any historic district line or designated historic site (national or state register): 500 feet
(3) Minimum distance between towers: 1,500 feet

G. Area And Setback Requirements.
(1) Where a proposed antenna(s) will be attached to an existing building or an existing or approved tower or structure, no land area shall be required in addition to the land area upon which the existing structure is situated; or
(2) Where a new wireless telecommunication tower is proposed:
   (a) No tower structure shall be permitted within twenty-five feet (25') of any street line, or any existing or proposed property line (this prohibition does not apply to ancillary equipment cabinets); and
   (b) Setback areas adjacent to street lines and side lot lines shall be landscaped as required below (See Section I(2)(e)).

H. Maximum Height.
(1) For a proposed antenna:
   (a) The maximum height of any proposed antenna extending above the roof slab of any existing building or existing structure shall be the minimum height necessary for the proposed installation to satisfactorily operate (See Section I(1)(e) below); and
   (b) The maximum height of any proposed roof top antenna and/or equipment cabinet(s) shall not exceed the height of the tallest accessory rooftop structure such as a stair or elevator housing, provided that no equipment cabinet shall be located on the roof top of any building less than 60 feet in height.
   (c) In no event shall any rooftop installation extend more than eight (8) feet above the roof slab.
(2) For a proposed wireless telecommunication tower: maximum height shall not exceed one hundred feet (100').

I. Design Criteria.
All applications for wireless communication antennas shall adhere to the following design criteria:
(1) For location on an existing building or structure:
   (a) Microcell antenna(s) located on an existing building shall be surface-mounted on the building facade so as to blend in with the architectural features of the building.
(b) Antenna(s) and supporting electrical and mechanical equipment applied to the side of a building shall be of a neutral color that matches, as closely as possible, the background color of the facade on which it is mounted so as to make the antenna(s) and related equipment as visually unobtrusive as possible.

(c) Antenna(s) placed on a rooftop shall be set back as far as possible form the edge of the roof and clustered to the greatest extent possible around existing rooftop appurtenances.

(d) All cable and/or wiring that must run across the facade shall be located along architectural features that help to make such cables as visually unobtrusive as possible.

(e) All ancillary electronic and mechanical equipment shall be housed within an enclosed area inside the existing building (evidence must be presented to document why such a location may not be possible); in the alternative, equipment may be located on the roof top of the building provided:

[1] The height of roof top equipment facilities shall not exceed the height of the tallest accessory rooftop structure such as a stair or elevator housing, and shall be fully enclosed by Stealth screening in a color which will match those of the existing roof top accessory structures as closely as possible, such that the total of all rooftop appurtenances including the subject equipment does not exceed 30% of the roof area; and

[2] Documentation by a qualified expert that any existing structure will have sufficient structural integrity to support the proposed antennas and ancillary equipment shall be provided to the Planning Board.

(f) Any additional public utility lines and/or cables deemed necessary for the operation of the proposed antenna facility shall be located underground. The applicant shall provide documentation to the Planning Board as to the necessity of the additional lines.

(g) No signage shall be permitted that is visible from adjacent properties or from the public right-of-way.

(2) For a new wireless telecommunication tower:

(a) Any proposed new tower shall be a "monopole". Antennas shall be applied to the interior of the monopole or, if applied to the exterior of the monopole, they shall be flush-mounted.

(b) Unless otherwise required by the Federal Aviation Administration (FAA) or the Federal Communications Commission (FCC), all towers shall be either constructed of a neutrally colored material or painted a neutral color so as to reduce the visual obtrusiveness. All applicable FAA or FCC standards regarding color or materials that may apply to the proposed tower shall be provided to the Planning Board.

(c) No lighting is permitted on a tower except lighting that is specifically required by the FAA and any such required lighting shall be focused and shielded, to the greatest extent possible, so as not to project towards adjacent and nearby properties. All applicable FAA standards
regarding lighting that may apply to the proposed tower shall be provided to the Planning Board.

(d) All ancillary electronic and other equipment shall be located within a building or enclosed structure which structure shall meet the following design criteria:

[1] Regardless of the number of wireless communication service providers located on the site, there shall be a maximum of one structure enclosing the required electronic equipment, which structure shall not exceed twelve feet (12) in height nor more than four hundred (400) square feet in area.

[2] The enclosed structure shall use materials, textures, and colors that together with required screening and landscaping will cause it to blend into the natural setting and surroundings, to the greatest extent possible.

[3] Provision for co-location of equipment shall be incorporated into the design of the building/structure.

[4] Electronic equipment shall be designed in such a way so as not to interfere with any public safety communication.

[5] All equipment shall be automated so that, to the greatest extent possible, the need for on-site maintenance and associated vehicular trips to and from the site will be minimized.

[6] Lighting shall be limited to a single light at the entrance to the building, which shall be focused downward.

(e) Landscaping shall be provided to screen the tower and any building or structure used to house ancillary equipment from any public street or residential dwelling unit or residential zoning district in accordance with the following:

[1] Required landscaping shall consist of sufficient density of evergreen planting to effectively screen the view of the tower base and, in addition, sufficient other plantings which may consist of a combination of shrubs and deciduous trees to screen the tower and enhance the appearance of, to the maximum extent reasonably possible, from any surrounding residential properties and from any public street.

[2] Any newly planted evergreen trees shall be at least eight feet (8') high at the time of planting and any newly planted deciduous trees shall be a minimum caliper of three and one half inches (3.5") at the time of planting.

[3] No signage shall be permitted except "warning" and/or equipment information signs as deemed necessary or as required by state and or federal regulatory agencies for safety purposes and are specifically approved by the Planning Board.

(f) Minimal off-street parking shall be permitted as needed to provide maintenance at the site and as specifically approved by the Planning Board.

(1) Applicants shall provide current FCC information concerning wireless telecommunication towers and Radio Frequency (RF) emission standards to the Planning Board, whenever applicable. Upon documentation by a qualified expert, proposed wireless communication antenna projects, which meet the current FCC standards shall not be conditioned or denied on the basis of RF impact.

(2) If the FCC adopts a superseding emission standard, such new standard shall be controlling and become effective as directed in the FCC rulemaking. In such event, the applicant shall, within forty-five (45) days of the superseding emission standard's effective date, submit to the approving authority documentation of compliance with the superseding emission standard. Failure to submit such documentation shall result in a declaration by the approving authority that the equipment is “no longer operative” and the removal provisions stated below shall apply.

K. Removal of Abandoned/Obsolete Antennas and Towers.

(1) Any Wireless Communication Antenna facility not used for its intended and approved purpose for a period of one (1) year shall be considered “no longer operative and shall be removed by the responsible party within sixty (60) days thereof.

(2) In addition to the regular application fee, the applicant (or landowner in the instance of leased property) shall provide a performance bond that will cause the antennas, any supporting tower, associated equipment cabinets, any building enclosing associated equipment cabinets, and all other related improvements to the land to be removed, at no cost to the City, when the antennas are no longer operative. The amount of the performance bond shall not be less than 120% of the cost (as determined by the City Engineer at the time of application) of such demolition, removal, and restoration of the site to a state required under all applicable City Ordinances, including, but not limited to, the City property maintenance code.
B. Terms defined. As used in this chapter, the following terms shall have the meanings indicated:

ACCESSORY USE, STRUCTURE OR BUILDINGS-A structure, building or use, including off-street parking, subordinate to the principal use of a building on the same lot and serving a purpose customarily incidental to the use of the principal building. A wireless telecommunications antenna shall be considered an accessory use in the zoning districts which so indicate it subject to the regulations specified in §196-35, §196-26 and elsewhere. Other than in the case of a planned development or a wireless telecommunications antenna as defined and regulated in this chapter, if an accessory structure or building is attached to the principal building, it shall be considered a part thereof. Other than in the case of a planned development, an "accessory use, structure or building" not located on the same tax lot shall be judged a conditional use. In the case of a planned development, the use, structure or building shall be deemed accessory if it is subordinate to and customarily incidental to any of the other uses within a planned development, even though the accessory use is not located on the same tax lot as any of the other uses.

CO-LOCATION. Use of a common wireless telecommunication tower or a common site by two or more wireless license holders or by one wireless license holder for more than one type of communications technology and/or placement of a wireless telecommunication tower on a structure owned or operated by a utility or other public entity.

FAA Application. Any application, or other request, to the Federal Aviation Administration for a license, certificate, waiver, special temporary authorization, or any other instrument of authorization issued by the Federal Aviation Administration regarding an applicant's telecommunications structures, antennas and equipment.

FAA Filings. Any application with all attachments, exhibits, appendices, memoranda, amendments, supplements and comments; all correspondence addressed to the Federal Aviation Administration, individual comments or objections of other parties, including but not limited to, informal objections, petitions to deny proposed findings of fact, conclusions of law, and briefs on appeal; the initial decision of the Federal Aviation Administration; notices of appeal all briefs and other documents on appeal; and all other related matters.

FCC Application. ©Any application, or other request, to the Federal Communications Commission for a license, certificate, waiver, special temporary authorization, or any other instrument of authorization issued by the Federal Communications Commission under the Telecommunications Act of 1934 or the Telecommunications Act of 1996.

FCC Filings. Any application with all attachments, exhibits, appendices, memoranda, amendments, supplements and comments; all correspondence addressed to the Federal Communications Commission, individual comments or objections of other parties, including but not limited to, informal objections, petitions to deny proposed findings of fact, conclusions of law, and briefs on appeal; the initial decision of the Federal Communications Commission; notices of appeal all briefs and other documents on appeal; and all other related matters.

MICROCELL: A small patch antenna which is generally surface-mounted to a building facade.
PREEXISTING TOWERS AND PREEXISTING ANTENNAS. Any tower or antenna for which a building permit has been properly issued, or for which a contract, lease or other agreement has been awarded or entered into by the City Council, prior to the effective date of this section, including previously approved towers or antennas that have not yet been constructed so long as such approval is current and not expired.

TOWER. Any structure that is designed and constructed primarily for the purpose of supporting one or more antennas for telephone, radio and similar communication purposes, including self-supporting lattice towers, guyed towers or monopole towers. The term includes radio and television transmission towers, microwave towers, common-carrier towers, cellular telephone towers, alternative tower structures, and the like. The term shall include the structure and any support thereof.

WIRELESS TELECOMMUNICATION ANTENNA. Any exterior transmitting or receiving device mounted on a tower, building or structure and used in communications that transmit or receive radio frequency signals for wireless telecommunication towers.

WIRELESS TELECOMMUNICATION EQUIPMENT. Accessory facilities serving and subordinate in area, extent and purpose to, and on the same lot as a wireless telecommunication tower or antenna. Such facilities include transmission equipment, storage sheds, storage buildings and security fencing.

WIRELESS TELECOMMUNICATION TOWER. A freestanding vertical structure designed to support one or more wireless telecommunication antennas, including monopoles, guyed towers, lattice towers and similar structures.

ARTICLE V
Schedule I: Residential District

§ 196-14.  R-1 District; R-1(E) Subdistrict; R-1 (CS) Overlay District.

C. Accessory uses shall be as follows:
   (1) R-1 District
       (e) Wireless telecommunications antennas subject to §196-26 and §196-35.
   (2) R-1(E) Subdistrict accessory uses customarily incident to principal uses within the subdistrict and wireless telecommunications antennas subject to §196-26 and §196-35.
   (3) R-1 (CS) Subdistrict accessory uses customarily incident to principal uses within the subdistrict and wireless telecommunications antennas subject to §196-26 and §196-35.

§ 196-15.  R-2 District.

C. Accessory uses shall be as follows:
   (7) Wireless telecommunications antennas subject to §196-26 and §196-35.

§ 196-16.  R-3 District.
ARTICLE VI
Schedule II: Industrial Districts

§ 196-17. I-1 District; I-1 (W) Subdistrict

B. Principal permitted uses shall be as follows:
   (1) I-1 District
      (f) Wireless telecommunications towers subject to §196-26 and §196-35.
   (2) I-1(W) Subdistrict - no change

C. Accessory uses shall be as follows:
   (1) I-1 District
      (d) Wireless telecommunications antennas subject to §196-26 and §196-35.
   (2) I-1(W) Subdistrict
      (c) Wireless telecommunications antennas subject to §196-26 and §196-35.

§ 196-18. I-2 District.

B. Principal permitted uses shall be as follows
   (5) Wireless telecommunications towers subject to §196-26 and §196-35.

C. Accessory uses shall be the same as I-1 Industrial District (§ 196-17).

ARTICLE VII
Schedule III: Review Districts

§ 196-19. CBD District; CBD(H) Subdistrict; CBD(H)(CS) Subdistrict

C. Accessory uses.
   (5) Wireless telecommunications antennas subject to §196-26 and §196-35.

§ 196-20. W Waterfront District.

B. The Waterfront District shall include the W(RDV), W(H) and W(N) Subdistricts. Development in the W(RDV) subdistrict is subject to the special use, bulk and parking regulations of the Waterfront at Hoboken Redevelopment Plan as amended December 4, 2002; the W(H) Historic Subdistrict is subject to review procedures of the Historic Commission; and development in the W(N) Waterfront North Subdistrict is subject to height limitations as specified herein.
C. Principal permitted uses shall be as follows for W(H) and W(N) Subdistricts:

(6) Accessory uses customarily incidental to a principal use and wireless telecommunications antennas subject to §196-26 and §196-35.

ARTICLE VIII
Supplemental Lot, Height and Yard Regulations

§ 196-23. Height regulations.

A. General application and permitted exceptions. No building or structure shall be higher than the height permitted in the district where such building is located. Such limitations shall not apply to roof appurtenances such as flagpoles, radio or television antennas other than satellite dishes, wireless telecommunications antennas, chimneys, elevator or stair bulkheads, mechanical penthouses, parapets or railings up to five (5) feet in height above the roof slab, water tanks or cooling towers or any similar structures, provided that:

(1) in PUD's and redevelopment areas (where regulations in the Plan are more restrictive, the Plan will control) and in the R and CBD districts, such roof appurtenances in their aggregate coverage may occupy no more than ten percent (10%) of the roof area of the building and may not exceed a height of fifteen (15) feet above the roof on which they are located; and

(2) in I-1 and I-2 districts, such roof appurtenances in their aggregate coverage may occupy no more than 50 percent (50%) of the roof area of the building and may not exceed a height of fifteen (15) feet above the roof on which they are located.

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:


(b) Minor site plan review shall be required for:


If the proposed site plan involves one (1) 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.

Severability Clause: If any clause, sentence, paragraph, subdivision, section or part of this ordinance (and ordinance amendment) shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the
clause, sentence, paragraph, subdivision, section or part thereof directly involved in the controversy in which the judgment shall have been rendered.

---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 APRIL 16, 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.

**03-917**
**DR-92**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOoken GRANTING AN EASEMENT FOR A CERTAIN ENCROACHMENT WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 308 WILLOW AVENUE AND 4TH STREET, HOBOoken, STATE OF NEW JERSEY. (DR-92)

WHEREAS, the applicant ST. MARY HOSPITAL and CAMBRIDGE HEALTHCARE DEVELOPMENT CORPORATION, has petitioned the City of Hoboken for the granting of certain easement over the sidewalk immediately adjacent to 308 Willow Avenue and 4th Street, Hoboken, New Jersey, ("the premises") which premises are more particularly described as Lot(s) 1 and 2, Block 53 on the Tax Map of the City of Hoboken, New Jersey, in order to: erect a canopy fronting 4th Street and one fronting Willow Avenue. This easement is described as follows:

(Fourth Street)

Beginning at a point on the southerly sideline of Fourth Street (50’ r.o.w.) said point being North 76º 56’ 00” West a distance of 26.80’ from the intersection of the southerly sideline of Fourth Street and the westerly sideline of Willow Avenue (65’ r.o.w.) and running thence:

1. North 13º 04’ 00” East a distance of 14.60 to a point thence
2. North 76º-56’00” West a distance of 66.00’ to a point thence
3. South 13º-04’00”West a distance of 14.60’ to a point on the westerly sideline of Fourth Street, thence
4. South 76º 56 East, a distance of 66.00 to a point or place of BEGINNING.

Containing 963.6 S.F. =0.0221 Acres

(Willow Avenue)

BEGINNING at a point on the westerly sideline of Willow Avenue (65’ r.o.w.) said point being South 13º 04’00” West a distance of 217.82’ from the intersection of the westerly sideline of Willow Avenue and the southerly sideline of Fourth Street (50’ r.o.w.) and running thence:

1. South 76º 56’00” East a distance of 11.60 to a point thence
2. South 13º-04’00” West a distance of 84.00’ to a point thence
3. North 76º-56’00”West a distance of 11.60’ to a point on the northerly sideline of Willow Avenue, thence
4. North 13° 04 East, a distance of 84.00 to a point or place of BEGINNING.

Containing 974.4 S.F. =0.0224 Acres

(See also Survey by Robert F. Hogan, L.S., attached hereto and made apart hereof;)

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF HOBOKEN THAT THE CITY OF HOBOKEN HEREBY GRANTS ST. MARY HOSPITAL AND CAMBRIDGE HEALTHCARE DEVELOPMENT CORPORATION 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.

---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 APRIL 2, 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: Helen Hirsch, 98 Park Avenue; Ben Grossman, 222 Grand Street; Jon Gordan, 333 River Street; Ed Mecka, 2 Marin View Plaza; Toni Tamarazzo, 518 Park Avenue.
President Ramos then adjourned the meeting at 7:57 p.m.

__________________________________________

PRESIDENT OF THE COUNCIL

__________________________________________

CITY CLERK
President Ramos opened the meeting at 7:15 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, Castellano, Cricco, Del Boccio, Marsh, Soares and President Ramos.

ABSENT: Campos, Giacchi.

PETITIONS AND COMMUNICATIONS

03-918

WHEREAS, on Thursday, October 10, 2002, Jordan Taub of 130 Jefferson Street, Hoboken, New Jersey spotted and reported the first Asian longhorned beetle in the Newport section of Jersey

WHEREAS, because of the observant and vigilant actions of Jordan Taub, the United States and New Jersey Department of Agriculture were able to immediately halt the spread of the Asian longhorned beetle’s devastating effects on the United States; and

WHEREAS, thanks to Jordan Taub, the Asian longhorned beetle was eradicated, eliminating the potential to cause severe damage to millions of acres of America’s treasured hardwoods, from national forests to backyard trees; and

WHEREAS, we commend Jordan Taub, for not only his skillful knowledge in identifying this destructive pest but also his quick response to this emergency by reporting it to the United States Department of Agriculture’s (USDA) Animal and Plant Health Inspection Service (APHIS) who took immediate steps to work together with State and local officials to prevent the spread of this insect; and
WHEREAS, we gather here tonight with Christine Markham, National ALB Program Director (USDA-APHIS), Barry Emens, Acting NJ ALB Program Director (USDA-APHIS-PPQ), Carl Schulze, Director of Plant Industry (NJDA-Plant Industry and Daniel Parry, Legislative and Public Affairs Coordinator (USDA-ASHIS-PPQ) to congratulate and thank Jordan Taub for the outstanding contribution he had made to the people of Hudson County and the Nation;

NOW, THEREFORE, BE IT RESOLVED, that MAYOR DAVID ROBERTS, on behalf of the citizens of Hoboken, wishes to extend praise and commendations to Jordan Taub and do hereby issue the Proclamation in recognition of his uncommon concern for the environment.

Councilman Giacchi arrived at 7:17 p.m.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES
Second Reading / Public Hearing and Final Vote

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, 50 Harrison Street) (DR-89)

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

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---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.

AN ORDINANCE TO AMEND CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, ARTICLE IX: GENERAL SUPPLEMENTARY REGULATIONS AND ARTICLE XV: ADMINISTRATION AND ENFORCEMENT. (DR-90)

The above ordinance is continued to the April 16, 2003 meeting.
AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN TO PERMIT AND REGULATE INSTALLATION OF WIRELESS TELECOMMUNICATIONS EQUIPMENT AND FACILITIES. (DR-91)

The above ordinance is continued to the April 16, 2003 meeting.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT FOR A CERTAIN ENCROACHMENT WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 308 WILLOW AVENUE AND 4TH STREET, HOBOKEN, STATE OF NEW JERSEY. (DR-92)

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

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

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

03-919

APPLICATIONS FOR MISCELLANEOUS LICENSES

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<tr>
<td>Mechanical Amusement Devices</td>
<td>2</td>
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---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
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Campos.

CLAIM RESOLUTIONS

03-920
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 $738,443.80 against the UNCLASSIFIED CLAIMS.

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.

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 $160,074.38 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, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---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 $306,785.43 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, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Campos.

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 $30,586.53 against the DEPARTMENT OF HUMAN 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, Soares and President Ramos.
---Nays: None.
---Absent: 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 $1,214,594.08 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Cricco.
---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: 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 $30,625.17 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Cricco.
---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: Ramos.

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 $32,058.42 against the CAPITAL ACCOUNT.

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.

Meeting of April 2, 2003
---Absent: Campos.

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 $7,662.92 against the PARKING UTILITY / ADMINISTRATION.

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, Soares and President Ramos.
---Nays: None.
---Absent: Campos.

**PAYROLL RESOLUTIONS**

**03-921**
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 FEBRUARY 27, 2003 TO MARCH 12, 2003 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>Personnel</td>
<td>3-01-20-105</td>
<td>6,407.22</td>
<td>540.02</td>
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<td>6,947.24</td>
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<tr>
<td>Mayor's Office</td>
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<td>City Council</td>
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<td>Bus Adm. Office</td>
<td>3-01-20-112</td>
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<td>269.24</td>
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<tr>
<td>Purchasing</td>
<td>3-01-20-114</td>
<td>6,742.60</td>
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<tr>
<td>Grants Management</td>
<td>3-01-20-115</td>
<td>6,638.25</td>
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<td>City Clerks</td>
<td>3-01-20-120</td>
<td>11,284.03</td>
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<td>Elections</td>
<td>3-01-20-122</td>
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<tr>
<td>Finance Office</td>
<td>3-01-20-130</td>
<td>10,001.53</td>
<td>2,046.72</td>
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<td>12,048.25</td>
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<tr>
<td>Accounts &amp; Controls</td>
<td>3-01-20-131</td>
<td>7,884.43</td>
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<td></td>
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<td>Department</td>
<td>Date</td>
<td>Amount 1</td>
<td>Amount 2</td>
<td>Amount 3</td>
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<td>Payroll Division</td>
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<td>Tax Collection</td>
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<td>Assessor's Office</td>
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<td>Corporation Counsel</td>
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<td>Planning Board</td>
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<td>Zoning Board of Adjust</td>
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<td>Construction Code</td>
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<td>Crossing Guard</td>
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<td>Emergency Mgmt</td>
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<tr>
<td>Fire Division</td>
<td>3-01-25-266</td>
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<td>Signal &amp; Traffic</td>
<td>3-01-25-267</td>
<td>11,507.24</td>
<td>438.48</td>
<td>11,945.72</td>
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<td>Envir. Ser. Dir. Office</td>
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<tr>
<td>Streets &amp; Roads</td>
<td>3-01-26-291</td>
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<td>Central Garage</td>
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<td>Board of Health</td>
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<td>Constituent Services</td>
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<td>Rent Stabilization</td>
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<td>Department</td>
<td>Code</td>
<td>Amount 1</td>
<td>Amount 2</td>
<td>Amount 3</td>
<td></td>
</tr>
<tr>
<td>-----------------------</td>
<td>----------------------</td>
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<tr>
<td>Transportation</td>
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<td>5,482.39</td>
<td>191.25</td>
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<td>18,349.12</td>
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<td>Parks</td>
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<td>Public Prop.</td>
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<td>366.62</td>
<td>25,746.39</td>
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<td>23,470.78</td>
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<tr>
<td>Public Defender</td>
<td>3-01-43-495</td>
<td>2,046.80</td>
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<tr>
<td>Municipal Court</td>
<td>3-01-43-490</td>
<td>32,036.12</td>
<td>266.19</td>
<td>32,302.31</td>
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<tr>
<td><strong>Sub-Total</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Other</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Police Outside Employ.</td>
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<td>33,270.88</td>
<td>48.25</td>
<td>33,319.13</td>
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<tr>
<td>Police Grant</td>
<td>DE 16-S7-01</td>
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</tr>
<tr>
<td>Fire Dept. Penalty</td>
<td>T-13-10-000-001</td>
<td>3,844.38</td>
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<td>3,844.38</td>
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<tr>
<td><strong>Grand Total</strong></td>
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<td>1,243,072.21</td>
<td>48,465.33</td>
<td>21,220.98</td>
<td>1,312,758.52</td>
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</tbody>
</table>

Motion by Council President Ramos.
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.

**RESOLUTIONS**

Presented and Read

**03-922**
---By Councilwoman Andreula:
WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for three (3) years of landscape maintenance for the Hoboken southern waterfront for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 03-22:

Vendor Proposal

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Year #1</th>
<th>Year #2</th>
<th>Year #3</th>
</tr>
</thead>
<tbody>
<tr>
<td>It's Greener Now, Inc.</td>
<td>$47,875.00</td>
<td>$63,500.00</td>
<td>$47,500.00</td>
</tr>
<tr>
<td>409 E. Saddle River Rd.</td>
<td>Upper Saddle River, NJ 07458</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

and:

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.

3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references good and/or services based upon the following information:

Landscape Maintenance Provider:

It's Greener Now, Inc.
409 E. Saddle River Rd.
Upper Saddle River, NJ 07458

---Motion duly seconded by Councilman Cricco.
---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.

03-923
---By Councilman Del Boccio:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for three (3) years of landscape maintenance for the Hoboken southern waterfront for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 03-14:

Vendor Proposal

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Year #1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Trees Now, Inc.</td>
<td>$223,900.00</td>
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<tr>
<td>409 E. Saddle River Road</td>
<td>Upper Saddle River, NJ 07458</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Year #1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hufnagel Landscape</td>
<td>$201,615.00</td>
</tr>
<tr>
<td>125 W. Board Avenue</td>
<td>North Bergen, NJ 07047</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Year #1</th>
</tr>
</thead>
<tbody>
<tr>
<td>JC Landscape Construction</td>
<td></td>
</tr>
</tbody>
</table>

Meeting of April 2, 2003
NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.

4. The Mayor, or his designee is hereby authorized to execute an agreement for the above references good and/or services based upon the following information:

Living Memorial Contractor:
J.C. Landscape Construction
52 Denise Drive
Kinnelon, NJ 07405

---Motion duly 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, Soares and President Ramos.
---Nays: None.
---Absent: Campos.

WHEREAS, The statewide Victims’ Rights Summit to be held on April 7, 2003, marks the Crime Victims’ Rights Week Kickoff event, which initiates the observance of Crime Victims’ Rights Week in the State of New Jersey from April 6 through 13, 2003; and

WHEREAS, The City of Hoboken recognizes that on November 5, 1991 the voters of the State of New Jersey adopted Article 1, paragraph 22, the Victim’s Rights Constitutional Amendment which promised to all victims of violent crime that they would be treated with “fairness, compassion and respect” in the criminal justice system; and

WHEREAS, the theme for Crime Victims’ Rights Week in the State of New Jersey and throughout the nation for the year 2003 is “Victims Rights – Fulfill the Promise.”

WHEREAS, the City of Hoboken is pleased to recognize and honor all victims of crime and those activists who have demonstrated concern and compassion on behalf of their fellow citizens who have been victimized by violent crime; and,

WHEREAS, the City of Hoboken does hereby affirm its support of a statewide and and national commitment to violence reduction and victim assistance to help bring criminals to justice, as well as increased efforts to protect citizens and safeguard the rights of those who become victims of crime; and

WHEREAS, The City of Hoboken is pleased to support a statewide Victims’ Rights Summit which will take place on April 7, 2003 which will bring together victims, advocates, service
providers, prosecutors, and legislators to celebrate the efforts made on behalf of crime victims in the past and to affirm our goals for the future, now therefore,

BE IT RESOLVED, by the City Council of the City of Hoboken

That the City of Hoboken hereby joins in the observance of April 6 through 13, 2003 as Crime Victims’ Rights Week in the State of New Jersey, and does hereby support the promise and pay tribute to the many individuals and organizations who support and apply their resources in behalf of crime victims, and urges all citizens to do their part to stop violence by reporting crimes and refusing to tolerate injustice in their homes or in their communities; and

BE IT FURTHER RESOLVED, That a duly authenticated copy of this resolution be signed by the Mayor and attested by the Clerk.

---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.

03-925
---By Council President Ramos:

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 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, on April 17, 2002, 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 a limited liability company, Adria Towers, L.L.C., as the successor in interest to the New Jersey Casket Company, Inc.: and

WHEREAS, Adria Towers, L.L.C. has requested that Metro Homes, L.L.C. be successor in interest of Adria Towers, L.L.C. and be designated the redeveloper for Block 115, Lots 15-18 (new Lot 14.01) and

WHEREAS, Block 115 Lots 15-18 (new Lot 14.01) located on 14th Street between Clinton Street and Grand Street is in the Northwest Redevelopment Plan R-3 Zone –non-residential; and

WHEREAS, Metro Homes, L.L.C. proposes a non-residential development in accordance with the R-3 Zone requirements (manufacturing, office building, small retail); and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as through fully set forth at length.
2. Metro Homes, L.L.C. be successor in interest of Adria Towers, L.L.C.
4. This Resolution shall take effect immediately.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 1 - ABSTENTIONS: 2
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: None.
---Absent: Campos.
---Abstentions: Marsh, Soares.

03-926
---By Council President Ramos:

WHEREAS, THE CITY OF HOBOKEN sponsors the Hoboken Arts and Music Festival to take place May 4, 2003, and

WHEREAS, part of the festival includes musical presentation and arts and crafts displays; and

WHEREAS, vendor fees and sponsorships for the festival will be the source of funds to pay Nancy Sinatra contractual fees through Boots Enterprises, Inc. in the sum of $20,000.00 (Twenty Thousand Dollars); and

NOW, THEREFORE, BE IT RESOLVED, BY THE COUNCIL OF THE CITY OF HOBOKEN AS FOLLOWS:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.

5. The Mayor, or his designee is hereby authorized to execute a contract for $20,000.00 (Twenty Thousand Dollars) performing services of Nancy Sinatra/Boots Enterprises Inc.

6. The Mayor of his designee shall furnish such documents as may be required.

7. The Mayor or his designee shall act as authorized correspondent for THE CITY OF HOBOKEN.

8. The Mayor or his designee shall execute necessary contracts.

---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.

03-927
---By Council President Ramos:

WHEREAS, the City of Hoboken was awarded $400,000.00 for the design and construction of landscaping and other scenic beautification by the New Jersey Department of Transportation for improvements to the downtown revitalization area; and
WHEREAS, it is necessary to commence the design phase in order to enable the City of Hoboken to advertise for and to begin construction; and

WHEREAS, Marchetto Caulfield Associates can provide professional services by preparation of design and construction drawings for new sidewalks and streetscape in the South West section of Hoboken; and

WHEREAS, Marchetto Caulfield propose to be compensated as follows:

<table>
<thead>
<tr>
<th>Phase</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Design Phase</td>
<td>$42,200.00</td>
</tr>
<tr>
<td>Construction Administration</td>
<td>$27,600.00</td>
</tr>
</tbody>
</table>

NOW, THEREFORE BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council herein authorizes the Mayor, or his designee, to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an agreement for the above referenced services based upon the following information:

   Professional services provider:
   Marchetto Caulfield Associates
   1225 Willow Avenue
   Hoboken, NJ 07030

Before the vote was taken, the following spoke regarding the resolution: 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, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Campos.

03-928
---By Council President Ramos:

WHEREAS, the City of Hoboken at its meeting of February 5, 2003 approved the transfer of development rights of certain blocks within the Northwest Redevelopment Area to Tarragon Realty, Inc.; URSA, LLC; and Frank Raia (collectively the “Transferee”); and

WHEREAS, the City of Hoboken at that time adopted a resolution which consented to the transfer of the Amended Agreement to the Transferee for Block 88 (Lots 1-32) and Block 104 (Lots 1-33) subject to the following conditions which shall be addressed in the document of transfer in a form satisfactory to Corporation Counsel:

A. The Transferee shall guarantee that 23% of the total units authorized for construction will be affordable under the rules and regulations of the NJHMFA and/or HUD and will seek public subsidies, assistance, or financing from one or more sources which the Transferee represents are available for this project.
B. The Transferee shall meet with representatives of the City within ten (10) days of the date of this Resolution to discuss the Transferee’s plans for the development design of the subject properties.
C. Transferee shall provide a project schedule for commencement and completion of project.
D. Transferee shall arrange for payment of outstanding costs of the City
E. Transferee shall arrange for dismissal of the litigation, and release of all future claims on behalf of Raia.

WHEREAS, the Corporation Counsel’s Office has recently received a document of transfer which is in a form satisfactory with respect to Block 88 (Lots 1-32) and Block 104 (Lots 1-33);

WHEREAS, pursuant to Paragraph 4 of that resolution, the Working Committee of the Council was to report back to the City Council within sixty (60) days with respect to their recommendations regarding the transfer of rights to the Transferee as to Block 100 (Lot 10), Block 114 (Lots 13-25) and;

WHEREAS, the consensus of the Working Committee is that the City Council should consent to the transfer of rights to the Transferee as to Block 100 (Lot 10); Block 114 (Lots 13-25) and

WHEREAS, the City wishes to move forward with the development of the few remaining blocks in the Northwest Redevelopment Zone and the Director of Community Development has determined that the Transferee has both the developmental and financial resources to carry out the Plan; and

WHEREAS, for the same reason indicated in the February 5, 2003 resolution, more specifically, the City of Hoboken anticipates that the Hoboken Board of Education will seek to develop a high school and middle school on two properties located in the Northwest Redevelopment Area, Block 99 and 103. The City Council has determined that it is in the best interests of the City not to consent to any transfer of rights to the Transferees with respect to Block 99 (Lots 1-32) and Block 103 (Lots 1-6 and 27-32); and

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken as follows:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The City consents to the transfer of the Amended Agreement to the Transferee for Block 100 (Lot 10), Block 114 (Lots 13-25) and Block 102 (Lots 1-6 and 27-32) in accordance with the recommendations of the Working Committee.
3. The document of transfer shall be in a form satisfactory to Corporation Counsel.
4. This Resolution shall be in effect immediately.

Before the vote was taken, the following spoke regarding the resolution: Ines Garcia-Keim, 1114 Park Avenue; Maurice DeGennaro, 614 Hudson Street; Dan Tumpson, 230 Park Avenue; Chad Fulghar, 510 Monroe Street; Dan Tumpson (2nd time), 230 Park Avenue.

At this time, Council President Ramos made a motion to amend the resolution to delete the words “Block 150 (Lots 1-3)” and a vote was taken on the amendment as follows:
---By Council President Ramos:
---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.

Then a vote was taken on the amended resolution as follows:

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

03-929
---By Council President Ramos:

WHEREAS, the City of Hoboken has a need of subsurface and foundation investigation services at the Observer Highway Fire Station; and

WHEREAS, Mayo, Lynch and Associates has proposed to perform the aforesaid work on behalf of the City of Hoboken;

WHEREAS, the City of Hoboken, Department of Environmental Services is desirous of awarding a professional services contract to Mayo, Lynch and Associates, 333 Meadowland Parkway, Secaucus, New Jersey 07094

WHEREAS, the maximum amount of the professional services contract for Mayo, Lynch and Associates shall be Nine Thousand Five Hundred fifty ($9,550) dollars; and

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract for Nine Thousand Five Hundred Fifty ($9,550) dollars for the subsurface and foundation investigation services at the Observer Highway Fire Station to Mayo, Lynch and Associates as they are stated in the aforementioned proposal submitted on March 24, 2003.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

Before the vote was taken, the following spoke regarding the resolution: 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, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
03-930
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken, Department of Environmental Services has a need for additional services on the Library roof and cupola project; and

WHEREAS, the City of Hoboken, Department of Environmental Services has awarded a contract to T&M Contracting Company, Inc., 107 Willow Avenue, Hoboken, NJ 07030; and

WHEREAS, change orders were approved by the Rivardo, Schnitzer and Capazzi, the engineering firm on the project, for the quantity extras, a sidewalk bridge and water repellent coating; and

WHEREAS, there exists a need for the maximum amount of the contract to T&M Contracting be increased by Forty Four Thousand Two Hundred Twenty Five ($44,225.00) dollars from Three Hundred Seventy Five Thousand Six Hundred Ninety Nine ($375,699.00) dollars to Four Hundred Nineteen Thousand Nine Hundred Twenty Four ($419,924.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract for Four Hundred Nineteen Thousand Nine Hundred Twenty Four ($419,924.00) dollars for the services required on the Library roof and cupola project to T&M Contracting.
4. Furnish such documents as may be required.
5. Act a authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

Before the vote was taken, the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Council President Ramos.
---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.

03-931
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken has been invited to submit a TEA-21 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 14th Street (Hudson Street to Willow Avenue) and Willow Avenue (14th Street to 16th Street);

NOW, THEREFORE BE IT RESOLVED, that the City will submit such application; and be it further

RESOLVED, that the Mayor or his designee 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. To 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 was taken, the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue; Dan Tumpson, 230 Park Avenue; Stephanie Colello, 510 Monroe Street.

---Motion duly seconded by Council President Ramos.
---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.

ORDINANCES

Introduction and First Reading

03-932

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN (PARKING FOR HANDICAPPED) (Approvals: 455 9th Street; 1302 Washington Street; 1203 Washington Street. Deletions: 914 Garden Street; 414 Grand Street) (DR-93)

THE COUNCIL OF THE MAYOR AN COUNCIL OF THE CITY OFHOBOKEN DOES HEREBY ORDAIN AS FOLLOWS

Handicap Spaces

A. Section 192-4 is amended to add the following;
Juan Santos, 459-9th Street East side of Jefferson Street, beginning at a point 147 feet from the southeast curbline of Ninth Street and extending 12 feet southerly therefrom.

Rosemarie DiRenzi, 1302 Washington Street West side of Washington Street, beginning at a point 70 feet from the northwest curbline of Thirteenth Street and extending 12 feet northerly therefrom.

Sixto Rivera, 1203 Washington Street East side of Washington Street, beginning at a point 40 feet from the northeast curbline of Twelfth Street and extending 12 feet north therefrom.

B. Section 192-4 (A) is amended to delete the following:

Boris Super, 914 Garden Street West side of Garden Street, beginning at a point of 273 feet from the southeast curbline of Tenth Street and extending 22 feet southerly therefrom.

General Handicap space, 414 Grand Street, West side, beginning at a point 103 feet south of the southerly curbline of Fifth Street and extending 22 feet southerly therefrom.

C. 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 APRIL 16, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Cricco.
---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.

03-933
DR-94

AN ORDINANCE AMENDING BOND ORDINANCE NO. DR-69 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-94)

WHEREAS, Bond Ordinance No. DR-69 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 BOND OR NOTES OF THE CITY TO FINANCE THE COST THEREOF” was finally adopted by the City Council (the “City Council”) of the City of Hoboken, Hudson County, New Jersey (the “City”) on November 2, 2002 (the “Ordinance”); and

WHEREAS, the Ordinance authorized the refunding of the outstanding obligations of the Parking Authority (the “Authority”);
WHEREAS, the City now wishes to amend the Ordinance to increase the aggregate amount for items of expense permitted under N.J.S.A. 40A:2-20.

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 6. Paragraph D of the Ordinance is hereby amended in its entirety to read as follows:

“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 ordinance and notices of sale and legal expenses, and other expenses as provided in N.J.S.A. 40A:2-20 does not exceed $2,000,000.”

Except as otherwise amended hereby, the Ordinance is ratified and reaffirmed in its entirety.

This Ordinance shall take effect twenty days after the first publication hereof after final adoption, in the manner 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 MAY 7, 2003 at 7:00 PM.

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

At this time, 8:24p.m., a motion was made to go into closed (executive) session as follows:

03-934
---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:

1- Pending and/or threatened litigation

BE IT RESOLVED, that the City Council shall at this time 8:24 pm, April 2, 2003, 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:
---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Soares and President Ramos.
---Nays: Marsh.
---Absent: Campos.

The City Council came out of closed (executive) session and returned to the regular meeting at 8:50 p.m.

RESOLUTIONS CONTINUED

Presented and Read

03-935
---By Councilman Del Boccio:

WHEREAS, there exists a temporary management need at the parking garage at 916 Garden Street; and

WHEREAS, Robotic Parking Inc., (“Robotic”) has agreed to manage the parking garage at 916 Garden in return for fees from March 1, 2003 until April 30, 2003; and

WHEREAS, the fees payable to Robotic shall be $38,530.00 for March 2003 and $38,530.00 for April, 2003; and

WHEREAS, this temporary Agreement is authorized pursuant to N.J.S.A. 40A:11-5(1)(a)(ii) as an extraordinary, unspecifiable service due to the short term, and degree of expertise Robotics Parking Inc., possesses in the management of the parking facility at 916 Garden Street; and

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council of the City of Hoboken hereby authorizes the Mayor or his designee to execute any and all documents and take any actions necessary to complete and realize the intent and purpose of this resolution.

3. The Mayor or his designee is authorized to execute an Agreement for the above referenced services based upon the following:

Service Provider: Robotic Parking, Inc.
12812 N. 60th Street
Clearwater, Florida 33760

Term of Temporary Contract Extension:

March 1, 2003 to April 30, 2003

Before the vote was taken, the following spoke regarding the resolution: Daniel deCavaignac, 636 Hudson Street; Donald Pellicano, 1000 Hudson Street; Chad Fulghar, 510 Monroe Street.
---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSENT: 1
---Yeas: Council persons Andreula, Castellano, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: Soares.
---Absent: Campos.

All regular business concluded the following members of the public spoke at the “Public Portion”
of the meeting: Stephanie Colello, 510 Monroe Street; Helen Hirsch, 98 Park Avenue; Chad Fulghar, 510 Monroe Street; Donald Pellicano, 1000 Hudson Street; Maurice De Gennaro, 614 Hudson Street; Daniel Tumpson, 230 Park Avenue.

President Ramos then adjourned the meeting at 9:41 p.m.
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, Marsh, Soares and President Ramos.

ABSENT: Giacchi.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

AN ORDINANCE TO AMEND CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, ARTICLE IX: GENERAL SUPPLEMENTARY REGULATIONS AND ARTICLE XV: ADMINISTRATION AND ENFORCEMENT. (DR-90)

The above ordinance will be continued to the next City Council meeting on May 7, 2003.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN TO PERMIT AND REGULATE INSTALLATION OF WIRELESS TELECOMMUNICATIONS EQUIPMENT AND FACILITIES. (DR-91)

The above ordinance will be continued to the next City Council meeting on May 7, 2003.
AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN (PARKING FOR HANDICAPPED) (Approvals: 455 9th Street; 1302 Washington Street; 1203 Washington Street. Deletions: 914 Garden Street; 414 Grand Street) (DR-93)

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, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

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

AN ORDINANCE AMENDING BOND ORDINANCE NO. DR-69 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-94)

The above ordinance will be continued to the next City Council meeting on May 7, 2003.

PETITIONS AND COMMUNICATIONS

APPLICATIONS FOR MISCELLANEOUS LICENSES

<table>
<thead>
<tr>
<th>Category</th>
<th>Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>Taxi Owners</td>
<td>2</td>
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<tr>
<td>Livery Owners</td>
<td>4</td>
</tr>
<tr>
<td>Limousine Owners</td>
<td>4</td>
</tr>
<tr>
<td>Public Hack Drivers</td>
<td>11</td>
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<tr>
<td>Livery/Limousine Drivers</td>
<td>18</td>
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<tr>
<td>Parking Facilities</td>
<td>1</td>
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<tr>
<td>Mechanical Amusement Devices</td>
<td>2</td>
</tr>
<tr>
<td>Music Machines</td>
<td>1</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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

03-939

REPORTS OF CITY OFFICERS

A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending March 31, 2003 - $6,264,221.04.

---Received and filed.

03-940

A report of the Municipal Court indicating receipts for the month of March 2003 as $211,761.05.

---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 $810,783.02 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, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

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 $89,187.60 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, Cricco, Del Boccio, Marsh, Soares and President Ramos.
---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 $332,751.26 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

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, Soares and President Ramos.
---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 $38,767.55 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, Soares and President Ramos.
---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 $381,282.50 against the DEPARTMENT OF HUMAN SERVICES (LATE CLAIM).

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, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

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 $62,302.54 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.
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, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

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 $50,401.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 1 - ABSTENTIONS: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh and Soares.
---Nays: None.
---Absent: Giacchi.
---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 $37,935.29 against the DEPARTMENT OF PUBLIC SAFETY.

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, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

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 $22,208.65 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, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

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 $22,692.77 against the PARKING UTILITY.

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, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

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 March 13, 2003 to March 26, 2003 For the Payroll are Herewith 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>
<tbody>
<tr>
<td>Personnel</td>
<td>3-01-20-105</td>
<td>6,407.22</td>
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<td>6,407.22</td>
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<tr>
<td>Mayor's Office</td>
<td>3-01-20-110</td>
<td>9,956.83</td>
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<td>City Council</td>
<td>3-01-20-111</td>
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<td>Bus Adm. Office</td>
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<td>ABC Board</td>
<td>3-01-20-113</td>
<td>269.24</td>
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<tr>
<td>Purchasing</td>
<td>3-01-20-114</td>
<td>6,742.60</td>
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<tr>
<td>Grants Management</td>
<td>3-01-20-115</td>
<td>6,368.25</td>
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<tr>
<td>City Clerks</td>
<td>3-01-20-120</td>
<td>10,983.03</td>
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<td>11,209.53</td>
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<tr>
<td>Elections</td>
<td>3-01-20-122</td>
<td>1,666.56</td>
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<tr>
<td>Finance Office</td>
<td>3-01-20-130</td>
<td>10,001.53</td>
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<tr>
<td>Accounts &amp; Controls</td>
<td>3-01-20-131</td>
<td>7,902.18</td>
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<tr>
<td>Payroll Division</td>
<td>3-01-20-132</td>
<td>2,628.07</td>
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<tr>
<td>Tax Collection</td>
<td>3-01-20-145</td>
<td>9,637.86</td>
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<td>11,332.59</td>
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<tr>
<td>Assessor's Office</td>
<td>3-01-20-150</td>
<td>10,046.94</td>
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<td>Department</td>
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<td>Amount</td>
<td>Category</td>
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<td></td>
</tr>
<tr>
<td>------------------------------------</td>
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<tr>
<td>Corporation Counsel</td>
<td>3-01-20-155</td>
<td>11,689.93</td>
<td>12,612.73</td>
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<tr>
<td>Community Develop.</td>
<td>3-01-20-160</td>
<td>5,706.88</td>
<td>5,706.88</td>
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<tr>
<td>Historic Preservation</td>
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<td>Planning Board</td>
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<tr>
<td>Zoning Board of Adjust</td>
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<tr>
<td>Zoning Officer</td>
<td>3-01-21-186</td>
<td>4,736.48</td>
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<tr>
<td>Housing Inspection</td>
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<td>Construction Code</td>
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<tr>
<td>Police Division</td>
<td>3-01-25-241</td>
<td>479,645.85</td>
<td>232.84</td>
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<tr>
<td>Crossing Guard</td>
<td>3-01-25-241</td>
<td>12,439.26</td>
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<tr>
<td>Emergency Mgmt</td>
<td>3-01-25-252</td>
<td>913.90</td>
<td>913.90</td>
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<tr>
<td>Fire Division</td>
<td>3-01-25-266</td>
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<tr>
<td>Signal &amp; Traffic</td>
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<td>12,545.10</td>
<td>63,258.09</td>
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<tr>
<td>Envir. Ser. Dir. Office</td>
<td>3-01-26-290</td>
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<tr>
<td>Streets &amp; Roads</td>
<td>3-01-26-291</td>
<td>913.90</td>
<td>913.90</td>
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<tr>
<td>Central Garage</td>
<td>3-01-26-301</td>
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<td>Sanitation</td>
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<tr>
<td>Cultural Affairs</td>
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<td>Human Service Direct.</td>
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<tr>
<td>Board of Health</td>
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<td>1,216.20</td>
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<tr>
<td>Constituent Services</td>
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<td>5,140.90</td>
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<tr>
<td>Senior Citizens Div</td>
<td>3-01-27-336</td>
<td>10,704.96</td>
<td>10,704.96</td>
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<tr>
<td>Rent Stabilization</td>
<td>3-01-27-347</td>
<td>7,477.90</td>
<td>7,477.90</td>
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<tr>
<td>Transportation</td>
<td>3-01-27-348</td>
<td>5,682.14</td>
<td>102.00</td>
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<tr>
<td>Recreation</td>
<td>3-01-28-370</td>
<td>16,586.57</td>
<td>920.00</td>
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<tr>
<td>Parks</td>
<td>3-01-28-375</td>
<td>19,094.77</td>
<td>19,074.77</td>
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</tbody>
</table>
### Meeting of April 16, 2003

#### Public Prop.
- 3-01-28-377: $25,258.30
- $468.01
- $185.00
- $25,911.31

#### Public Library
- 3-01-29-390: $23,151.05
- $271.80
- $23,422.85

#### Public Defender
- 3-01-43-495: $2,046.80
- $2,046.80

#### Municipal Court
- 3-01-43-490: $32,495.96
- $223.38
- $3.84
- $32,723.18

#### Parking Utility
- 3-31-55-501-100: $33,355.52
- $71.13
- $33,426.65

### Sub-Total

### Other

#### Police Outside Employ.
- T-14-10-000-000: $15,180.00
- $15,180.00

#### Police Grant
- DE 16-S7-01: $2,845.80
- $2,845.80

#### Fire Dept. Penalty
- T-13-10-000-001

### Grand Total
- $1,263,192.90
- $13,215.62
- $672,690.49
- $1,949,099.01

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**RESOLUTIONS**

**Presented and Read**

**03-943**

---By Council President Ramos:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for provision H.V.A.C. services for a two (2) year period for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 03-21:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Proposal Year # 1</th>
<th>Proposal Year #2</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
</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, Marsh, Soares and President Ramos.

---Nays: None.

---Absent: Giacchi.
NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.

3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references good and/or services based upon the following information:

H.V.A.C. Service Provider:

Major Mechanical Services Inc.
139 Chestnut Street
Nutley, NJ 07160

---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, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

03-945
---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 $5,044.75 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>David Thomas &amp; Daniel G. Keough Esq.</td>
<td>243\21\C00096</td>
<td>1118 Hudson St</td>
<td>$1,963.12</td>
</tr>
<tr>
<td>783 Springfield Avenue Summit, NJ 07901</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Arthur Garces &amp; Daniel G. Keough Esq.</td>
<td>84\10\C0003</td>
<td>727-29 Jefferson Street</td>
<td>$1,258.74</td>
</tr>
</tbody>
</table>
---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, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

03-945
---By Council President Ramos:

WHEREAS, the City of Hoboken entered into a contract with United Water Services, Inc. to manage the City of Hoboken Water Utility; and

WHEREAS, United Water Services, Inc. will be instituting a money saving Leak Guard Program for Water Utility Customers, which will insure, for a small quarterly fee, the repair of the water lines from the main to the meter in the residence.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Municipal Council of the City of Hoboken do hereby endorse the United Water Leak Guard Program being offered to the Water Utility
4. Furnish such documents as may be required.
5. Act a authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

---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, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

03-946
---By Council President Ramos:

WHEREAS, for the past fourteen 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 2003 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 his designee are hereby authorized on behalf of the City of Hoboken to:

1. Execute and submit such application to the Department of Agriculture;
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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

03-947
---By Council President Ramos:

WHEREAS, the City of Hoboken is in need of the professional architectural and engineering services needed to create the design and bid documents for the Hoboken City Hall chimney as well as construction administration; and

WHEREAS, Marchetto Caulfield has proposed to perform the aforesaid work on behalf of the City of Hoboken; and

WHEREAS, the City of Hoboken, Department of Environmental Services is desirous of awarding a contract to Marchetto Caulfield Associates, 1225 Willow Avenue, Hoboken, NJ 07030

WHEREAS, the maximum amount of the contract for these services to Marchetto Caulfield Associates shall be Sixteen Thousand Twenty ($16,020.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract for Sixteen Thousand Twenty ($16,020.00) dollars for the services required for the professional engineering services to Marchetto Caulfield Associates as they are stated in the aforementioned proposal submitted on April 8, 2003.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.
Before the vote was taken the following addressed the City Council: 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, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

03-948
---By Council President Ramos:

WHEREAS, the City of Hoboken is in need of the professional architectural and engineering services required for construction administration on the Hoboken City Hall Jail Demolition Project; and

WHEREAS, Marchetto Caulfield has proposed to perform the aforesaid work on behalf of the City of Hoboken; and

WHEREAS, the City of Hoboken, Department of Environmental Services is desirous of awarding a contract to Marchetto Caulfield Associates, 1225 Willow Avenue, Hoboken, NJ 07030

WHEREAS, the maximum amount of the contract for these professional architectural and engineering services to Marchetto Caulfield Associates shall be Twelve Thousand Five Hundred Forty ($12,540.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract for Twelve Thousand Five Hundred Forty ($12,540.00) dollars for the services required for the professional engineering services to Marchetto Caulfield Associates as they are stated in the aforementioned proposal submitted on April 8, 2003.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute authorized contracts, if funding is awarded.

This Resolution is effective immediately.

Before the vote was taken the following addressed the City Council: 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, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

03-949
---By Council President Ramos:
WHEREAS, the City of Hoboken is in need of the professional architectural and engineering services needed to create the design and bid documents for the Hoboken City Hall front entry security fence and gate as well as construction administration; and

WHEREAS, the City of Hoboken is desirous of awarding a professional services agreement advertisement for which has been provided for by Resolution No. 02-515 approved by the Municipal Council of Hoboken on June 19, 2002; and

WHEREAS, Marchetto Caulfield has proposed to perform the aforesaid work on behalf of the City of Hoboken; and

WHEREAS, the City of Hoboken, Department of Environmental Services is desirous of awarding a contract to Marchetto Caulfield Associates, 1225 Willow Avenue, Hoboken, NJ 07030

WHEREAS, the maximum amount of the contract for these services to Marchetto Caulfield Associates shall be Six Thousand Five Hundred ($6,500.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract for Six Thousand Five Hundred ($6,500.00) dollars for the services required for the professional engineering services to Marchetto Caulfield Associates as they are stated in the aforementioned proposal submitted on April 15 2003.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.
This Resolution is effective immediately.

Before the vote was taken the following addressed the City Council: 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, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

03-950
---By Councilman Campos:

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

WHEREAS, Louis P. Picardo, Collector of Revenue 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 $23, 027.84 representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
</tr>
</thead>
</table>

Meeting of April 16, 2003
<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
<th>Account Number</th>
<th>Balance</th>
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</thead>
<tbody>
<tr>
<td>M&amp;T Mortgage Corp.</td>
<td>P.O. Box 569762, Dallas, TX 75356</td>
<td>89\12\C0513</td>
<td>$3,546.34</td>
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<tr>
<td>Attn: John Joiner, Jr.</td>
<td></td>
<td>501 Ninth St.</td>
<td></td>
</tr>
<tr>
<td>M&amp;&amp; Outsourcing</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>The Provident Bank</td>
<td>830 Bergen Ave, Jersey City, NJ</td>
<td>200\3.1</td>
<td>$6,122.96</td>
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<tr>
<td>Wells Fargo Mortgage</td>
<td>1 Home Campus, Des Moines, IA 50328-0001</td>
<td>17\51</td>
<td>$1,222.87</td>
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<tr>
<td>Attn: Bill Mars</td>
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<td>506 Observer Hwy</td>
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<tr>
<td>Advance Recovery Unit</td>
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<td></td>
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<tr>
<td>Wells Fargo Mortgage</td>
<td>1 Home Campus, Des Moines, IA 50328-0001</td>
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<td>$1,167.73</td>
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<tr>
<td>Attn: Bill Mars</td>
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<td>505-07 Monroe St</td>
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<tr>
<td>Advance Recovery Unit</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Mark-Damstra</td>
<td>610 Adams St. Apt 1, Hoboken, NJ</td>
<td>77\27</td>
<td>$2,506.86</td>
</tr>
<tr>
<td>Wells Fargo Mortgage</td>
<td>1 Home Campus, Des Moines, IA 50328-0001</td>
<td>19\29.1</td>
<td>$1,664.94</td>
</tr>
<tr>
<td>Attn: Bill Mars</td>
<td></td>
<td>88 Grand St.</td>
<td></td>
</tr>
<tr>
<td>NJ Executive Abstract Agency</td>
<td>3641 Haddonfield Rd, Pennsauken, NJ</td>
<td>160\5\C0010</td>
<td>$634.26</td>
</tr>
<tr>
<td>Brian H. Kappock, Esq.</td>
<td>20 Hudson Street, Hoboken, NJ 07030</td>
<td>19\3\19</td>
<td>$2,378.50</td>
</tr>
<tr>
<td>Mr. &amp; Mrs. D. Harte</td>
<td>629 Garden St, Hoboken, NJ 07030</td>
<td>193\19</td>
<td>629 Garden St.</td>
</tr>
<tr>
<td>Miranda Duff</td>
<td>518 Monroe St. Apt.2B, Hoboken, NJ 07030</td>
<td>66\24\C002B</td>
<td>518 Monroe St.</td>
</tr>
<tr>
<td>Aruna Inalsingh</td>
<td>82 Grand St. #6G, Hoboken, NJ 07030</td>
<td>89\12\C0P24</td>
<td>501-9th St.</td>
</tr>
<tr>
<td>Dr. Michael L. Maher</td>
<td>501 9th St #516, Hoboken, NJ 07030</td>
<td>20\28\C0015</td>
<td>82 Clinton St.</td>
</tr>
<tr>
<td>Aruna Inalsingh</td>
<td>82 Grand St. #6G, Hoboken, NJ 07030</td>
<td>20\28\C006G</td>
<td>82 Clinton St.</td>
</tr>
<tr>
<td>412 Washington St</td>
<td>Apt. Corporation 210 West 70th St, Hoboken, NJ 07030</td>
<td>203\8\C000c</td>
<td>412 Washington St</td>
</tr>
</tbody>
</table>
Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

---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, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

**03-951**
---By Councilman Cricco:

WHEREAS, Health and Safety is of paramount concern with regards to Hoboken’s school age children and its senior citizens; and

WHEREAS, it is considered necessary to request that Hudson County’s Engineering Department conduct a study with special emphasis on use of the most appropriate traffic calming devices for intersections at Willow Avenue and 11th, 12th and 13th streets as they are in close proximity to the Wallace Grammar School and the Fox Hill Senior Citizens Building.

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor, or his designee to execute any and all documents and/or take any actions necessary to complete and realize the intent and purpose of this resolution.
3. This Resolution shall take effect immediately.

Before the vote was taken the following addressed the City Council: 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, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

**03-952**
---By Council President Ramos:
---Motion duly seconded by Councilwoman Andreula.

WHEREAS, the City of Hoboken considered 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.A.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 2003 budget.

NOW, THEREFORE, BE IT RESOLVED, that the contract for Leah Healey, Esq. of Maraziti, Falcon & Healey with offices at 150 John F. Kennedy Parkway, Short Hills, New Jersey shall be extended to represent the City of Hoboken and the Council 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 amended Agreement to provide legal services with Leah Healey, Esq. of Maraziti, Falcon, & Healey.

BE IT FURTHER RESOLVED, that Special Counsel shall not exceed a total amount of THIRTY SIX THOUSAND ($36,000.00) dollars. (inclusive $12,500.00 from resolution of 11/6/02)

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-et. seq.

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue. After a discussion amongst the City Council members a motion to TABLE the above resolution as follows:

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

The above resolution was TABLED, NO ACTION TAKEN.

03-953
---By Councilwoman Andreula:

WHEREAS, the Hoboken City Council on April 2, 2003, adopted the attached resolution related to transfer of development rights of Tarragon Realty, Inc.; URSA, LLC; and Frank Raia (collectively the “Transferee”); and

WHEREAS, at the said meeting on request of certain Council members and approval of the Corporation Counsel, Block 150 (Lots 1-3) were removed from the resolution consenting to the transfer of the developer; and
WHEREAS, the City Council is prepared to approve of the inclusion of Block 150 (Lots 1-3), and the consent to the transfer of the development of this site in the Northwest Redevelopment area;

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF HOBOKEN as follows:

1. The City Council incorporates by reference the attached resolution and repeats the recitals in the preamble sections of that resolution as though specifically set forth herein.

2. The City consents to the transfer of the amended agreement to the transferee, Tarragon Realty, Inc. URSA, LLC; Frank Raia, and related LLC, for Block 150 (Lots 1-3).

3. The document of transfer shall be in a form satisfactory to Corporation Counsel.

4. This Resolution shall be effective immediately.

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue; Daniel Tumpson, 230 Park Avenue.

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

ORDINANCES

Introduction and First Reading

03-954 DR-95

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 (Permit Parking; Hudson Street, West side, 11th to 14th Streets) (DR-95)

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>Hudson Street</td>
<td>West</td>
<td>Beginning at the northerly curbline of Eleventh Street and extending to the southerly curbline of Fourteenth 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 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 7, 2003 at 7:00 PM.

---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, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

03-955
DR-96

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 (No Turn on Red; 11th Street and Sinatra Drive) (DR-96)

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DO HEREBY ORDAIN AS FOLLOWS:

ARTICLE VIII

190-17 NO TURN ON RED:

Section 1. No person shall make a right turn on the red signal at any location listed:

<table>
<thead>
<tr>
<th>Intersection</th>
<th>Hours &amp; Days</th>
<th>Direction of Turn</th>
</tr>
</thead>
<tbody>
<tr>
<td>11th &amp; Sinatra Drive</td>
<td>All</td>
<td>From westbound on Sinatra Drive to Northbound on to Hudson 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 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 May 7, 2003 at 7:00 PM.

---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, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.
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 7:56 p.m.

________________________
PRESIDENT OF THE COUNCIL

________________________
CITY CLERK
President Ramos opened the meeting at 7:00 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.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

AN ORDINANCE TO AMEND CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN, ARTICLE IX: GENERAL SUPPLEMENTARY REGULATIONS AND ARTICLE XV: ADMINISTRATION AND ENFORCEMENT. (DR-90)

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: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by 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 196 OF THE CODE OF THE CITY OF HOBOKEN TO PERMIT AND REGULATE INSTALLATION OF WIRELESS TELECOMMUNICATIONS EQUIPMENT AND FACILITIES. (DR-91)

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.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by 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 BOND ORDINANCE NO. DR-69 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-94)

The above ordinance is continued to the May 21, 2003 meeting.

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 (Permit Parking; Hudson Street, West side, 11th to 14th Streets) (DR-95)
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.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance. 
---Adopted by 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 (No Turn on Red; 11th Street and Sinatra Drive) (DR-96) 

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.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance. 
---Adopted by 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
03-956
A communication from the State of New Jersey, Department of Community Affairs, Division of Housing and Community Resources, advising of the appointment of Peter P. Belfiore of 161 11th Street, as Commissioner to the Hoboken Housing Authority for a term effective May 1, 2003 to serve until November 24, 2003.

--Received and filed.

03-957
A communication from the Hoboken Joint Memorial Committee advising and inviting the Mayor and City Council to their memorial service on Sunday, May 18, 2003, 7 p.m., at the Hoboken Community Church, 601 Garden Street.

--Received and filed.

03-958
A communication from the Hoboken Planning Board advising that ordinance numbers DR-90 and DR-91 are not inconsistent with the city’s master plan.

--Received and filed.

03-959

APPLICATIONS FOR MISCELLANEOUS LICENSES

Raffles ------------------------------- 1
Limousine Owners---------------------- 10
Public Hack Owners ------------------ 1
Taxi Owner/Transfer of Ownership------ 1
Public Hack Drivers------------------- 3
Livery Owners------------------------ 4
Livery/Limousine Drivers-------------- 10
Parking Facilities-------------------- 5
Motor Vehicle Repair Shops----------- 1

---Council President Ramos moved that the licenses be granted.
---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.

REPORTS OF CITY OFFICERS

03-960
A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending April 30, 2003 - $9,159,162.29.

---Received and filed.

03-961
A report of Municipal Clerk James J. Farina indicating bids received on April 25, 2003 for Breathing Air Supply System, Public Bid #03-19 (3 bids) and Demolition of Jail Annex at City Hall, Public Bid #03-23 (4 bids).

---Received and filed.

**CLAIM RESOLUTIONS**

**03-962**

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 $191,787.21 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 $27,943.32 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 $287,711.66 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

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.

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 $36,693.08 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 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 $138,798.97 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 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 $51,401.16 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 $54,820.40 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.

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 $224,984.33 against the PARKING UTILITY.

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.

PAYROLL RESOLUTIONS

03-963
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 MARCH 27, 2003 TO APRIL 9, 2003 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>
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<td>6,407.22</td>
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<tr>
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<td>Bus Adm. Office</td>
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<tr>
<td>ABC Board</td>
<td>3-01-20-113</td>
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<tr>
<td>Purchasing</td>
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<td>Grants Management</td>
<td>3-01-20-115</td>
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<tr>
<td>City Clerks</td>
<td>3-01-20-120</td>
<td>11,320.87</td>
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<td>1,390.89</td>
<td>12,711.76</td>
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<tr>
<td>Elections</td>
<td>3-01-20-122</td>
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<tr>
<td>Finance Office</td>
<td>3-01-20-130</td>
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<tr>
<td>Accounts &amp; Controls</td>
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<td>7,902.18</td>
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<td>Payroll Division</td>
<td>3-01-20-132</td>
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<tr>
<td>Tax Collection</td>
<td>3-01-20-145</td>
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<td>Assessor's Office</td>
<td>3-01-20-150</td>
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<tr>
<td>Department</td>
<td>Code</td>
<td>Budget 1</td>
<td>Budget 2</td>
<td></td>
<td></td>
</tr>
<tr>
<td>------------------------------------</td>
<td>----------</td>
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Public Prop. 3-01-28-377 23,677.00 585.17 185.00 24,447.17
Public Library 3-01-29-390 21,376.98 3,468.72 24,845.70
Public Defender 3-01-43-495 2,046.80 2,046.80
Municipal Court 3-01-43-490 32,005.06 154.50 32,159.56

Sub-Total

Other

Police Outside Employ. T-14-10-000-000 25,250.00 25,250.00
Police Grant DE 16-S7-01 931.68 931.68
Fire Dept. Penalty T-13-10-000-001 993.60 993.60

Grand Total 1,250,005.70 24,942.82 62,357.72 1,342,306.24

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

03-964
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken is in need of design and engineering services through the construction of the traffic light at Hudson Place and River Street; and

WHEREAS, the City of Hoboken, is desirous of awarding a professional services agreement advertisement for which has been provided for by Resolution No. 02-515 approved by the Municipal Council of Hoboken on June 19, 2002; and

WHEREAS, Mayo, Lynch and Associates has proposed to perform the aforesaid work on behalf of the City of Hoboken;
WHEREAS, the maximum amount of the professional services contract for Mayo, Lynch and Associates shall be Nineteen Thousand Five Hundred ($19,500) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract for Nineteen Thousand Five Hundred ($19,500) dollars for the design and engineering work through construction on the traffic light at Hudson Place and River Street to Mayo, Lynch and Associates as they are stated in the aforementioned proposal submitted on April 22, 2003.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

---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.

03-965
---By Council President Ramos:

WHEREAS, the City Council approved a meeting calendar for 2003 on December 4, 2002;

WHEREAS, each council meeting is scheduled to begin at 7:00 p.m., with a working caucus preceding each City Council meeting at 6:00 p.m. and

WHEREAS, there is the desire to change the time of the Hoboken city council meeting scheduled for May 21, 2003, in order to accommodate a Memorial Day Parade scheduled for the same date by beginning the caucus at 5:00 p.m. on May 21, 2003, and the City Council meeting at 5:30 p.m. on May 21, 2003; and

WHEREAS, the Hoboken City Clerk is directed to provide public notice of the changed times of the public meeting to take place on May 21, 2003,

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council authorizes the Hoboken City Clerk to post the necessary public notices setting forth the change in time for the City Council meeting to take place on May 21, 2003.

This Resolution is effective immediately.

---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.

03-966
---By Council President Ramos:

WHEREAS, the City of Hoboken Division of Cultural Affairs desires to increase programming for FY2004; and

WHEREAS, the Cultural Affairs Coordinator has requested that an application be filed with the Hudson County Division of Cultural and Heritage Affairs for State/County Partnership Arts Block Grant Program FY 2004 funds for Concerts/Performances in the Park and the Hoboken Artist Studio Tour;

NOW, THEREFORE, BE IT RESOLVED, BY THE COUNCIL OF THE CITY OF HOBOKEN AS FOLLOWS:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.

3. The Mayor, or his designee is authorized to accept this donation if awarded.

4. Furnish such documents as may be required.

5. Act as authorized correspondent of the City of Hoboken.

6. Execute necessary contracts, if funding is awarded.

---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.

03-967
---By Council President Ramos:

WHEREAS, the City of Hoboken, acting as a mortgagee through the Community Development Agency under the Housing and Rental Rehabilitation Loan Program entered into a Subordinate Mortgage and Regulatory Agreement with Nicholas and Angelina Sforza, husband and wife, on July 28, 1983, for improvement on their property at 358 3rd Street, Hoboken, New Jersey 07030

WHEREAS, the Community Development Department of the City of Hoboken has reviewed the request to discharge the above mortgage, in that aforementioned loan has been paid in full; and

WHEREAS, the Mayor and the City of Hoboken were authorized to execute the Discharge of Mortgage on said property at 358-3rd Street, on November 20, 1990 by City Council Resolution (see attached); and
WHEREAS, the original discharge of mortgage was not recorded although the loan has been paid in full; and

WHEREAS, Mr. Nicholas Sforza is now deceased and Mrs. Angelina Sforza has stated through her attorney, Richard B. Nashel, that the original discharge was never effectuated; and has requested, through her attorney, Richard B. Nashel, that we again discharge the above mortgage through Council Resolution as we did November 20, 1990 and forward to the personal legal representative, Richard B. Nashel, for appropriate recording; and

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 358-3rd Street, Hoboken, NJ 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, Soares and President Ramos.
--- Nays: None.

03-968
--- By Council President Ramos:

WHEREAS, the City of Hoboken, acting as a mortgagee through the Community Development Agency entered into a Subordinate Mortgage and Regulatory Agreement with Louis Stefano and Maria Stefano, husband and wife, on September 13, 1988, for improvement on their property at 80 Grand Street, Hoboken, New Jersey 07030

WHEREAS, the Community Development Department of the City of Hoboken has reviewed the request to cancel the above mortgage, in that the terms and conditions of the aforementioned loan obligations has been satisfied;

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 80 Grand Street, Hoboken, NJ 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, Soares and President Ramos.
--- Nays: None.

03-969
--- By Council President Ramos:

WHEREAS, Hoboken HARRIERS Running Club and All Saints Community Development Corporation as requested a permit from the City of Hoboken to conduct its annual 5Krun on May 11, 2003 in Hoboken, starting at Pier A along Sinatra Drive to Fourteenth Street and back; and
WHEREAS, the City of Hoboken is supportive of this endeavor provided that the races do not unduly interfere with the health, safety and welfare of the citizens of Hoboken and the City will not incur any substantial expenses in connection with the races (hereinafter collectively referred to as “the Event”). Now, therefore, be it

RESOLVED, that the celebration of the Event to be held on May 11, 2003, is hereby approved by the Council of the City of Hoboken upon the condition that All Saints Parish (the Permitter”) be issued a permit by the Business Administrator, in a form approved by the Office of the Corporation Counsel, with the following conditions;

1,Permitter 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 permitter. In the event such costs exceed (One Thousand Dollars) $1,000.00 perimeter shall pay such excess to the City upon presentation of an invoice from the City. This permit fee must be deposited with the City as least one week before the proposed race.

2, No alcoholic beverages shall be served by the permitter, sponsors or vendors associated with the Event during the Event.

3,Permitter 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 11, 2003. These personnel may be in addition to the Hoboken Police Officers assigned by the City to the Event.

4,Permitter must provide no less than five (5) 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, May 9, 2003 and must be removed before 6:00 pm on Monday, May 12, 2003. Adequate toilet paper shall be provided for the Port-o-Sans.

5,Permitter 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 permitter 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 Permitter 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 Permitter 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 Permitter must contact the 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 her Absense, the Director of Environmental Services, shall be contacted. In case of emergency, when the Business Administrator or the Director of Environment Services may be inaccessible, the Permitter must contact the Hoboken Police Desk Officer at (201) 420-2131 who, in turn will contact one of them.
10. There will be no modification to any City property or property adjacent thereto, used by the Permitter.

11. The Permitter 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 complete control over the activities of the Permitter associated with the use hereby permitted including the actions of personnel of the Permitter in matters related to safety.

13. The Permitter 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 Permitter’s liability to the City of Hoboken under the Permit shall be liable to the City of Hoboken, for the full amount of any and all loss and damage as provided herein.

14. The Permitter 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 Permitter shall appear, defend and pay, at its own expense, all costs, including counsel fees, 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 Permitter 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 Permitter 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 Permitter for loss, damage or liability of any kind or nature whatsoever sustained by the Permitter, its successors or assigns, by reason of any failure to fulfill 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 other 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. The 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 Permitter undertaking the use set forth herein, and any unauthorized activities not specifically allowed herein may be considered cause for termination.

---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.
03-970
---By Councilman Giacchi:

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, New Jersey law gives authority to the City Council to appoint five (5) members serving on the Housing Authority; and

WHEREAS, the expiration date for the term of office for the position held by Commissioner Angel Alicia is May 3, 2003 creating a vacancy;

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Hoboken hereby appoints Angel Alicia, of 717 Monroe Street to serve as a member of the Hoboken Housing Authority for a term of five (5) years to expire on May 3, 2008.

---Motion duly seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

03-971
---By Council President Ramos:

WHEREAS, for the past fourteen 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 2003 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 his designee is hereby authorized on behalf of the City of Hoboken to:

1. Execute and submit such application to the Department of Agriculture;
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 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.

03-972
---By Council President Ramos:

WHEREAS, Buscanero Taxi, Inc. has made application to the Mayor and Council of the City of Hoboken for transfer of Taxicab License #4 to Nour & Sarah, Inc. and

WHEREAS, Buscanero taxi, Inc. has consented to said Transfer of Ownership and the application transfer for Taxicab Owner License #4 has been duly investigated as required by law and

WHEREAS, the Hoboken City Council agrees that Public Hack and Taxicab Owner License #4, expiring March 31, 2004 be subject to all of its terms and conditions once transferred to Nour & Sarah Inc., and

WHEREAS, The consenting to and granting of the aforesaid License to operate or run a mechanically driven vehicle as a Public Hack and Taxicab upon the streets of the City of Hoboken shall not be effective until such time as Nour & Sarah Inc. shall have filed with the Municipal Clerk of the City of Hoboken, NJ an insurance policy of a company duly licensed to transact business under the insurance laws of the State of New Jersey in the sum of $30,000 together with the filing of a Power of Attorney in accordance with the provisions of R.S. 48;16-3

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Hoboken City Clerk to issue the appropriate License upon satisfactory presentation of required documents.

This resolution shall be effective immediately.

---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.

03-973
---By Councilman Cricco:

WHEREAS, The Hoboken City Council seeks to adjust the monthly fee to current and future users at the parking facility at 916 Garden Street; and

WHEREAS, it is considered appropriate to change the current monthly rates from $250.00 and $235.00/month to $200.00/month; and

WHEREAS, the $200.00/month rate shall be adjusted for all current garage tenants effective June 1, 2003; and

---Meeting of May 7, 2003 16
WHEREAS, all potential garage tenants shall pay $200.00/month upon execution of an agreement for use of garage space at 916 Garden Street effective June 1, 2003, expiring May 31, 2004; and

WHEREAS, the City Council shall re-evaluate the effects of the $200.00/month rate on or before June 1, 2004 and upon an audit to be prepared and presented by the Parking Utility Director.

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor or his designee to execute any and all documents and take any actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute an Agreement for the above referenced services based upon the following:

Before the vote the following spoke regarding the resolution: Donald Pellicano, 1000 Hudson Street; Jon Gordon, 333 River Street.

---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.
---Nay: None.

03-974
---By Council President Ramos:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals was received for demolition of the Jail Annex at City Hall for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 03-23:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td>V. Ottilio &amp; Sons</td>
<td>$107,875.00</td>
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<tr>
<td>575 Preakness Avenue</td>
<td>Paterson, NJ 07502</td>
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<tr>
<td>Yannuzzi &amp; Son, Inc.</td>
<td>$87,250.00</td>
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<tr>
<td>563 White Street</td>
<td>Belford, NJ 07718</td>
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<tr>
<td>Mazzocchi Wrecking</td>
<td>$124,300.00</td>
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<tr>
<td>32 Williams Parkway</td>
<td>East Hanover, NJ 07936</td>
</tr>
<tr>
<td>Central Jersey Wrecking</td>
<td>$179,400.00</td>
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<tr>
<td>459 Blackhorse Lane</td>
<td>North Brunswick, NJ</td>
</tr>
</tbody>
</table>

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:
1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references good and/or services based upon the following information:

Yannuzi & Son, Inc.
563 White Street
Orange, NJ 07050

Before the vote the following spoke regarding the resolution: 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.

03-975
---By Council President Ramos:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals was received for an air breathing supply system for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 03-19:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Proposal</th>
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<tbody>
<tr>
<td>Air &amp; Gas Technologies, Inc.</td>
<td>$35,175.51</td>
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<tr>
<td>42 Industrial Drive</td>
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<tr>
<td>Cliffwood Beach, NJ 07735</td>
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<tr>
<td>Air Power International Inc.</td>
<td>$37,000.00</td>
</tr>
<tr>
<td>7300 Industrial Center</td>
<td></td>
</tr>
<tr>
<td>Pennsauken, NJ 08110</td>
<td></td>
</tr>
<tr>
<td>Continental Fire &amp; Safety</td>
<td>$36,898.00</td>
</tr>
<tr>
<td>180 Volusia Avenue</td>
<td></td>
</tr>
<tr>
<td>Trenton, NJ 08610</td>
<td></td>
</tr>
</tbody>
</table>

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.

The Mayor, or his designee is hereby authorized to execute an agreement for the above references good and/or services based upon the following information:

Air & Gas Technologies, Inc.
42 Industrial Drive
Cliffwood Beach, NJ 07735

Before the vote the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.
---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.

03-976
---By Council President Ramos:

WHEREAS, the City of Hoboken is in need of the professional land surveying services of the property at the Hoboken Public Library; and

WHEREAS, the City of Hoboken is desirous of awarding a professional services agreement advertisement for which has been provided for by Resolution No. 02-515 approved by the Municipal Council of Hoboken on June 19, 2002; and

WHEREAS, John E. Collazuol & Associates has proposed to perform the aforesaid work on behalf of the City of Hoboken; and

WHEREAS, the City of Hoboken, Department of Environmental Services is desirous of awarding a contract to John E. Collazuol & Associates, 1610 Center Avenue, Fort Lee, New Jersey 07024

WHEREAS, the maximum amount of the contract for these services to John E. Collazuol & Associates shall be Two Thousand Three Hundred ($2,300.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract for Two Thousand Three Hundred ($2,300.00) dollars for the services required for the professional land surveying services to John E. Collazuol & Associates as they are stated in the aforementioned proposal submitted on April 11, 2003.
4. Furnish such documents as may be required.
5. Act a authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.
   This Resolution is effective immediately.

Before the vote the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.

---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.

03-977
---By Council President Ramos:
WHEREAS, the City of Hoboken Department of Environmental Services is desirous of increasing the number of street trees in Hoboken; and

WHEREAS, Metro Homes, Inc. has offered to supply and plant trees adjacent to Hoboken Hugh School on the publicly owned sidewalk along Grand Street between Eighth and Ninth Streets at no cost to the City; and

WHEREAS, The City of Hoboken Department of Environmental Services and the Hoboken Shade Tree Commission approve of the tree planting plan; and

WHEREAS, the City of Hoboken Department of Environmental Services and the Hoboken Shade Tree Commission agree to maintain the aforesaid trees; and

WHEREAS, the City of Hoboken, Department of Environmental Services is desirous of accepting this proposed donation from Metro Homes Inc.

NOW THERFORE IT BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to accept this donation as proposed by Metro Homes Inc. on April 17, 2003.
4. Furnish such documents as may be required.
5. Act a authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

Before the vote the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.

---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.

03-978
---By Councilwoman Marsh:

WHEREAS, the City of Hoboken is in need of design services and construction documents for the toddler play, water play and other assorted play areas at Church Square {and;

WHEREAS, the City of Hoboken has received Green Acres, UPARR, and Community Development Block Grant funding to be used for the aforesaid work; and

WHEREAS, the City of Hoboken, is desirous of awarding a professional services agreement advertisement for which has been provided for by Resolution No. 02-515 approved by the Municipal Council of Hoboken on June 19, 2002; and

WHEREAS, Alan Goodheart ASLA Landscape Architect has proposed to perform the aforesaid work on behalf of the City of Hoboken; and
WHEREAS, the City of Hoboken, Department of Environmental Services is desirous of awarding a professional services contract to Alan Goodheart ASLA Landscape Architect 255 Harrison Street, Princeton, New Jersey 08540-5609; and

WHEREAS, the maximum amount of the professional services to Alan Goodheart ASLA Landscape Architect shall be Twenty Eight Thousand ($28,000.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a professional services contract for Twenty Eight Thousand ($28,000.00) dollars for the services required for the design and construction documents for the toddler play, water play, and other assorted play areas at Church Square Park to Alan Goodheart ASLA Landscape Architect as they are stated in the aforementioned proposal submitted on April 24, 2003.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

Before the vote the following spoke regarding the resolution: Dan Tumpson, 230 Park Avenue; Helen Hirsch, 98 Park Avenue.

---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.

03-979
---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") for environmental consulting services related to the state and federal permitting process and development of the Hoboken South Waterfront for a term of one year; and

WHEREAS, the City Council subsequently authorized various extensions to this contract during 1996 and 1997 authorizing a new contract total not to exceed $545,850.00 and for a term to end December 31, 1998; and

WHEREAS, on January 20, 1999 the City Council further extended this contract for a new total of $722,850.00 for additional services on Block A as well as the pending development of Block B and C; and

WHEREAS, on February 21, 2001 the City Council further extended this contract for a maximum amount not to exceed $99,000.00 the sum of which has previously been allocated within existing contract extension and remains as surplus for a new term ending December 31, 2002; and
WHEREAS, PS&S (Keyspan) must provide further services related to extensions of the existing waterfront development permit as well as state and federal permitting services for the demolition and reconstruction of Pier C; now therefore be it

RESOLVED, that the Council of the City of Hoboken hereby authorizes as extension of its professional services contract with Paulus, Sokolowski and Sartor, 67A Mountain Boulevard Extension, Warren, NJ 07059 for environmental services and that the Mayor be and is hereby authorized to execute any extension of a professional services contract with PS&S for additional services relating to extensions of the existing waterfront development permit as well as permitting services for the demolition and reconstruction of Pier C at no increase in the current budget and for a term ending April 30, 2004; and be it further

RESOLVED, that funds for this contract extension 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.

Before the vote the following spoke regarding the resolution: 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

03-980
DR-97
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 (Permit parking: Bloomfield Street, West side, 12th to 14th Streets) (DR-97)

ARTICLE I

Resident Parking Program

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>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bloomfield Street</td>
<td>West</td>
<td>Beginning at the northerly curbline of Twelfth Street and extending to the southerly curbline of Fourteenth Street.</td>
</tr>
</tbody>
</table>

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

Section 3: This ordinance shall be part of the Administrative Code of the City of Hoboken as through codified 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 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 21, 2003 at 5:30 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.

03-981
DR-98

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED) (Deletions: 920 Hudson Street) (DR-98)

THE COUNCIL OF THE MAYOR AN COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS

Handicap Spaces

A. Section 192-4 is amended to delete the following;

Philip Curley, 920 Hudson Street West side of Hudson Street, beginning at a of point 189 feet from the southeast curbline of Tenth Street and extending 22 feet southerly 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 MAY 21, 2003 at 5:30 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.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Helen Hirsch, 98 Park Avenue; Jon Gordon, 333 River Street; Maurice De Gennero, 614 Hudson Street; Lynda Walker, 455 9th Street; Dan Tumpson, 230 Park Avenue; Chad Fulghar, 510 Monroe; Helen Hirsch, 98 Park Avenue (2nd time).

President Ramos then adjourned the meeting at 8:10 p.m.
MEETING OF MAY 21, 2003

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, MAY 21, 2003 AT 5:30 PM

Please note that the time for this meeting was changed by resolution 03-965 dated May 7, 2003, from 7:00 p.m. to 5:30 p.m. due to the Memorial Day Parade which is scheduled to begin at 7:00 p.m. this evening.

President Ramos opened the meeting at 5:38 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 Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT: Castellano.

____________________________________

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

AN ORDINANCE AMENDING BOND ORDINANCE NO. DR-69 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-94)

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 person addressed the City Council – Helen Hirsch, 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 Del Boccio moved that the hearing be closed.
Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSTENTIONS: 1 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Soares and President Ramos.
---Nays: None.
---Abstentions: Marsh.
---Absent: Castellano.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

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

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 (Permit parking: Bloomfield Street, West side, 12th to 14th Streets) (DR-97)

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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

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

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED) (Deletions: 920 Hudson Street) (DR-98)
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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

PETITIONS AND COMMUNICATIONS

03-982
APPLICATIONS FOR MISCELLANEOUS LICENSES

<table>
<thead>
<tr>
<th>Service</th>
<th>Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>Taxi 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>9</td>
</tr>
<tr>
<td>Music Machines</td>
<td>1</td>
</tr>
<tr>
<td>Motor Vehicle Repair Shops</td>
<td>1</td>
</tr>
<tr>
<td>Vendor</td>
<td>1</td>
</tr>
<tr>
<td>Parking Facilities</td>
<td>3</td>
</tr>
<tr>
<td>Raffles</td>
<td>2</td>
</tr>
<tr>
<td>Bingos</td>
<td>2</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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

REPORTS OF CITY OFFICERS

03-983
A report from Municipal Clerk James J. Farina, certifying the Municipal Election held on May 13, 2003; for the Fourth and Fifth Wards.

Certificate of Election
May 13, 2003

I, JAMES J. FARINA, City Clerk of the City of Hoboken, in the County of Hudson, and State of New Jersey, DO HEREBY CERTIFY that the foregoing is a true, full and correct statement of the result of the Municipal Election, held on May 13, 2003, as the same is exhibited by the canvass of returns made by the aforesaid District Boards of Registry and Election from all of the Election Districts of the City of Hoboken to me as City Clerk, according to law, and as exhibited by the statement of returns made by the County Board of Elections of the County of Hudson of all the Election Districts of the City of Hoboken to me as City Clerk, according to law, and that the same exhibits the whole number of votes cast for each person for the Office of Ward Councilperson of the City of Hoboken, on the day aforesaid, as filed in the Office of the City Clerk.

From such canvass I do find that:

The total number of votes received by each of the following named persons for the Office of Ward Councilperson is as follows:

Fourth Ward:
- Christopher Campos 819
- Anthony Mussara 379
- Anthony Soares 271
- Salvatore DeMeo 53

Fifth Ward:
- Michael T. Cricco 575
- Ines Garcia Keim 429
- Jane Richards–Mercado 129
- E. Norman Wilson (write-in vote) 1

NOW THEREFORE, I, JAMES J. FARINA, City Clerk of the City of Hoboken, in the County of Hudson and State of New Jersey, do determine that at the said Municipal Election held on the 13th day of May, 2003 in the aforesaid City of Hoboken, that,

I, JAMES J. FARINA, City Clerk of the City of Hoboken, in the County of Hudson and State of New Jersey, DO HEREBY CERTIFY that:

1. I made and filed in my office as City Clerk of the City of Hoboken the canvass of returns received by me on the 13th day of May 2003 from the District Boards of Registry and Election of all the Election Districts in the City of Hoboken on the 13th day of May 2003 for the election of Ward Councilmembers for the City of Hoboken, pursuant to the provisions of N.J.S.A. 40:45-16, and that I made and filed the canvass of returns received by me on the 13th day of May 2003, from the County Board of Elections of the County of Hudson of all the Election Districts of the City of Hoboken, pursuant to the provisions of N.J.S.A. 40:45-16, and that on the same day I made and filed in my office the official results of said canvass and my determination that at the Municipal Election held on the 13th day of May 2003 in the City of Hoboken, CHRISTOPHER CAMPOS was duly elected to the Office of COUNCILPERSON, FOURTH WARD of the City of Hoboken; MICHAEL T. CRICCO was duly elected to the Office of COUNCILPERSON, FIFTH WARD of the City of Hoboken.

2. I issued and delivered to each of such successful candidates as aforesaid a Certificate of Election as provided by law.
3. Each of such successful candidates aforesaid has taken and subscribed the oath of allegiance as required by law, and the same are filed in the Office of the City Clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Hoboken this 13th day of May 2003.

____________________________________
JAMES J. FARINA
CITY CLERK
STATEMENT of the result of the Municipal Election held in the City of Hoboken, in the County of Hudson and the State of New Jersey, on the 13th day of May 2003 for Ward Councilmembers for the City of Hoboken, from the canvass of returns received by JAMES J. FARINA, City Clerk of the City of Hoboken, New Jersey on the 13th day of May 2003, from the District Boards of Registry and Election of all the Election Districts of the City of Hoboken that conducted the said Municipal Election on May 13, 2003, made in compliance with the provisions of N.J.S.A. 40:45-16 and from the canvass of returns received by JAMES J. FARINA, City Clerk of the City of Hoboken, Hudson County, New Jersey on the 13th day of May, 2003 from the County Board of Elections of the County of Hudson, State of New Jersey, of all the Election Districts of the said City of Hoboken, pursuant to the provisions of N.J.S.A. 40:45-16.

The said CHRISTOPHER CAMPOS having received the majority of votes cast at said Election for the Office of Councilperson, Fourth Ward was duly elected Councilperson, Fourth Ward of the City of Hoboken, New Jersey.

The said MICHAEL T. CRICCO having received the majority of votes cast at said Election for the Office of Councilperson, Fifth Ward was duly elected Councilperson, Fifth Ward of the City of Hoboken, New Jersey.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Hoboken, New Jersey, this 13th day of May 2003.

____________________________________
JAMES J. FARINA
CITY CLERK

---Received and filed.

03-984
A report of the Municipal Court indicating receipts for the month of April 2003 as $240,543.83.

---Received and filed.

CLAIM RESOLUTIONS

03-985
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 $858,724.84 against the UNCLASSIFIED CLAIMS.

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

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 $858,724.84 against the UNCLASSIFIED CLAIMS.
payment of approved claims totaling $89,699.14 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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---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 $259,867.88 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

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

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 $30,305.82 against the DEPARTMENT OF HUMAN SERVICES.

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

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 $21,211.68 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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.
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 $107,852.00 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: 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 $27,720.25 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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

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 $193,955.55 against the CAPITAL ACCOUNT.

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

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 $13,786.48 against the PARKING UTILITY.

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

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 $13,786.48 against the OFFICE OF THE CITY CLERK, MUNICIPAL WARD ELECTION OF MAY 13, 2003.

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

**PAYROLL RESOLUTIONS**

03-986

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 APRIL 10, 2003 TO APRIL 23, 2003 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

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<th>Overtime</th>
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<th>Total Pay</th>
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**Sub-Total**

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<td>Police Grant</td>
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**Grand Total**

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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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

**03-987**
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 APRIL 24, 2003 TO MAY 7, 2003 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

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<th>Overtime</th>
<th>Other Pay</th>
<th>Total Pay</th>
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<td>Personnel</td>
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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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

RESOLUTIONS

Presented and Read

03-988
---By Council President Ramos:

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 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 be designate the individual authorized to ensure the application is properly completed and filed in a timely manner.

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute and submit a recycling tonnage grant application to the New Jersey Department of Environmental Protection for
tonnage of recyclables collected in SFY 2002 and designates the Director of the Department of Environmental Services to ensure that the application is timely filed.

4. 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.

5. Furnish such documents as may be required.

6. Act a authorized correspondent of the City of Hoboken.

7. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

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

03-989
---By Council President Ramos:

WHEREAS, the City of Hoboken is in need of additional services in regard to the changes in the contract drawings for the Castle Point Skate Park; and

WHEREAS, the City of Hoboken, has awarded a professional services 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 changes to the contract drawings to compensate for the 30 feet clear ROW being required by the New Jersey Department of Environmental Protection 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 by Five Thousand Twenty ($5,020.00) dollars from Forty Three Thousand Five Hundred ($43,500.00) dollars to Forty Eight Thousand Five Hundred Twenty ($48,520.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute an amended contract for Forty Eight Thousand Five Hundred Twenty ($48,520.00) dollars to Schoor DePalma for additional services as they are stated in the aforementioned proposal submitted March 21, 2003.
4. Furnish such documents as may be required.
5. Act a authorized correspondent of the City of Hoboken.
6. 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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.
03-990
---By Council President Ramos:

WHEREAS, the City of Hoboken is in need of professional environmental permitting services needed to prepare a modification to the previously approved Waterfront Development Permit for the Castle Point Skate Park; and

WHEREAS, the City of Hoboken is desirous of awarding a professional services to agreement advertisement for which has been provided for by Resolution No. 02-515 approved by the Municipal Council of Hoboken on June 19, 2002; and

WHEREAS, Paulus, Sokolowski, and Sartor, LLC has proposed to perform the aforesaid work on behalf of the City of Hoboken; and

WHEREAS, the City of Hoboken, Department of Environmental Services is desirous of awarding a contract to Paulus, Sokolowski and Sartor, LLC

WHEREAS, the maximum amount of the contract for these services to Paulus, Sokolowski and Sartor shall be Ten Thousand ($10,000.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract for Ten Thousand ($10,000.00) dollars for services required for the professional environmental permitting services to Paulus, Sokolowski and Sartor LLC as they are stated in the aforementioned proposal submitted on April 30, 2003.
4. Furnish such documents as may be required.
5. Act a authorized correspondent of the City of Hoboken.
6. 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, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Castellano.

03-991
---By Council President Ramos:

WHEREAS, the City of Hoboken currently does not receive payment for paper and cardboard recyclables and pays Ninety ($90.00) dollars per ton for commingled recyclables; and

WHEREAS, Galaxy Recycling Inc. has proposed to pay for paper and cardboard recyclables based on Official Board Market prices, currently Forty ($40.00) dollars per ton with a floor price of Fifteen ($15.00) dollars and charge Thirty ($30.00) dollars per ton for commingled recyclables; and
WHEREAS, the City of Hoboken Department of Environmental Services is desirous of entering into a contract with Galaxy Recycling, Inc. 3 New York Avenue, Jersey City, New Jersey 07307 for the duration of five years; and

WHEREAS, this contract does not require public bidding, and is an exception per NJSA 40A:11-5; and

WHEREAS, the 5 years duration is allowed per NJSA 40A:11-15(3).

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract with Galaxy Recycling 3 New York Avenue, Jersey City, NJ 07307 for the acceptance and processing of recyclable materials as they are stated in the aforementioned proposal submitted on May 15, 2003.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

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

03-992
---By Councilman 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 Environmental Services has a need for additional construction services at Jackson Street Park Project located at 116-118 Jackson Street; and

WHEREAS the City of Hoboken has awarded a contract to Abbott Contracting Company 539 Anderson Avenue Cliffside Park, New Jersey and;

WHEREAS, the scope of work in the aforementioned contract has been expanded due to unforeseen conditions at the site of the Jackson Street Park Project; and

WHEREAS, due to construction changes required by unforeseen sub-surface conditions there exists a need for the maximum amount of the contract for construction services to Abbott Contracting Company be increased from Three Hundred Ninety Four Thousand Nine Hundred Twenty Three ($394,923.00) dollars to Four Hundred Seventy Two Thousand Five Hundred Ninety Six ($472,596.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:
1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to amend the contract to Abbott Contracting Company increasing the maximum amount by Seventy Seven Thousand Six Hundred Seventy Three ($77,673) dollars from Three Hundred Ninety Four Thousand Nine Hundred Twenty three ($394,923.00) dollars to Four Hundred Seventy Two Thousand Five Hundred Ninety Six $(472,596.00) dollars as is stated in the change order submitted on May 19, 2003.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.
This Resolution is effective immediately.

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

03-993
---By Councilman Cricco:

WHEREAS, The Environment Committee of Hoboken and the City of Hoboken is sponsoring a farmers market along south side of Newark Street between River Street and Hudson Street; and

WHEREAS, The Farmers Market will be every Tuesday, beginning June 24, 2003 and every Tuesday thereafter ending Tuesday October 28, 2003; 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, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The parking meters along the south side of Newark Street from River Street to Hudson Street are hereby suspended on every Tuesday, from 1:00 P.M. to 8:00 P.M. beginning Tuesday, June 24, 2003 and ending Tuesday, October 28, 2003.
4. The Police Division shall enforce this regulation.
5. A certified copy of this resolution be provided to Mayor David Roberts, Business Administrator Robert K. Drasheff, Director Cassandra Wilday Police Chief Carmen LaBruno, Fire Chief John Casessa, Superintendent Joseph Bucino, Central Garage Supervisor John Colegrove, Hoboken Parking Utility, Hoboken Environment Committee President Cynthia Silber.
This Resolution is effective immediately.
Before the vote one member of the public addressed the City Council – Cynthia Silber, 1123 Washington Street.

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

ORDINANCES

Introduction and First Reading

03-994
DR-99

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. (Restricted parking for fire vehicles at Eight and Clinton Streets) (DR-99)

THE COUNCIL OF THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE II

Parking, Standing and Stopping

190-6.1 Restricted parking for fire vehicles and official business, by permit only.

Section 1. The location described is hereby designated restricted parking; by permit only issued by the Hoboken Fire Department.

<table>
<thead>
<tr>
<th>NAME OF STREET</th>
<th>DIRECTION</th>
<th>LOCATION</th>
<th>RESTRICTED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Eighth Street</td>
<td>North</td>
<td>Beginning at a point East of the easterly Curbl ine of Clinton Street and extending 50 feet easterly there from</td>
<td>Vehicles owned and operated by the members of the Hoboken Fire Dept. properly identified by permit issued by the fire department, and only for members actively on duty</td>
</tr>
</tbody>
</table>

Section 3. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 4. 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 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 JUNE 4, 2003 at 7:00 PM.

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

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Daniel Tumpson, 230 Park Avenue; Helen Hirsch, 98 Park Avenue; Margaret O’Brien, 54 11th Street; Donald Pellicano, 1000 Hudson Street; Paul Amante, 736 Willow Avenue.

President Ramos then adjourned the meeting at 6:25 p.m.
President Ramos opened the meeting at 7:00 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.

---

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

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. (Restricted parking for fire vehicles at Eight and Clinton Streets) (DR-99)

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

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

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

PETITIONS AND COMMUNICATIONS

03-995

May 28, 2003

Hoboken City Council
City of Hoboken
94 Washington Street
Hoboken, NJ 07030

Dear City Council Members:

Please be advised that I am recommending the re-appointment of Sal Bonaccorsi as Tax Assessor for a four-year term ending June 30, 2007.

I hereby request the advice and consent of the Council of this appointment.

Sincerely,

David Roberts
Mayor

--Received and filed.

03-996


--Received and filed.

03-997

APPLICATIONS FOR MISCELLANEOUS LICENSES

| Public Hack Drivers                      | 4 |
| Livery/Limousine Drivers                 | 4 |
| Parking Facilities                      | 1 |
| Music Machines                           | 1 |
| Motor Vehicle Repair Shops              | 2 |
| Vendors                                 | 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
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Andreula.

REPORTS OF CITY OFFICERS

03-998
A report of Municipal Clerk James J. Farina indicating bids received on May 23, 2003 for: Police Department Hazmat Supplies, 03-25 (one bid received); 1987 Seagrave Fire Truck Repairs, 03-26 (no bids received); SFY 2003 Road Improvements, 03-27 (three bids received).

---Received and filed.

03-999
A report of Municipal Clerk James J. Farina indicating bids received on May 30, 2003 for: Concession Stand – Pier “A”; 03-28 (one bid received).

---Received and filed.

CLAIM RESOLUTIONS

03-1000
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 $63,526.15 against the UNCLASSIFIED CLAIMS.

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

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 $141,118.50 against the DEPARTMENT OF ADMINISTRATION.

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

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 $206,179.13 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

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

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 $17,566.10 against the DEPARTMENT OF HUMAN SERVICES.

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

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 $9,086.14 against the DEPARTMENT OF HUMAN SERVICES (LATE CLAIMS).

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

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 $65,081.88 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 Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Andreula.

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 $34,064.26 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 Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Andreula.

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 $146,313.25 against the CAPITAL ACCOUNT.

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

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 $95,662.45 against the PARKING UTILITY.

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

PAYROLL RESOLUTIONS
03-1001

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 MAY 8, 2003 TO MAY 21, 2003 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

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<thead>
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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>
</tr>
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<tr>
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<td>Planning Board</td>
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<td>Zoning Board of Adjust</td>
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<td>Amount 1</td>
<td>Amount 2</td>
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Meeting of June 4, 2003
COPS in School 3-01-25-241-015 9,692.28 9,692.28
Civilian Hiring 3-01-25-241-016 8,639.71 8,639.71
Police Outside Employ. T-14-10-000-000 21,450.00 21,450.00
Police Grant
Fire Dept. Penalty T-13-10-000-001

Grand Total 1,251,426.57 1098.32 47,834.80 1,300,359.69

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

RESOLUTIONS
Presented and Read

03-1002
---By Council President Ramos:

BE IT RESOLVED, by the Council of the Mayor and City Council of the City of Hoboken that the form of specifications for

BID-04-01: 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 Friday, 8 August 2003 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 which may be obtained beginning Tuesday, 3 June 2003.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Andreula.

03-1003
---By Council President Ramos:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals was received for demolition of the Jail Annex at City Hall for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 03-27:

Vendor | Proposal
---|---
Smith-Sondy | $391,291.10
150 Anderson Avenue
Wallington, NJ 07057

Tilcon/New York | $385,823.20
625 Mt. Hope Road
Wharton, NJ 07895

English Paving | $346,614.68
1087 Edgewater Avenue
Ridgefield, NJ 07657

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.

3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references good and/or services based upon the following information:

SYF 2003 Roadway Improvements:

English Paving
1087 Edgewater Avenue
Ridgefield, NJ 07657

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

03-1004
---By Council President Ramos:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals was received for demolition of the Jail Annex at City Hall for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 03-25:

Vendor: AramSCO
1655 Imperial Way
Thorofare, NJ 08086
Proposal: $44,966.50

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.

3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references good and/or services based upon the following information:

   Police Department Hazmet Supplies

   AramSCO
   1655 Imperial Way
   Thorofare, NJ 08086

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

---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 19th through Saturday, July 26th, 2003; and

WHEREAS, St. Ann's Church has indicated on the attached agenda and 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 19th & Sunday, July 20th-from 6:00 p.m. through 12:00 Midnight.
Monday, July 21st, Tuesday, July 22nd, Wednesday, July 23rd, & Thursday, July 24th and Friday, July 25th, from 6:00 p.m. through 12:00 Midnight; Saturday, July 26th – from 10:00 a.m. through 12:00 Midnight.

8. To have rides on Madison Street – between 7th and 8th Streets.

9. To have the streets cleared of all vehicles, per enclosed diagram, from Thursday, July 17th at 8:00 a.m. through Sunday, July 27, 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 18th at 6:00 a.m. so that the bandstand may be erected.

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 St. Ann.

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

03-1006
---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:

Frank Daniello
414 Grand Street

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

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

03-1007
---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. 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, 23 June 2003, at 11:00 AM in the City Hall, Court Room, 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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Andreula.

03-1008
---By Councilman Cricco:

WHEREAS, pursuant to N.J.S.A.: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; and

WHEREAS, the Federal Transit Administration has awarded the City of Hoboken a new extended mini bus, pursuant to the Year 2000 Federal Transit Administration (FTS) 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, by the City Council of the City of Hoboken that:

1. A copy of this executed agreement shall be forwarded to the County of Hudson for its execution of the agreement.
2. 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 Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Andreula.

03-1009
---By Councilman Campos:

WHEREAS, N.J.S.A. 54:5-19 provides that the City Council may be resolution direct that when unpaid taxes or other municipal lien or charges, or part thereof, are in arrears as of the 11th day of the eleventh month of the fiscal year when the same became in arrears, the tax collector shall enforce the lien by selling the property; and

WHEREAS, such sale shall include only such unpaid taxes or other municipal liens or charges as were in arrears in the fiscal year designated in the Council resolution, provided that the sale is conducted no earlier than in the last month of the fiscal year; and

WHEREAS, the Council may authorize the tax collector to enter into an installment agreement with the owner or person interested in the property upon which such delinquent taxes may be due; provided that said agreement shall require payment of such installment payments in the amounts large enough to pay in full all delinquent taxes, assessments and other municipal liens held by the municipality, in not more than five years not apply from the date of such agreement; and provided that extension of time for payment of such arrearages shall not apply to any parcel of property which previously had been included in any plan adopted by the City pursuant to any State statute, whereunder prior extensions for the payment of delinquent taxes were authorized; and provided further; that the right of any person interested in such property to pay such installments shall be conditioned on the prompt payment of the installments of taxes for the current year in which such agreement is made, and all subsequent taxes, assessments and other municipal liens imposed or becoming a lien thereafter, including all installments thereafter payable on assessments theretofore levied, and also the prompt payment of all installments of arrears as hereinbefore authorized; and provided further, that in case any such installments of arrears of any new taxes, assessments or other liens are not promptly paid within thirty (30) days after the date when the same is due and payable, then such agreement shall be void, and in any such case the tax collector shall proceed to enforce such lien by selling the property; and

WHEREAS, the Council may be resolution direct that there shall be omitted from such sale any or all such unpaid taxes, and other municipal liens, or parts thereof, on real property, upon which regular, equal monthly installments payments are being made, pursuant to an installment agreement between the tax collector and the owner or person interested in the property upon which such delinquent taxes may be due;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HOBOKEN that the tax collector be and is hereby authorized to (1) enter into installment agreements pursuant to the terms as hereinbefore provided; and (2) conduct a tax sale for SFY 03 pursuant to the terms set forth in N.J.S.A. 54:5-19 and repeated herein. Before the vote was taken the following addressed the City Council: Stephanie Colello, 510 Monroe Street.

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

03-1010

Meeting of June 4, 2003
---By Councilman Campos:

WHEREAS, State Law provides that the Mayor shall appoint a tax assessor with the consent of the City Council; and

WHEREAS, the City Council originally authorized the Mayor to appoint Sal Bonaccorsi to the position of Tax Assessor by resolution of the City Council dated June 2, 1999.

NOW, THEREFORE, BE IT RESOLVED, BY THEMAYOR AND COUNCIL OF THE CITY OF HOBOKEN, that the City Council hereby ratifies the re-appointment of Sal Bonaccorsi as the Tax Assessor for a term of four years; and be it further

RESOLVED, that the Mayor is hereby authorized to appoint Sal Bonaccorsi as Tax Assessor of the City of Hoboken for a term to commence July 1, 2003 and to expire at 11:59 p.m. June 30, 2007, with a salary fixed pursuant to City ordinance.

Before the vote was taken the following addressed the City Council: Stephanie Colello, 510 Monroe Street; Larry Silver, 510 Monroe Street.

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

---By Councilman Campos:

ORDINANCES

Introduction and First Reading

03-1011
DR-100
REFUNDING BOND ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY PROVIDING FOR THE REFUNDING OF CERTAIN UNFUNDED PENSION LIABILITIES OF THE CITY APPROPRIATING $8,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $8,250,000 REFUNDING BONDS OF THE CITY FOR FINANCING THE COST THEREOF. (DR-100)

WHEREAS, in accordance with P.L. 1993, C. 138, the City adopted an early retirement incentive program (the “1993 PERS ERI Program”) for eligible employees covered by the Public Employment Retirement System (the “PERS”) and as a result created an unfunded liability within PERS which would be retired by annual payments to PERS through the year 2033; and

WHEREAS, in accordance with P.L. 1993, C. 99, the City adopted an early retirement incentive program (the “1993 PFRS ERI Program”) for eligible employees covered by the Police and Firemen Retirement System (the “PFRS”) and as a result created an unfunded liability with PFRS which would be retired by annual payments to PFRS through the year 2003; and

WHEREAS, P.L. 2003, c. 42, was enacted to permit local units who participated in the 1993 PERS ERI Program and the 1993 PFRS ERI Program to sell refunding bonds in accordance with the Local Bond Law, N.J.S.A. 40A:2-1 et. seq., to retire the present value of the liabilities attributable to the 1993 PERS ERI Program and the 1993 PFRS ERI Program; and
WHEREAS, the present value of the City’s liability for the 1993 PERS ERI Program has been established by the New Jersey Division of Pensions and Benefit (the “City’s PFRS Liability”); and

WHEREAS, the present value of the City’s liability for the 1993 PERS ERI Program has been established by the New Jersey Division of Pensions and Benefits (the “City’s PFRS Liability”); and

WHEREAS, the City now wishes to authorize the issuance of refunding bonds to retire the City’s PERS Liability and the City’s PFRS Liability.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The City of Hoboken in the County of Hudson, New Jersey is hereby authorized to refund all of the City’s PERS Liability and PFRS Liability.

Section 2. In order to finance the retirement of the City’s PERS Liability and the City’s PFRS Liability described in Section 1 hereof and to pay all related costs associated therewith, an amount not exceeding $8,250,000 is hereby appropriated therefore and negotiable refunding bonds (the “Refunding Bonds”) are hereby authorized to be issued in the aggregate principal amount not to exceed $8,250,000 pursuant to the Local Bond Law of the State of New Jersey.

Section 3. The City desires to provide for the retirement of the City’s PERS Liability and the City’s PFRS Liability in order to provide for substantial annual savings as a result of lower interest rates available in the bond market.

Section 4. An aggregate amount not exceeding $400,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of Refunding Bonds authorized herein.

Section 5. The purpose of this financing is to reduce the annual recurring expenses of the City.

Section 6. A certified copy of this refunding bond ordinance as adopted on first reading should be filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption.

Section 7. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this ordinance as finally adopted.

---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 JUNE 18, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 1 - ABSTAIN: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, and President Ramos.
---Nays: None.
---Absent: Andreula.
---Abstentions: Marsh, Soares.
Presented and Read

03-1012
---By Councilman Campos:

WHEREAS, the City of Hoboken desires to make application to the Local Finance Board for its review and/or approval of a proposed ordinance authorizing the issuance of refunding bonds to retire certain unfounded liabilities of the City to the State’s pension system in accordance with P.L.2002, chapter 42;

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, welfare, 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 ratified and approved, and the City’s bond counsel, financial advisor and auditor, along with other representatives of the City, are hereby authorized to file such application and to represent the City in matters pertaining thereto.

Section 2. The Clerk of the City is hereby directed to prepare and file a copy of this resolution 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 approval as provided by the applicable New Jersey Statute.

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

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Maurice DeGennero, 614 Hudson Street; Stephanie Colello, 510 Monroe Street; Helen Hirsch, 98 Park Avenue; Larry Silver, 510 Monroe Street.

President Ramos then adjourned the meeting at 8:00 p.m.
Prior to the beginning of the regular council meeting, at 6:45 PM, the council entered into an executive (closed) session.

03-1013
---By Councilman Cricco:

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-  Litigation
2-  Personnel

BE IT RESOLVED, that the City Council shall at this time, 6:45 PM, June 18, 2003, 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 Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Castellano, Soares.

The City Council came out of executive (closed) session at 6:50 p.m. and recessed until 7:00 p.m.

President Ramos opened the meeting at 7:00 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 and President Ramos.

ABSENT: Castellano, Soares.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

REFUNDING BOND ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY PROVIDING FOR THE REFUNDING OF CERTAIN UNFUNDED PENSION LIABILITIES OF THE CITY APPROPRIATING $8,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $8,250,000 REFUNDING BONDS OF THE CITY FOR FINANCING THE COST THEREOF. (DR-100)

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: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Castellano, Soares.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.
---Adopted by the following vote: YEAS: 6 - NAYS: 1 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh.
---Absent: Castellano, Soares.

RESOLUTIONS

Presented and Read

03-1014
--By Councilman Campos:
BE IT RESOLVED, with two-thirds of the members affirmatively concurring, that the following SFY 2003 budget Current Fund appropriation transfers are hereby authorized for the City of Hoboken in accordance with N.J.S.A. 40:A4-58:

**CURRENT FUND**

<table>
<thead>
<tr>
<th>Operations – Within “Caps”</th>
<th>FROM</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mayor’s S&amp;W</td>
<td>3-01-20-110-010</td>
<td>$35,600.00</td>
</tr>
<tr>
<td>City Council S&amp;W</td>
<td>3-01-20-111-010</td>
<td>$3,250.00</td>
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<tr>
<td>Purchasing O.E.</td>
<td>3-01-20-114-021</td>
<td>500.00</td>
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<tr>
<td>City Clerk S&amp;W</td>
<td>3-01-20-120-010</td>
<td>6,750.00</td>
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<tr>
<td>Treasury &amp; Debt SW</td>
<td>3-01-20-133-010</td>
<td>63,975.00</td>
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<td>Audit O.E.</td>
<td>3-01-20-133-010</td>
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<td>Inform. Tech. O.E.</td>
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<td>Assessor’s S&amp;W</td>
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<td>30,500.00</td>
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<tr>
<td>Corp. Counsel S&amp;W</td>
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<td>Corp. Counsel O.E.</td>
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<td>Planning Bd. S&amp;W</td>
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<td>Zoning Bd. Adj SW</td>
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<td>Zoning Officer SW</td>
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<td>Insurance O.E.</td>
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<tr>
<td>Postage O.E.</td>
<td>3-01-23-211-020</td>
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<tr>
<td>Dues/Member O.E.</td>
<td>3-01-23-212-020</td>
<td>1,500.00</td>
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<tr>
<td>Copiers O.E.</td>
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<tr>
<td>Labor Arb. O.E.</td>
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<tr>
<td>Worker’s Comp. O.E.</td>
<td>3-01-23-215-020</td>
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<td>Office Supplies O.E.</td>
<td>3-01-23-218-020</td>
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<tr>
<td>Claims Against City O.E.</td>
<td>3-01-23-219-020</td>
<td>7,400.00</td>
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<td>Health Insurance O.E.</td>
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<td>No. Hudson Mayor OE</td>
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<td>Financial Svcs. OE</td>
<td>3-01-23-215-020</td>
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<tr>
<td>Police Dept. OE</td>
<td>3-01-25-241-021</td>
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<td>Unifm Fire Saf. SW</td>
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<td>21,920.00</td>
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<td>Fire Dept. S&amp;W</td>
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<td>Fire Dept. OW</td>
<td>3-01-25-266-021</td>
<td>40,000.00</td>
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<tr>
<td>Signal &amp; Traffic OE</td>
<td>3-01-25-267-021</td>
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<td>Streets &amp; Rds. OE</td>
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<td>Central Garage O.E.</td>
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<td>Consti. Svcs. OE</td>
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<tr>
<td>Board of Health SW</td>
<td>3-01-27-332-010</td>
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<tr>
<td>Senior Citizen SW</td>
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<td>Rent Control SW</td>
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<tr>
<td>Transportation SW</td>
<td>3-01-27-348-010</td>
<td>1,250.00</td>
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<td>Transportation OE</td>
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<td>Public Prop. SW</td>
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<td>Street Lights OE</td>
<td>3-01-31-435-000</td>
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<td>Gasoline O.E.</td>
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<td>Engineering OE</td>
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<tr>
<td>Waterfront Dev. OE</td>
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<td>Hob. Mast. Plan OE</td>
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### Contingency

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<tr>
<th>Service</th>
<th>Code</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Police/Fire Personnel</td>
<td>3-01-35-470-000</td>
<td>5,000.00</td>
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<td>Cons. Police/Fire Pen.</td>
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<table>
<thead>
<tr>
<th>Service</th>
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<th>Amount</th>
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<tbody>
<tr>
<td>Personnel SW</td>
<td>3-01-20-105-010</td>
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<td>Bus. Admin. O.E.</td>
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<td>100.00</td>
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<td>ABC Board SW</td>
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<td>Purchasing SW</td>
<td>3-01-20-116-010</td>
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<tr>
<td>City Clerk O.E.</td>
<td>3-01-20-120-021</td>
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<tr>
<td>Legal Ads O.E.</td>
<td>3-01-20-121-020</td>
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<tr>
<td>Elections SW</td>
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<td>Codification OE</td>
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<td>Finance Dir. S&amp;W</td>
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<td>Accts. &amp; Const. SW</td>
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<td>Payroll SW</td>
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<tr>
<td>Tax Collector SW</td>
<td>3-01-20-145-010</td>
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<td>Tax Collector OE</td>
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<td>Assessor's O.E.</td>
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<td>3,500.00</td>
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<td>Housing Insp. SW</td>
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<tr>
<td>Construction SW</td>
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<td>Construction OE</td>
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<tr>
<td>Police Dept. SW</td>
<td>3-01-25-241-010</td>
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<td>Emerg. Mgmt SW</td>
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<td>Signal &amp; Traff. Sq</td>
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<td>Env. Svc. Dir. SW</td>
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<td>Env. Svc. Dir. OE</td>
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<td>Solid Waste O.E.</td>
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<td>Human Svc Dir SW</td>
<td>3-01-27-330-010</td>
<td>500.00</td>
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<td>Constit Svcs. SW</td>
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<td>2,000.00</td>
</tr>
<tr>
<td>Senior Citizens OE</td>
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<td>2,300.00</td>
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<td>Recreation SW</td>
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<td>Recreation OE</td>
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<td>Parks S&amp;W</td>
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<td>Electricity OE</td>
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<td>Telephone O.E.</td>
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<tr>
<td>Fuel Oil O.E.</td>
<td>3-01-31-447-000</td>
<td>2,400.00</td>
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**TOTALS** $1,661,060.00 $1,661,060.00

### CURRENT FUND

<table>
<thead>
<tr>
<th>Operations – Outside “Caps”</th>
<th>FROM</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Library SW</td>
<td>3-01-29-390-010</td>
<td>50,000.00</td>
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<tr>
<td>Public Library OE</td>
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<tr>
<td>Mun. Court O.E.</td>
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<td>17,000.00</td>
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<td>Mun. Court SW</td>
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<tr>
<td>Public Defender O.E.</td>
<td>3-01-43-495-010</td>
<td>750.00</td>
</tr>
</tbody>
</table>

$102,750.00 $102,750.00

Before the vote was taken, the following addressed the City Council: Michael Lenz, 408 Monroe Street; Maurice DeGennero, 614 Hudson Street.

Meeting of June 18, 2003
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 1 - ABSENT: 2
---Yeast: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh.
---Absent: Castellano, Soares.

PETITIONS AND COMMUNICATIONS

03-1015
Memorandum
To: James J. Farina, City Clerk
From: David Roberts, Mayor
Date: June 13, 2003

Please be advised that I will be out of the State of New Jersey from Sunday, June 15, 2003 to Sunday, June 22, 2003.

During my absence, Robert K. Drasheff, Business Administrator shall serve as Acting Mayor.

cc/All Department Directors

--Received and filed.

03-1016
APPLICATIONS FOR MISCELLANEOUS LICENSES

<table>
<thead>
<tr>
<th>License</th>
<th>Number</th>
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<tbody>
<tr>
<td>Raffles</td>
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</tr>
<tr>
<td>Public Hack Drivers</td>
<td>1</td>
</tr>
<tr>
<td>Parking Facilities</td>
<td>1</td>
</tr>
<tr>
<td>Vendor</td>
<td>1</td>
</tr>
<tr>
<td>Carnival</td>
<td>1</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: 7 - NAYS: 0 - ABSENT: 2
---Yeast: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Castellano, Soares.

03-1017
REPORTS OF CITY OFFICERS

---Received and filed.

**03-1018**
A report of Municipal Clerk James J. Farina indicating bids received on June 16, 2003 for: 1) Towing & Storage, bid 03-20 (2 bids received); 2) Repairs to 1987 Seagrave Fire Truck, bid 03-26 (1 bid received); 3) Remedial Improvements to (3) Fire Houses, 03-26 (2 bids received).

---Received and filed.

**03-1019**
A report of the Municipal Court indicating receipts for the month of May 2003 as $272,480.59.

---Received and filed.

**03-1020**
A report from Municipal Clerk James J. Farina, certifying the Municipal Runoff Election held on June 10, 2003; for the First, Second, Third and Sixth Wards.

---Received and filed.

---CLAIM RESOLUTIONS---

**03-1021**
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 $1,001,725.97 against the UNCLASSIFIED CLAIMS.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Castellano, 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 $88,948.28 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Castellano, 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 $238,062.75 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 Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Castellano, Soares.

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 $20,785.62 against the DEPARTMENT OF HUMAN SERVICES.

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

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 $8,289.20 against the DEPARTMENT OF HUMAN SERVICES (LATE CLAIM).

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

By Councilman Campos:

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 $21,302.62 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 Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Castellano, 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 $106,527.00 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 and Marsh.
---Nays: None.
---Absent: Castellano, Soares.
---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 $29,599.62 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Castellano, 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 $135,807.00 against the CAPITAL ACCOUNT.

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

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 $148,074.54 against the PARKING UTILITY.

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

**PAYROLL RESOLUTIONS**

**03-1022**
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 MAY 22, 2003 TO JUNE 4, 2003 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>Total Expense</td>
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Public Defender 3-01-43-495 2,046.80 2,046.80
Municipal Court 3-01-43-490 29,040.06 223.38 22,843.60 52,107.04
Parking Utility 3-31-55-501-100 31,819.07 31,819.07
Universal COPS 3-01-25-241-012 6,461.52 80.76 6,542.28
COPS in School 3-01-25-241-015 9,692.28 9,692.28
Civilian Hiring 3-01-25-241-015 8,639.71 120.00 8,759.71
Police Outside Employ.. DE 16-S7-01
Fire Dept. Penalty T-13-10-000-001 1,345.98 1,345.98

Grand Total 1,244,131.29 50,903.47 51,636.06 1,346,670.92

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

03-1023
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 MAY 22, 2003 TO JUNE 4, 2003 FOR THE PAYROLL OF UNIFORM ALLOWANCE 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>Personnel</td>
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Meeting of June 18, 2003
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<th>Budget 2</th>
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<td>Purchasing</td>
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<td>Grants Management</td>
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<td>Elections</td>
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<td>Payroll Division</td>
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<td>Tax Collection</td>
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<td>Community Develop.</td>
<td>3-01-20-160</td>
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<tr>
<td>Historic Preservation</td>
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<tr>
<td>Planning Board</td>
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<td>3-01-21-185</td>
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<td>Amount</td>
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**Grand Total**

178,192.00 178,192.00

Motion by Council President Ramos.
Seconded by Councilwoman Andreula.

Meeting of June 18, 2003
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Castellano, Soares.

**RESOLUTIONS CONTINUED**

Presented and Read

03-1024
---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 $1,630.50 representing overpayment of taxes:

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<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
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---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Castellano, Soares.

03-1025
---By Councilman Del Boccio:

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

WHEREAS, Louis P. Picardo, Collector of Revenue 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 $124, 347.13 representing overpayment of taxes:

<table>
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<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
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<tr>
<td>Wells Fargo Real Estate Tax Service, LLC 1 Home Campus</td>
<td>68\5\C001A</td>
<td>509 Madison St.</td>
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<tr>
<td>Name</td>
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<td>Nicole Amato, Unit 3D</td>
<td>609-13 Jefferson St.</td>
<td>77\6\C03-D</td>
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<tr>
<td>Attn: Bill Mars</td>
<td>Hoboken, NJ 07030</td>
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<td>Advance Recovery Unit</td>
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<td>Lereta Corporation</td>
<td>P.O. Box 875</td>
<td>74\3.0</td>
<td>608 Monroe St</td>
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<tr>
<td>Attn: Bill Mars</td>
<td>Oaks, PA 19456</td>
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<tr>
<td>Jason C. Carri</td>
<td>1016 Washington St.</td>
<td>209\27\C002R</td>
<td>1016 Washington St</td>
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<tr>
<td>Attn: Bill Mars</td>
<td>Hoboken, NJ 07030</td>
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<td>Eugene Hernandez</td>
<td>716 Hudson St.</td>
<td>218\20.1</td>
<td>714-16 Hudson St</td>
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<td>Attn: Bill Mars</td>
<td>Hoboken, NJ 07030</td>
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<td>208 Hye Group Inc.</td>
<td>208-14 Grand St</td>
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<tr>
<td>Attn: Bill Mars</td>
<td>Old Tappan, NJ 07675</td>
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<tr>
<td>Matthew Walker</td>
<td>210 Jackson Street #4</td>
<td>36\29\C0004</td>
<td>210 Jackson St.</td>
</tr>
<tr>
<td>Attn: Bill Mars</td>
<td>Hoboken, NJ 07030</td>
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<td>Washington 221 LLC</td>
<td>629 Garden St.</td>
<td>213\8\C0002</td>
<td>221-23 Wash. St.</td>
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<td>Attn: Bill Mars</td>
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<td>Washington 221 LLC</td>
<td>70 Hudson St. Suite 4F</td>
<td>213\8\C002</td>
<td>221-23 Wash. St</td>
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<td>Attn: Bill Mars</td>
<td>Hboken, NJ 07030</td>
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<td>D. Galm &amp; A. Guzik</td>
<td>726 Adams St Unit 1A</td>
<td>84\17\C001A</td>
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<td>Hoboken, NJ 07030</td>
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<td>Jillian Volk</td>
<td>137 Garden St. #4</td>
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<td>Monaco Apartments</td>
<td>P.O. Box 541</td>
<td>47\13</td>
<td>327 Jackson St.</td>
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<td>Attn: Bill Mars</td>
<td>Ridgefield, NJ 07030</td>
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<td>Renee Monoski</td>
<td>9 Winsor Pl.</td>
<td>254\14\C003R</td>
<td>207 14th St.</td>
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<td>Attn: Bill Mars</td>
<td>Glen Ridge, NJ 07028</td>
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<td>Mary Aluotto</td>
<td>916 Bloomfield St</td>
<td>196\41</td>
<td>916 Bloomfld St</td>
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<td>Attn: Bill Mars</td>
<td>Hoboken, NJ 07030</td>
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<td>Principal Residential</td>
<td>Mortgage, Inc.</td>
<td>220\21\C0002</td>
<td>65 Tenth St.</td>
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711 High Street  
Des Moines, IA 50392-0750

Robert Bowdon  
156 Second Street  
Hoboken, NJ 07030

1\19\C03-L  
70 Park Ave  
$24.02

Aurora Loan Services, Inc.  
27\4\C05-B  
PO Box 569772  
Dallas, TX 75356

109-19 Jackson St  
$3,670.94

John Andrews Schafer  
210 Jackson St  
Hoboken, NJ 07030

36\29\C0005  
210 Jackson St.  
$1,923.41

Vasudev H. Trivedi  
815 Park Ave  
Hoboken, NJ 07030

183\16\C002L  
813 Park Ave  
$41.05

Deniz Sari  
94 Clinton St. #4C  
Hoboken, NJ 07030

20\19\C04-C  
94 Clinton St.  
$1,844.12

Brian Sutnick  
34 St. Nicholas Ave  
Westwood, NJ 07675

196\21\C0002  
941 Garden St  
$1,178.71

Grace Fenton  
60 Jefferson St. #60B  
Hoboken, NJ 07030

17\46\C60-B  
60 Jefferson St  
$2,021.71

GMAC Mortgage Corp.  
Loan #654392637-Tax Refunds  
3451 Hammond Ave  
Waterloo, IA 50704

186\8\C004A  
159-61 Newark St  
$1,308.17

Chase Manhattan  
Mortgage Corp.  
Attn: Receipts Control Desk  
3415 Vision Drive  
Columbus, Ohio 34219

158.2\13  
58 Willow Court  
$25.00

Principal Residential  
Mortgage Corp.  
711 High St  
Des Moines, IA 50392-0750

75\8  
619-21 Monroe St.  
$1,189.25

Attn: Lynn Omundson

Equity Settlement  
444 Rt. 111  
Smithtown, NY 11787

40\31\C0007  
452-4 2nd St  
$1,902.79

Wahba I. Ghaly  
415 Newark St.  
Hoboken, NJ 07030

#7A2\5\C0007A  
415 Newark St.  
$1,915.22

Melanie J. Samouhos  
151 White Bridge Rd  
Hoboken, NJ 07030

75\2.1  
603-07 Monroe St.  
$70.80
---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Andreula, Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Castellano, Soares.

03-1026
---By Councilman Del Boccio:

WHEREAS, the unprovoked attack on the United States carried out by international terrorists on September 11, 2001 against targets in New York City, Washington, D.C. and Arlington, Virginia, resulted in death of thousands of innocent people, injury to countless others, and the destruction of innumerable lives; and

WHEREAS, among the victims of this depraved act were civilian and government workers, military personnel, airline passengers and crew members, police officers, fire fighters and paramedics, many of whom resided in New Jersey; and

WHEREAS, the remains of many victims of the World Trade Center attacks were never located; and

WHEREAS, the ash from the World Trade Center site, which contains remains of victims of September 11, 2001, has been held at Fresh Kills Landfill in Staten Island, N.Y.; and

WHEREAS, it is fitting and proper for the State to honor the victims of September 11, 2001 by returning their ashes to the site of the memorial at the World Trade Center in their honor; and

WHEREAS, A-2753/S-1924 requires Port Authority of New York and New Jersey to honor the victims of the World Trade Center by recovering the ashes of their remains, placing them in containers and transporting them from the Fresh Kill Landfill and returning them to the World Trade Center site to be used in a memorial built in their honor; and

WHEREAS, A-2753/S-1924 requires Port Authority of New York and New Jersey to honor the victims of the World Trade Center by recovering the ashes of their remains, placing
them in containers and transporting them from the Fresh Kill Landfill and returning them to the World Trade Center site to be used in a memorial built in their honor; and

WHEREAS, A-2753/S-1924 shall take effect upon enactment into law and upon enactment of legislation with identical effect by the State of New York,

NOW, THEREFORE, BE IT RESOLVED, that:

1. The Mayor and Council of the City of Hoboken, County of Hudson, and State of New Jersey do hereby endorse and support the passage of A-2753/S-1924 by the New Jersey State Legislature and enactment into law of identical legislation by the State of New York.
2. A copy of this resolution be forwarded to The Honorable James E. McGreevey, Governor, Bernard F. Kenny, State Senator, Rafael J. Fraguela, State Assemblyman.
3. A copy of this Resolution be forwarded to New York Governor George Pataki, New York City Mayor Michael Bloomberg, the Speaker of the New York State General Assembly and President of the New York State Senate.

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

03-1027
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken wishes to apply for funding for improvements to the following streets within the City of Hoboken:

- 10th Street, Washington to Hudson
- 13th Street, Washington to Bloomfield
- 4th Street, Willow to Adams
- 7th Street, Monroe to Madison
- Newark Street, River to Sinatra
- 5th Street, Bloomfield to Garden
- 6th Street, River to Hudson
- 11th Street, Park to Washington, south side

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 2004 NJDOT Roadway Funding; and
(2) The City of Hoboken will apply to receive funds for improvements of the roads listed above.

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

03-1028
---By Council President Ramos:

WHEREAS, the City of Hoboken considered 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.A.A., 40A:11-1 et. seq. permits the awards of a professional services contract without public bidding; and

WHEREAS, funds are available for this purpose and will be part of the fiscal year 2003 budget.

NOW, THEREFORE, BE IT RESOLVED, that the contract for Leah Healey, Esq. of Maraziti, Falcon & Healy with offices at 150 John F. Kennedy Parkway, Short Hills, New Jersey shall be extended to represent the City of Hoboken and the Council 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 amended Agreement to provide legal services with Leah Healey, Esq. of Maraziti, Falcon & Healy.

IT FURTHER RESOLVED, that Special Counsel shall not exceed a total amount of THIRTY SIX THOUSAND ($36,000.00) dollars. (inclusive $12,500.00 from resolution of 11/6/02)

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-et. seq.

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

03-1029
---By Councilwoman Andreula:

WHEREAS, Joseph Grossi is an employee with the City of Hoboken; and

WHEREAS, it was alleged that Joseph Grossi was improperly laid off by the City of Hoboken; 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; and
WHEREAS, it would be in the best interests of the City of Hoboken to amicably settle the above-captioned claim pursuant to the express terms of the proposed Settlement Agreement and the proposed Release.

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 City Officials including special counsel, Scarinci and Hollenbeck L.L.C., are authorized and directed to execute the proposed Settlement Agreement and Release with Joseph Grossi, settle the above-captioned claims, the express terms and provisions of the proposed Settlement Agreement and Release, attached to this Resolution, and is incorporated in this Resolution as if fully set forth at length herein.

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

03-1030
---By Councilman Campos:

WHEREAS, in accordance with P.L. 1993, C.138, the City of Hoboken, New Jersey (the “City”) adopted an early retirement incentive program (the “1993 PERS ERI Program”) for eligible employees covered by the Public Employee Retirement System (the “PERS”) and as a result created an unfunded liability within PERS which would be retired by annual payments to PERS through the year 2033; and

WHEREAS, in accordance with P.L. 1993, C.99, the City adopted an early retirement incentive program (the “1993 PFRS ERI Program”) for eligible employees covered by the Police and Firemen Retirement System (the “PFRS”) and as a result created an unfunded liability with PFRS which would be retired by annual payments to PFRS through the year 2033; and

WHEREAS, P.L. 2003, c. 42, was enacted to permit local units who participated in the 1993 PERS ERI and the 1993 PFRS ERI Program to sell refunding bonds in accordance with the Local Bond Law, N.J.S.A. 40A:2-1 et. seq., to retire the present value of the liabilities attributable to the 1993 PERS ERI Program and the 1993 PFRS ERI Program; and

WHEREAS, the present value of the City’s liability for the 1993 PFRS ERI Program has been established by the New Jersey Division of Pensions and Benefits (the “City’s PFRS Liability” and together with the City’s PERS Liability, the “City’s Pension Liability”); and

WHEREAS, the City now wishes to authorize the issuance of taxable refunding bonds to retire the City’s Pension Liability; and

WHEREAS, in accordance with the Local Bond Law, the City Council has heretofore finally adopted on June 18, 2003, a Refunding Bond Ordinance entitled, “REFUNDING BOND ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY PROVIDING FOR THE REFINANCING OF CERTAIN UNFUNDED PENSION LIABILITIES OF THE CITY APPROPRIATING $8,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $8,250,000 REFUNDING BONDS OF THE CITY FOR FINANCING THE COST THEREOF (“the Refunding Ordinance”); and
WHEREAS, pursuant to the Local Bond Law, the City has sought and obtained approvals on June 11, 2003 from the Local Finance Board of the Department of Community Affairs of the State of New Jersey (the “Local Finance Board”) of the adoption by the City Council of the Refunding Ordinance and the issuance of obligations thereunder; and

WHEREAS, in accordance with the Local Bond Law, the City desires to authorize the issuance of taxable refunding bonds (the “Refunding Bonds”) in the aggregate principal amount of not to exceed $8,250.00 to be designated as Pension Refunding Bonds, Series 2003 for the purpose of retiring the City's Pension Liability and other details of the Refunding Bonds; and

WHEREAS, in connection with the issuance of the Refunding Bonds, the City also desires to approve and authorize the distribution of a preliminary official statement (the “Preliminary Official Statement”).

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY (not less than two-thirds of all members thereof, affirmatively concurring), AS FOLLOWS:

Section 1. The City hereby authorizes the issuance of the Refunding Bonds of the City in the aggregate principal amount of not to exceed EIGHT MILLION TWO HUNDRED FIFTY THOUSAND DOLLARS ($8,250,000).

Section 2. The Refunding Bonds shall be designated as “Pension Refunding Bonds, Series 2003”, with such other prefixes and suffixes as may be necessary to further identify the Refunding Bonds. The Refunding Bonds shall be dated, shall be numbered from 1 upward in the denomination of $1,000 each or any multiple thereof, shall be issued as fully registered bonds and shall mature in the principal amounts, shall be subject to redemption and shall bear interest at the rates as shall be provided by subsequent resolution of the City (hereinafter defined as the “Sale Resolution”). The Refunding Bonds shall be substantially in the form as provided in this Resolution, with such omissions, insertions and variations as are properly required.

Section 3. The Refunding Bonds will be initially issued in book-entry form only in the form of one certificate for the aggregate principal amount of the Refunding maturing in each year and, when issued, will be registered in the name of and held by Cede & Co., as registered owner and nominee for The Depository Trust Company, New York, New York “DTC”), which is hereby appointed to act as securities depository for the Refunding Bonds. The Refunding Bonds will bear interest payable semiannually in each year until maturity as set forth in the Sale Resolution. As long as DTC or its nominee, Cede & Co., will be made by the City, or bank or trust company (if any) selected by the Administrator or Chief Financial Officer to act as paying agent and bond registrar for the Bonds pursuant to Section 9 hereof (the “Paying Agent), directly to DTC or its nominee, Cede & Co., which will credit payments of principal of and interest on the Bonds to the participants of DTC as listed on the records of DTC as of such dates as provided in the Sale Resolution (the “Record Dates” for the payment of interest on the Refunding Bonds), which participants will in turn credit such payments to the beneficial owners of the Refunding Bonds. The registration books of the City shall be kept by the Chief Financial Officer (or, if appointed pursuant to Section 9 hereof, by the Paying Agent at its corporate trust office).

The Refunding Bonds shall be payable as to both principal and interest in lawful money of the United States of America. The Refunding Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under the official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the City Clerk. If a Paying Agent is appointed pursuant to Section 9 hereof, the foregoing attestation may be made by facsimile signature of the City Clerk provided that the Refunding Bonds shall be authenticated by the manual signature of the Paying Agent.

Section 4. Redemption terms of the Refunding Bonds, if any, shall be determined by the Sale Resolution.
Section 5. The distribution by the City of the Preliminary Official Statement and the use of contents of the Official Statement in substantially the form of the Preliminary Official Statement presented to this meeting are hereby approved with such changes as counsel may advise, and the use of the information contained therein concerning the City in connection with the sale of the Refunding Bonds are hereby approved and authorized and the Mayor, the Administrator or the Chief Financial Officer of the City is hereby authorized and directed, upon the sale of the Refunding Bonds, to execute and deliver to the purchaser of the Refunding Bonds the final Official Statement with such changes as counsel may advise and the officer executing the same may approve, such approval to be evidenced by such officer's execution thereof. The Mayor or the Chief Financial Officer is hereby authorized to deem the Preliminary Official Statement final for purposes of Rule 15c2-12 of the Securities and Exchange Commission (the “Rule”).

Section 6. The Mayor, Administrator or the Chief Financial Officer is hereby authorized to accept, execute and deliver a commitment for municipal bond insurance for the benefit of the Refunding Bonds, if necessary.

Section 7. The Refunding Bonds shall be in substantially the following form with such changes as may be appropriate.

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

03-1031
---By Councilwoman Andreula:

WHEREAS, the City Council approved a meeting calendar for 2003 on December 4, 2002;

WHEREAS, each council meeting is scheduled to begin at 7:00 p.m., with a working caucus preceding each City Council meeting at 6:00 p.m. and

WHEREAS, there is the desire to change the time of the Hoboken City Council meeting scheduled for July 1, 2003, to 12:00 noon on July 1, 2003;

WHEREAS, the Hoboken City Clerk is directed to provide public notice of the changed times of the public meeting to take place on July 1, 2003;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council authorizes the Hoboken City Clerk to post the necessary public notices setting forth the change in time for the City Council meeting to take place on July 1, 2003. This Resolution is effective immediately.

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

**03-1032**
---By Council President Ramos:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals was received for an remedial improvements to three (3) firehouses for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 03-29:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Clinton Street</th>
<th>Jefferson St</th>
<th>Observer Hwy</th>
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<tbody>
<tr>
<td>T&amp;M Contracting</td>
<td>$133,947.00</td>
<td>$186,398.00</td>
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<td>107 Willow Avenue</td>
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<td>Hoboken, NJ 07030</td>
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<td>Total Bid</td>
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<tr>
<td>Louis Gargiulo Co.Inc.</td>
<td>$148,500.00</td>
<td>$226,650.00</td>
<td>$537,690.00</td>
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<td>18 Ash Street</td>
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<tr>
<td>Jersey City, NJ 07304</td>
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<tr>
<td>Total Bid</td>
<td>$912,840.00</td>
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NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.

3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references good and/or services based upon the following information:

   T&M Contracting
   107 Willow Avenue
   Hoboken, NJ 07030

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

Councilwoman Andreula excused herself from the meeting at 7:16 p.m.

**03-1033**
---By Council President Ramos:
WHEREAS, the City of Hoboken is in need of the professional engineering services required underground storage tank removal at four Fire Stations and for the sewer repairs needed at the Washington Street Fire Station; and

WHEREAS, the City of Hoboken, is desirous of awarding a professional services agreement advertisement for which has been provided for by Resolution No. 02-515 approved by the Municipal Council of Hoboken on June 19, 2002; and

WHEREAS, Schoor DePalma has proposed to perform the aforesaid work on behalf of the City of Hoboken; and

WHEREAS, the City of Hoboken, Department of Environmental Services is desirous of awarding a contract to Schoor DePalma, 160 Littleton Road, PO Box 5245, Parsippany, NJ 070-54-6245; and

WHEREAS, the maximum amount of the contract for these services to Schoor DePalma shall be Thirty Thousand Six Hundred Ninety-Two ($30,692.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract for Thirty Thousand Six Hundred Ninety-two ($30,692.00) dollars for the professional engineering services to Marchetto Caulfield Associates as they are stated in the aforementioned proposal submitted on April 8, 2003.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Andreula, Castellano, Soares.

03-1034
---By Council President Ramos:

WHEREAS, the Council of the City of Hoboken, at their meeting of 17 July 2002, awarded a contract to the below law firms for special legal counsel, not to exceed $600,000.00 during SFY 2003,

WHEREAS, expenses associated with the with the anticipated special legal counsel have exceeded the expected amounts, and

WHEREAS, additional funds have been appropriated, in the sum of $140,000.00 to satisfy the outstanding legal fees,
NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an amended agreement for the above referenced services based upon the following information:

<table>
<thead>
<tr>
<th>Special Counsel</th>
<th>Total Revised Contract</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sarkisian, Florio, Kenny</td>
<td>$285,000.00</td>
</tr>
<tr>
<td>100 Hudson Street, Hoboken, NJ</td>
<td>07030</td>
</tr>
<tr>
<td>Pojanowski, Trawinski, P.C.</td>
<td>$100,000.00</td>
</tr>
<tr>
<td>1439 Broad Street, Clifton, NJ</td>
<td>07013</td>
</tr>
<tr>
<td>Scarinci &amp; Hollenbeck, LLC</td>
<td>$335,000.00</td>
</tr>
<tr>
<td>500 Plaza Drive, Secaucus, NJ</td>
<td>07096</td>
</tr>
</tbody>
</table>

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Andreula, Castellano, Soares.

03-1035

---By Councilman Del Boccio:

WHEREAS, The Societa Madonna Dei Martiri fra Mollettesi 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 3, 2003 through and inclusive Sunday, September 7, 2003 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. Live music will be discontinued on Thursday, September 4, 2003 and Sunday, September 7, 2003 at 10:00 pm while recorded music at a moderate level can continue until 11:00 pm. Live music will discontinue on Friday, September 5, 2003 and Saturday, September 6, 2003 at 11:30 pm while recorded music at a
moderate level can continue until 12:00 am. The bandstand and speakers will be repositioned to face north to prevent undesirable noise in residential buildings.

(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 7, 2003.

(7) On Saturday, September 6, 2003, 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

(9) To maintain two lanes of traffic with a minimum of 12 feet for each lane of travel when streets are to be open to traffic.

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 of the City of Hoboken endorses this program provided the Societa Madonna Dei Martiri secure all the necessary permits, Licenses and insurance in a form to be approved by Corporation Counsel, now, therefore, be it

Resolved 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 Councilman Giacchi.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Andreula, Castellano, Soares.

03-1036
---By Councilwoman Andreula:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for the operation of the Concession Stand (Kiosk) on Pier “A” for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 03-28:

 Vendor Proposal Rent
Tracey Barry 935 Willow Ave $400.00/Month
Hoboken, NJ 07030

WHEREAS, this short-term contract will be in effect from the time of City Council award through 1 November 2003, the revenue value to the City would be in the $2,400.00 range.

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
The Mayor, or his designee is hereby authorized to execute an agreement for the above references good and/or services based upon the following information:

Concession Stand Operation (Pier “A” Kiosk)

Tracey Barry
935 Willow Ave
Hoboken, NJ 07030

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Andreula, Castellano, Soares.

03-1037
---By Councilman Del Boccio:

WHEREAS, there continues to exist a temporary management need at the parking garage at 916 Garden Street; and

WHEREAS, Robotic Parking Inc., (Robotic) has agreed to manage the parking garage at 916 Garden Street from May 1, 2003 until July 31, 2003; and

WHEREAS, the fees payable to Robotic shall be $32,296.00 per month for May, June and July 2003; and

WHEREAS, this temporary agreement is authorized pursuant to N.J.S.A. 40A:11-5(1)(a)(ii) as an extraordinary, unspecifiable service due to the short term, and degree of expertise Robotics Parking Inc. possesses in the management of the parking facility at 916 Garden Street; and

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor or his designee to execute any and all documents and take any actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute an Agreement for the above referenced services based upon the following:

   Service Provider: Robotic Parking, Inc.
   12812 N. 60th Street
   Clearwater, Florida 33760

   Term of Temporary Contract Extension:
   May 1, 2003 to July 31, 2003

Before the vote was taken the following addressed the City Council: Donald Pellicano, 1000 Hudson Street; Maurice DeGennero, 614 Hudson Street.
---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 5 - NAYS: 1 - ABSENT: 3
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh.
---Absent: Andreula, Castellano, Soares.

03-1038
---By Council President Ramos:

WHEREAS, Michael Lenz was appointed Temporary Chief Financial Officer for the City of Hoboken, on October 2, 2002, said appointment being ratified by affirmative vote of the City Council on October 2, 2002; and

WHEREAS, Mr. Lenz was discharged on May 13, 2003, and the City Council seeks to ratify the action of the administration by terminating Mr. Lenz, effective the date of his termination notice.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Hoboken, that Louis Picardo is hereby appointed to serve in the position of Temporary Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor, or his designee to execute any and all documents and/or take any actions necessary to complete and realize the intent and purpose of this resolution.
3. This Resolution shall take effect immediately.

Before the vote was taken the following addressed the City Council: Jonathan Gordon, 333 River Street; Michael Lenz, 408 Monroe Street.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 5 - NAYS: 1 - ABSENT: 3
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh.
---Absent: Andreula, Castellano, Soares.

03-1039
---By Councilman Campos:

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), 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 Louis Picardo is hereby appointed to serve in the position of Temporary Chief Financial Officer.
NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor, or his designee to execute any and all documents and/or take any actions necessary to complete and realize the intent and purpose of this resolution.
3. This Resolution shall take effect immediately.

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue; Michael Lenz, 408 Monroe Street.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 5 - NAYS: 1 - ABSENT: 3
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh.
---Absent: Andreula, Castellano, Soares.

03-1040
---By Councilman Campos:

WHEREAS, Tarragon Realty Investors, Inc., (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 1993, 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 foregoing hereinafter referred to as the “HMFA Law”) within the City of Hoboken (hereinafter referred to as the “Municipality”) on a site described as part of Lot 6, Lot 7-123, Lots 22-27 and part of Lot 28 Block 104 as shown on the Official Assessment Map of the City of Hoboken, Hudson County and commonly known as 1118 Adams Street, 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; and

Where the Sponsor has presented to the Municipal Council a revenue projection of the Project which sets for the anticipated revenue to be received by the Sponsor from the operation of the Project as estimated by the Sponsor and the Agency, a copy of which is attached hereto and made a part hereof as Exhibit A.

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 contained by virtue of, pursuant to, and in the conformity with the provisions of the HMFA Law with the intent and purpose that the Agency shall rely thereon in making a mortgage loan to the Sponsor, which shall construct, own and operate the Project; and
(3) The Council does hereby adopt the within Resolution with the further intend and purpose that from the date of execution of the Agency mortgage, the proposed Project, including both the land and improvements thereon, will be except from real property taxation as provided in the HMFA Law, provided that payments in lieu of taxes for municipal services supplied to the Project are made to the Municipality in such amounts and manner set forth in the Agreement for Payments in Lieu of Taxes attached hereto as Exhibit “B”; and

(4) The Council hereby authorizes and directs the Mayor of the City of Hoboken to execute, on behalf of the Municipality, the Agreement for Payments in Lieu of Taxes in substantially the form annexed hereto as Exhibit “B” and

(5) The Council understands and agrees that the revenue projections set forth in Exhibit “A” are estimates and that the actual payments in lieu of taxes to be paid by the Sponsor to the Municipality shall be determined pursuant to the Agreement for Payments in Lieu of Taxes executed between the Sponsor and Municipality.

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Andreula, Castellano, Soares.

03-1041
---By Councilman Campos:

WHEREAS, Louis Picardo is an employee with the City of Hoboken; and

WHEREAS, it was alleged that Louis Picardo was improperly charged with use of vacation and personal days by the City of Hoboken; and

WHEREAS, the proposed Settlement Agreement and Release is referenced in this Resolution as Exhibit “A”, and is incorporated herein by reference as if fully set forth at length;

WHEREAS, it would be in the best interests of the City of Hoboken to amicably settle the above captioned claim pursuant to the express terms of the Settlement Agreement and the Release.

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 City Officials are authorized and directed to execute the proposed Settlement Agreement and Release with Louis Picardo, settle the above captioned claim, the express terms and provisions of the proposed Settlement Agreement and Release, attached to this Resolution, and is incorporated in this Resolution as if fully set forth at length herein.

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Andreula, Castellano, Soares.

03-1042
---By Council President Ramos:

WHEREAS, Timothy Calligy, was an employee with the City of Hoboken; and

WHEREAS, Timothy Calligy, received improper longevity payments from the City of Hoboken; and

WHEREAS, the City of Hoboken filed an action against Timothy Calligy regarding improper longevity payments that he received entitled, “City of Hoboken v. George Crimmins, Timothy Calligy and John Does (1-10).”

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; 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 City Officials including special counsel, Pojanowski and Trawinski, P.C., are authorized and directed to execute the proposed Settlement Agreement with Timothy Calligy, settling the above-captioned claim, the express terms and provisions of the proposed Settlement Agreement, attached to this Resolution as Exhibit “A” and is incorporated in this Resolution as if fully set forth at length herein;

2. The Mayor and all City Officials named in the aforesaid claim, are hereby directed to accept 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;

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilwoman Andreula.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Andreula, Castellano, Soares.

ORDINANCES
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-101)

WHEREAS, the City of Hoboken recognizes the need by residents of streamlined requirements for the issuance of parking permits.

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.

Chapter 141, Parking Permits, of the Code of the City of Hoboken is hereby amended and supplemented as follows (FOR EASE OF REVIEW CHANGED LANGUAGE IS UNDERLINED):

§141-1. Hoboken Permit Parking Program.

At all times, the streets of Hoboken will be designated “permit parking only,” with the exception of metered parking, those areas designated “resident permit parking only” as defined in §141-2, or as indicated by local signage.

§141-2. Resident Permits.

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

B. Proof of residency by the owner of the vehicle must be presented when applying for a permit. As proof of residency, the applicant must provide a copy of:
   1. a valid lease, title, or tax bill for a legal residential Hoboken address.
   2. a valid New Jersey driver’s license reflecting said Hoboken address.

C. In the case of a vehicle leased and used by a Hoboken resident, a copy of the automobile lease reflecting the applicant’s address in Hoboken shall be presented in addition to the requirements listed in §141-2 B.

D. Company vehicles used by residents are exempt from the requirement of showing registration in New Jersey. All other requirements listed in §141-2 B remain.

E. The resident permit is to be placed on the lower left-hand corner of the rear window of the driver’s side of the registered vehicle. For motorcycles, the permit shall be placed on the windshield or on the casing of the side mirror of the registered vehicle.

F. Effective 24 hours a day, 7 days a week, except on Sundays and when announced for holidays, and those areas covered by metered parking, one side of every designated street will be designated resident permit parking only. These zones are valid only for vehicles displaying a valid resident parking permit and are indicated by signage.

G. Only vehicles with current resident parking permits may park in a resident permit parking only area. Unless otherwise posted, other vehicles shall not park in these areas at any time or for any reason, with the exception of vehicles being used to move household effects and displaying a current temporary permit.

H. The resident permit parking only areas, unless otherwise indicated by signage in said areas, includes, but is not necessarily limited to:
<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Side</th>
<th>Limits</th>
<th>Locations</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adams Street</td>
<td>West</td>
<td>24 hours</td>
<td>Beginning at the Northernmost curbline of Observer Highway and extending to the northernmost terminus.</td>
</tr>
<tr>
<td>Bloomfield Street</td>
<td>West</td>
<td>24 hours</td>
<td>Beginning at the northernmost curbline of Observer Highway and extending to the southernmost curbline of 7th Street.</td>
</tr>
<tr>
<td>Clinton Street</td>
<td>West</td>
<td>24 hours</td>
<td>Beginning at the northernmost curbline of Observer Highway and extending to the northernmost terminus.</td>
</tr>
<tr>
<td>Eighth Street</td>
<td>North</td>
<td>24 hours</td>
<td>Beginning at the westernmost curbline of Bloomfield Street the westernmost curbline of Jackson Street.</td>
</tr>
<tr>
<td>Eleventh Street</td>
<td>North</td>
<td>24 hours</td>
<td>Beginning at the westernmost curbline of Bloomfield Street to the westernmost curbline of Jackson Street.</td>
</tr>
<tr>
<td>Fifth Street</td>
<td>North</td>
<td>24 hours</td>
<td>Beginning at the westernmost curbline of Bloomfield Street to the westernmost curbline of Jackson Street.</td>
</tr>
<tr>
<td>First Street</td>
<td>North</td>
<td>24 hours</td>
<td>Beginning at the westernmost curbline of Grand Street to the westernmost curbline of Marshall Street.</td>
</tr>
<tr>
<td>Fourth Street</td>
<td>North</td>
<td>24 hours</td>
<td>Beginning at the westernmost curbline of Bloomfield Street to the westernmost curbline of Jackson Street.</td>
</tr>
<tr>
<td>Garden Street</td>
<td>West</td>
<td>24 hours</td>
<td>Beginning at the northernmost curbline of Observer Highway and extending to the northernmost terminus.</td>
</tr>
<tr>
<td>Grand Street</td>
<td>West</td>
<td>24 hours</td>
<td>Beginning at the northernmost curbline of Observer Highway and extending to the northernmost terminus.</td>
</tr>
<tr>
<td>Harrison Street</td>
<td>West</td>
<td>24 hours</td>
<td>Beginning at the northernmost curbline of Observer Highway and extending to the northernmost terminus.</td>
</tr>
<tr>
<td>Street</td>
<td>Direction</td>
<td>Hours</td>
<td>Description</td>
</tr>
<tr>
<td>----------------------</td>
<td>-----------</td>
<td>-------</td>
<td>--------------------------------------------------------------------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>Hudson Street</td>
<td>West</td>
<td>24</td>
<td>Beginning at the northernmost curbline of 5th Street and extending to the southernmost curbline of 11th Street.</td>
</tr>
<tr>
<td>Jackson Street</td>
<td>West</td>
<td>24</td>
<td>Beginning at the northernmost curbline of Observer Highway and extending to the northernmost terminus.</td>
</tr>
<tr>
<td>Jefferson Street</td>
<td>West</td>
<td>24</td>
<td>Beginning at the northernmost curbline of Observer Highway and extending to the northernmost terminus.</td>
</tr>
<tr>
<td>Madison Street</td>
<td>West</td>
<td>24</td>
<td>Beginning at the northernmost curbline of Observer Highway and extending to the northernmost terminus.</td>
</tr>
<tr>
<td>Marshall Street</td>
<td>West</td>
<td>24</td>
<td>Beginning at the northernmost curbline of Observer Highway and extending to the northernmost terminus.</td>
</tr>
<tr>
<td>Monroe Street</td>
<td>West</td>
<td>24</td>
<td>Beginning at the northernmost curbline of Observer Highway and extending to the northernmost terminus.</td>
</tr>
<tr>
<td>Ninth Street</td>
<td>North</td>
<td>24</td>
<td>Beginning at the westernmost curbline of Bloomfield Street and extending to the westernmost curbline of Jackson Street.</td>
</tr>
<tr>
<td>Park Avenue</td>
<td>West</td>
<td>24</td>
<td>Beginning at the northernmost curbline of Observer Highway and extending to the northernmost terminus.</td>
</tr>
<tr>
<td>River Street</td>
<td>West</td>
<td>24</td>
<td>Beginning at a point 50 feet south of the southernmost curbline of 4th Street and extending to the northernmost curbline of 3rd Street and beginning at a point 191 ft north of northernmost curb of 3rd Street and extending 42 ft northly therefrom.</td>
</tr>
<tr>
<td>Second Street</td>
<td>North</td>
<td>24</td>
<td>Beginning at the westernmost curbline of Bloomfield Street and extending to the westernmost curbline of Marshall Street.</td>
</tr>
<tr>
<td>Seventh Street</td>
<td>North</td>
<td>24</td>
<td>Beginning at the westernmost curbline of Bloomfield Street and extending to the westernmost curbline of Marshall Street.</td>
</tr>
</tbody>
</table>
### §141-3. Temporary Permits.

A. Temporary permits are issued only to Hoboken residents who need parking on a temporary basis. Examples include awaiting receipt of a driver's license with a Hoboken address or for vehicles in short term use, such as rental cars or moving vans.

B. Temporary permits may be used only for a maximum of 45 days per vehicle per calendar year.

C. The documentation required to establish residency is the same as provided in §141-2 B, except that in a household where a resident has not acquired a parking permit or does not have a motor vehicle operating license with a valid 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 telephone bill reflecting an address within Hoboken.

D. Use of a temporary permit is confined to permit parking only areas as designated by the Parking Utility, with the exception of vehicles in use to move household effects, which may park in resident parking permit only areas.

E. All temporary permits are to be displayed prominently in the front windshield where they are easily visible and fully readable from the exterior of the vehicle.

F. Temporary permits shall be discarded once the resident no longer needs the permit or the permit expires, whichever occurs first.

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

### §141-4. Visitor Permits.

<table>
<thead>
<tr>
<th>Street</th>
<th>Direction</th>
<th>Hours</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sixth Street</td>
<td>North</td>
<td>24 hours</td>
<td>Beginning at the westernmost curbline of Bloomfield Street and extending to the westernmost curbline of Jackson Street.</td>
</tr>
<tr>
<td>Tenth Street</td>
<td>North</td>
<td>24 hours</td>
<td>Beginning at the westernmost curbline of Bloomfield Street and extending to the westernmost curbline of Jackson Street.</td>
</tr>
<tr>
<td>Third Street</td>
<td>North</td>
<td>24 hours</td>
<td>Beginning at the westernmost curbline of Bloomfield Street and extending to the westernmost curbline of Jackson Street.</td>
</tr>
<tr>
<td>Thirteenth Street</td>
<td>North</td>
<td>24 hours</td>
<td>Beginning at the westernmost curbline of Bloomfield Street and extending to the westernmost curbline of Jackson Street.</td>
</tr>
<tr>
<td>Twelfth Street</td>
<td>North</td>
<td>24 hours</td>
<td>Beginning at the westernmost curbline of Bloomfield Street and extending to the westernmost curbline of Jackson Street.</td>
</tr>
<tr>
<td>Willow Avenue</td>
<td>West</td>
<td>24 hours</td>
<td>Beginning at the northernmost curbline of Observer Highway and extending to the northernmost terminus.</td>
</tr>
</tbody>
</table>
A. Visitor permits are issued only to Hoboken residents and are to be used only so long as the 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 Utility for a period of one to seven (1-7) days and may not extend for more than seven (7) consecutive business days.
C. Visitor permits are not required on Sundays or announced holidays.
D. The documentation required to establish residency is the same as provided in §141-2 B, except that in a household where a resident has not acquired a parking permit or does not have a motor vehicle operating license with a valid 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 telephone bill reflecting an address within Hoboken.
E. A visitor permit will not be issued to anyone residing in any building exclusively used by students of a college.
F. Use of a visitor permit is confined to permit parking only areas as designated by the Parking Utility.
G. All visitor permits are to be displayed prominently in the front windshield where they are easily visible and fully readable from the exterior of the vehicle.
H. Visitor permits shall be discarded once the resident no longer needs the permit or the permit expires, whichever occurs first.
I. The Parking Utility shall have the power to extend the duration of visitor permits up to two (2) weeks upon application in person to the Parking Utility and upon a showing of special circumstances.
J. All Hoboken residents sixty-two (62) years of age or older shall receive year-long visitor permits free of charge if they request. Proof of age shall be required and may be shown by birth certificate, social security check, and Medicare card or by other official documents acceptable to the Parking Utility.


A. Business establishments located in Hoboken may obtain business permits for the owner or any nonresident employees who commute to work. The permit shall be limited by the Parking Utility to the hours during which the nonresident employee or owner is normally present at the business facility. Use of a business permit is confined to permit parking zones as designated by the Parking Utility.
B. All requests for business permits shall be made in writing by the business owner or a responsible officer of the employer. In addition to verifying that there is no adequate off-street parking available, the request shall list the name of the individual for whom the permit is sought, their drivers license number, both the vehicle identification number and license plate for the vehicle for which the permit is requested, and other information as required by the Parking Utility.
C. Business permits are to be used while visitors are actually working at the business to which the permit is issued. The application will be for timed-zoned use encompassing three (3) 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 Utility. An application for various timed use must explain in detail the need for such a permit. The Parking Utility shall be entitled to obtain periodic verification of all relevant information and shall have the power to invalidate or not renew any business permit if circumstances disqualify the applicant.
D. Business permits will be issued on a monthly, semi-annual or annual basis. The business permit sticker is to be displayed prominently in the front windshield where they are easily visible and fully readable from the exterior of the vehicle. For motorcycles, the sticker shall be placed on the windshield or alternatively on the casing of the side mirror of the registered vehicle.

A. 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/or subsequently towed.
B. There is no grace period for resident permit parking only area.

§141-10. Authority of the Parking Utility.

A. The Parking Utility shall formulate and promulgate rules and regulations pertaining to this Article, subject to the veto of the majority of the City Council, and the Parking Utility shall be entitle, in its discretion, to verify any information appropriate to the enforcement of this Article.
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.
§141-11. Enforcement.

A. 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 Utility and/or the Hoboken Police Department as determined by the Director of the Department of Public Safety.

B. The Parking Utility and the Hoboken Police Department shall have the power to issues summonses for violations of this Article; provided, however, that in the case of a summons issued for misuse of a residential permit, such summons shall be issued by the Municipal Court of the City of Hoboken.

§141-12. Fees.

A. All fees collected pursuant to this Article shall be set by the Parking Utility 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 Utility 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 of any portion thereof.

Any Ordinance, or any 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 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 JULY 16, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.

---Nays: None.

---Absent: Andreula, Castellano, Soares.

All regular business concluded the following members of the public spoke at the “Public Portion" of the meeting: Helen Hirsch, 98 Park Avenue; Maurice DeGennero, 614 Hudson Street; Elizabeth Mason, 921 Hudson Street; Michael Lenz, 408 Monroe Street.

President Ramos then adjourned the meeting at 8:21 p.m.
Councilman Ramos opened the meeting at 12:00 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 Clerk then called for the Salute to the Flag.

Prior to the start of the meeting the City Clerk, James J. Farina, administered the Oath of Office to the following elected City Council Members: First Ward Councilwoman Theresa Castellano, Second Ward Councilman Richard Del Boccio, Third Ward Councilman Anthony Russo, Fourth Ward Councilman Christopher Campos, Fifth Ward Councilman Michael Cricco, Sixth Ward Councilman A. Nino Giacchi.

Councilman Ramos then read a letter from State Senator Bernard F. Kenny, Jr. as follows:

03-1044
July 1, 2003

Hoboken City Council
City Hall
94 Washington St
Hoboken, NJ 07030

Dear Council Members:

I would like to extend my sincere congratulations to the members of the Hoboken City Council who were sworn in today. Your commitment to public service is recognized and appreciated by the residents of your wards and all Hoboken citizens. You have been dedicated to representing your constituents, and I know you will continue to consider their best interests at all times.

As the state senator for Hoboken, I am ready and willing to work with you and assist you in every way so that the people will be well served. Working together will enable us to achieve all that we can to benefit our constituents and fulfill our responsibilities as elected officials.

To Councilwoman Theresa Castellano, Councilmen Richard Del Boccio, Anthony Russo, Christopher Campos, Michael Cricco and Nino Giacchi I offer my best wishes for a successful four year term and many accomplishments for the people of Hoboken.

Very truly yours,

Bernard Kenny, Jr.
Senator, 33rd District
The Clerk then called the roll:

PRESENT: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Ramos, Russo, Soares.

ABSENT: None.

At this time the City Clerk asked for nominations for the office of City Council President. Two nominations were made as follows: By Councilman Del Boccio, seconded by Councilman Campos to nominate Councilman Ramos as City Council President. Also; By Councilwoman Castellano, seconded by Councilman Russo to nominate Councilman Cricco as City Council President. Councilman Cricco respectfully declined the nomination. The Clerk then proceeded to call the vote on the following resolution:

RESOLUTIONS

Presented and Read

03-1045

---By Councilman Del Boccio:

Resolved, that Ruben Ramos be and is hereby appointed President of the Hoboken City Council for a one year term expiring June 30, 2004.

---Motion duly seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 5 - NAYS: 4

---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi, Ramos.

---Nays: Castellano, Marsh, Russo, Soares.

Judge Kimberley Glatt administered the Oath of Office to Council President Ramos.

Council President Ramos then asked for nominations for Council Vice President. Councilman Campos, seconded by Councilman Russo to nominate Councilman Del Boccio as City Council Vice President. There were no other nominations and the Clerk called the vote as follows:

03-1046

---By Councilman Campos:

Resolved, that Richard Del Boccio be and is hereby appointed Vice-President of the Hoboken City Council for a one year term expiring June 30, 2004.

---Motion duly seconded by Councilman Russo.

---Adopted by the following vote: YEAS: 7 - NAYS: 2

---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Russo and President Ramos.
Judge Kimberley Glatt administered the Oath of Office to Council Vice President Del Boccio.

PETITIONS AND COMMUNICATIONS

03-1047

June 27, 2003

City Council of City of Hoboken
Hoboken City Hall
94 Washington Street
Hoboken, NJ 07030

Dear Ladies & Gentlemen:

I hereby reappoint Theresa Castellano to a three-year term on the Historic Preservation Committee expiring December 31, 2005.

Sincerely,

David Roberts,
Mayor

--Received and filed.

03-1048

June 30, 2003

The City Council of the City of Hoboken
City Hall
Hoboken, NJ 07030

Dear Ladies and Gentlemen,

I hereby re-appoint Cassandra Wilday, 604 Bloomfield Street, as a Class II member of the Hoboken Planning Board for a one year term ending June 30, 2004.

Sincerely,

David Roberts
Mayor

--Received and filed.

RESOLUTIONS CONTINUED

Presented and Read
---By Councilman Del Boccio:

Resolved, that The Jersey Journal, The Newark Star-Ledger and The Bergen Record are hereby designated as the official newspaper of the City of Hoboken for all purposes of legal advertising and official notices.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yea: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

---By Councilman Del Boccio:

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
Trust Company of New Jersey

now, therefore, be it

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 signatures or signatures of any of the following:

David Roberts, Mayor
Louis Picardo, CMFO

and, be it further -

RESOLVED, that said legal depositories as above stated 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 specimens duly certified to or filed with the depositories; and, be it 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

David Roberts, Mayor
Louis Picardo, CMFO

RESOLVED, that all previous authorization for the signing and honoring of checks, drafts and other order 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 Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1051
---By Councilman Del Boccio:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals were received for the supply of daily lunches to the Summer Lunch Program for the City of Hoboken in accordance with the specifications set forth in the City of Hoboken Bid 03-24:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>S/Lunch</th>
<th>Total $ Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td>Industrial Luncheon, Inc.</td>
<td>$1.949</td>
<td>$27,465.29</td>
</tr>
<tr>
<td>310 Lecher Avenue</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Perth Amboy, NJ 08861</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Metropolitan Foods</td>
<td>$1.880</td>
<td>$26,492.96</td>
</tr>
<tr>
<td>T/A Driscoll Foods</td>
<td></td>
<td></td>
</tr>
<tr>
<td>150 N. Park Street</td>
<td></td>
<td></td>
</tr>
<tr>
<td>E. Orange, NJ 07417</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The Council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references goods and/or services based upon the following information:
   Industrial Luncheon
   310 Lecher Avenue
   Perth Amboy, NJ 08861

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1052
---By Councilman Del Boccio:

WHEREAS, pursuant to the New Jersey statutory requirement to conduct run-off elections in the City following expenses were incurred:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td>Royal Printing</td>
<td>$35,913.75</td>
</tr>
<tr>
<td>P.O. Box 547</td>
<td></td>
</tr>
<tr>
<td>West New York, NJ 07093</td>
<td></td>
</tr>
<tr>
<td>Printing Sample Ballot</td>
<td></td>
</tr>
</tbody>
</table>

Reorganization Meeting of July 1, 2003
NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to pay for the above services based upon the attached information.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1053
---By Councilman Del Boccio:

WHEREAS, pursuant to the Code of the City of Hoboken 44-(A) the City of Hoboken has established a Planning Board; and

WHEREAS, the Code of the City of Hoboken 41-1(A) provides for nine (9) members to Serve on the Planning Board; and

WHEREAS, the City Council pursuant to Code Section 44-1(A) (3) has the authority to appoint one member of the Planning Board as its representative to periodically report back to the Council members on issues before the ; and

WHEREAS, the Council of the City of Hoboken wishes to appoint a member to the Planning Board as the Council Representative.

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Hoboken hereby appoints Christopher Campos to serve as the Council Representative for the Planning Board of the City of Hoboken for the term of July 1, 2003 through June 30, 2004.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 5 - NAYS: 4
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Russo, Soares.

03-1054
---By Councilman Del Boccio:

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 2004 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and
WHEREAS, the total appropriations for the current fund in the fiscal year 2003 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance, is the sum of $58,068,156 and for the Parking Utility is the sum of $10,517,136 (6 months); and

WHEREAS, twenty sixth and one quarter percent (26.25%) of the total appropriations of the current fund in the fiscal year 2003 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvements fund, public assistance and public utilities in said fiscal year 2003 budget is the sum of $15,242,891 and for the Parking Utility is the sum of $2,760,748; 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, 2003 to June 30, 2004, inclusive, on sundry bonds issued and outstanding; and

WHEREAS, the total appropriations in the fiscal year 2003 budget made for interest and debt redemption charges in the current fund is the sum of $4,558,878; and

WHEREAS, the temporary appropriations in the fiscal year 2004 budget for interest and debt redemptions charges are requested of $4,216,073 for the current fund and $2,156,680 for the Parking Utility; and

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Hoboken that the following appropriations which total $17,413,304 for the current fund including debt service and $2,970,430 for the Parking Utility including debt service be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records:

<table>
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<tr>
<th>Account Description</th>
<th>Account #</th>
<th>SFY 2004</th>
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</thead>
<tbody>
<tr>
<td>Mayor’s Office</td>
<td>20-110-1</td>
<td>$67,153.00</td>
</tr>
<tr>
<td>Salary &amp; Wages</td>
<td>20-110-2</td>
<td>1,313.00</td>
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<tr>
<td>Other Expenses</td>
<td></td>
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</tr>
<tr>
<td>City Council</td>
<td>20-111-1</td>
<td>47,469.00</td>
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<td>Salary &amp; Wages</td>
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<td>3,478.00</td>
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<tr>
<td>Others Expenses</td>
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<tr>
<td>Office of the City Clerk</td>
<td>20-120-1</td>
<td>74,690.00</td>
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<td>Salary &amp; Wages</td>
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<td>1,050.00</td>
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<td>Other Expenses</td>
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<td></td>
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<tr>
<td>Elections</td>
<td>20-122-1</td>
<td>6,563.00</td>
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<tr>
<td>Salary &amp; Wages</td>
<td>20-122-2</td>
<td>34,125.00</td>
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<td>Other Expenses</td>
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<tr>
<td>Legal Advertising Other Expenses</td>
<td>20-121-2</td>
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<tr>
<td>Codification of Ord. Other Expenses</td>
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<td>Business Administrator’s Office</td>
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<td>Salary &amp; Wages</td>
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<td>Other Expenses</td>
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<td>Purchasing Division</td>
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<td>Salary &amp; Wages</td>
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<td>Constituent Services</td>
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<td>32,382.00</td>
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<td>Salary &amp; Wages</td>
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<td>Other Expenses</td>
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<tr>
<td>Department</td>
<td>Salary &amp; Wages</td>
<td>Other Expenses</td>
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<td>Revenue &amp; Finance Director</td>
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<td>Accounts &amp; Controls</td>
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<td>35,656.00</td>
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<td>63,468.00</td>
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<td>Treasury &amp; Debt Management</td>
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<td>20-133-2</td>
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<td>16,793.00</td>
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<td>Information Technology</td>
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<td>Corporation Counsel</td>
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<td>20-156-2</td>
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<td>Expert Witness &amp; Appraisal</td>
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<td>7,875.00</td>
<td></td>
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<tr>
<td>Office of the Tax Assessor</td>
<td>20-150-1</td>
<td>20-150-2</td>
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<td>75,849.00</td>
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<td>38,984.00</td>
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<td>Health Division</td>
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<td>71,456.00</td>
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<td>Hispanic &amp; Minority Affairs</td>
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<td>Recreation &amp; Cultural Affairs</td>
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<td>Interest on Bonds</td>
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<td>Loan Repayments for Principal &amp; Int.</td>
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$13,197,231.00

$4,216,073.00
Parking Utility
Salaries & Wages 00-000-00  236,250.00
Other Expenses 00-000-00  577,500.00
$813,750.00

Parking Utility Debt Service
Payment of Bond Principal 00-000-00  850,000.00
Interest on Bonds 00-000-00  1,306,680.00
$2,156,680.00

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 5 - NAYS: 4
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Russo, Soares.

03-1055
---By Councilman Del Boccio:

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 $18,364,552.84 and a rate of $7.8440,

NOW, THEREFORE, BE IT RESOLVED, by the Municipal 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 $18,364,552.84 and a rate of $7.8440.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 5 - NAYS: 4
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Russo, Soares.

President Ramos then adjourned the meeting at 12:49 p.m.
PRESIDENT OF THE COUNCIL

CITY CLERK
President Ramos opened the meeting at 7:18 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, Russo, Soares and President Ramos.

ABSENT: None.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

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-101)

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: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.
Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1055

APPLICATIONS FOR MISCELLANEOUS LICENSES

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<td>Public Hack Drivers</td>
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<td>Motor Vehicle Repair Shop</td>
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<td>Mechanical Amusement Devices</td>
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</table>

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

03-1056

REPORTS OF CITY OFFICERS

A report of Municipal Clerk James J. Farina indicating bids received on June 23, 2003 for: Summer Lunch Program, bid 03-24 (2 bids received).

--Received and filed.

03-1057

A report of the Municipal Court indicating receipts for the month of June 2003 as $282,394.44.

--Received and filed.

03-1058

A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending June 30, 2003 - $2,112,379.46; and also, certification or Preliminary State Fiscal Year Tax Levies, 3rd and 4th installments.

--Received and filed.

03-1059A

CLAIM RESOLUTIONS

Prior to the vote on Claims, one member of the public addressed the City Council: Michele Russo, 10 Church Towers.
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 $1,293,051.11 against the UNCLASSIFIED CLAIMS.

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

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 $145,318.01 against the DEPARTMENT OF ADMINISTRATION.

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

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 $742,918.60 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

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

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 $77,915.04 against the DEPARTMENT OF HUMAN SERVICES.

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

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 $214,622.90 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

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

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 $100,243.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSTENTIONS: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh and Soares.
---Nays: None.
---Abstentions: Russo, President Ramos.

By Councilman Campos:

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 $89,291.27 against the DEPARTMENT OF PUBLIC SAFETY.

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

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 $74,607.96 against the CAPITAL ACCOUNT.

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

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 $162,647.26 against the PARKING UTILITY.

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

**PAYROLL RESOLUTIONS**

**03-1059B**

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 JUNE 19, 2003 TO JULY 2, 2003 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>Personnel</td>
<td>3-01-20-105</td>
<td>6,486.58</td>
<td></td>
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<tr>
<td>Mayor's Office</td>
<td>3-01-20-110</td>
<td>9,223.98</td>
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<td>City Council</td>
<td>3-01-20-111</td>
<td>7,041.44</td>
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<tr>
<td>Bus Adm. Office</td>
<td>3-01-20-112</td>
<td>9,666.30</td>
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<td>45,647.42</td>
<td>55,313.72</td>
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<tr>
<td>ABC Board</td>
<td>3-01-20-113</td>
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<td>269.24</td>
<td>269.24</td>
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<tr>
<td>Purchasing</td>
<td>3-01-20-114</td>
<td>6,805.32</td>
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<tr>
<td>Grants Management</td>
<td>3-01-20-115</td>
<td>6,415.82</td>
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<td>2002</td>
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<td>2004</td>
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<tr>
<td>City Clerks</td>
<td>3-01-20-120</td>
<td>11,457.34</td>
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<td>Elections</td>
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<td>6,479.81</td>
<td>6,479.81</td>
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<tr>
<td>Finance Office</td>
<td>3-01-20-130</td>
<td>4,280.36</td>
<td>4,280.36</td>
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<tr>
<td>Accounts &amp; Controls</td>
<td>3-01-20-131</td>
<td>6,423.16</td>
<td>176.92</td>
<td>6,600.08</td>
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<tr>
<td>Payroll Division</td>
<td>3-01-20-132</td>
<td>2,647.72</td>
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<td>Tax Collection</td>
<td>3-01-20-145</td>
<td>9,719.26</td>
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<tr>
<td>Assessor's Office</td>
<td>3-01-20-150</td>
<td>10,135.42</td>
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<td>Corporation Counsel</td>
<td>3-01-20-155</td>
<td>12,302.09</td>
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<td>Community Develop.</td>
<td>3-01-20-160</td>
<td>5,749.60</td>
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<td>Historic Preservation</td>
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<td>Planning Board</td>
<td>3-01-21-180</td>
<td>2,349.55</td>
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<td>Zoning Board of Adjust</td>
<td>3-01-21-185</td>
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<tr>
<td>Zoning Officer</td>
<td>3-01-21-186</td>
<td>4,771.92</td>
<td>1,582.50</td>
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<tr>
<td>Housing Inspection</td>
<td>3-01-21-187</td>
<td>6,563.28</td>
<td>9,604.30</td>
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<td>Construction Code</td>
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<td>Police Division</td>
<td>3-01-25-241</td>
<td>462,123.12</td>
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<td>Crossing Guard</td>
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<td>Fire Division</td>
<td>3-01-25-266</td>
<td>342,932.14</td>
<td>116,313.00</td>
<td>459,245.14</td>
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<td>Signal &amp; Traffic</td>
<td>3-01-25-267</td>
<td>8,419.54</td>
<td>46.12</td>
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<td>Envr. Ser. Dir. Office</td>
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<td>12,581.76</td>
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<td>Streets &amp; Roads</td>
<td>3-01-26-291</td>
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<td>Central Garage</td>
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<td>Sanitation</td>
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<td>6,620.19</td>
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<td>Cultural Affairs</td>
<td>3-01-27-176</td>
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<td>Board of Health</td>
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<tr>
<td>Constituent Services</td>
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<td>5,179.28</td>
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<tr>
<td>Senior Citizens Div</td>
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<tr>
<td>Rent Stabilization</td>
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<tr>
<td>Transportation</td>
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<td>5,030.30</td>
<td>433.50</td>
<td>814.30</td>
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<td>Recreation</td>
<td>3-01-28-370</td>
<td>26,718.92</td>
<td>1,168.08</td>
<td>1,390.00</td>
<td>29,277.00</td>
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<td>Parks</td>
<td>3-01-28-375</td>
<td>20,400.92</td>
<td>4,449.01</td>
<td>647.65</td>
<td>25,497.08</td>
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<td>Public Prop.</td>
<td>3-01-28-377</td>
<td>25,715.01</td>
<td>247.00</td>
<td>185.00</td>
<td>26,147.01</td>
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<td>Public Library</td>
<td>3-01-29-390</td>
<td>21,772.84</td>
<td>271.80</td>
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<td>22,044.64</td>
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<tr>
<td>Public Defender</td>
<td>3-01-43-495</td>
<td>2,062.14</td>
<td></td>
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<td>2,062.14</td>
</tr>
<tr>
<td>Municipal Court</td>
<td>3-01-43-490</td>
<td>30,549.57</td>
<td>111.69</td>
<td></td>
<td>30,199.60</td>
</tr>
<tr>
<td>Parking Utility</td>
<td>3-31-55-501-100</td>
<td>36,193.43</td>
<td>6.17</td>
<td></td>
<td>36,199.60</td>
</tr>
<tr>
<td>Universal Cops</td>
<td>3-01-25-241-012</td>
<td>6,663.42</td>
<td></td>
<td></td>
<td>6,663.42</td>
</tr>
<tr>
<td>Cops In School</td>
<td>3-01-25-241-015</td>
<td>9,995.13</td>
<td></td>
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<td>9,995.13</td>
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<tr>
<td>Civilian Hiring</td>
<td>3-01-25-241-016</td>
<td>8,047.61</td>
<td>369.48</td>
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<td>8,417.09</td>
</tr>
</tbody>
</table>

**Other**

<p>| | | | | | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Police Outside Employ.</td>
<td>T-14-10-000-000</td>
<td>22,100.00</td>
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<td></td>
<td>22,100.00</td>
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<tr>
<td>Police Grant</td>
<td>DE 16-S7-01</td>
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</tr>
<tr>
<td>Fire Dept. Penalty</td>
<td>T-13-10-000-001</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Grand Total**

|               | 1,272,974.00 | 37,923.57 | 312,235.15 | 1,623,132.72 |

Motion by Councilman Campos.
Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.
RESOLUTIONS
Presented and Read

A motion was made to TABLE resolution #1 “Approving and confirming the issuance and sale of the early retirement incentive bond refunding as adopted by the Hoboken City Council on June 18, 2003”. Motion to table made by Councilman Del Boccio, duly seconded by Councilman Campos. The resolution was TABLED by the following vote:

---Adopted by the following vote: YEAS: 5 - NAYS: 4
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Russo, Soares.

Directly thereafter Councilman Soares motioned to put the resolution back on the agenda, duly seconded by Councilwoman Castellano. The motion failed as follows:

---FAILED by the following vote: YEAS: 4 - NAYS: 5
---Yeas: Castellano, Marsh, Russo, Soares.
---Nays: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.

A motion was then made to TABLE resolution #21 “Authorizing a waiver of interest on Columbia Towers Pilot payments in the amount of $20,263.79”. Motion to table made by Councilman Del Boccio, duly seconded by Councilman Campos. The resolution was TABLED by the following vote:

---Adopted by the following vote: YEAS: 5 - NAYS: 4
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Russo, Soares.

03-1060
---By Councilman Del Boccio:

WHEREAS, the committee denied approval:

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 sum opposite the name as reimbursement for handicap parking fees:

<table>
<thead>
<tr>
<th>NAME/ADDRESS</th>
<th>SUMMONS NO.</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Anthony DeCongelio</td>
<td></td>
<td>$125.00</td>
</tr>
<tr>
<td>621 Garden Street</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Frances Mongiello</td>
<td></td>
<td>$125.00</td>
</tr>
<tr>
<td>127 Jackson Street</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Mrs. Silma Silver</td>
<td></td>
<td>$125.00</td>
</tr>
<tr>
<td>920 Hudson Street</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

**03-1061**
---By Council President Ramos:

WHEREAS, a summons issued to the following individual for Docket No. has been adjudicated; and

WHEREAS, bail is now available for release to the surety named below;

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 sum opposite the name as reimbursement for bail monies:

<table>
<thead>
<tr>
<th>NAME/ADDRESS</th>
<th>SUMMONS NO.</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Daniel Laviena</td>
<td>W02001026</td>
<td>$500.00</td>
</tr>
<tr>
<td>300 Marshall Dr. Apt. 3F Hoboken, NJ 07030</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Pedro Vezquez</td>
<td>KL04211;KL15664;J-018230</td>
<td>$600.00</td>
</tr>
<tr>
<td>276 Pine St Jersey City, NJ07030</td>
<td></td>
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</tbody>
</table>

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

**03-1062**
---By Council President Ramos:

WHEREAS, the City of Hoboken sought competitive proposals for Towing & Storage services for the City, and

WHEREAS, the below submitted proposals raised a question about completeness of the original bid specifications as advertised,

WHEREAS, the following proposal were received:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Year 1</th>
<th>Year 2</th>
<th>Year 3</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tumino’s Towing, Inc.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>37 Emerson Street Ridgfield Park, NJ 07660</td>
<td>Basic $100</td>
<td>Basic $105</td>
<td>Basic $110</td>
</tr>
<tr>
<td>Emergency $100</td>
<td>Emergency $105</td>
<td>Emergency $110</td>
<td></td>
</tr>
</tbody>
</table>
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken, in the County of Hudson that:

1. The above recitals are incorporated herein as thoughtfully set forth at length.
2. The City Council hereby rejects the proposals of the above vendors.
3. The Administration is hereby authorized to re-advertise for these goods.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1063
---By Council President Ramos:

WHEREAS, the City is in need of various goods and services for its’ efficient operation;

and

WHEREAS, such purchase of goods and services are governed by the Local Contracts 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 2004.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1064
---By Council President Ramos:

WHEREAS, the City of Hoboken wishes to purchase various goods and/or services from an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and,

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A 40A: 11-12; and,

WHEREAS, the following firms have been awarded New Jersey Contracts for the period 1 July 2003 thru 30 June 2004; and,
WHEREAS, the purchasing agent recommends the utilization of these contracts on the grounds that they represent the best composite price available; and,
WHEREAS, the actual cost of the purchase of each of these individual various goods and/or services is expected not to exceed $75,000.00 and,
WHEREAS, the Chief Financial Officer will certify the availability of funds for these contracts,
NOW, THEREFORE BE IT RESOLVED by the Council of the City of Hoboken that
M & G Auto Parts, Inc., 6023 Kennedy Blvd., North Bergen, Contract # A86609 be awarded a contract for fiscal year 2004 for Automotive Parts, and,
Generator Exchange, 667-669 Communipaw Ave., Jersey City, Contract #A81090, be awarded a contract for fiscal year 2004 for Automotive Parts, and,
W.B. Mason Co., Inc., 210 Meadowlands Parkway, Secaucus, NJ 07094, Contract #A49010, be awarded a contract for fiscal year 2004 for Office Supplies, and,
Miami Systems, 1135 Clifton Ave., Clifton, NJ 07013, Contract # A43732, be awarded a contract for fiscal year 2004 for printing of summons books, and,
Hudson Camera Corp., 130 Newark Ave., Jersey City, Contract #A75742, be awarded a contract for fiscal year 2004 for Photographic Equipment and Supplies, and,
Dell Computer, One Dell Way, Round Rock, TX 78682, Contract # A81247, be awarded a contract for fiscal year 2004 for Computer Hardware, and,
Turn Out Fire & Safety, 3468 Kennedy Blvd., Jersey City, NJ 07307, Contact #A53076, be awarded a contract for fiscal year 2004 for Fire Department Equipment, and,
Baker and Taylor, PO Box 7247-8049, Philadelphia, PA 19170- 8049, Contact #A 41949, be awarded a contract for fiscal year 2004 for Library Books & Publications.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1065
---By Councilman Cricco:

WHEREAS, the City of Hoboken established a Shade Tree Commission in December 2001; and
WHEREAS, the City of Hoboken, by preparing a local community forestry program implemented through a state approved Community Development Forestry Management Plan (the Plan), can reduce or eliminate exposure to litigation due to the poor condition of its community tree resource, and
WHEREAS, the Shade Tree Commission applied for and received a Green Communities Challenge Grant to assist with the writing of the Plan; and
WHEREAS, the Shade Tree Commission interviewed and retained the firm of Paul Cowie & Associates, Consulting Arborists and Urban Foresters, to assist them with the preparation of the Plan; and
WHEREAS, the Shade Tree Commission has reviewed the Plan and has forwarded it to the Mayor and Council for review and adoption.

NOW, THEREFORE, BE IT RESOLVED, that the City Council adopt the Shade Tree Commission’s Community Forestry Management Plan.
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 Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1066
---By Councilman 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 Environmental Services has a need for additional construction services at Jackson Street Park Project located at 116-118 Jackson Street; and

WHEREAS the City of Hoboken has awarded a contract to Abbott Contracting Company 539 Anderson Avenue Cliffside Park, New Jersey and;

WHEREAS, the scope of work in the aforementioned contract has been expanded due to unforeseen conditions at the site of the Jackson Street Park Project; and

WHEREAS, due to construction changes required by unforeseen sub-surface conditions there exists a need for the maximum amount of the contract for construction services to Abbott Contracting Company be increased by Forty Six Thousand Five Hundred ($46,500.00) dollars from Four Hundred Seventy Two Thousand Five Hundred Ninety Six ($472,596.00) dollars to Five Hundred Nineteen Thousand Ninety Six ($519,096.00) dollars and this increase is a special circumstance permissible pursuant to N.J.A.C. 5:30-11.9; and

WHEREAS, appropriate certifications are attached hereto and incorporated by reference justifying the need for additional work.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to amend the contract to Abbott Contracting Company increasing the maximum amount by Forty Six Thousand Five Hundred ($46,500.00) dollars from Four Hundred Seventy two Thousand Five Hundred Ninety Six ($472,596.00) dollars to Five Nineteen Thousand Ninety Six ($519,096.00) dollars as is stated in the change order submitted on May 19, 2003.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1067
---By Council President Ramos:

WHEREAS, pursuant to the New Jersey statutory requirements to conduct municipal elections in the City the following overtime expenses were incurred:

<table>
<thead>
<tr>
<th>VENDOR</th>
<th>EXPENSE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Superintendent of Elections</td>
<td></td>
</tr>
<tr>
<td>County Board Workers (27 Workers-Overtime)</td>
<td>$4,889.13</td>
</tr>
<tr>
<td>595 Newark Avenue</td>
<td></td>
</tr>
<tr>
<td>Jersey City, NJ 07306</td>
<td></td>
</tr>
</tbody>
</table>

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The Council hereby authorizes the Mayor, or his designee, to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee, is hereby authorized to pay for the above services based upon the attached information.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1068
---By Councilman Del Boccio:

WHEREAS, the fire department has received permission from the City of Hoboken to use the Multi-Service Center for training, and

WHEREAS, the fire department requested that as an added safety measure the City of Hoboken prohibit parking on the following street;

Grand Street-west side beginning at 55 feet from the southerly curb line of Second Street and extending to a point of 160 feet southerly therefrom.

RESOLVED, that parking is hereby prohibited including private vehicles. Monday through Friday. For the hours of 9:00 A.M. to 4:00 P.M. Starting on Monday, July 21, 2003 and ending Friday, January 9, 2004. At which time this resolution may be subject to renewal for additional time if so requires it; and, be it further –

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

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.
03-1069
---By Councilman Del Boccio:

WHEREAS, Islandia Mendoza r/a Tiny Taxi, Co. has made application to the Mayor and Council of the City of Hoboken for transfer of Taxicab License #25 to Small Michele Corporation, Inc. and

WHEREAS, Islandia Mendoza has consented to said Transfer of Ownership and the application transfer for Taxicab Owner License #25 has been duly investigated as required by law and

WHEREAS, the Hoboken City Council agrees that Public Hack and Taxicab Owner License #25, expiring March 31, 2004 be subject to all of its terms and conditions once transferred to Small Michele Corp., and

WHEREAS, The consenting to and granting of the aforesaid License to operate or run a mechanically driven vehicle as a Public Hack and Taxicab upon the streets of the City of Hoboken shall not be effective until such time as Small Michele Corp. shall have filed with the Municipal Clerk of the City of Hoboken, NJ an insurance policy of a company duly licensed to transact business under the insurance laws of the State of New Jersey in the sum of $30,000 together with the filing of a Power of Attorney in accordance with the provisions of R.S. 48:16-3

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1070
---By Council President Ramos:

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

WHEREAS, The Annual Report of Audit for the year 2002 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing 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 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 requirements 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 local governing body to the penalty provisions of R.S. 52:27BB-52 – to wit:

R.S. 52:27BB-52 – “A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services,) under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars ($1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the City of Hoboken, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does not hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1071
---By Councilman Del Boccio:

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

WHEREAS, Louis P. Picardo, Collector of Revenue 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 $16,862.84 representing overpayment of taxes:

<table>
<thead>
<tr>
<th>NAME</th>
<th>BLOCKLOT/UNIT</th>
<th>PROPERTY</th>
<th>AMOUNT</th>
</tr>
</thead>
</table>

Meeting of July 16, 2003
---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

**03-1072**

---By Councilman Del Boccio:

BE IT RESOLVED, with two-thirds of the members affirmatively concurring, that the following SFY 2003 budget Current Fund appropriation transfers are hereby authorized for the City of Hoboken in accordance with N.J.S.A. 40:A4-58:

<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>Treasury &amp; Debt O.E.</td>
<td>3-01-20-133-021</td>
<td>1,000.00</td>
</tr>
<tr>
<td>Info. Tech. O.E.</td>
<td>3-01-20-147-021</td>
<td>9,200.00</td>
</tr>
<tr>
<td>Labor Arb. O.E.</td>
<td>3-01-23-214-020</td>
<td>1,000.00</td>
</tr>
<tr>
<td>Worker's Comp. O.E.</td>
<td>3-01-23-215-020</td>
<td>4,000.00</td>
</tr>
<tr>
<td>Office Supplies O.E.</td>
<td>3-01-23-218-020</td>
<td>1,000.00</td>
</tr>
<tr>
<td>Emerg. Mgmt SW</td>
<td>3-01-25-252-010</td>
<td>2,900.00</td>
</tr>
<tr>
<td>Gasoline O.E.</td>
<td>3-01-31-460-000</td>
<td>5,000.00</td>
</tr>
<tr>
<td>Engineering OE</td>
<td>3-01-31-461-000</td>
<td>3,000.00</td>
</tr>
<tr>
<td>Mayor’s Office O.E.</td>
<td>3-01-20-110-021</td>
<td>$200.00</td>
</tr>
<tr>
<td>Legal Ads O.E.</td>
<td>3-01-20-121-020</td>
<td>2,200.00</td>
</tr>
<tr>
<td>Codification OE</td>
<td>3-01-20-123-020</td>
<td>200.00</td>
</tr>
<tr>
<td>Construction OE</td>
<td>3-01-22-195-021</td>
<td>1,500.00</td>
</tr>
<tr>
<td>Police Dept. OE</td>
<td>3-01-25-241-021</td>
<td>6,000.00</td>
</tr>
<tr>
<td>Streets &amp; Rds. OE</td>
<td>3-01-28-291-021</td>
<td>1,600.00</td>
</tr>
<tr>
<td>Central Garage O.E.</td>
<td>3-01-28-301-021</td>
<td>6,000.00</td>
</tr>
<tr>
<td>Hispanic Affairs O.E.</td>
<td>3-01-27-331-021</td>
<td>2,300.00</td>
</tr>
<tr>
<td>Board of Health O.E.</td>
<td>3-01-27-332-021</td>
<td>2,400.00</td>
</tr>
<tr>
<td>Senior Citizen O.E.</td>
<td>3-01-27-336-010</td>
<td>1,000.00</td>
</tr>
</tbody>
</table>
Meeting of July 16, 2003

Recreation OE  3-01-28-370-021  2,300.00
Parks OE  3-01-28-375-021  200.00
Public Prop. O.E.  3-01-28-377-021  200.00
Waterfront Dev. OE  3-01-31-462-000  1,000.00

Totals  $27,100.00 $27,100.00

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1073
---By Council President Ramos:

WHEREAS, pursuant to the resolution of the Council of the City of Hoboken, a City auction was held on 23 June, 2003 in the Court Room in City Hall, and

WHEREAS, following the bidding process one bid was received during the action for the bulk sale of Eighteen (18) surplus vehicles in the amount of Nine Hundred Dollars ($900.00), and

WHEREAS, said bidder, Hoboken Auto Body, 616 Jackson Street, Hoboken, NJ tendered its' check for the said surplus 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 approves said transaction.

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1074
---By Councilman Del Boccio:

WHEREAS, the maximum rate permitted is eight (8%) per annum on the first One Thousand Five Hundred ($1,500.00) dollars of any delinquency and eighteen (18%) percent per annum on any amount in excess of 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 (8%) percent per annum on the first One Thousand Five Hundred ($1,500.00) dollars of the delinquency and eighteen (18%) percent per annum of any amount thereof in excess of said $1,500.00, provided, however, that no interest shall be charged if payment of any installment is made within ten (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 the delinquency prior to the end of the fiscal year. If such taxes are fully paid and satisfied by the holder of an outstanding tax sale certificate, the holder shall be entitled to receive the amount of the penalty as part of the amount required to redeem such certificate of sale; 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 Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1075
---By Councilman Del Boccio:

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 City Clerk has published in a newspaper authorized by law to publish the City’s legal advertisements, as required by N.J.S.A. 40A:11-5(1)(a)(i), 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.

WHEREAS, funds for this agreement are available for this purpose;

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated as though fully set forth at length.

2. The Council of Hoboken hereby authorizes the Mayor, or his designee to execute any and all documents and/or take any actions necessary to complete and realize the intent and purpose of this resolution.

3. This resolution shall take effect immediately.
4. The contract period shall be from July 1, 2003 to June 30, 2004 inclusive and that the cost shall be Two Hundred Sixty Thousand dollars ($260,000.00) plus expenses.

Before the vote was taken the following addressed the City Council: Jon Gordon, 333 River Street.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 5 - NAYS: 4
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Russo, Soares.

Please note: although the above resolution was passed at this time, by a vote of Yeas: 5, Nays: 4, the resolution will be revisited later in the meeting, amended and passed at a lower fee making the above resolution null and void.

Before the vote was taken on the following resolution a motion was made to amend the resolution in deleting Pojanowski & Trawinski, P.C. The motion was made by Councilwoman Castellano, duly seconded by Councilman Soares. The motion to amend the resolution passed unanimously: YEAS: 9 - NAYS:0.

Additionally, a motion was made by Councilman Soares, duly seconded by Councilman Russo to further amend the resolution in reducing the contract amounts to Scarinci & Hollenbeck, LLC (not to exceed $75,000) and Sarkisian, Florio & Kenny (not to exceed $75,000). The motion to amend the resolution passed unanimously: YEAS: 9 - NAYS:0.

After the amendments were voted on the resolution passed as follows:

03-1076
---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
1100 Valley Brook Avenue
P.O. Box 790
Lyndhurst, New Jersey 07070, such firm to be paid at an hourly rate of $140.00, total amount not to exceed $75,000.

(2) Sarkisian, Florio & Kenny
1125 Hudson Street
P.O. Box 771
Hoboken, New Jersey 07030, such firm to be paid at an hourly rate of $140.00 total amount not to exceed $75,000.

BE IT FURTHER RESOLVED, that this agreement shall be effective as of July 1, 2003 and terminate June 30, 2004.

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 Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Russo, Soares and President Ramos.
---Nays: Marsh.

Before the vote was taken on the following resolution a motion was made to amend the amount from $60,000 to $37,000. The motion was made by Councilwoman Marsh, duly seconded by Councilwoman Castellano. The motion to amend the resolution passed unanimously: YEAS: 9 - NAYS:0.

Then the vote was taken on the resolution as follows:

03-1077
---By Councilman Campos:

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 Thirty-seven thousand dollars ($37,000.00) for a term of one year (July 16, 2003 to June 30, 2004); 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 in an amount not to exceed sixty thousand dollars during the one year term from July 16, 2003 to June 30, 2004 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 Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

At this time Councilman Soares motioned to reopen the resolution for payment to Ernst & Young of South Iselin, NJ and reduce the amount from $260,000 to $69,000; the motion was duly seconded by Councilman Campos. The motion to amend the resolution passed unanimously: YEAS: 9 - NAYS: 0.

Then the vote was taken on the resolution as follows:

03-1078
---By Councilman Soares:

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 City Clerk has published in a newspaper authorized by law to publish the City’s legal advertisements, as required by N.J.S.A. 40A:11-5(1)(a)(i), 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.

WHEREAS, funds for this agreement are available for this purpose;

NOW, THEREFORE, BE IT RESOLVED, that:

5. The above recitals are incorporated as though fully set forth at length.
6. The Council of Hoboken hereby authorizes the Mayor, or his designee to execute any and all documents and/or take any actions necessary to complete and realize the intent and purpose of this resolution.
7. This resolution shall take effect immediately.
8. The contract period shall be from July 1, 2003 to June 30, 2004 inclusive and that the cost shall be Sixty Nine Thousand dollars ($69,000.00) plus expenses.

---Motion duly seconded by Councilwoman Marsh.
---Adopted by the following vote: YEAS: 7 - NAYS: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Russo and President Ramos.
---Nays: Marsh, Soares.

ORDINANCES
AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 800 TO 810 MADISON STREET, HOBOKEN, NEW JERSEY, FOR REDEVELOPMENT IN ACCORDANCE WITH THE NORTHWEST REDEVELOPMENT PLAN. (DR-102)

WHEREAS, by Ordinance No. R-318 dated May 20, 1998, the City Council adopted the Northwest Redevelopment Plan for 1998, the City Council adopted the Northwest Redevelopment Plan for an area declared to be an area in need of redevelopment; and

WHEREAS, by Resolution No. 1683 dated October 18, 2000, the City Council, exercising redevelopment powers under N.J.S.A. 40A:12-4, approved an Amended Developer's Agreement with Frank Raia as the Redeveloper for certain parcels of land within the boundaries of the Northwest Redevelopment Plan; and

WHEREAS, pursuant to the foregoing Resolution, the City of Hoboken has entered into an Amended Developer's Agreement with Frank Raia which provides for the purchase or condemnation of the property known as 800-810 Madison Street (Block 88, Lots 27 to 32 on the Tax Assessment Map) for the purpose of the redevelopment in accordance with the Northwest Redevelopment Plan; and

WHEREAS, by Resolution No. 03-861 dated February 5, 2003, the City Council consented to the transfer of the Redeveloper's rights under the foregoing Amended Developer's Agreement to a joint venture comprised of Tarragon Realty Investors, Inc., Ursa Development Group LLC and Frank Raia with respect to certain properties including the property located 900-810 Madison Street; and

WHEREAS, on February 24, 2003, an Assignment and Assumption Agreement in accordance with the foregoing City Council Resolution was executed by the joint venture parties under which the Redeveloper's rights and obligations under the Amended Developer's Agreement with respect to the property located at 800-810 Madison Street were assigned to and assumed by Block 88 Development LLC, a New Jersey limited liability company; and

WHEREAS, Block 88 Development, LLC has been unable or unsuccessful in negotiating the acquisition of the Property and has requested that the City of Hoboken proceed with the acquisition of the Property by purchase or condemnation in accordance with the Amended Developer's Agreement;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Hoboken as follows:

1. The property known as 800-810 Madison Street, Hoboken, New Jersey, designated as Block 88, Lots 27 to 32 (inclusive) on the Hoboken Tax Assessment Map (the "Property"), is determined to be needed for the public purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

2. The Mayor, Business Administrator and Special Counsel (who is to be retained by separate resolution) are authorized and directed to undertake any actions and to execute any documents necessary or appropriate to acquire the Property from the owner either by purchase or condemnation in accordance with the Eminent Domain Act of 1991, N.J.S.A. 20:3-1 et. seq.; and
3. The amount of the offer price to be offered to the record owner of the Property is to be fixed by further resolution upon receipt and approval of an appraisal report to be prepared by a qualified real estate appraiser; and

4. All awards of compensation and costs associated with the acquisition of the Property are to be borne and paid for by Block 88 Development, LLC in accordance with the Amended Developer's Agreement. Security for these payments shall be provided in accordance with the Amended Developer's Agreement in such form and amount as directed by the Director of the Department of Community Development.

5. At such time as the City acquires the Property from the owner by negotiated purchase, or in the event the City exercises its powers of condemnation, when title vests with the City, the City is authorized and directed to sell the property for fair market value plus all costs and expenses and to convey the Property to Block 88 Development LLC, the designated redeveloper for the construction of an authorized project, provided however, in the event the property is not used for such purpose, title to the property shall revert to the City without any entry or re-entry made thereon on behalf of the City.

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

---Councilman Cricco 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 13, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1080
DR-103
ORDINANCE OF THE CITY OF HOBOKEN MODIFYING CHAPTER 140 OF THE CODE OF THE CITY OF HOBOKEN TO INCLUDE THE ADMINISTRATION OF PARKING METER BAGS. (DR-103)

WHEREAS, the Residents and businesses of the City of Hoboken require variances to the current parking meter regulations as part of their legitimate business and private needs; and

WHEREAS, the Parking Utility has procedures to accommodate such needs,

NOW, THEREFORE, BE IT RESOLVED, that:

1. Chapter 140 of the Code of the City of Hoboken be modified by the insertion of the following material, with no deletions of the existing text;

§140-9.PARKING METER BAG -.
A. Parking meter covers are rented and installed by the Parking Utility to residents and business of Hoboken. The Parking Utility shall have the authority to establish rental rates for parking meter covers and to contract with applicants at such rates. The private contracting party is referred to as a licensee.
WHEREAS, Monroe Center Urban Renewal LLC (the Entity) is an urban renewal entity, formed and qualified to do business under the provisions of the Long-Term Tax Exemption Law of 1992, as amended and supplemented, N.J.S.A. 40A:20-1 et seq.; and

WHEREAS, the Entity leases certain property known as Tax Block 87 Lots 1-12, inclusive and Tax Block 87 Lots 21-32, inclusive; Tax Block 80 Lots 1-19.1, inclusive (excluding Tax Block 80 Lot 10.1); Tax Block 81 Lots 1-4, inclusive and Tax Block 81 Lots 32-34, inclusive as designated upon the City of Hoboken Official Tax Map and (hereinafter referred to as the "Project Premises"); and

WHEREAS, the Project Premises are located within the Northwest Redevelopment Area as required by N.J.S.A. 40A:20-4 and N.J.S.A. 40A:12A-5(g) and redevelopment of these parcels of property are strictly controlled by the terms and conditions of the Northwest Redevelopment Plan; and

WHEREAS, the Entity has applied for a thirty-five (35) year long term tax exemption to construct a phased redevelopment project consisting of the following:

1. Phase I

The Phase II redevelopment component of the overall project shall consist of all reasonable and necessary site work, Brownfields remediation and/or environmental cleanup of Tax Block 87 Lots 1-12, inclusive and Tax Block 87 Lots 21-32, inclusive and shall also include development and construction of the cores and shells of (1) one high-rise multi-unit mixed use structure (designated as C-1); (2) two mid-rise mixed use
structures (designated as C-2E and C-2W, respectively) and (1) one mid-rise parking structure. The proposed structures shall be situated along Jackson Street; 8th Street and Monroe Street.

C-1 will incorporate (95) ninety-five units of residential housing.

**C-2E and C-2W will include (28) twenty-eight units of residential housing. In addition thereto approximately (17,750 sq. ft.) seventeen thousand seven hundred fifty square feet of retail space allocated between the (3) three structures. The parking structure will incorporate (352) three hundred fifty-two parking spaces.**

2. **Phase III**

The Phase III development component of the overall project shall consist of all reasonable and necessary site work, Brownfields remediation, and/or environmental clean up of Block 80 Lots 1 - 19.1, inclusive (excluding Tax Block 80 Lot 10.1) and shall also include the construction of the cores and shells of three (3) structures on the Project Premises. The core and shell designated as building B-1 shall be a twelve (12) story structure: the core and shell designated as building B-2 shall be an eight (8) story structure incorporating a parking element and the core and shell designated as building B-3 shall contain thirteen (13) stories. The proposed structures shall be situated upon Tax Block 80 between 7th Street and 8th Street.

When completed Building B-1 will contain one hundred three (103) residential dwelling units. Building B-2 will contain forty-eight (48) residential dwelling units and building B-3 will include eighty-three (83) residential dwelling units and will provide (768) seven hundred sixty eight vehicle parking spaces.

In addition to the above-listed residential dwelling spaces, these (3) three structures will contain an aggregate of approximately sixteen thousand five hundred (16,500 sq. ft.) square feet of retail space to be allocated among each.

3. **Phase V**

The Phase V redevelopment component of the overall project shall consist of all reasonable and necessary site work, Brownfields remediation and/or environmental clean up of Tax Block 81 Lot 1 and shall also include the construction of a (10) ten story mixed-use structure upon Tax Block 81 Lots 1-4, inclusive and Tax Block 81 Lots 32-34, inclusive. The proposed structure will be located at the corner of Monroe Street and 7th Street within the City of Hoboken. The mixed uses proposed include retail space on the first floor (street level) and on the second floor: the balance of the gross square footage will consist of approximately (78) seventy-eight dwelling units, some of which shall be designated as "affordable housing units"; and approximately (6,400) six thousand four hundred square feet of office space; and

WHEREAS, Monroe Center Urban Renewal LLC has agreed to:

1. Pay Annual Service Charges for each phase of redevelopment in accordance with the following:

   A) **Phase II** - Shall be based upon (15%) fifteen percent of the Annual Gross Revenue received by the Entity for the residential units designated for leasing at market rate rents; (11%) eleven percent of the Annual Gross Revenue received by the Entity for the residential units designated as "affordable housing" for leasing to qualified individuals and families, and an amount equal to (15%) fifteen percent of the Annual Gross Revenue received by the Entity for the net leaseable commercial/retail space constructed.
B) Phase III - Shall be based upon (15%) fifteen percent of the Annual Gross Revenue received by the Entity for the residential units designated for leasing at market rate rents; (11%) eleven percent of the Annual Gross Revenue received by the Entity for the residential units designated as "affordable housing" to be created; an amount equal to (15%) fifteen percent of the Annual Gross Revenue received by the Entity for the net leaseable commercial space constructed and an amount equal to (15%) fifteen percent of the Annual Gross Revenue received by the Entity for the net leaseable office space to be constructed.

C) Phase V - Shall be based upon (15%) fifteen percent of the annual gross revenue received by the Entity for the residential units designated for leasing at market rate rents; (11%) eleven percent of the annual gross revenue received by the Entity for the residential units designated as "affordable housing" to be created; an amount equal to (15%) fifteen percent of the annual gross revenue received by the Entity for the gross leaseable commercial space constructed and; an amount equal to (15%) fifteen percent of the annual gross revenue received by the Entity for the gross leaseable office space to be constructed.

WHEREAS, the City of Hoboken hereby determines that the relative benefits of the project outweigh the cost of the tax exemption, for the following reasons:

1. The current real estate taxes generate revenue of only $66,750 whereas, the Annual Service Charge as estimated, will generate revenue, of approximately $1,977,393 to the city.

2. The project is expected to create a substantial number of jobs during construction as well as a substantial number of post-development job opportunities;

3. This Project will stabilize and contribute to the economic growth of businesses in the surrounding area;

4. The phased development of this large-scale Project will further the overall redevelopment objectives of the Northwest Redevelopment Plan;

5. The City's impact analysis on file with the Office of the City Clerk, indicates that the benefits of the overall Project substantially outweigh the costs to the City of Hoboken; and

WHEREAS, the City of Hoboken hereby determines that the long-term tax exemption is important in obtaining the development of the project and influencing the locational decisions of probable residents for the following reasons:

1. The relative stability and predictability of the Annual Service Charge for each phase will make the Project more attractive to investors needed to finance the Project; and

2. The relative stability and predictability of the Annual Service Charges for each phase will allow the Entity to stabilize its operating budget, allowing for a high level of maintenance to the land and the improvements over the life of the Project, which will attract Tenants to the Project and as will such insure the likelihood of the success of the Project.

NOW, THEREFORE BE IT ORDAINED by the Municipal Council of the City of Hoboken that:

SECTION 1: All "WHEREAS" clauses set forth in the Preamble of this Ordinance are acknowledged, confirmed and incorporated herein, as if set forth at length.
SECTION 2: The Application of Monroe Center Urban Renewal LLC, formed and qualified to do business under the provisions of the Long Term Tax Exemption Law of 1992, as amended and supplemented, N.J.S.A. 40A:20-1 et seq., attached hereto, for Tax Block 87 Lots 1-12, inclusive and Tax Block 87 Lots 21-32, inclusive; Tax Block 80 Lots 1-19.1, inclusive (excluding Tax Block 80 Lot 10.1); Tax Block 81 Lots 1-4, inclusive and Tax Block 81 Lots 32-34, inclusive more specifically defined by the metes and bounds description attached to the Application, is hereby approved.

SECTION 3: The Mayor or Business Administrator is hereby authorized to execute a Long-Term Tax Exemption Financial Agreement which shall include at a minimum the following terms and conditions:

1. **Term:** the earlier of thirty-five (35) years from the adoption of the within Ordinance or thirty (30) years from the date each phase of development of the overall Project is deemed to be Substantially Complete;

2. **P.I.L.O.T.:** Individual payments in lieu of taxes shall be established for each phase of the overall development as described herein:

   A) **Phase II:** Shall be based upon (15%) fifteen percent of the Annual Gross Revenue received by the Entity for the residential units designated for leasing at market rate rents; (11%) eleven percent of the Annual Gross Revenue received by the Entity for the residential units designated as "affordable housing" for leasing to qualified individuals and families, and an amount equal to (15%) fifteen percent of the Annual Gross Revenue received by the Entity for the net leaseable commercial/retail space constructed.

   B) **Phase III:** Shall be based upon (15%) fifteen percent of the Annual Gross Revenue received by the Entity for the residential units designated for leasing at market rate rents; (11%) eleven percent of the Annual Gross Revenue received by the Entity for the residential units designated as "affordable housing" to be created; an amount equal to (15%) fifteen percent of the Annual Gross Revenue received by the Entity for the net leaseable commercial space constructed and an amount equal to (15%) fifteen percent of the Annual Gross Revenue received by the Entity for the net leaseable office space to be constructed.

   C) **Phase V:** Shall be based upon (15%) fifteen percent of the annual gross revenue received by the Entity for the residential units designated for leasing at market rate rents; (11%) eleven percent of the annual gross revenue received by the Entity for the residential units designated as "affordable housing" to be created; an amount equal to (15%) fifteen percent of the annual gross revenue received by the Entity for the gross leaseable commercial space constructed and; an amount equal to (15%) fifteen percent of the annual gross revenue received by the Entity for the gross leaseable office space to be constructed.

SECTION 4: The Financial Agreement shall be substantially in the form attached hereto, subject to such negotiated modifications as the Business Administrator or Corporation Counsel deems appropriate or necessary.

SECTION 5. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

SECTION 6. This Ordinance shall be part of the City of 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 City of Hoboken Code.

SECTION 7. This Ordinance shall take effect at the same time and in the manner provided by law.
SECTION 10. The City Clerk and the Corporation Counsel 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 that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of the existing provisions.

---Councilman Cricco 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 13, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

Councilman Cricco left the meeting at 8:22 p.m.
Councilman Cricco returned to the meeting at 8:25 p.m.

03-1082
DR-105
AN ORDINANCE AMENDING SECTIONS OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON FOR TECHNICAL CLARITY. (DR-105)

WHEREAS, the City of Hoboken recognizes the need for technically consistent municipal ordinances.

BE IT ORDAINED by the City Council of the City of Hoboken that the technical changes listed below are adopted to clarify the structure and content of the Revised General Municipal Ordinances of the City of Hoboken:

§179-5 shall list the annual license fee for a city taxi as “five hundred dollars ($500).”

§190-6.1.1 shall be added to the Revised General Municipal Ordinances of the City of Hoboken, titled “Restricted parking for fire vehicles and official business, by permit only” and include the content adopted in Ordinance No. DR-99.

§196-35 shall be titled “Wireless Communications” and include the content adopted in Ordinance No. DR-91. §196-35 shall be a section of Article IX of Chapter 196 of the Revised General Municipal Ordinances of the City of Hoboken.

The Section titled “General Provisions” under Article X of Chapter 196 shall be renumbered §196-36. The contents of this Section are unchanged and it shall remain under Article X of Chapter 196.

The Section titled “Procedure” under Article X of Chapter 196 shall be renumbered §196-37. The contents of this Section are unchanged and it shall remain under Article X of Chapter 196.

References to these sections within the Revised General Municipal Ordinances of the City of Hoboken shall be modified as required.
---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 13, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1083
DR-106

AN ORDINANCE AMENDING SECTIONS OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN ADDRESSING THE PUBLIC EMPLOYEE’S RETIREMENT SYSTEM OF NEW JERSEY. (DR-106)

WHEREAS, the City of Hoboken recognizes the need to clarify the effect of enrollment in the Public Employee’s Retirement System of New Jersey for Hoboken municipal employees,

BE IT ORDAINED by the City Council of the City of Hoboken that the contents of this Ordinance shall replace the corresponding sections of the Revised General Municipal Ordinances of the City of Hoboken:

§6-2. Years of Service.

A. For the purpose of determining years of employment and service under the applicable provisions of this Article, the first day of the month of enrollment with the Public Employee’s Retirement System of New Jersey as an actual employee of the City of Hoboken shall be deemed the starting date, membership therein being a condition of employment with the municipality and a condition of participation hereunder, with the following exceptions:

(1) Employees in service on or before January 2, 1955 (the effective date of the governing act), whose membership in the system was then optional.

(2) Veterans in the employ of the City of Hoboken whose employment began between June 30, 1949 and June 30, 1955 (veteran membership being optional between these dates). The definition of “veteran” used herein is intended to be the same as defined by the statutes of the State of New Jersey.

B. Employees in service on or before January 2, 1955, who have exercised the option for nonparticipation but have become members of the Public Employees’ Retirement System, shall have years of service calculated from the original date of employment with the City, along with those employees who may fall under exceptions of Subsections A(1) and (2) above. However, regardless of services records on file with the Public Employees’ Retirement System, only those years in actual service with the City of Hoboken may be taken into account for computation of years of service hereunder.

C. Employees enrolled in the Public Employee’s Retirement System prior to actual employment by the City of Hoboken shall have their years of service calculated from the date of actual employment by the City of Hoboken.

§6-29. Employment.
As used in this chapter “employment” is deemed to be continuous employment as a regular employee of the City of Hoboken. Interruptions in said employment by reason of military service or illness for which a leave of absence or sick leave was granted shall be considered period of continuous employment.

---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 13, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

At this time as NEW BUSINESS a motion to amend resolution #1 “Approving and confirming the issuance and sale of the early retirement incentive bond refunding as adopted by the Hoboken City Council on June 18, 2003” and return it to the table was made by Councilman Russo and duly seconded by Councilwoman Marsh. The vote failed as follows:

---FAILED by the following vote: YEAS: 4 - NAYS: 5
---Yeas: Council persons Castellano, Marsh, Russo, Soares.
---Nays: Campos, Cricco, Del Boccio, Giacchi, President Ramos.

Afterwards, a motion to return resolution #21 “Authorizing a waiver of interest on Columbia Towers Pilot payments in the amount of $20,263.79” and return it to the table was made by Councilman Soares and duly seconded by Councilwoman Marsh. The vote failed as follows:

---FAILED by the following vote: YEAS: 4 - NAYS: 5
---Yeas: Council persons Castellano, Marsh, Russo, Soares.
---Nays: Campos, Cricco, Del Boccio, Giacchi, President Ramos.

At this time 8:37 p.m. a motion was made by Councilman Campos, duly seconded by Councilman Giacchi to take a five minute recess. All voted in favor. The Council President reopened the meeting at 8:46 p.m.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Beverley Altomore, 313 Grand Street; Dan Tumpson, 230 Park Avenue; Helen Hirsch, 98 Park Avenue; Arthur Herbert, 531 Garden Street; Beth Mason, 921 Hudson Street; Stephanie Colello, 510 Monroe Street;

President Ramos excused himself from the meeting at 9:45 p.m.

speakers continued: Bill Tobias, 2 Constitution Court;
President Ramos returned to the meeting at 9:52 p.m.

speakers continued: Jon Gordon, 333 River Street; Maurice DeGenerro, 614 Hudson Street; Michael Lenz, 408 Monroe Street.

RESOLUTIONS CONTINUED

Presented and Read

At this time an amended resolution was sponsored, seconded and voted on as follows:

03-1084

---By Councilman Russo:

WHEREAS, in accordance with P.L. 1993, C. 138, the City adopted an early retirement incentive program (the “1993 PERS ERI Program”) for eligible employees covered by the Public Employee Retirement System (the “PERS”) and as a result created an unfunded liability within PERS which would be retired by annual payments to PERS through the year 2033; and

WHEREAS, in accordance with P.L. 1993, C.99, the City adopted an early retirement incentive program (the “1993 PFRS ERI Program”) for eligible employees covered by the Police and Firemen Retirement System (the “PERS”) and as a result created an unfunded liability with PFRS which would be retired by annual payments to PFRS through the year 2033; and

WHEREAS, P.L. 2003, c.42, was enacted to permit local units who participated in the 1993 PERS ERI Program and the 1993 PFRS ERI Program to sell refunding bonds in accordance with the Local Bond Law, N.J.S.A. 40A:2-1 et. seq., to retire the present value of the liabilities attributable to the 1993 PERS ERI Program and the 1993 PFRS ERI Program; and

WHEREAS, the present value of the City’s liability for the 1993 PERS ERI Program has been established by the New Jersey Division of Pensions and Benefits (the “City’s PFRS Liability”); and

WHEREAS, the present value of the City’s liability for the 1993 PFRS ERI Program has been established by the New Jersey Division of Pensions ad Benefits (the “City’s PFRS Liability”); and

WHEREAS, in accordance with the Local Bond Law, the City Council has heretofore finally adopted on June 18, 2003, Ordinance No. 03-1011 (the Refunding Ordinance”) authorizing the issuance by the City of refunding bonds in an amount not to exceed $8,250,000 in order to retire the City’s PERS Liability and the City’s PFRS Liability; and

WHEREAS, pursuant to the Local Bond Law, the City has sought and obtained approvals on June 11, 2003 from the Local Finance Board of the Department of Community Affairs of the State of New Jersey (the “Local Finance Board”) of the adoption by the City Council of the Refunding Ordinance and the issuance of obligations thereunder; and

WHEREAS, in accordance with the Local Bond Law, the City adopted a resolution on June 18, 2003 (the “Resolution”) providing for the sale and issuance of refunding bonds in an aggregate amount not to exceed $8,250,000 to be designated as “Pension Refunding Bonds, Series 2003” (the Refunding Bonds”); and

WHEREAS, pursuant to and in accordance with the Refunding Ordinance and the Resolution, the terms of the Refunding Bonds and certain other matters shall be determined by the provisions set forth herein (the “Sale Resolution”).

Meeting of July 16, 2003 31
NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY (not less than two-thirds of the full membership thereof affirmatively concurring) AS FOLLOWS

SECTION 1. Amount of Refunding Bonds. The Refunding Bonds (consisting of Term Bonds and Capital Appreciation Bonds, as hereinafter defined) in the principal amount of $6,310,945.05 are hereby issued and sold in accordance with the provisions of the Refunding Ordinance, the Resolution and the provisions of this Sale Resolution and shall be designated “Pension Refunding Bonds, Series 2003”.

SECTION 2. Description of the Refunding Bonds.

(a) The Term Bonds. The Term Bonds shall be dated and bear interest from July 1, 2003, payable each April 1 and October 1 until maturity, beginning October 1, 2003. The Term Bonds will mature in the amounts and in the years and bear interest at the rates set forth below:

$545,000 4.90% Term Bonds Due April 1, 2013
$4,400,000 5.85% Term Bonds Due April 1, 2027

(b) The Capital Appreciation Bonds. The Capital Appreciation Bonds shall be dated July _______, 2003, shall accrete interest from such date, and shall mature on April 1 of the Years, shall be denominated in the Accreted Values at maturity and shall be issued in the principal amounts set forth below, payable only at maturity:

<table>
<thead>
<tr>
<th>Due (April 1)</th>
<th>Original Principal Amount</th>
<th>Approx. Yield to Maturity</th>
<th>Accreted Value to Maturity</th>
</tr>
</thead>
<tbody>
<tr>
<td>2028</td>
<td>$208,600</td>
<td>6.45%</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>2029</td>
<td>$242,754.80</td>
<td>6.45%</td>
<td>$1,240,000</td>
</tr>
<tr>
<td>2030</td>
<td>$238,849</td>
<td>6.45%</td>
<td>$1,300,000</td>
</tr>
<tr>
<td>2031</td>
<td>$232,780.50</td>
<td>6.45%</td>
<td>$1,350,000</td>
</tr>
<tr>
<td>2032</td>
<td>$226,548</td>
<td>6.45%</td>
<td>$1,400.00</td>
</tr>
<tr>
<td>2033</td>
<td>$216,414.75</td>
<td>6.45%</td>
<td>$1,425,000</td>
</tr>
</tbody>
</table>

(c) Denomination and Place of Payment. The Refunding Bonds shall be issued in the form of one certificate for the aggregate principal amount of Refunding Bonds maturing in each year and bearing interest at the same rate and will be payable as to both principal and interest in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York (“DTC”) which will act as securities depository. The certificates will be on deposit with DTC. DTC will be responsible for maintaining a book-entry system for recording the interests among its participants. The participants will be responsible for maintaining records regarding the beneficial ownership interests in the Refunding Bonds on behalf of individuals purchasers. Individual purchases may be made in the principal amount of $5,000 (with respect to the Term Bonds) or the maturity values of $5,000, (with respect to the Capital Appreciation Bonds) or any integral multiple of $1,000 in excess.
(d) **Transfer and Exchange of the Refunding Bonds.*** As long as the Refunding Bonds remain in book-entry form, such Refunding Bonds shall be transferable only upon the records of DTC. All other provisions governing the transfer and exchange of the Refunding Bonds shall be as provided in the Resolution and this Sale Resolution.

(e) **Form of the Refunding Bonds.** The Refunding Bonds shall be in substantially the form set forth in the Resolution, which form is by this reference incorporated in full as if set forth herein, with such omissions, insertions and variations as are properly required and which are not contrary to any of the provisions of the of this Sale Resolution.

### SECTION 3. Redemption of the Redemption Bonds.

(a) **Optional Redemption.** The Refunding Bonds are not subject to optional Redemption prior to their stated maturities.

(b) **Mandatory Redemption.** The Term Bonds maturing on April 1, 2013 (the “2013 Term Bonds”), April 1, 2018 (the “2018 Term Bonds”) and April 1, 2027 (the “2027 Term Bonds”) shall be subject to mandatory redemption prior to maturity at a redemption Price of one hundred percent (100%) of the principal amount thereof, plus accrued interest thereon to the redemption date from mandatory sinking funds payments, such redemption to occur on April 1 in each of the years and in the amounts set forth below:

<table>
<thead>
<tr>
<th>Year</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2008</td>
<td>$30,000</td>
</tr>
<tr>
<td>2009</td>
<td>$60,000</td>
</tr>
<tr>
<td>2010</td>
<td>$90,000</td>
</tr>
<tr>
<td>2011</td>
<td>110,000</td>
</tr>
<tr>
<td>2012</td>
<td>115,000</td>
</tr>
<tr>
<td>2013*</td>
<td>140,000</td>
</tr>
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</table>

<table>
<thead>
<tr>
<th>Year</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2019</td>
<td>$300,000</td>
</tr>
<tr>
<td>2020</td>
<td>$345,000</td>
</tr>
<tr>
<td>2021</td>
<td>$395,000</td>
</tr>
<tr>
<td>2022</td>
<td>$450,000</td>
</tr>
<tr>
<td>2023</td>
<td>$500,000</td>
</tr>
<tr>
<td>2024</td>
<td>$525,000</td>
</tr>
<tr>
<td>2025</td>
<td>$550,000</td>
</tr>
</tbody>
</table>
2026  $625,000
2027*  $710,000

*Final Maturity

SECTION 4. Sale and Delivery of the Refunding Bonds.

(a) Offer to Purchase the Refunding Bonds. The City has received an offer for the purchase of the Refunding Bonds from NW Capital (a division of Windsor Financial Group) (the “Underwriter”). The terms and conditions of such offer are set forth in a contract of purchase, dated July 16, 2003 (the “Purchase Contract”), a copy of which is attached hereto as Exhibit A and which by this reference is made a part hereof as if set forth in full herein.

(b) Award of the Refunding Bonds. The Refunding Bonds are herewith sold and awarded to the Underwriter in accordance with the provisions of the Purchase Contract for the purchase price of $6,255,927.45 (representing the original principal amount of the Refunding Bonds of $6,310,947.05, less an Underwriter’s discount of $55,019.60, less an original issue discount of $__________,plus accrued interest. Settlement for the Refunding Bonds shall be made in immediately available funds on July 23, 2003, or on such other date as may be agreed to by the City and the Underwriter. The Mayor, the Administrator and the Chief Financial Officer of the City, or any of them, are hereby duly authorized to execute and deliver the Purchase Contract on behalf of the City and such execution and delivery shall constitute the acceptance by the City of the Underwriter’s offer to purchase the Refunding Bonds.

SECTION 5. Application of Proceeds of the Refunding Bonds.

(a) From the proceeds of the sale of the Refunding Bonds, the following amounts shall simultaneously with the issuance of such Refunding Bonds (or as soon as practicable thereafter) be paid by the City as follows:

(1) To the payees designated by the City, amounts representing the costs of issuance of the Refunding Bonds; and

(2) To the City, an amount representing accrued interest on the Refunding Bonds from the dated date to the date of issuance thereof and payment therefore, such amount to be used for the payment on the Refunding Bonds, as the same become due and payable on October 1, 2003.

(3) To the State of New Jersey, the payoff amount as stated in the payoff letter from the State’s Division of Pensions and Benefits in order to retire the City’s PERS Liability and PFRS Liability.

(4) The balance, if any, to the City to be used for any lawful purpose.

SECTION 6. Acceptance of Bond Insurance Commitment. The Mayor, the Administrator and the Chief Financial Officer, or any of them, are hereby authorized and directed to accept the commitment for bond insurance, submitted by MBIA Insurance Corporation in respect of the Refunding bonds, a copy of which is attached hereto as Exhibit B and which by this reference is made a part hereof as if set forth in full herein. Such officers are further authorized and directed to execute such additional documents and certificates as may be necessary in connection with the purchase of such bond insurance.

SECTION 7. Additional Acts. On behalf of the City, the appropriate representatives of the City are authorized and directed to take all steps which are necessary or convenient to effectuate the terms of the Resolution and the terms of this Sale Resolution with respect to the issuance, sale and delivery of the Refunding Bonds, including, but not
limited to, the preparation and distribution of a final Official Statement and the execution of closing documentation.

SECTION 8. Effective Date. This Resolution shall take effect upon adoption hereof.

---Motion duly seconded by Councilwoman Marsh.
---FAILED by the following vote: YEAS: 4 - NAYS: 5
---Yeas: Council persons Castellano, Marsh, Russo, Soares.
---Nays: Campos, Cricco, Del Boccio, Giacchi, President Ramos.

President Ramos then adjourned the meeting at 10:22 p.m.

_____________________________________________________

PRESIDENT OF THE COUNCIL

_____________________________________________________

CITY CLERK
Prior to the beginning of the regular council meeting, at 6:55 PM, the council entered into an executive (closed) session.

03-1086
---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:

1- DeStefano litigation

BE IT RESOLVED, that the City Council shall at this time 6:55 pm, August 13, 2003, 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: 9 - NAYS: 0 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

The City Council came out of executive (closed) session at 7:15 p.m. and took a brief recess.

President Ramos opened the meeting at 7:22 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 Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT: None.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 800 TO 810 MADISON STREET, HOBOKEN, NEW JERSEY, FOR REDEVELOPMENT IN ACCORDANCE WITH THE NORTHWEST REDEVELOPMENT PLAN. (DR-102)

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 regarding the ordinance: Bill Tobias, 2 Constitution Court; Dan Tumpson, 230 Park Avenue; Mary Ondrejk, 159 9th Street; George Pappas, 700 Hudson Street; Jeff Arsonal (attorney). 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 Campos moved that the hearing be closed. Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 6 - NAYS: 3 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi and President Ramos.  
---Nays: Castellano, Marsh, Soares.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 6 - NAYS: 3 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Soares.

ORDINANCE OF THE CITY OF HOBOKEN MODIFYING CHAPTER 140 OF THE CODE OF THE CITY OF HOBOKEN TO INCLUDE THE ADMINISTRATION OF PARKING METER BAGS. (DR-103)

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 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.
---Adopted by the following vote: YEAS: 9 - NAYS: 0 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

ORDINANCE APPROVING A THIRTY-FIVE (35) YEAR TAX EXEMPTION FOR A MIXED-USE PROJECT TO BE CONSTRUCTED BY MONROE CENTER URBAN RENEWAL LLC, AS URBAN RENEWAL ENTITY, PURSUANT TO THE LONG TERM TAX EXEMPTION LAW N.J.S.A. 40A:20-1 ET SEQ. (DR-104)

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 regarding the ordinance: Helen Hirsch, 98 Park Avenue; Stephanie Colello, 510 Monroe Street; 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 Councilman Cricco.
---Adopted by the following vote: YEAS: 9 - NAYS: 0 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.
---Adopted by the following vote: YEAS: 6 - NAYS: 3 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Soares.

AN ORDINANCE AMENDING SECTIONS OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON FOR TECHNICAL CLARITY. (DR-105)

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 regarding the ordinance: Dan Tumpson, 230 Park Avenue, Elizabeth Mason, 921 Hudson 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 Del Boccio moved that the hearing be closed. Motion duly seconded by Councilman Cricco.

---Adopted by the following vote: YEAS: 9 - NAYS: 0 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 9 - NAYS: 0 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

AN ORDINANCE AMENDING SECTIONS OF THE REVISED GENERAL ORDINANCES OF THE CITY OF HOBOKEN ADDRESSING THE PUBLIC EMPLOYEE’S RETIREMENT SYSTEM OF NEW JERSEY. (DR-106)

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: 9 - NAYS: 0 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

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

PETITIONS AND COMMUNICATIONS

03-1087
A communication from Anthony Russo, dated August 4, 2003, resigning from his Third Ward Council seat effective immediately.

--Received and filed.

03-1088
A communication from Business Administrator Robert Drasheff, with the Annual Debt Statement for SFY 2003.

--Received and filed.

03-1089

August 13, 2003

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 Kerry Shelton of 70 Jefferson Street as a Regular Member of the Hoboken Zoning Board of Adjustments, replacing Dr. Juan Perez who resigned, for term expiring December 31, 2005.

Very truly yours,

DAVID ROBERTS
Mayor
City of Hoboken

cc: James J. Farina, City Clerk
    Joseph Sherman, Corporation Counsel
    Joseph Crimmins, Hoboken Zoning Board

--Received and filed.

03-1090

APPLICATIONS FOR MISCELLANEOUS LICENSES

<table>
<thead>
<tr>
<th>License Type</th>
<th>Quantity</th>
</tr>
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<tbody>
<tr>
<td>Limousine Owners</td>
<td>1</td>
</tr>
<tr>
<td>Public Hack Drivers</td>
<td>4</td>
</tr>
<tr>
<td>Livery/Limousine Drivers</td>
<td>5</td>
</tr>
<tr>
<td>Mechanical Amusement Devices</td>
<td>3</td>
</tr>
<tr>
<td>Music Machines</td>
<td>1</td>
</tr>
<tr>
<td>Vendor</td>
<td>2</td>
</tr>
<tr>
<td>Raffles</td>
<td>6</td>
</tr>
<tr>
<td>Carnival</td>
<td>2</td>
</tr>
</tbody>
</table>

---Councilman Del Boccio moved that the licenses be granted.
---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

REPORTS OF CITY OFFICERS
A report of the Municipal Court indicating receipts for the month of July 2003 as $257,932.88.  

---Received and filed.


---Received and filed.

A report of Municipal Clerk James J. Farina indicating bids received on August 8, 2003 for: Provision of Solid Waste Removal, bid #04-01, (1 bid received); Chimney Replacement at City Hall, bid #04-02, (1 bid received); Operation of Concession Stand at Sinatra Park, bid #04-03, (no bids); Downtown Streetscape Improvements, bid #04-05, (1 bid received).

---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 $840,817.36 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Campos.

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

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 $175,199.77 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Campos.

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

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 $416,323.81 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Giacchi.

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

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 $51,941.75 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Giacchi.

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

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 $57,743.12 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Giacchi.

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

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 $14,455.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 0 - ABSTENTIONS: 2
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Soares.
---Nays: None.
---Abstentions: Marsh, President Ramos.
By Councilman Campos:

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 $67,081.57 against the DEPARTMENT OF PUBLIC SAFETY.

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

By Councilman Campos:

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 $336,269.20 against the CAPITAL ACCOUNT.

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

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 $422,928.69 against the PARKING UTILITY.

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

**PAYROLL RESOLUTIONS**

**03-1095**

By Councilman Del Boccio:

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 3, 2003 TO JULY 16, 2003 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>Budget 2</td>
<td>Budget 3</td>
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**Other**

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<tr>
<th>Other Department</th>
<th>Code</th>
<th>Budget 1</th>
<th>Budget 2</th>
<th>Budget 3</th>
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Police Grant  DE 16-S7-01  3,911.19  3,911.19
Fire Dept. Penalty  T-13-10-000-001  1,793.10  1,793.10

Grand Total  1,270,962.36  17,243.50  69,766.64  1,357,972.90

Motion by Councilman Del Boccio. Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1096
By Councilman Del Boccio:

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 17, 2003 TO JULY 30, 2003 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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Meetings of August 13, 2003

| Service               | Code     | Rent Stabilization | Transportation | Recreation | Parks | Public Prop. | Public Library | Public Defender | Municipal Court | Parking Utility | Universal Cops | Cops in School | Civilian Hiring | Other |
|-----------------------|----------|--------------------|----------------|------------|-------|--------------|----------------|-----------------|-----------------|----------------|----------------|---------------|----------------|----------------|-------|
|                       | 3-01-27-347 | 6,468.44           | 6,897.01       | 44,870.03  | 21,197.80 | 23,035.26 | 24,358.04 | 2,123.57 | 30,515.08 | 38,539.66 | 5,836.53 | 9,384.60 | 6,937.24 | 32,110.00 |
|                       | 3-01-27-348 | 6,468.44           | 6,897.01       | 44,870.03  | 21,197.80 | 23,035.26 | 24,358.04 | 2,123.57 | 30,515.08 | 38,539.66 | 5,836.53 | 9,384.60 | 6,937.24 | 32,110.00 |
|                       | 3-01-28-370 | 3,087.87           | 47,957.90      |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-28-375 |                   |                |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-28-377 | 1,779.34           | 24,940.46      |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-29-390 | 282.06             | 24,640.10      |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-43-495 | 2,123.57           | 2,123.57       |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-43-490 | 276.78             | 30,791.86      |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-55-501-100 | 38,539.66 | 38,539.66 |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-25-241-012 | 171.60 | 6,008.13 |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-25-241-015 | 9,384.60 |            |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-25-241-016 | 530.52 |            |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-29-390 |                |                |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-43-490 |                |                |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-43-495 |                |                |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-55-501-100 |            |                |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-25-241-012 |            |                |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-25-241-015 |            |                |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | 3-01-25-241-016 |            |                |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | T-14-10-000-000 |            |                |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | DE 16-S7-01 |            |                |            |       |            |                |                 |                 |                |                |                |                |       |
|                       | T-13-10-000-001 |            |                |            |       |            |                |                 |                 |                |                |                |                |       |
|                       |             | 5,420.10           |                |            |       |            |                |                 |                 |                |                |                |                |       |
|                       |             |                  |                |            |       |            |                |                 |                 |                |                |                |                |       |
|                       |             |                |                |            |       |            |                |                 |                 |                |                |                |                |       |
|                       |             |                |                |            |       |            |                |                 |                 |                |                |                |                |       |
|                       |             | 1,295,034.00      | 17,791.70      | 40,713.31  | 1,353,539.01 | 40,713.31 |                |                 |                 |                |                |                |                |       |

Motion by Councilman Del Boccio. Seconded by Councilman Giacchi. ---Adopted by the following vote: YEAS: 9 - NAYS: 0 - ABSENT: 0 ---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos. ---Nays: None.

RESOLUTIONS

Presented and Read
03-1097

At this time, a verbal motion was made and seconded to remove the resolution from the table entitled “Approving and confirming the issuance and sale of the early retirement incentive bond refunding as adopted by the Hoboken City Council on June 18, 2003”; vote as follows:

---By Councilman Del Boccio:
---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1098

---By Councilman Del Boccio:

BE IT RESOLVED, that the following SFY 2003 budget appropriations reserve transfers are hereby authorized for the City of Hoboken:

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<thead>
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<th>CURRENT FUND</th>
<th>Account No.</th>
<th>FROM</th>
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<td>Operations – Within “Caps”</td>
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<td>A.B.C. Board O.E.</td>
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<td>Purchasing Division S/W</td>
<td>3-01-20-114-010</td>
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<td>Accts. &amp; Control OE</td>
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<td>Info. Tech S/W</td>
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<td>Public Property O.E.</td>
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Street Lights O.E. 3-01-31-435-000 $1,100.00
Waterfront Devel. O.E. 3-01-31-462-000 $27,300.00
Public Empl. Retire O.E. 3-01-36-471-000 $81,823.00

**TOTALS** $141,498.00 $141,498.00

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 6 - NAYS: 3 - ABSENT: 0
---Yea: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Soares.

**03-1099**
---By Councilman Del Boccio:

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

WHEREAS, Louis P. Picardo, Collector of Revenue 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 $20, 243.21 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>Mr. Brad Kodak</td>
<td>221\3\C0046</td>
<td>1013 Washington. St.</td>
<td>$538.84</td>
</tr>
<tr>
<td>27 Stratford Drive</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Livingston, NJ 07039</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>SIB Mortgage</td>
<td>59\12\C0046</td>
<td>418 Jefferson St</td>
<td>$2,386.45</td>
</tr>
<tr>
<td>1250 Route 28</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bettendorf, IA 52722</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cendant Mortgage</td>
<td>76\11.1\C04-B</td>
<td>627 Madison St</td>
<td>$4,010.23</td>
</tr>
<tr>
<td>1250 Route 28</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Branchburg, NJ 08876</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Brian &amp; Debra Benjamin</td>
<td>252\42</td>
<td>1108 Garden St</td>
<td>$2,254.81</td>
</tr>
<tr>
<td>1108 Garden Street</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Ms. Jennifer Kane</td>
<td>84\1\C01-O</td>
<td>450-7th St.</td>
<td>$818.99</td>
</tr>
<tr>
<td>450-7th Street Apt. 1-O</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Ocean First Bank</td>
<td>185\34\C0003</td>
<td>1020 Garden St</td>
<td>$1,094.89</td>
</tr>
<tr>
<td>975 Hooper Avenue</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Toms River, NJ 08754-2009</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>First American Real Estate Tax Service</td>
<td>16\23\C005B</td>
<td>92 Madison St.</td>
<td>$1,956.70</td>
</tr>
<tr>
<td>PO Box 569766</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dallas, Tx 75356</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Farets Ref. 40182032-453075962</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
---By Councilman Del Boccio:

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 August 25, 2003 and establishing a grace period for the payment of Fourth Quarter taxes terminating on November 10, 2003 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, 2003 for Third Quarter taxes and November 1, 2003 for Fourth Quarter taxes.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yea: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

### 03-1101

---By Councilman Del Boccio:

WHEREAS, the committee denied approval:

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 sum opposite the name as reimbursement for handicap parking fees:

<table>
<thead>
<tr>
<th>NAME/ADDRESS</th>
<th>SUMMONS NO.</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Edgardo Pinero Maldonado</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

03-1102
---By Councilman Del Boccio:

WHEREAS, the Comptroller of the City of Hoboken has conducted an audit of stale and/or outdated issued from various accounts; and

WHEREAS, these outstanding checks date from, May of 2000 through February of 2003, and have amassed a grand total of $31,650.44; and

WHEREAS, cancellation of these outstanding, dated checks will best serve and protect the interest of the finances 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 listed below in the amount of $31,680.42

OUTSTANDING CHECK LIST
August 7, 2003

<table>
<thead>
<tr>
<th>Worker's Comp. Account</th>
<th>General Account</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>#107019884</td>
<td>#1070113085</td>
<td></td>
</tr>
<tr>
<td>May 2000</td>
<td>May 2001</td>
<td></td>
</tr>
<tr>
<td>4088</td>
<td>6729</td>
<td>$940.93</td>
</tr>
<tr>
<td>4140</td>
<td>7062</td>
<td>$1,237.50</td>
</tr>
<tr>
<td>4142</td>
<td>7347</td>
<td>$278.87</td>
</tr>
<tr>
<td>4146</td>
<td>7488</td>
<td>$110.00</td>
</tr>
<tr>
<td>Nov 2001</td>
<td>Oct 2001</td>
<td></td>
</tr>
<tr>
<td>5059</td>
<td>8236</td>
<td>$120.00</td>
</tr>
<tr>
<td>4088</td>
<td>8516</td>
<td>$300.00</td>
</tr>
<tr>
<td>4140</td>
<td>8871</td>
<td>$400.65</td>
</tr>
<tr>
<td>4142</td>
<td>9590</td>
<td>$875.00</td>
</tr>
<tr>
<td>4146</td>
<td>9995</td>
<td>$600.00</td>
</tr>
<tr>
<td>4146</td>
<td>10139</td>
<td>$80.00</td>
</tr>
<tr>
<td>4146</td>
<td>10375</td>
<td>$125.00</td>
</tr>
<tr>
<td>4146</td>
<td>10583</td>
<td>$1,202.47</td>
</tr>
<tr>
<td>4146</td>
<td>10803</td>
<td>$289.95</td>
</tr>
<tr>
<td>4146</td>
<td>11051</td>
<td>$937.55</td>
</tr>
<tr>
<td>4146</td>
<td>11414</td>
<td>$562.27</td>
</tr>
<tr>
<td>4146</td>
<td>11421</td>
<td>$1,112.18</td>
</tr>
<tr>
<td>4146</td>
<td>11422</td>
<td>$1,719.39</td>
</tr>
<tr>
<td>4146</td>
<td>11423</td>
<td>$494.02</td>
</tr>
<tr>
<td>4146</td>
<td>11756</td>
<td>$40.00</td>
</tr>
<tr>
<td>4146</td>
<td>12030</td>
<td>$250.00</td>
</tr>
<tr>
<td>4146</td>
<td>12036</td>
<td>$75.00</td>
</tr>
<tr>
<td>4146</td>
<td>12193</td>
<td>$2,439.07</td>
</tr>
<tr>
<td>4146</td>
<td>12482</td>
<td>$8,959.33</td>
</tr>
<tr>
<td>4146</td>
<td>12484</td>
<td></td>
</tr>
</tbody>
</table>

Total: $4,351.32
---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

03-1103

---By Councilman Campos:

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 falls 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. Contracts for the following law firm be prepared and executed:

   (1) Scarinci & Hollenbeck, LLC
       1100 Valley Brook Avenue
       P.O. Box 790
       Lyndhurst, NJ 07071-0790, such firm to be paid at an hourly rate of $140.00, total amount not to exceed $250,000.00, amended from $75,000.00.

   (2) Sarkisian, Florio & Kenny
       1125 Hudson Street
       P.O. Box 771
       Hoboken, New Jersey 07030, such firm to be paid at an hourly rate of $140,000, total amount not to exceed $300,000.00, amended from $75,000.00.

2. This agreement shall be effective July 1, 2003 and terminate June 30, 2004.
3. 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 on one newspaper authorized by law to publish the City’s legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
4. The Mayor and City Clerk are hereby authorized to execute this Agreement.
5. 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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

03-1104
---By Councilman Campos:

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 falls 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. A contract for the Conflicts Counsel shall be prepared and executed as follows:

   Pojanowski & Tranwinski P.C.
   1439 Broad Street
   Clifton, New Jersey 07013, such firm to be paid at an hourly rate of $140.00, total amount not to exceed $90,000.00

2. This agreement shall be effective July 1, 2003 and terminate June 30, 2004.

3. 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 on one newspaper authorized by law to publish the City’s legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

4. The Mayor and City Clerk are hereby authorized to execute this Agreement.

5. 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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

03-1105
---By Councilman Campos:

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 sixty thousand dollars ($60,000.00) instead of thirty-seven thousand dollars ($37,000.00) for a term of one year (July 1, 2003 to June 30, 2004); 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 in an amount not to exceed sixty thousand dollars during the one year term from July 1, 2003 to June 30, 2004 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 Council President Ramos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

03-1106
---By Council President Ramos:

WHEREAS, there is pending action before the Office of Administration Law regarding the revocation of the C.F.O. License of George DeStefano based upon improprieties during his tenure as Hoboken’s Chief Financial Officer; and

WHEREAS, it has become necessary to provide social auditing services to prepare and present testimony in the aforesaid hearing; and

WHEREAS, said professional services are specialized and qualitative in nature and falls within the definition of a professional service per 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)(11);

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That the firm of Ernst Young is appointed to serve as auditing/municipal accounting experts in the aforesaid action at their customary rates not to exceed $20,000.00. Contract to be prepared by Law Department.

2. This agreement shall be effective July 1, 2003 and terminate June 30, 2004.

3. 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 advertisement as required by N.J.S.A. 40A:11-5(1)(a).

4. The Mayor and the City Clerk are hereby authorized to execute this Agreement.

5. 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. 40A11-1 et. seq.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Castellano.

03-1107
---By Councilman Del Boccio:

WHEREAS, in accordance with P.L. 1993, C. 138, the City adopted an early retirement incentive program (the “1993 PERS ERI Program”) for eligible employees covered by the Public Employee Retirement System (the “PERS”) and as a result created an unfunded liability within PERS which would be retired by annual payments to PERS through the year 2033; and

WHEREAS, in accordance with P.L. 1993, C.99, the City adopted an early retirement incentive program (the “1993 PFRS ERI Program”) for eligible employees covered by the Police and Firemen Retirement System (the “PERS”) and as a result created an unfunded liability with PFRS which would be retired by annual payments to PFRS through the year 2033; and

WHEREAS, P.L. 2003, c.42, was enacted to permit local units who participated in the 1993 PERS ERI Program and the 1993 PFRS ERI Program to sell refunding bonds in accordance with the Local Bond Law, N.J.S.A. 40A:2-1 et. seq., to retire the present value of the liabilities attributable to the 1993 PERS ERI Program and the 1993 PFRS ERI Program; and

WHEREAS, the present value of the City’s liability for the 1993 PERS ERI Program has been established by the New Jersey Division of Pensions and Benefits (the “City’s PERS Liability”); and

WHEREAS, the present value of the City’s liability for the 1993 PFRS ERI Program has been established by the New Jersey Division of Pensions and Benefits (the “City’s PFRS Liability”); and

WHEREAS, in accordance with the Local Bond Law, the City Council has heretofore finally adopted on June 18, 2003, Ordinance No. 03-1011 (the Refunding Ordinance”) authorizing the issuance by the City of refunding bonds in an amount not to exceed $8,250,000 in order to retire the City’s PERS Liability and the City’s PFRS Liability; and

WHEREAS, pursuant to the Local Bond Law, the City has sought and obtained approvals on June 11, 2003 from the Local Finance Board of the Department of Community Affairs of the State of New Jersey (the “Local Finance Board”) of the adoption by the City Council of the Refunding Ordinance and the issuance of obligations thereunder; and

WHEREAS, in accordance with the Local Bond Law, the City adopted a resolution on June 18, 2003 (the “Resolution”) providing for the sale and issuance of refunding bonds in an aggregate amount not to exceed $8,250,000 to be designated as “Pension Refunding Bonds, Series 2003” (the Refunding Bonds”); and

WHEREAS, pursuant to and in accordance with the Refunding Ordinance and the Resolution, the terms of the Refunding Bonds and certain other matters shall be determined by the provisions set forth herein (the “Sale Resolution”).

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY (not less than two-thirds of the full membership thereof affirmatively concurring) AS FOLLOWS

SECTION 1. Amount of Refunding Bonds. The Refunding Bonds (consisting of Term Bonds and Capital Appreciation Bonds, as hereinafter defined) in the principal amount of $6,310,945.05 are hereby issued and sold in accordance with the provisions of the Refunding Ordinance, the Resolution and the provisions of this Sale Resolution and shall be designated “Pension Refunding Bonds, Series 2003”.

SECTION 2. Description of the Refunding Bonds.

(a) The Term Bonds. The Term Bonds shall be dated and bear interest from July 1, 2003,
2003, payable each April 1 and October 1 until maturity, beginning October 1, 2003. The Term Bonds will mature in the amounts and in the years and bear interest at the rates set forth below:

$545,000 4.90% Term Bonds Due April 1, 2013

______________________________ $% Term Bonds Due April 1, 2018

$4,400,000 5.85% Term Bonds Due April 1, 2027

(b) The Capital Appreciation Bonds. The Capital Appreciation Bonds shall be dated July ______, 2003, shall accrete interest from such date, and shall mature on April 1 of the Years, shall be denominated in the Accreted Values at maturity and shall be issued in the principal amounts set forth below, payable only at maturity:

<table>
<thead>
<tr>
<th>Due (April 1)</th>
<th>Original Principal</th>
<th>Approx. Yield to Maturity</th>
<th>Accreted Value to Maturity</th>
</tr>
</thead>
<tbody>
<tr>
<td>2028</td>
<td>$208,600</td>
<td>6.45%</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>2029</td>
<td>$242,754.80</td>
<td>6.45%</td>
<td>$1,240,000</td>
</tr>
<tr>
<td>2030</td>
<td>$238,849</td>
<td>6.45%</td>
<td>$1,300,000</td>
</tr>
<tr>
<td>2031</td>
<td>$232,780.50</td>
<td>6.45%</td>
<td>$1,350,000</td>
</tr>
<tr>
<td>2032</td>
<td>$226,548</td>
<td>6.45%</td>
<td>$1,400,00.00</td>
</tr>
<tr>
<td>2033</td>
<td>$216,414.75</td>
<td>6.45%</td>
<td>$1,425,000</td>
</tr>
</tbody>
</table>

(c) Denomination and Place of Payment. The Refunding Bonds shall be issued in the form of one certificate for the aggregate principal amount of Refunding Bonds maturing in each year and bearing interest at the same rate and will be payable as to both principal and interest in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York (“DTC”) which will act as securities depository. The certificates will be on deposit with DTC. DTC will be responsible for maintaining a book-entry system for recording the interests among its participants. The participants will be responsible for maintaining records regarding the beneficial ownership interests in the Refunding Bonds on behalf of individuals purchasers. Individual purchases may be made in the principal amount of $5,000 (with respect to the Term Bonds) or the maturity values of $5,000, (with respect to the Capital Appreciation Bonds) or any integral multiple of $1,000 in excess thereof through book entries made on the books and records of DTC and its participants. The interest on the Refunding Bonds will be credited to the participants of DTC listed on the records of DTC as of each preceding March 15 and September 15.

(d) Transfer and Exchange of the Refunding Bonds. As long as the Refunding Bonds remain in book-entry form, such Refunding Bonds shall be transferable only upon the records of DTC. All other provisions governing the transfer and exchange of the Refunding Bonds shall be as provided in the Resolution and this Sale Resolution.

(e) Form of the Refunding Bonds. The Refunding Bonds shall be in substantially the form set forth in the Resolution, which form is by this reference incorporated in full as if set forth herein, with such omissions, insertions and variations as are properly required and which are not contrary to any of the provisions of the of this Sale Resolution.


(a) Optional Redemption. The Refunding Bonds are not subject to optional Redemption prior to their stated maturities.
(b) Mandatory Redemption. The Term Bonds maturing on April 1, 2013 (the “2013 Term Bonds”), April 1, 2018 (the “2018 Term Bonds”) and April 1, 2027 (the “2027 Term Bonds”) shall be subject to mandatory redemption prior to maturity at a redemption Price of one hundred percent (100%) of the principal amount thereof, plus accrued interest thereon to the redemption date from mandatory sinking funds payments, such redemption to occur on April 1 in each of the years and in the amounts set forth below:

**2013 TERM BONDS MATURING**

<table>
<thead>
<tr>
<th>Year</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2008</td>
<td>$30,000</td>
</tr>
<tr>
<td>2009</td>
<td>$60,000</td>
</tr>
<tr>
<td>2010</td>
<td>$90,000</td>
</tr>
<tr>
<td>2011</td>
<td>$110,000</td>
</tr>
<tr>
<td>2012</td>
<td>$115,000</td>
</tr>
<tr>
<td>2013*</td>
<td>$140,000</td>
</tr>
</tbody>
</table>

**2027 TERM BONDS MATURING**

<table>
<thead>
<tr>
<th>Year</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2019</td>
<td>$300,000</td>
</tr>
<tr>
<td>2020</td>
<td>$345,000</td>
</tr>
<tr>
<td>2021</td>
<td>$395,000</td>
</tr>
<tr>
<td>2022</td>
<td>$450,000</td>
</tr>
<tr>
<td>2023</td>
<td>$500,000</td>
</tr>
<tr>
<td>2024</td>
<td>$525,000</td>
</tr>
<tr>
<td>2025</td>
<td>$550,000</td>
</tr>
<tr>
<td>2026</td>
<td>$625,000</td>
</tr>
<tr>
<td>2027*</td>
<td>$710,000</td>
</tr>
</tbody>
</table>

*Final Maturity

SECTION 4. Sale and Delivery of the Refunding Bonds.

(a) Offer to Purchase the Refunding Bonds. The City has received an offer for the purchase of the Refunding Bonds from NW Capital (a division of Windsor Financial Group) (the “Underwriter”). The terms and conditions of such offer are set forth in a contract of purchase, dated July 16, 2003 (the “Purchase Contract”), a copy of which is attached to hereto as Exhibit A and which by this reference is made a part hereof as if set forth in full herein.

(b) Award of the Refunding Bonds. The Refunding Bonds are herewith sold and awarded to the Underwriter in accordance with the provisions of the Purchase Contract for the purchase price of $6,255,927.45 (representing the original principal amount of the Refunding Bonds of $6,310,947.05, less an Underwriter’s discount of $55,019.60, less an original issue discount of $____________,plus accrued interest. Settlement for the Refunding Bonds shall be made in immediately available funds on July 23, 2003, or on such other date as may be agreed to by the City and the Underwriter The Mayor, the Administrator and the Chief Financial Officer of the City, or any of them, are hereby duly authorized to execute and deliver the Purchase Contract on behalf of the City and such execution and delivery shall constitute the acceptance by the City of the Underwriter’s offer to purchase the Refunding Bonds.
SECTION 5. Application of Proceeds of the Refunding Bonds.

(a) From the proceeds of the sale of the Refunding Bonds, the following amounts shall simultaneously with the issuance of such Refunding Bonds (or as soon as practicable thereafter) be paid by the City as follows:

(1) To the payees designated by the City, amounts representing the costs of issuance of the Refunding Bonds; and

(2) To the City, an amount representing accrued interest on the Refunding Bonds from the dated date to the date of issuance thereof and payment therefore, such amount to be used for the payment on the Refunding Bonds, as the same become due and payable on October 1, 2003.

(3) To the State of New Jersey, the payoff amount as stated in the payoff letter from the State’s Division of Pensions and Benefits in order to retire the City’s PERS Liability and PFRS Liability.

(4) The balance, if any, to the City to be used for any lawful purpose.

SECTION 6. Acceptance of Bond Insurance Commitment. The Mayor, the Administrator and the Chief Financial Officer, or any of them, are hereby authorized and directed to accept the commitment for bond insurance, submitted by MBIA Insurance Corporation in respect of the Refunding bonds, a copy of which is attached hereto as Exhibit B and which by this reference is made a part hereof as if set forth in full herein. Such officers are further authorized and directed to execute such additional documents and certificates as may be necessary in connection with the purchase of such bond insurance.

SECTION 7. Additional Acts. On behalf of the City, the appropriate representatives of the City are authorized and directed to take all steps which are necessary or convenient to effectuate the terms of the Resolution and the terms of this Sale Resolution with respect to the issuance, sale and delivery of the Refunding Bonds, including, but not limited to, the preparation and distribution of a final Official Statement and the execution of closing documentation.

SECTION 8. Effective Date. This Resolution shall take effect upon adoption hereof.

Before the vote was taken the following spoke regarding the resolution: Mike Hanley, NW Capital.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 6 - NAYS: 3 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Soares.

Council President Ramos left the meeting at 8:44 p.m.

03-1108
---By Councilman Del Boccio:

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional emergency temporary emergency appropriations:
Before the vote was taken the following spoke regarding the resolution: Stephanie Colello, 510 Monroe Street.

Council President Ramos returned to the meeting at 8:47 p.m.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 6 - NAYS: 3 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Soares.

03-1109
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken has not been immune to the general economic downturn in the economy of the State of New Jersey; and

WHEREAS, it is prudent to investigate all potential sources of aid from the State of New Jersey to ensure the continued well being of the citizens of Hoboken; and

WHEREAS, noting the such aid reflects only a small return of the extensive contributions by the citizens of the City of Hoboken toward the well-being of the State of New Jersey as a whole; and

WHEREAS, a potential source of supplementary funding for State Fiscal Year 2004 is available; and

WHEREAS, such funding requires the filing of an Application for Extraordinary Aid with the Division of Local Government Services for the State of New Jersey; and

WHEREAS, said Application must be filed by August 18, 2003,

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor or his
designee to execute any and all documents and take any actions
necessary to complete and realize the intent and purpose of this
resolution.
3. Such actions shall include investigation of all relevant criteria for an
application for Extraordinary Aid for State Fiscal Year 2004 and
upon satisfaction of said criteria, timely submission of all required
documentation.
4. This resolution shall take an effect immediately.

Before the vote was taken the following spoke regarding the resolution: Stephanie
Colello, 510 Monroe Street.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares
and President Ramos.
---Nays: None.

03-1110
---By Councilman Del Boccio:

WHEREAS, in today's climate of limited financial resources and mandates to economize, it
is in the City of Hoboken's best interest to assure that public street lighting and traffic signals are
being billed correctly, and it is also prudent to investigate opportunities to reduce future costs; and

WHEREAS, public street lighting and traffic signals service appears to be billed at highly
excessive rates; and

WHEREAS, Public Utilities Services, has been recognized as the “expert” in street
lighting and traffic signals throughout the State of New Jersey;

WHEREAS, Public Utilities Services, Inc. has been successful in achieving substantial
reductions in street lighting and traffic signals for various municipalities; and

WHEREAS, it would be in the best interest of the City of Hoboken to retain the services of
Public Utilities Services, Inc. as a qualified consultant to assist the municipality in maximizing its
energy efficiency in public street lighting and traffic signals and identifying opportunities for
savings; and

WHEREAS, the proposal submitted will be on a contingent basis and Public Utility
Services, Inc. will share the savings with the municipality on a fifty-fifty (50/50 basis; and

WHEREAS, there will be no cash outlay from the municipality since all fees will be paid
from the savings,

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The proposed services of Public Utility Services, Inc. are specialized in
   nature, requiring expertise, extensive training and a proven reputation.
3. These services are of such a qualitative nature that it is not reasonably
   possible to draft specifications for the performance of the services.
4. That these services are therefore properly classified as Extraordinary, Unspecifiable Services as defined by N.J.S.A. 40A:11-2(7) and this action is properly taken without competitive public bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(ii).

5. The Council of Hoboken hereby authorizes the Mayor, or his designee to execute any and all documents and/or take any actions necessary to complete and realize the intent and purpose of this resolution.

6. This resolution shall take an effect immediately.

Before the vote was taken the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue; Elizabeth Mason, 921 Hudson Street.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
August 1, 2003 to October 31, 2003

Before the vote was taken the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue; Dan Tumpson 230 Park Avenue; Donald Pellicano. 1000 Hudson Street.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Councilman Cricco left the meeting at 9:18 p.m.

03-1112
---By Councilman Cricco:

WHEREAS, by Ordinance No. R-318 dated May 20, 1998, the City Council adopted the Northwest Redevelopment Plan for 1998, the City Council adopted the Northwest Redevelopment Plan for an area declared to be an area in need of redevelopment; and

WHEREAS, by Resolution No. 1683 dated October 18, 2000, the City Council, exercising redevelopment powers under N.J.S.A. 40A:12-4, approved an Amended Developer’s Agreement with Frank Raia as the Redeveloper for certain parcels of land within the boundaries of the Northwest Redevelopment Plan; and

WHEREAS, pursuant to the foregoing Resolution, the City of Hoboken has entered into an Amended Developer’s Agreement with Frank Raia which provides for the purchase or condemnation of the property known as 800-810 Madison Street (Block 88, Lots 27 to 32 on the Tax Assessment Map) for the purpose of the redevelopment in accordance with the Northwest Redevelopment Plan; and

WHEREAS, by Resolution No. 03-861 dated February 5, 2003, the City Council consented to the transfer of the Redeveloper’s rights under the foregoing Amended Developer’s Agreement to a joint venture comprised of Tarragon Realty Investors, Inc., Ursa Development Group LLC and Frank Raia with respect to certain properties including the property located 900-810 Madison Street; and

WHEREAS, on February 24, 2003, an Assignment and Assumption Agreement in accordance wit the foregoing City Council Resolution was executed by the joint venture parties under which the Redeveloper’s rights and obligations under the Amended Developer’s Agreement with respect to the property located at 800-810 Madison Street were assigned to and assumed by Block 88 Development LLC, a New Jersey limited liability company; and

WHEREAS, Block 88 Development, LLC has been unable or unsuccessful in negotiating the acquisition of the Property and has requested that the City of Hoboken proceed with the acquisition of the Property by purchase or condemnation in accordance with the Amended Developer’s Agreement;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Hoboken as follows:

1. The property known as 800-810 Madison Street, Hoboken, New Jersey, designated as Block 88, Lots 27 to 32 (inclusive) on the Hoboken Tax Assessment Map (the “Property”), is determined to be needed for the public purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and
2. The Mayor, Business Administrator and Special Counsel (who is to be retained by separate resolution) are authorized and directed to undertake any actions and to execute any documents necessary or appropriate to acquire the Property from the owner either by purchase or condemnation in accordance with the Eminent Domain Act of 1991, N.J.S.A. 20:3-1 et. seq.; and

3. The amount of the offer price to be offered to the record owner of the Property is to be fixed by further resolution upon receipt and approval of an appraisal report to be prepared by a qualified real estate appraiser; and

4. All awards of compensation and costs associated with the acquisition of the Property are to be borne and paid for by Block 88 Development, LLC in accordance with the Amended Developer’s Agreement. Security for these payments shall be provided in accordance with the Amended Developer’s Agreement in such form and amount as directed by the Director of the Department of Community Development.

5. At such time as the City acquires the Property from the owner by negotiated purchase, or in the event the City exercises its powers of condemnation, when title vests with the City, the City is authorized and directed to sell the property for fair market value plus all costs and expenses and to convey the Property to Block 88 Development LLC, the designated redeveloper for the construction of an authorized project, provided however, in the event the property is not used for such purpose, title to the property shall revert to the City without any entry or re-entry made thereon on behalf of the City.

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

Before the vote was taken the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1
---Yeas: Council persons Addeo, Campos, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Soares.
---Absent: Cricco.

03-1113
---By Councilman Cricco:

WHEREAS, the City of Hoboken is considering the acquisition of certain real property known as 800-810 Madison Street, Hoboken, New Jersey, designated as Block 88, Lots 27 to 32 on the Tax Assessment Map for redevelopment pursuant to the Northwest Redevelopment Plan;

WHEREAS, the City desires to retain William J. Ward, Esq. of Carlin & Ward, P.C. located at 25A Vreeland Road, P.O. Box 751, Florham Park, New Jersey 07932, as Special Counsel in connection with the acquisition of the property listed above in accordance with the procedures set forth in the Eminent Domain Act of 1971, N.J.S.A. 20:3-1, et. seq.; 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)(a)(l); and
WHEREAS, the City Clerk has published in a newspaper authorized by law to publish the City’s legal advertisements, as required by N.J.S.A. 40A:11-5(1)(a)(i), 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; and

WHEREAS, all costs incurred by the City for the retention of Special Counsel are to be paid directly by Block 88 Development, LLC, the City’s designated Redeveloper for this project.

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The City of Hoboken shall retain the services of William J. Ward, Esq. of Carlin & Ward, P.C. located at 25A Vreeland Road, P.O.Box 751, Florham Park, New Jersey 07032, as Special Counsel in connection with the acquisition of the property listed above.
3. Special Counsel is authorized to engage a title insurance company, surveyor, environmental consultants, and such other experts as may be required in the performance listed above.
4. All costs incurred by the City for the retention of Special Counsel are to be paid directly by Block 88 Development, LLC, the City’s designated Redeveloper for this project.
5. This resolution shall take effect immediately.

Before the vote was taken the following spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1
---Yeas: Council persons Addeo, Campos, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Soares.
---Absent: Cricco.

Councilman Soares left the meeting at 9:20 p.m.

03-1114
---By Councilman Del Boccio:

WHEREAS, 1101-1125 Hudson Street, LLC with offices located at 1101-1125 Hudson Street, Hoboken, New Jersey. (“The Developer”) received site plan approval from the City of Hoboken Planning Board (“Planning Board”) on March 4, 2003 for property commonly known as 1101-1125 Hudson Street, Hoboken, New Jersey, Tax Block 261, Lot 1 on the Tax Map of the City of Hoboken, New Jersey (“the property”); and

WHEREAS, pursuant to resolution dated December 23, 2002, the Planning Board approved the Developer’s application for Preliminary Site Plan for a Planned Unit Development (PUD) comprising 832 residential units, 1524 off-street parking spaces, 210,000 square feet of commercial/retail space, 4.1 acres of pubic open space/waterfront passive park area (“the Project”) as more particularly described in the engineering and architectural plan approved by the Planning Board (“the Approved Plan”); and

WHEREAS, the preliminary Major Subdivision (PUD) is to subdivide the Property into five (5) tax lots (261.01, 261.02, 261.03, 261.04 and 261.05) as more particularly set forth in the Approved Plans; and

WHEREAS, as part of its approval, the Planning Board required among other conditions that the developer enter into a developer’s agreement with the City which agreement is attached
hereto and made a part hereof and sets forth certain additional requirements imposed upon the Developer;

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Hoboken that the Mayor be and is hereby authorized to execute the attached developer’s agreement on behalf of the City relating to the development of the property by the developer 1101-1125 Hudson Street, LLC referred to herein.

Before the vote was taken the following spoke regarding the resolution: Dan Tumpson, 230 Park Avenue;

Councilman Cricco returned to the meeting at 9:22 p.m.
Councilman Soares returned to the meeting at 9:23 p.m.

speakers continued: Elizabeth Mason, 921 Hudson Street.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 7 - NAYS: 2 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh, Soares.

03-1115
---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 during 1996 and 1997 authorizing a new contract total not to exceed $545,850.00 and for a term to end December 31, 1998; 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 remain as surplus; and

WHEREAS, on January 20, 1999 the City Council further extended this contract for a new total of $722,850.00 for additional service on Block A as well as the pending development if Blocks B and C; and

WHEREAS, PS&S (Keyspan) must provide further services related to extensions of the existing waterfront development permit as well as state and federal permitting services for Block A, Block C and post development of public areas within the Hoboken South Waterfront Development; 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 related to execute any extension of a professional service contract with PS&S for additional service 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 April 30, 2004; and be it further

RESOLVED, that funds for this contract extension 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.

Before the vote was taken the following spoke regarding the resolution: Dan Tumpson, 230 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

ORDINANCES
Introduction and First Reading

03-1116
DR-107

AN ORDINANCE CONFORMING PROCESSING AND SERVICING FEES WITH STATE LAW. (DR-107)

WHEREAS, the administrative processing and service fee for the fingerprinting of applicants for firearms exceeds the amount directed by the law of the State of New Jersey; and

WHEREAS, unless otherwise and specifically provided for by the State of New Jersey, State law supercede the General Municipal Ordinances of the City of Hoboken; and

WHEREAS, no exceptions to the law codified in N.J.S.A. 2C:58-3(f) have been enumerated, and in fact are specifically not allowed.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that §59A-21 of the General Municipal Ordinances of the City of Hoboken shall list the fee for fingerprinting of applicants for firearms as five dollars ($5.00).

---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 September 3, 2003 at 7:00 PM.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1117
DR-108
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 702 THROUGH 708 CLINTON STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS BLOCK 152, LOT 5, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-108)

WHEREAS, the applicant Caulfield Associates, L.P. has petitioned the City of Hoboken for the granting of certain easements over municipal lands at 702 through 708 Clinton Street, Hoboken, New Jersey, (the premises) which premises is more particularly described as Block 152, Lot 5 on the Tax Map of the City of Hoboken, New Jersey, in order to: build and maintain an encroachment on municipal lands for the purpose of maintaining a fence line adjacent to the western property line, and for the encroachment of stairs on the Sixth Street side (the south side of the property). The easements are described as follows:

METES AND BOUND
All that certain tract, or parcel of land, situate, lying and being in the City of Hoboken, County of Hudson, and State of New Jersey, bounded and described as follows:

Beginning at a point in the westerly line of Clinton Street, distant 28.00 feet northerly from the intersection formed by the northerly line of Seventh Street with westerly line of Clinton Street and running thence:

(1) N-13° 04'-E along the westerly line of Clinton Street a distance of 97.00 feet to a point, thence
(2) S-76°-56'-E and parallel to Seventh Street a distance of 3.00 feet onto the Clinton Street Right of Way, thence
(3) S-13°-04'-W and parallel to Clinton Street onto the Clinton Street Right of Way a distance of 97.00 feet to a point, thence
(4) NO-76°-56'-W and parallel to Seventh Street a distance of 3.00 feet to a point in the westerly line of Clinton Street, said point

WHEREAS, the reason for this easement is the encroachment of planters and bay windows onto public property.

BE IT ORDAINED by the City Council of the City of Hoboken that the City of Hoboken grants the aforementioned easement subject to the following conditions and requirements:

1. The above recitals are incorporated herein as though fully set forth as length.
2. 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.
3. The applicant shall immediately remove any or all projections or encumbrances which are improperly maintained and thus present a public hazard. 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.
5. 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.

6. 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.

7. 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 3, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0 - ABSENT: 0

---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

---Nays: None.

03-1118
DR-109

ORDINANCE APPROVING A TWENTY-FIVE (25) YEAR TAX EXEMPTION FOR A MARKET RATE RESIDENTIAL CONDOMINIUM UNITS/COMMERCIAL PROJECT TO BE CONSTRUCTED BY 1300 GRAND STREET URBAN RENEWAL, LLC, AN URBAN RENEWAL ENTITY, PURSUANT TO THE LONG TERM TAX EXEMPTION LAW N.J.S.A. 40A:20-1 ET SEQ. (DR-109)

WHEREAS, 1300 Grand Street Urban Renewal, LLC, an urban renewal entity, formed and qualified to do business under the provisions of the Long Term Tax Exemption Law of 1992, as amended and supplemented, N.J.S.A. 40A:20-1 et. seq. (Entity); and

WHEREAS, the Entity owns certain property known as Block 114, Lot 1-10 and Lots 26-33, on the City's Official Tax map, consisting of approximately 0.92 acres, and more commonly known by the street address of 1300 Grand Street, and more specifically described by metes and bounds in the application (Property); and

WHEREAS, the Property is located within the Northwest Redevelopment Area as required by N.J.S.A. 40A:20-4 and N.J.S.A. 40A:12A-5(g); and

WHEREAS, the Entity has applied for a long term tax exemption to construct a project consisting of a five (50) story building over a one story garage to contain approximately one hundred eighteen (118) market residential condominium units and three (3) commercial units and related parking (Project); and

WHEREAS, 1300 Grand Street Urban Renewal, LLC has agreed:

1. to pay the greater of (i) the Minimum Annual Service Charge or (ii) 15% of Annual Gross Revenue each year, which sum is estimated to be $444,832.68 and which shall be subject to statutory staged increases over the term of the tax exemption;

2. to provide employment and other economic opportunities for City residents and businesses and surrounding area;

3. that Project will further the overall redevelopment objectives of the Northwest Redevelopment Plan;
4. that City’s impact analysis, on file with the Office of the City Clerk, indicates that the benefits of the Project outweigh the costs to the City; and

WHEREAS, the City hereby determines that the tax exemption is important in obtaining development off the Project and influencing the locational decisions of proable occupants for the following reasons;

1. the relative stability and predictability of the annual service charges will make the Project more attractive to investors needed to finance the Project; and

2. the relative stability and predictability of the annual service changes will allow the owner to stabilize its operating budget, allowing a high level of maintenance to the building over the life of the Project, which will attract tenants to the Project and insure the likelihood of the success of the Project; and

WHEREAS, the City hereby determines that it is in its best interest to allow the Entity to amend the tax exemption Financial Agreement to permit the Entity to convert its application to market rate residential and commercial rental units, if market conditions require Entity to make such amendment.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Hoboken that:

A. The application of 1300 Grand Street Urban Renewal, LLC, an urban renewal company, formed and qualified to do business under the provisions of the Long Term Tax Exemption Law of 1992, as amended and supplemented, N.J.S.A. 40A:20-1 et. seq. a copy of which is on file in the office of the City Clerk, for Block 114, Lot 1-10 and lots 26-33, more commonly known by the street address of 1300 Grand Street, more specifically described by metes and bounds in the application is hereby approved.

B. The Mayor or Business Administrator is hereby authorized to execute a tax exemption Financial Agreement. The Financial Agreement shall include at a minimum the following terms and conditions:

1. Term: the earlier of twenty-five (25) years from the adoption of the within Ordinance or twenty (20) years from the date a permanent Certificate of Occupancy is issued for the Project;

2. Annual Service Charge: each year the greater of.

   (a) the Minimum Annual Service Charge upon Project completion, whether or not the Project is occupied; or

   (b) 15% of Annual Gross Revenue estimated at $44,832.68, which shall be subject to statutory increases during the term of the tax exemption.

3. Project: A five (50 story building over a one story garage to contain approximately one hundred eighteen (118) market residential condominium units three (30 commercial units and related parking.

4. Right to Amend: entity shall be entitled to amend, and City shall enter into such amendment of, the Financial Agreement to convert the project to market rate residential and commercial units, at Entity’s sole discretion and request if market conditions require such conversion after the date of the Financial Agreement, subject to submittal of a revised application to effect such conversion.
C. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

D. 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.

D. This Ordinance shall take effect at the time and in the manner provided by law.

E. The City Clerk and 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 that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

---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 September 3, 2003 at 7:00 PM.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 6 - NAYS: 2 - ABSENT: 0 - ABSTENTIONS: 1
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh, Soares.
---Abstentions: Castellano.

03-1119
DR-110

ORDINANCE APPROVING A TWENTY-FIVE (25) YEAR TAX EXEMPTION FOR A MARKET RATE RESIDENTIAL CONDOMINIUM UNITS/COMMERCIAL PROJECT TO BE CONSTRUCTED BY 1200 GRAND STREET URBAN RENEWAL, LLC, AN URBAN RENEWAL ENTITY, PURSUANT TO THE LONG TERM TAX EXEMPTION LAW N.J.S.A. 40A:20-1 ET SEQ. (DR-110)

WHEREAS, 1200 Grand Street Urban Renewal, LLC, an urban renewal entity, formed and qualified to do business under the provisions of the Long Term Tax Exemption Law of 1992, as amended and supplemented, N.J.S.A. 40A:20-1 et. seq. (Entity); and

WHEREAS, the Entity owns certain property known as Block 109, Lot 1. 1, 1.2.3, and 10-17 and Lots 4-7, 8 and 9, on the City's Official Tax map, consisting of approximately 1.385 acres, and more commonly known by the street address of 1200 Grand Street, and more specifically described by metes and bounds in the application (Property); and

WHEREAS, the Property is located within the Northwest Redevelopment Area as required by N.J.S.A. 40A:20-4 and N.J.S.A. 40A:12A-5(g); and

WHEREAS, the Entity has applied for a long term tax exemption to construct a project consisting of a six (6) story building to contain approximately one hundred fifty nine (159) market rate residential condominium units and four (4) commercial units and related parking (Project); and

WHEREAS, 1200 Grand Street Urban Renewal, LLC has agreed:

1. to pay the greater of (i) the Minimum Annual Service Charge or (ii) 15% of Annual Gross Revenue each year, which sum is estimated to
be $660,913.36 and which shall be subject to statutory staged increases over the term of the tax exemption;

2. to provide employment and other economic opportunities for City residents and businesses and surrounding area;

3. that Project will further the overall redevelopment objectives of the Northwest Redevelopment Plan;

4. that City's impact analysis, on file with the Office of the City Clerk, indicates that the benefits of the Project outweigh the costs to the City; and

WHEREAS, the City hereby determines that the relative benefits of the Project outweigh the cost of the tax exemption, for the following reasons:

1. The current real estate taxes generate revenue of only $41,033.16 whereas the Annual Service Charge, as estimated, will generate revenue of approximately $660,913.36 to the City;

2. The Project is expected to create a substantial number of jobs during construction as well as number of post-development job opportunities;

3. The Project will stabilize and contribute to the economic growth of businesses in the surrounding area;

4. The Project will further the overall redevelopment objectives of the Northwest Redevelopment Plan; and

5. The fiscal impact analysis on file with the Office of the City Clerk indicates that the benefits of the Project substantially outweigh the costs to the City of Hoboken.

WHEREAS, the City hereby determines that the tax exemption is important in obtaining development of the Project and influencing the locational decisions of probable occupants for the following reasons:

1. the relative stability and predictability of the annual service charges will make the Project more attractive to investors needed to finance the Project;

2. the relative stability and predictability of the annual service charges will allow the owner to stabilize its operating budget, allowing a high level of maintenance to the building over the life of the Project, which will attract tenants to the Project and insure the likelihood of the success of the Project.

NOW, THEREFORE, BE IT ORDAINED, by the Municipal Council of the City of Hoboken that:

SECTION 1. All “WHEREAS” clauses set forth in the Preamble of this Ordinance are acknowledged, confirmed and incorporated herein, as if set forth at length.

SECTION 2. The application of 1200 Grand Street Urban Renewal, LLC, an urban renewal company, formed and qualified to do business under the provisions of the Long Term Tax Exemption Law of 1992, as amended and supplemented, N.J.S.A. 40A:20-1 et. seq. a copy of which is on file in the office of the City Clerk, for Block 109, Lot 1, 1,1.2,2,3and10-17 and lots 4-7,8,9, more commonly known by the street address of 1200 Grand Street, more specifically described by metes and bounds in the application is hereby approved.

SECTION 3. The Mayor or Business Administrator is hereby authorized to execute a tax exemption Financial Agreement. The Financial Agreement shall include at a minimum the following terms and conditions:

1. **Term**: the earlier of twenty-five (25) years from the adoption of the
within Ordinance or twenty (20) years from the date a permanent Certificate of Occupancy is issued for the Project;

2. **Annual Service Charge**: each year the greater of:
   
   (a) the Minimum Annual Service Charge upon Project completion, whether or not the Project is occupied; or
   
   (b) 15% of Annual Gross Revenue estimated at $660,913.36, which shall be subject to statutory increases during the term of the tax exemption.

3. **Project**: A SIX (6) story building consisting of approximately one hundred fifty nine (159) market residential condominium units four (4) commercial units and related parking.

**SECTION 4.** The Financial Agreement shall be substantially in the form attached hereto, subject to such negotiated modifications as the Business Administrator or Corporation Counsel deems appropriate or necessary.

**SECTION 5.** All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 6.** 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 7.** This Ordinance shall take effect at the time and in the manner provided by law.

**SECTION 8.** The City Clerk and 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 that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

**NOTE:** All material is new; therefore underlining has been omitted. For purposes of advertising only, new matter is indicated by bold face and repealed matter by *italic.*

---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 September 3, 2003 at 7:00 PM.

---Motion duly seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 6 - NAYS: 2 - ABSENT: 0 - ABSTENTIONS: 1
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh, Soares.
---Abstentions: Castellano.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Ralph, Angione, Hoboken Gospel Chapel 641 Bloomfield Street; Traci Hallett, 222 Madison Street; Daniel Hughes, 300 Newark Avenue; Frank Raia, 457 7th Street; Helen Hirsch, 98 Park Avenue;

Councilman Campos left the meeting at 10:00 p.m.
Councilman Campos returned to the meeting at 10:05 p.m.
speakers continued: Stephanie Colello, 510 Monroe Street; Chad Fulghan, 510 Monroe Street; Daniel Tumpson, 230 Park Avenue; Robert Fulton, 2 Marine View Plaza; Joe Grossi, 10 Church Towers.

RESOLUTIONS CONTINUED

03-1120

At this time, prior to the close of the meeting, a verbal motion was made and seconded to “Call for an Investigation of Columbian Towers”; vote as follows:

---By Councilwoman Castellano:
---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0 - ABSENT: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

President Ramos then adjourned the meeting at 10:35 p.m.
MEETING OF SEPTEMBER 3, 2003

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 3, 2003 AT 7:00 PM

Prior to the beginning of the regular council meeting, at 6:55 PM, the council entered into an executive (closed) session.

03-1121
---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- Ongoing litigation (101 Marshall Street)

BE IT RESOLVED, that the City Council shall at this time 6:55 pm, September 3, 2003, 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 Giacchi.
---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Addeo, Castellano, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Campos, Cricco.

President Ramos opened the meeting at 7:19 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 Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT: None.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

AN ORDINANCE CONFORMING PROCESSING AND SERVICING FEES WITH STATE LAW. (DR-107)

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 Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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 702 THROUGH 708 CLINTON STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY Known AS BLOCK 152, LOT 5, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-108)

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 Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

ORDINANCE APPROVING A TWENTY-FIVE (25) YEAR TAX EXEMPTION FOR A MARKET RATE RESIDENTIAL CONDOMINIUM UNITS/COMMERCIAL PROJECT TO BE CONSTRUCTED BY 1300 GRAND STREET URBAN RENEWAL, LLC, AN URBAN RENEWAL ENTITY, PURSUANT TO THE LONG TERM TAX EXEMPTION LAW N.J.S.A. 40A:20-1 ET SEQ. (DR-109)

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: Helen Hirsch, 98 Park Avenue; Jon Gordon, 333 River Street; Ines Garcia-Keim, 1114 Park Avenue; Maurice DeGennaro, 614 Hudson Street; Michael Lenz, 408 Monroe 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 Del Boccio moved that the hearing be closed.
Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 6 - NAYS: 2 - ABSTAIN: 1
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi, and President Ramos.
---Nays: Marsh, Soares.
---Abstain: Castellano.

ORDINANCE APPROVING A TWENTY-FIVE (25) YEAR TAX EXEMPTION FOR A MARKET RATE RESIDENTIAL CONDOMINIUM UNITS/COMMERCIAL PROJECT TO BE CONSTRUCTED BY 1200 GRAND STREET URBAN RENEWAL, LLC, AN URBAN RENEWAL ENTITY, PURSUANT TO THE LONG TERM TAX EXEMPTION LAW N.J.S.A. 40A:20-1 ET SEQ. (DR-110)

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: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 6 - NAYS: 2 - ABSTAIN: 1
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi, and President Ramos.
---Nays: Marsh, Soares.
---Abstain: Castellano.

PETITIONS AND COMMUNICATIONS

03-1122
A communication from Business Administrator Robert Drasheff, with the Annual Financial Statement for SFY 2003.
--Received and filed.

03-1123
TO: City Council Members
FROM: Mayor David Roberts
DATE: September 3, 2003
RE: NY Waterway Fare Increase

Dear Council Members:

As I am sure you are aware, effective Monday, September 1st, New York Waterway raised the fare of its monthly pass by 15%. This was done with no advance notice and no public hearings. This is an unacceptable action which needs public scrutiny.

New York Waterway receives millions of dollars in public subsidies from the state and the Port Authority of New York and New Jersey each year. Public funds demand public review and hearing. I am urging Governor McGreevey and Port Authority Chairman Coscia to ensure that this increase is justified for the thousands of Hoboken commuters who rely on this service daily.

New York Waterway contends that the increase is necessary to offset the anticipated loss of revenue when PATH service to Lower Manhattan resumes later this year. Is 155 an arbitrary number or is it based on facts? The public deserves to know.
I am asking the City Council to join with me in my effort to have formal public hearings on this increase so the truth may be exposed.

Thank you for your consideration.

Sincerely,

Mayor David Roberts

--Received and filed.

**03-1124**

**APPLICATIONS FOR MISCELLANEOUS LICENSES**

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<td>Raffles</td>
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---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 Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**REPORTS OF CITY OFFICERS**

**03-1125**

A report of Municipal Clerk James J. Farina indicating bids received on July 15, 2003 for: Chimney Replacement at City Hall, bid #04-02, (no bids received).

---Received and filed.

**03-1126**


---Received and filed.

**CLAIM RESOLUTIONS**

**03-1127**

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 $703,343.30 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
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 $148,197.45 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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 $908,808.44 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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 $58,270.48 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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 $172,997.95 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilman Campos:

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 $42,938.42 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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 $1,700.00 against the CAPITAL ACCOUNT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

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 $125,076.78 against the PARKING UTILITY.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

PAYROLL RESOLUTIONS

03-1128
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 31, 2003 TO AUGUST 13, 2003 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:
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<td></td>
</tr>
<tr>
<td>Emergency Mgmt</td>
<td>3-01-25-252</td>
<td>721.60</td>
<td>721.60</td>
<td></td>
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</tr>
<tr>
<td>Fire Division</td>
<td>3-01-25-266</td>
<td>342,725.92</td>
<td>342,725.92</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Signal &amp; Traffic</td>
<td>3-01-25-267</td>
<td>8,338.98</td>
<td>247.50</td>
<td>8,586.48</td>
<td></td>
</tr>
<tr>
<td>Envir. Ser. Dir. Office</td>
<td>3-01-26-290</td>
<td>12,956.98</td>
<td>247.50</td>
<td>8,586.48</td>
<td></td>
</tr>
<tr>
<td>Streets &amp; Roads</td>
<td>3-01-26-291</td>
<td></td>
<td></td>
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<tr>
<td>Central Garage</td>
<td>3-01-26-301</td>
<td>9,514.43</td>
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<td>9,514.43</td>
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<tr>
<td>Sanitation</td>
<td>3-01-26-305</td>
<td>45,384.26</td>
<td>4,113.30</td>
<td>49,497.56</td>
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<tr>
<td>Cultural Affairs</td>
<td>3-01-27-176</td>
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<tr>
<td>Human Service Direct.</td>
<td>3-01-27-330</td>
<td>6,175.53</td>
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<td>6,175.53</td>
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<tr>
<td>Board of Health</td>
<td>3-01-27-332</td>
<td>14,766.04</td>
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<td>14,766.04</td>
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<tr>
<td>Constituent Services</td>
<td>3-01-27-333</td>
<td>5,333.68</td>
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<td>5,333.68</td>
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<tr>
<td>Senior Citizens Div</td>
<td>3-01-27-336</td>
<td>11,883.50</td>
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<td>11,883.50</td>
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<tr>
<td>Rent Stabilization</td>
<td>3-01-27-347</td>
<td>6,468.44</td>
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<tr>
<td>Transportation</td>
<td>3-01-27-348</td>
<td>5,636.36</td>
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<td>5,636.36</td>
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<tr>
<td>Recreation</td>
<td>3-01-28-370</td>
<td>39,606.68</td>
<td>1,710.84</td>
<td>41,317.52</td>
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<tr>
<td>Parks</td>
<td>3-01-28-375</td>
<td>21,260.45</td>
<td>1,796.70</td>
<td>23,057.15</td>
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<tr>
<td>Public Prop.</td>
<td>3-01-28-377</td>
<td>24,319.74</td>
<td>415.54</td>
<td>24,920.28</td>
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<tr>
<td>Public Library</td>
<td>3-01-29-390</td>
<td>24,884.08</td>
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<tr>
<td>Public Defender</td>
<td>3-01-43-495</td>
<td>2,123.57</td>
<td></td>
<td>2,123.57</td>
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<tr>
<td>Municipal Court</td>
<td>3-01-43-490</td>
<td>30,181.80</td>
<td>118.62</td>
<td>30,300.42</td>
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<tr>
<td>Parking Utility</td>
<td>3-31-55-501-100</td>
<td>38,589.91</td>
<td>23.07</td>
<td>38,612.98</td>
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<tr>
<td>Universal Cops</td>
<td>3-01-25-241-012</td>
<td>5,836.53</td>
<td>85.80</td>
<td>5,922.33</td>
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<tr>
<td>Cops In School</td>
<td>3-01-25-241-015</td>
<td>9,384.60</td>
<td></td>
<td>9,384.60</td>
<td></td>
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<tr>
<td>Civilian Hiring</td>
<td>3-01-25-241-016</td>
<td>6,937.37</td>
<td></td>
<td>6,937.37</td>
<td></td>
</tr>
<tr>
<td><strong>Other</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Police Outside Employ.</td>
<td>T-14-10-000-000</td>
<td>21,700.00</td>
<td>21,700.00</td>
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<td></td>
</tr>
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</table>
Police Grant DE 16-S7-01 12,203.55 12,203.55

Fire Dept. Penalty T-13-10-000-001

Summer Lunch Prog 4-01-55-901-001 2581 2581

**Grand Total**

<table>
<thead>
<tr>
<th></th>
<th>ACCOUNT #</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Codification O.E.</td>
<td>4-01-10-123-020</td>
<td>$2,500.00</td>
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<tr>
<td>Acct &amp; Control O.E.</td>
<td>4-01-20-131-021</td>
<td>$2,000.00</td>
</tr>
<tr>
<td>Tax Collector O.E.</td>
<td>4-01-20-145-021</td>
<td>$4,000.00</td>
</tr>
<tr>
<td>Historic Comm O.E.</td>
<td>4-01-20-175-021</td>
<td>$100.00</td>
</tr>
<tr>
<td>Insurance O.E.</td>
<td>4-01-23-210-020</td>
<td>$100,000.00</td>
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<tr>
<td>Dues/Member O.E.</td>
<td>4-01-23-212-020</td>
<td>$600.00</td>
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<tr>
<td>Senior Citizens O.E.</td>
<td>4-01-27-336-021</td>
<td>$3,800.00</td>
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<tr>
<td>Parks O.E.</td>
<td>4-01-25-375-021</td>
<td>$15,000.00</td>
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<tr>
<td>Building O.E.</td>
<td>4-01-28-377-021</td>
<td>$25,000.00</td>
</tr>
<tr>
<td>Water &amp; Sewer O.E.</td>
<td>4-01-31-445-000</td>
<td>$2,500.00</td>
</tr>
<tr>
<td>Summer Lunch O.E.</td>
<td>4-01-40-700-003</td>
<td>$12,000.00</td>
</tr>
<tr>
<td>Accts Payable O.E.</td>
<td>4-01-55-900-003</td>
<td>$37,742.18</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td></td>
<td>$205,242.18</td>
</tr>
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</table>

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 7 - NAYS: 2
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh, Soares.
03-1130
---By Councilman Del Boccio:

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional emergency temporary emergency appropriations:

<table>
<thead>
<tr>
<th>ACCOUNT</th>
<th>ACCOUNT #</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Parking Utility O.E.</td>
<td>4-31-55-502-200</td>
<td>$250,000.00</td>
</tr>
</tbody>
</table>

TOTALS $250,000.00

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 7 - NAYS: 2
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh, Soares.

03-1131
---By Council President Ramos:

WHEREAS, the Council of the City of Hoboken, considers it necessary and proper to engage professional engineering services for a Municipal Engineer; and

WHEREAS, said engineering services are specialized and qualitative in nature and falls 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

(1) A contract for the Professional Engineering services shall be prepared and executed as follows:

Schoor DePalma, Inc.
160 Littleton Road
P.O. Box 5245
Parsippany, New Jersey 07054, such firm to be paid at an hourly rate of pursuant to the attached schedule not to exceed $75,000.00

(2) This agreement shall be effective July 1, 2003 and terminate June 30, 2004.

(3) 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 on one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

(4) The Mayor and City Clerk are hereby authorized to execute this Agreement.

(5) 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.
BE IT RESOLVED, that the following SFY 2003 budget appropriation reserve transfers are hereby authorized for the City of Hoboken:

<table>
<thead>
<tr>
<th>CURRENT FUND Operations – Within “Caps”</th>
<th>FROM</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>Worker’s Comp O.E.</td>
<td>3-01-20-121-020</td>
<td>$6,705.00</td>
</tr>
<tr>
<td>Grants Mgmt. O.E.</td>
<td>3-01-20-116-021</td>
<td>$5.00</td>
</tr>
<tr>
<td>Group Health O.E.</td>
<td>3-01-23-220-020</td>
<td>$1,475.00</td>
</tr>
<tr>
<td>Central Garage OE</td>
<td>3-01-26-301-021</td>
<td>$75.00</td>
</tr>
<tr>
<td>Constituent Svcs. O.E.</td>
<td>3-01-27-331-021</td>
<td>$1,160.00</td>
</tr>
<tr>
<td>Bd. of Health O.E.</td>
<td>3-01-27-336-021</td>
<td>$3,190.00</td>
</tr>
<tr>
<td>Senior Citizens O.E.</td>
<td>3-01-27-336-021</td>
<td>800.00</td>
</tr>
<tr>
<td><strong>TOTALS</strong></td>
<td><strong>$6,705.00</strong></td>
<td><strong>$6,705.00</strong></td>
</tr>
</tbody>
</table>

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

 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 **$8,641.65** 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>Robert D. Blaw Esq.</td>
<td>204\32</td>
<td>518Washington St</td>
<td>$8,641.65</td>
</tr>
<tr>
<td>Joseph &amp; Armane Rlty Corp.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>518 Washington Street</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
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, 12 September 2003, 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 Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for the supply of solid waste services for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 04-01:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Option #1</th>
<th>Option #2</th>
<th>Option #3</th>
</tr>
</thead>
<tbody>
<tr>
<td>H.C. Container Service</td>
<td>One Yr</td>
<td>$800,000</td>
<td>$820,000</td>
</tr>
<tr>
<td>4711 Dell Avenue North</td>
<td>Three Yr.</td>
<td>$2,400,000</td>
<td>$2,460,000</td>
</tr>
<tr>
<td>Bergen NJ 07047</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references goods and/or services based upon the following information:

   H.C. Container Service
   4711 Dell Service (3 Year Contract – Option #1)
   North Bergen NJ 07047

---Motion duly seconded by Councilman Giacchi.
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
WHEREAS, the City of Hoboken sought competitive proposals for downtown streetscape improvements, and

WHEREAS, the below submitted proposals raised a question about completeness of the original bid specifications as advertised,

WHEREAS, the following proposal were received:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Proposal</th>
<th>Alt. 1</th>
<th>Alt. 2</th>
<th>Alt. 3</th>
</tr>
</thead>
<tbody>
<tr>
<td>English Paving</td>
<td>$658,990</td>
<td>$102,635</td>
<td>$202,415</td>
<td>$322,955</td>
</tr>
<tr>
<td>1087 Edgewater Ave</td>
<td>Ridgefield, NJ 07657</td>
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</tr>
</tbody>
</table>

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken, in the County of Hudson that:

1. The above recitals are incorporated herein as thoughtfully set forth at length.

2. The City Council hereby rejects the proposals of the above vendor.

3. The Administration is hereby authorized to re-advertise for these goods/services.

---Motion duly seconded by Councilman Del Boccio.
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1137
---By Councilman Cricco:

WHEREAS, the City of Hoboken is in need of the construction services for the chimney at Hoboken City Hall and;

WHEREAS, the City of Hoboken received no bids at the first bid opening on Tuesday, July 15, and

WHEREAS, the second bid, submitted on Friday, August 8, 2003, was rejected by the City of Hoboken, on Tuesday, August 26, 2003 based on the fact that the submittal was higher than the anticipated cost of the project; and

WHEREAS, the City of Hoboken, Department of Environmental Services seeks to award a contact to Maximum Mechanical Corporation, 30 Howe Avenue, Passaic, NJ 07055, negotiations of which is permitted pursuant to NJ 40A:11-5 (3); and

WHEREAS, the maximum amount of the contract for the aforesaid services by to Maximum Mechanical Corporation shall be Forty Four Thousand Five Hundred ($44,500.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.

3. The Mayor or his designee is authorized to execute a contract for Forty Four Thousand Five Hundred ($44,500.00) dollars for the services required for the construction services to Maximum Mechanical Corporation.

4. Furnish such documents as may be required.

5. Act as authorized correspondent of the City of Hoboken.

6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1138
---By Councilman Campos:

WHEREAS, the August 14th blackout affected a substantial portion of Hoboken; and

WHEREAS, through his prompt response and meaningful leadership, Chief LaBruno successfully oversaw the provision of emergency services for Hoboken’s citizens; and

WHEREAS, through his thoughtful management efforts, Chief LaBruno’s dedicated action helped avert situations which could have led to serious injury, or worse, during what was a difficult time for many in and around Hoboken.

Whereas, the City of Hoboken suffered no increases in crime, no civil disturbances, no serious emergencies, due to Chief LaBruno’s skillful deployment of the police force during the blackout of 2003.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Mayor and Council commend Chief LaBruno for his important contribution and valuable leadership to the ongoing health and safety of Hoboken’s residents.
3. This resolution shall be effective immediately.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1139
---By Councilman Cricco:

WHEREAS, the City of Hoboken has received funding for toddler play and water play projects at Church Square {and;
WHEREAS, the City of Hoboken is in need of the professional land surveying services for the property at Church Square Park to continue with the aforementioned projects; and

WHEREAS, advertisement for such professional service agreements is unnecessary pursuant to Resolution No. 02-515 approved by the Municipal Council of Hoboken on June 19, 2002; and

WHEREAS, John E. Collazuol & Associates has proposed to perform the aforesaid work on behalf of the City of Hoboken; and

WHEREAS, the City of Hoboken, Department of Environmental Services seeks to award a contract to John E. Collazuol & Associates, 1610 Center Avenue, Fort Lee, New Jersey 07024; and

WHEREAS, the maximum amount of the professional services to John Collazuol & Associates shall be Seven Thousand Six Hundred ($7,600.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a professional services contract for Seven Thousand Six Hundred ($7,600.00) dollars for the services required for land surveying services to John E. Collazuol & Associates as they are stated in the aforementioned proposal submitted on April 11, 2003.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1140
---By Councilman Cricco:

WHEREAS, the City of Hoboken Department of Environmental Services has a need for additional services on the safety surfacing project at Stevens and Church Square Parks; and

WHEREAS, the City of Hoboken, Department of Environmental Services has a need awarded a contract to JC Landscape Construction and Management Company Inc., 52 Denise Drive, Kinnelon, New Jersey 07405; and

WHEREAS change orders were approved by Schoor DePalma, the engineering firm on the project; and

WHEREAS, there exists a need for the maximum amount of the contract to JC Landscape Construction be increased by Three Thousand Eighteen and Seventeen Cents ($3,018.75) dollars from Fifty Seven Thousand Nine Hundred Thirty Five ($57,935.00) dollars to Sixty Thousand Nine Hundred Fifty Four and Seventy Five Cents ($60,954.75) dollars; and
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to amend contract to for Sixty Thousand Nine Hundred Fifty Four and Seventy Five Cents ($60,954.75) dollars for services required on the Safety Surfacing Project to JC Landscape Construction.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1141
---By Councilman Cricco:

WHEREAS, the City of Hoboken is in need of additional structural engineering services for the sailing school project to be located at Pier A; and

WHEREAS, Alan Goodheart ASLA Landscape Architect has proposed to perform the aforesaid work on behalf of the City of Hoboken; and

WHEREAS, the City of Hoboken, Department of Environmental Services has awarded a contract to Paulus, Sokolowski, and Sartor, LLC, 67 Mountain Blvd., Extension, Warren, New Jersey 07059; and

WHEREAS, the City of Hoboken, Department of Environmental Services seeks to amend aforesaid contract to Paulus, Sokolowski, and Sartor, LLC, 67 Mountain Blvd., Extension, Warren, New Jersey 07059; and

WHEREAS, the increase to the maximum amount of the contract for these services to Paulus, Sokolowski, and Sartor, LLC shall be Four Thousand ($4,000.00) from Twenty Five Thousand ($25,000.00) dollars to Twenty Nine Thousand ($29,000.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to amend the contract for services required for the engineering of the sailing school project at Pier A to Paulus, Sokolowski, and Sartor by Four Thousand ($4,000.00) from Twenty Five Thousand ($25,000.00) dollars to Twenty Nine Thousand ($29,000.00) dollars. Furnish such documents as may be required.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.
This Resolution is effective immediately.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1142
---By Council President Ramos:

WHEREAS, New York Waterway instituted a 15% fare increase on monthly pass holders commuting from Hoboken and other New Jersey destinations to New York City; and

WHEREAS, thousands of Hoboken residents and other commute to New York City daily and rely on New York Waterway for their daily commute; and

WHEREAS, there was no advance notice of the fare increase, justification of a 15% raise, or opportunity for public comment; and

WHEREAS, New York Waterway receives millions of dollars in subsidies from the State of New Jersey and the Port Authority of New York and New Jersey; and

WHEREAS, the formation of a coalition of Hudson County municipalities be formed with the assistance of Hoboken corporation counsel to explore a lawsuit to compel a rollback of ferry fare increases.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, that:

1. This Council joins Mayor David Roberts, in urging Governor McGreevey and Port Authority Chairman Anthony Corcia to reevaluate New York Waterway’s fare increase and allow the public to be heard on this matter.

2. The Clerk of the Hoboken City Council shall transmit certified copies of this Resolution to the Honorable James McGreevey and Chairman Anthony Corcia.

3. Hoboken corporation counsel seeks to work with other municipalities to explore a lawsuit to compel a rollback of fares.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Councilman Cricco left the meeting at 7:52 p.m.

03-1143
---By Councilman Del Boccio:

WHEREAS, an overpayment of taxes has been made on property listed below; and
WHEREAS, Louis P. Picardo, Collector of Revenue 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 $8,748.48 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>National Tax. Assist. Corp</td>
<td>39\16</td>
<td>229 Madison St.</td>
<td>$2,990.09</td>
</tr>
<tr>
<td>Mark Kirk</td>
<td>173\6\C2-06</td>
<td>1109-21Willow Ave</td>
<td>$941.08</td>
</tr>
<tr>
<td>Tracie Howard</td>
<td>219\10.4\C-071A</td>
<td>825Washington St</td>
<td>$1,823.50</td>
</tr>
<tr>
<td>W. Bennett &amp; E. Skordi</td>
<td>33\27\C000E</td>
<td>114 Willow Ave</td>
<td>$887.96</td>
</tr>
<tr>
<td>Laura Callegari</td>
<td>67\5\C004L</td>
<td>509 Monroe St.</td>
<td>$833.26</td>
</tr>
<tr>
<td>Cherie Stein</td>
<td>89\12\C0416</td>
<td>501 9th St</td>
<td>$1,272.59</td>
</tr>
</tbody>
</table>

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

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

03-1144
---By Councilman Campos:

WHEREAS, the Hudson Regional Health Commission (“HRHC”) is the County Hazardous Materials Control Pollution Services; and

WHEREAS, the “HRHC” desires to enter into an Inter-local Agreement with the City of Hoboken Fire Department to ensure participation and collaboration for hazardous material emergency response program; and

WHEREAS, there will be no cost to the City of Hoboken Fire Department for its participation with “HRHC” which may, among other things, assist with:
a. Hazmat equipment purchases;
b. Replenishment of expendable supplies;
c. Assist with reimbursement of the cost of investigation of hazmat incidents;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, County of Hudson and State of New Jersey that:

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor or his designee to execute any and all documents and take any actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor or his designee is hereby authorized to execute an inter-local Agreement for the above listed services based upon the following:

   Provider: Hudson County Regional Health Commission
   595 County Avenue
   Building #1
   Secaucus, New Jersey

   Term of Agreement: Subject to 90-day notice to cancel.

4. This Resolution shall be in effect immediately.

Before the vote was taken the following addressed the City Council: 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 Addeo, Campos, Castellano, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Cricco.

03-1145
---By Councilman Cricco:

   WHEREAS, the City of Hoboken sponsors the Hoboken Arts and Music Festival, to take place September 21st, 2003; and

   WHEREAS, part of the festival includes musical presentation and arts and crafts displays; and

   WHEREAS, vendor fees and sponsorships for the festival will be the source of funds to pay contractual fees through PRIMO Productions in the sum of Twelve Thousand Five Hundred ($12,500.00) dollars; and

   WHEREAS, the City of Hoboken considers it desirable to enter into a contract with Felix Cavaliere’s Rascals/PRIMO Productions to perform at the Festival on September 21, 2003.

   NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that:
1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract for Twelve Thousand Five Hundred ($12,500.00) dollars performing services of Felix Cavaliere's Rsscals/PRIMO Productions.
4. The Mayor or his designee shall furnish such documents as may be required.
5. The Mayor or his designee shall act as authorized correspondent of the City of Hoboken.

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

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

03-1146
---By Councilman Cricco:

WHEREAS, the City of Hoboken is in need of additional professional land surveying services of the property necessary for handicapped accessibility at the Hoboken Public Library; and

WHEREAS, John E. Collazuol & Associates has proposed to perform the aforesaid work on behalf of the City of Hoboken; and

WHEREAS, the City of Hoboken, Department of Environmental Services has awarded a contract to John E. Collazuol & Associates, 1610 Center Avenue, Fort Lee, New Jersey 07014

WHEREAS, the City of Hoboken, Department of Environmental Services seeks to amend the aforementioned contract to John E. Collazuol & Associates, 1610 Center Avenue, Fort Lee, New Jersey 07024

WHEREAS, the increase to the maximum amount of the contract for these services to John E. Collazuol & Associates shall be One Thousand Fifty ($1,050.00) dollars from Two Thousand Three Hundred ($2,300.00) dollars to Three Thousand Three Hundred Fifty ($3,350.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to amend the contract services required for the professional land surveying services to John E. Collazuol & Associates by One Thousand Fifty ($1,050.00) dollars from Two Thousand Three Hundred ($2,300.00) dollars to Three Thousand Three Hundred Fifty ($3,350.00) dollars.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

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

**03-1147**
--- By Councilman Cricco:

18.* Designating Metro Stop Enterprises, LLC as redeveloper of 800-830 Jackson Street as part of the Northwest Redevelopment Plan.

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

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

**ORDINANCES**

**03-1148**

**DR-111**

BOND ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE CITY’S OUTSTANDING BONDS, APPROPRIATING AN AMOUNT NOT TO EXCEED $45,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED $45,000,000 GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF HOBOKEN FOR FINANCING THE COST THEREOF. (DR-111)

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY 9 not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The City of Hoboken, in the County of Hudson, New Jersey (the “City”) is hereby authorized to refund all or part of the City’s outstanding (i) Fiscal Year Adjustment Bonds, Series 1991, (ii) General Obligations Refunding Bonds, Series 1997A, (iii) General Obligation Refunding Bonds, Series 1997B, and (iv) General Obligation Refunding bonds, Series 2001, and to provide for the payment of the costs of issuance.

Section 2. In order to finance the cost of the purpose described in Section 1 hereof, negotiable general obligation refunding bonds (the “Refunding Bonds”) are hereby authorized to be issued in the principal amount not to exceed $45,000,000 pursuant to the Local Bond Law.
Section 3. An aggregate amount not exceeding $1,500,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of refunding bonds authorized herein.

Section 4. The purpose of the refunding is to provide either debt service savings to the City and/or to restructure the debt of the City.

Section 5. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorize by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 6. A certified copy of this bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the financial officer of the City as to the indebtedness to be financed by the issuance of the refunding bonds authorized herein.

Section 7. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this ordinance as finally adopted.

---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 1, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1
---Yeas: Council persons Addeo, Campos, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Soares.
---Absent: Cricco.

RESOLUTIONS CONTINUED

Presented and Read

03-1149
---By Councilman Del Boccio:

WHEREAS, THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY (the “City”), desires to make application to the Local Finance Board for its review and consent to a refunding bond issuance consisting of not to exceed $45,000,000 aggregate principal amount of the City’s general obligation refunding bonds pursuant to N.J. S.A. 40A:2-51;

WHEREAS, THE GOVERNING BODY OF THE CITY believes:

(a) it is in the public interest to accomplish such purpose;

(b) said purpose or improvements are for the health, welfare, convenience of betterment of the inhabitants of the City;

(c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant; and
(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; and

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, as follows:

Section One. The Application to the Local Finance Board is hereby approved, and the City's Business Administrator, Financial Advisor, Auditor and Bond Counsel, along with other representatives of the City, are hereby authorized to prepare such Application, to file such application with the Local Finance Board and to represent the City in matters pertaining thereto (including any related matters which may arise in the course of the Local Finance Board's review of the Application).

Section Two. The City Clerk is hereby directed to prepare and file a copy of this resolution with the Local Finance Board as part of such application.

Section Three. 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.

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1
---Yeas: Council persons Addeo, Campos, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Soares.
---Absent: Cricco.

Council President Ramos left the meeting at 8:14 p.m.
Councilman Campos left the meeting at 8:15 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 Campos returned to the meeting at 8:18 p.m.

speakers continued: Maurice DeGennaro, 614 Hudson Street; Jon Gordon, 333 River Street; Michael Lenz, 408 Monroe Street.

Vice-President Del Boccio then adjourned the meeting at 8:33 p.m.
Prior to the beginning of the regular council meeting, at 6:34 PM, the council entered into an executive (closed) session.

03-1150
---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- ongoing litigation (101 Marshall Street)

BE IT RESOLVED, that the City Council shall at this time 6:34 pm, September 17, 2003, 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
---Yeas: Council persons Addeo, Campos, Castellano, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Cricco.

The City Council came out of executive (closed) session at 7:03 p.m. and took a brief recess.

President Ramos 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 Addeo, Campos, Castellano, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT: Cricco.

03-1151
APPLICANTS FOR MISCELLANEOUS LICENSES

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<tr>
<th>Category</th>
<th>Number</th>
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<tbody>
<tr>
<td>Limousine Owners</td>
<td>7</td>
</tr>
<tr>
<td>Public Hack Drivers</td>
<td>4</td>
</tr>
<tr>
<td>Livery/Limousine Drivers</td>
<td>9</td>
</tr>
<tr>
<td>Vendor</td>
<td>5</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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Addeo, Campos, Castellano, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Cricco.

03-1152
REPORTS OF CITY OFFICERS

A report of Municipal Clerk James J. Farina for bids to be received on September 12, 2003 for: Concession Stand at Sinatra Park, bid #04-03 (no bids received).

---Received and filed.

03-1153
A report of the Municipal Court indicating receipts for the month of August 2003 as $259,263.01.

---Received and filed.

03-1154
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 $772,757.88 against the UNCLASSIFIED CLAIMS.

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

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 $106,176.09 against the DEPARTMENT OF ADMINISTRATION.

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

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 $808,110.91 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

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

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 $50,908.31 against the DEPARTMENT OF HUMAN SERVICES.

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

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 $122,802.67 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

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

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 $52,775.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

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

By Councilman Campos:

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 $36,424.00 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 Addeo, Campos, Castellano, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Cricco.

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 $135,336.65 against the CAPITAL ACCOUNT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Addeo, Campos, Castellano, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Cricco.
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 $26,095.60 against the PARKING UTILITY.

Seconded by Councilman Giacchi.

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

PAYROLL RESOLUTIONS

03-1155
By Councilman Del Boccio:

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 14, 2003 TO AUGUST 27, 2003 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>
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<td>Purchasing</td>
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<td>Amount 2</td>
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**Other**

- Police Outside Employ. T-14-10-000-000 18,885.00 18,855.00
- Police Grant DE 16-S7-01
- Fire Dept. Penalty T-13-10-000-001
- Summer Lunch Prog. 4-01-55-901-001 3,233.20 3,233.20

**Grand Total**

1,164,292.05 30,257.50 140,795.20 1,335,344.75

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

**RESOLUTIONS**

Presented and Read

**03-1156**

---By Councilman Del Boccio:
RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional emergency temporary emergency appropriations:

<table>
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<tr>
<th>ACCOUNT</th>
<th>ACCOUNT #</th>
<th>AMOUNT</th>
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<tbody>
<tr>
<td>Personnel O.E.</td>
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<td>City Clerk O.E.</td>
<td>4-01-20-120-021</td>
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<td>Legal Ads O.E.</td>
<td>4-01-20-121-020</td>
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<td>Assessor’s O.E.</td>
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<td>Insurance O.E.</td>
<td>4-01-23-210-020</td>
<td>300,000.00</td>
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<td>Postage</td>
<td>4-01-23-211-020</td>
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<td>Worker’s Comp O.E.</td>
<td>4-01-23-215-020</td>
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<td>Health Ins. O.E.</td>
<td>4-01-23-220-020</td>
<td>300,000.00</td>
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<td>Fire Hazmat O.E.</td>
<td>4-01-25-254-020</td>
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<td>Solid Waste O.E.</td>
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<td>Bd. of Health O.E.</td>
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<td>Senior Citizens O.E.</td>
<td>4-01-27-336-021</td>
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<td>Recreation O.E.</td>
<td>4-01-28-370-021</td>
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<td>Public Library O.E.</td>
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<td>Telcom O.E.</td>
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<td>Gasoline O.E.</td>
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<td>Summer Lunch O.E.</td>
<td>4-01-40-700-003</td>
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<td>Public Defender O.E.</td>
<td>4-01-43-495-021</td>
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<td>Pub. Health Priority</td>
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<td>Parking Utility O.E.</td>
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<td>Public Asst. O.E.</td>
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**TOTALS**: $1,546,898.00

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

---By Council President Ramos:

WHEREAS, pursuant to the resolution of the Council of the City of Hoboken, a City auction was held on 12 September, 2003 in the Court Room in City Hall, and

WHEREAS, following the bidding process two bids were received during the auction for the bulk sale of Nine (9) abandoned vehicles. These bids were:

- Hoboken Auto Body: $1,000.00
- U.S.A. (Address Unknown): $700.00

WHEREAS, said bidder, Hoboken Auto Body, 616 Jackson Street, Hoboken, NJ tendered its’ check for the said surplus 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 approves said transaction.

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

03-1158
---By Council President Ramos:

WHEREAS, Christopher Rosensteel ("Rosensteel") an employee of the Hoboken Police Department as a police officer, who retired October 1, 2002; and

WHEREAS, there remain open questions regarding Rosensteel’s benefits entitlements; and

WHEREAS, the purposed settlement Agreement and Release is attached hereto and incorporated in this resolution as if fully set forth at length; and

WHEREAS, it is in the best interests of the City of Hoboken to settle the above-captioned claims amicably and pursuant to the express terms of the attached proposed Settlement Agreement and Release.

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Hoboken City Council hereby authorizes the Mayor, or his designee to execute the co-sponsorship agreement which is attached hereto and incorporated by reference.

3. The Mayor or his designee shall furnish such documents as may be required.

4. The Mayor or his designee shall act as authorized correspondent for the City of Hoboken.

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

03-1159
---By Councilman Del Boccio:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for the supply of solid waste services for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 04-01, and

WHEREAS, the original award was for Option #1 (Three years), it was the intent of the Administration to award a contract for Option #3 for a period of three years.

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Option #1</th>
<th>Option #2</th>
<th>Option #3</th>
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<tbody>
<tr>
<td>H.C. Container Service</td>
<td></td>
<td></td>
<td></td>
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</table>
NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references goods and/or services based upon the following information:

   H.C. Container Service
   4711 Dell Service (3 Year Contract Option #1)
   North Bergen, NJ 07047-$2,550,000.00

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

03-1160
--- By Councilman Del Boccio:

   WHEREAS, Metro Tel, Inc., ("Metro Tel") seeks to provide pay telephone and related services at various locations within the City of Hoboken; and

   WHEREAS, the City of Hoboken agrees that Metro Tel can provide this service at no cost to the City; and

   WHEREAS, entry into this contract is exempt from public bid requirements pursuant to N.J.S.A. 4A:11-5(1)(ff); and

   WHEREAS, the entire contract, with attachments delineating tentative (agreed) locations, and commission schedule (payable to the City of Hoboken) is attached hereto and incorporated by reference.

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Hoboken City Council hereby authorizes the Mayor, or his designee to execute the co-sponsorship agreement which is attached hereto and incorporated by reference.
3. The Mayor or his designee shall furnish such documents as may be required.
4. The Mayor or his designee shall act as authorized correspondent for the City of Hoboken.
5. This resolution shall be effective immediately.

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

03-1161
---By Council President Ramos:

WHEREAS, section 1-8 of the Hoboken Municipal Code authorizes the setting of a fee for the purchase of the Hoboken Code from the City Clerk; and

WHEREAS, rising costs in printing and shipping of the Zoning Code require an increase in the fee to $48.00.

NOW, THEREFORE, BE IT RESOLVED, that:
1. The above recitals are incorporated herein as though fully set forth at length.
2. The Hoboken City Council authorizes the increase in fees to $48.00, for the purchase of the Code Book.
3. This resolution shall be effective immediately.

Before the vote was taken the following addressed the City Council: Elizabeth Mason, 921 Hudson Street.

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

03-1162
---By Council President Ramos:

WHEREAS, THIS IS IT! Productions Inc. ("TIIP") is an independent contractor, providing sponsorship and production services in promoting “Restaurant Week Hoboken”, to take place October 13, 2003; and

WHEREAS, the only expense to the City of Hoboken will be for mailing and postage, all other expenses to be paid from sponsorship fees; and

WHEREAS, it is desirable for the City of Hoboken to co-sponsor this event.

NOW, THEREFORE, BE IT RESOLVED, that:
1. The above recitals are incorporated herein as though fully set forth at length.
2. The Hoboken City Council hereby authorizes the Mayor, or his designee to execute the co-sponsorship agreement which is attached hereto and incorporated by reference.
3. The Mayor or his designee shall furnish such documents as may be required.
4. The Mayor or his designee shall act as authorized correspondent for the City of Hoboken.

Before the vote was taken the following addressed the City Council: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 5 - NAYS: 0 - ABSENT: 1 - ABSTENTIONS: 3
---Yeas: Council persons Addeo, Campos, Del Boccio, Giacchi and President Ramos.
---Nays: None.
---Absent: Cricco.
---Abstentions: Castellano, Marsh, Soares.

03-1163
---By Councilman Del Boccio:

WHEREAS, pursuant to the resolution of the City Council approved at the 1 July 2003 meeting, and

WHEREAS, the amount necessary to pay for these services has been approved by said Council and resides in the appropriate budget line, the maximum amount of the contract should be increased from $69,000.00 to $260,000.00.

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.

3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references good and/or services based upon the following information:

   Ernst & Young
   99 Wood Avenue South
   Iselin, NJ 08830

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1
---Yeas: Council persons Addeo, Campos, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Soares.
---Absent: Cricco.

ORDINANCES

03-1164
DR-112

ORDINANCE AMENDMENT AUTHORIZING INCREASE IN NUMBER OF TAXICAB LICENSES PURSUANT TO SECTION 179-2 (C) OF THE CODE OF THE CITY OF HOBOKEN. (DR-112)
WHEREAS, section 179-2C of the Code of the City of Hoboken limits the number of taxi licenses to forty-three (43) taxicabs; and

WHEREAS, there is a need for additional taxicab service in the City of Hoboken; and

WHEREAS, any new taxicab licenses so authorized will be sold at public auction pursuant to terms and conditions established by the Business Administrator and Law Director; and

WHEREAS, there shall be authorized five (5) new licenses to be made available for public auction, increasing the total authorized from forty-three (43) to forty-eight (48).

NOW, THEREFORE, BE IT ORDEIANED, by the City Council of the City of Hoboken that the number of authorized taxi licenses by five (5) from present forty-three (43) to forty-eight (48); and

BE IT ORDEIANED that the five (50) new licenses shall be sold at a public auction, upon terms and conditions to be established by the Hoboken Business Administrator and the Hoboken Law Director.

---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 1, 2003 at 7:00 PM.

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

03-1165
DR-113
ORDINANCE DELETING AND ADDING BUS STOP. (Harrison Street and Paterson Avenue) (DR-113)

Be IT ORDEIANED, by the Mayor and Council of the Hoboken City, County of Hudson, State of New Jersey.

That pursuant to N.J.S.A. 39:4-8(e) the following described locations are designated as bus stops:

DELETED BUS STOP
County Road

1. Along Paterson Avenue, southbound on the westerly side of thereof at:

   a. Harrison Street- (Near side)

      Beginning at the northerly curb line of Harrison Street and extending 105 feet northerly therfrom.

ADDED BUS STOP
County Road

1. Along Paterson Avenue, southbound on the westerly side of thereof at:

   a. Harrison Street – (Far side)
Beginning at the southerly curb line of Harrison Street and extending 100 feet southerly therefrom. (on the grass traffic triangle.)

That the Mayor and Council of the Hoboken City will enforce the needed traffic regulations governing the aforementioned bus stop location and provide the necessary police security to ensure the safety of the traveling public.

Be IT FURTHER ORDAINED that this ordinance shall take effect upon approval of the Commissioner of Transportation and 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 1, 2003 at 7:00 PM.

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

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Eric Volpe, 109 Madison Street; Michael Lenz, 408 Monroe Street; Helen Hirsch, 98 Park Avenue; Tim Neville, 132 Monroe Street; Becky Hoffman, 154 Ogden Avenue, Jersey City; Annette Illing, 1 Marine View Plaza; Daniel Tumpson, 230 Park Avenue.

President Ramos then adjourned the meeting at 8:12 p.m.

________________________________________
PRESIDENT OF THE COUNCIL
President Ramos opened the meeting at 7:00 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 Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT: None.

Before the meeting began, City Council President asked for a moment of silence in memory of life long resident William Perry of 927 Bloomfield Street who recently passed away at the age of 82.

PUBLIC HEARING FOR SFY 2004 MUNICIPAL BUDGET

The following members of the public addressed the City Council regarding the SFY 2004 Municipal Budget: Helen Hirsch, 98 Park Avenue; Ann Graham, 1021 Grand Street; Robert Fulton, 2 Marine View Plaza; Vincent Lombardi, 1219 Willow Avenue; Michael Lenz, 408 Monroe Street; Joe Grossi, 10 Church Towers. 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: 6 - NAYS: 3
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Soares.

No final vote on the SFY 2004 Municipal Budget was taken at this time.
PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

BOND ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE CITY’S OUTSTANDING BONDS, APPROPRIATING AN AMOUNT NOT TO EXCEED $45,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED $45,000,000 GENERAL OBLIGATION REFUNDING BONDS OF THE CITY OF HOBOKEN FOR FINANCING THE COST THEREOF. (DR-111)

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: Joe Grossi, 10 Church Towers; Helen Hirsch, 98 Park Avenue; Michael Lenz, 408 Monroe Street; Michael Russo, 10 Church Towers; Donald Pellicano, 1000 Hudson Street; Andrew Markey, 1064 Shiller Drive, Toms River, NJ; Randy Brunette, 630 Hudson Street; Dan Tumpson, 230 Park Avenue; Donald Pellicano, 1000 Hudson Street; Frank Sasso, 702 Hudson Street; Lorenzo Rodriguez, 310 Jackson 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 Campos 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 Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 6 - NAYS: 3
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Soares.

The City Council entered into a brief recess at 8:45 p.m. The City Council returned and resumed the meeting at 8:58 P.M.

ORDINANCE AMENDMENT AUTHORIZING INCREASE IN NUMBER OF TAXICAB LICENSES PURSUANT TO SECTION 179-2 (C) OF THE CODE OF THE CITY OF HOBOKEN. (DR-112)

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: Maurice De Gennero, 614 Hudson 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 Campos moved that the hearing be closed. Motion duly seconded by Councilman Cricco.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

ORDINANCE DELETING AND ADDING BUS STOP. (Harrison Street and Paterson Avenue) (DR-113)

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 Giacchi 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 Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

PETITIONS AND COMMUNICATIONS

03-1166

Dear Council President Ramos and Council Members;

I am pleased to announce the formation of the Municipal Parking Committee, a volunteer panel which is charged with monitoring the “commodity” of parking within the City of Hoboken.

The Committee has a mission of:

(1) providing guidance to the Parking Utility to improve ongoing garage operations,
(2) maximize the deployment of Parking Utility staff,
(3) review existing statutory provisions with an eye toward creating greater economy of efficiencies within the Parking Utility.
I have designated the following residents to serve on the Committee:

(1) John Corea (chairman)
(2) Police Chief Carmen LaBruno
(3) City Council President or City Council appointee,
(4) JoAnn Serrano,
(5) Armando Luis (merchant representative),
(6) Police Sgt. Walter Wehrhahn,
(7) Eugene Flinn (merchant representative)

I look forward to working with the Municipal Parking Committee as we strive to maximize our parking assets.

Sincerely.

David Roberts

Cc/ Mr. Corea
Chief LaBruno
Ms. Serrano
Mr. Luis
Sgt Wehrhahn
Mr. Flinn

--Received and filed.

03-1167

APPLICATIONS FOR MISCELLANEOUS LICENSES

Livery/Limo Drivers----------------------------------------------- 1
Public Hack Drivers ------------------------------------------ 1
Vendor ----------------------------------------------- 1
Raffles ----------------------------------------------- 1

---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 Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1168

REPORTS OF CITY OFFICERS

A report from Municipal Tax Collector Louis Picardo for taxes collected; for months ending August 31, 2003 - $18,168,092.80 and September 30, 2003 - $1,118,494.16.

---Received and filed.
CLAIM RESOLUTIONS

03-1169
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 $340,788.70 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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 $53,072.91 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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 $344,194.57 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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 $76,531.12 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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 $17,455.55 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

By Councilman Campos:

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 $84,677.34 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

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 $28,769.10 against the PARKING UTILITY.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

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

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

PAYROLL RESOLUTIONS

03-1170
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 28, 2003 TO SEPTEMBER 10, 2003 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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<td>ABC Board</td>
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<td>451,821.09</td>
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<td>Budget 2</td>
<td>Budget 3</td>
<td>Total Budget</td>
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<td>Crossing Guard</td>
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<td>Fire Division</td>
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<td>3-01-26-291</td>
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<td>Central Garage</td>
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<td>18,775.53</td>
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<td>Parking Utility</td>
<td>3-31-55-501-100</td>
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<td>Universal Cops</td>
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<td>Cops In School</td>
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<td><strong>Other</strong></td>
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Police Outside Employ. T-14-10-000-000 22,540.00 22,540.00
Police Grant DE 16-S7-01 7,532.68 7,532.68
Fire Dept. Penalty T-13-10-000-001 997.56 997.56

Grand Total 1,255,355.90 35,293.68 30,888.09 1,321,537.67

Motion by Council President Ramos. Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

RESOLUTIONS

Presented and Read

03-1171
---By Councilman Del Boccio:

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional emergency temporary emergency appropriations:

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<tr>
<th>ACCOUNT</th>
<th>ACCOUNT #</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
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<td>Codification O.E.</td>
<td>4-01-20-123-020</td>
<td>$4,875.00</td>
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<tr>
<td>Dues/Member O.E.</td>
<td>4-01-23-212-020</td>
<td>$31.00</td>
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<td>Group Health O.E.</td>
<td>4-01-23-220-020</td>
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<td>Police O.E.</td>
<td>4-01-25-241-021</td>
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<td>Bd. of Health O.E.</td>
<td>4-01-27-332-021</td>
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<td>Recreation O.E.</td>
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<td>Parks O.E.</td>
<td>4-01-28-375-021</td>
<td>10,000.00</td>
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<td>Public Prop. O.E.</td>
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<td>20,000.00</td>
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<td>30,000.00</td>
</tr>
<tr>
<td>Waterfront Dev. O.E.</td>
<td>4-01-31-462-000</td>
<td>$37,306.00</td>
</tr>
<tr>
<td>Jackson Street Park O.E.</td>
<td>4-01-40-700-047</td>
<td>$200,000.00</td>
</tr>
<tr>
<td>Skate Park O.E.</td>
<td>4-01-40-700-048</td>
<td>$265,000.00</td>
</tr>
<tr>
<td>Clean Comm. O.E.</td>
<td>4-01-47-100-008</td>
<td>33,068.00</td>
</tr>
<tr>
<td>Green Comm. O.E.</td>
<td>G-02-41-729-302</td>
<td>$1,000.00</td>
</tr>
</tbody>
</table>

TOTALS $1,491,280.00

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 7 - NAYS: 2
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh, Soares.

03-1172
---By Councilman Del Boccio:

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

WHEREAS, Louis P. Picardo, Collector of Revenue 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 $55,919.06 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>M&amp;K Gythfeldt</td>
<td>2\5\CUL33</td>
<td>415 Newark St.</td>
<td>$2.18</td>
</tr>
<tr>
<td>415 Newark Street, #7G</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>M&amp;K Gythfeldt</td>
<td>2\5\C007G</td>
<td>415 Newark St.</td>
<td>$110.20</td>
</tr>
<tr>
<td>415 Newark Street, #7G</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>First American Real</td>
<td>219\4\C02N</td>
<td>807 Washington St</td>
<td>$1,056.03</td>
</tr>
<tr>
<td>Estate Tax Service</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>95 Methodist Hill Rd</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Suite 100</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Rochester, NY 14623</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>ATTN: Tonia-Jay Graf</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Recovery Specialist, Eastern Region</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Wells Fargo Real Estate</td>
<td>2\5\C007G</td>
<td>415 Newark St.</td>
<td>$2,580.42</td>
</tr>
<tr>
<td>1 Home Campus MAC X2502-011</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Des Moines, IA 50328</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>ABN AMRO Mortgage</td>
<td>28/16</td>
<td>131 Monroe Ave</td>
<td>$852.31</td>
</tr>
<tr>
<td>7159 Corklan Drive</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Jacksonville, Florida 32258-4455</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Gateway Funding</td>
<td>170\6</td>
<td>811 Willow Ave</td>
<td>$852.31</td>
</tr>
<tr>
<td>500 Office Center Drive</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Suite 325</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Fort Washington, Pa 19034</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Greco &amp; Gess, P.C.</td>
<td>69\15\C0006</td>
<td>531 33 Jefferson St</td>
<td>$1,414.66</td>
</tr>
<tr>
<td>89 Hudson St. 4th Fl.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>First American Real</td>
<td>7/4</td>
<td>606-14 Newark St.</td>
<td>$5,164.97</td>
</tr>
<tr>
<td>Estate Tax Service</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>95 Methodist Hill Rd</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Suite 100</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Rochester, NY 14623
Attn: Tonia-Jay Graf

First American Real Estate Tax Service
95 Methodist Hill Rd Suite 100
Rochester, NY 14623
Attn: Tonia-Jay Graf

Mortgage Service Center
PO Box 5451 Mt. Laurel, NJ 08054-9251
Attn: Cash Control Unit

Joseph Schultz
513 Jefferson Street #2
Hoboken, NJ 07030

Joseph Schultz
513 Jefferson Street #2
Hoboken, NJ 07030

Michael Bertram
1202 Garden Street
Hoboken, NJ 07030

Tedd A. Rosinsky
625 Jefferson Street #502
Hoboken, NJ 07030

Jennifer Mayfield
711 Clinton Street
Hoboken, NJ 07030

Flagstar Mortgage Corp.
C/o First American
Real Estate Tax Serv.
PO Box 569766
Dallas, Texas 75356

Mortgage Service Ctr
4001 Leadenhall
6000 Atrium Way
Mail Stop SVO5
Mt. Laurel, NJ 08054
Attn: Jennifer Fulton

M&I Mortgage
8435 Stemmons Fwy
Dallas, Texas 75247
Attn: Stacy Blazek

Joe Wirth
284 James Street
Teaneck, NJ 07666

PO Box 569766
Dallas, Texas 75356
Mortgage Service Ctr
4001 Leadenhall
6000 Atrium Way
Mail Stop SVO5
Mt. Laurel, NJ 08054
Attn: Jennifer Fulton

M&I Mortgage
8435 Stemmons Fwy
Dallas, Texas 75247
Attn: Stacy Blazek

Joe Wirth
284 James Street
Teaneck, NJ 07666
---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

**03-1173**

---By Councilman Del Boccio:

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 **$144,270.88** 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>Fleet Bank &amp; Bruce Stavitsky Esq. Crossroads Corporate Ctr</td>
<td>212\12</td>
<td>126-34 Hudson St</td>
<td>$9,783.00</td>
</tr>
<tr>
<td>Mahwah, NJ 07495-0400</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>David Thomas</td>
<td>243\21\C0006</td>
<td>1118 Hudson St.</td>
<td>$168.86</td>
</tr>
<tr>
<td>1118 Hudson Street</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1174
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken has received Homestead Rebate Funds and/or New Jersey Saver Rebate from the State of New Jersey on behalf of the following taxpayers, which payments were forwarded to the City in error:

Edwin & Rebecca Martin 215 Grand St. Apt 3F 42\7\C0005 $186.78
Joseph Merrill 261-12th St. Apt. C012A 173\13\C012A $238.95
N. Murray & C. Campbell 415 Newark St. 7F 25\C007F $238.95
Rita Scalza 213 Eleventh Street 185\21 $238.95
Ann-Helene Schechter 117 Clinton St. Apt. 2FS 33\8\C02FS $107.27
M&C Tritremmel 109 Jackson St. Apt 4B 27\4\C04-B $238.95
Charles K. Tsocanos 725 Jeffers. St. COP17 84\3\COP17 $95.35
Kristin Veriga 253 Tenth St. Apt 1L 177\19\C001L $170.64
S&L Brett 106 Garden St. Apt U2 177\35.1\C0002 $55.22
James Curry Sr. 105 Willow Ct. 158.2\28 $174.73
Gregory Gardner 624 Park Ave 168\27\C003C $238.95
Neil S. Gorin 80-82 Bloomfld St. Apt 3B 186\11\C0003 $108.42
Marc D. Greengras 515 Monroe St. Apt 3 67\8\C0003 $238.95
Mary Anne C. Harmon 818 Jeff. St. Apt. U4A 89\22\C004A $238.95
Bradley Kodak 1 Brook Dr. South 221\2\C0046 $238.95
Morris Plais, NJ 07039
Giancarlo Lanzano 509 Monroe St. Apt 1 67\5\C0001 $238.95
Anthony Viducic 1110 Hudson St. Apt 3A 243\25\C003A $238.95

WHEREAS, the tax collector recommends the refund of the aforesaid amounts to those individuals totaling $3,287.91; and

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

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1175
---By Council President Ramos:
WHEREAS, James J. Smythe residing at 1500 Washington Street Apt. 11X has paid two hundred dollars ($200.00) to the City of Hoboken for a limousine license;

WHEREAS, Mr. Smythe business will solely be conducted in New York City therefore he is not required to requester his limousine with the City of Hoboken;

RESOLVED, that Mr. Smythe be refunded his two hundred dollars ($200.00)

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1176
---By Councilman Del Boccio:

6.* Authorizing payments in the total amount of $250.00 to various individuals, as a partial refund of an application fee for handicapped parking; said applicants determined ineligible by the Subcommittee for Handicapped Parking.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1177
---By Councilman Del Boccio:

WHEREAS, the City of Hoboken is the recipient of a FY03 Statewide Local ADA Compliance Grant in the amount of $75,000 through a proposal submitted by the Grants Management Office to the New Jersey Department of Community Affairs; and

WHEREAS, the purpose of this grant is to provide financial assistance for improvements to the Hoboken Public Library for compliance with the American Disabilities Act as described in the City’s grant proposal which is attached hereto and incorporated by reference.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Hoboken that the Governing Body does hereby accept this grant in the amount of $75,000 for improvements to the Hoboken Public Library for compliance with the American Disabilities Act; and

BE IT FURTHER RESOLVED, that the Governing Body of the City of Hoboken authorizes the Mayor of the City of Hoboken or his designee to execute a Grant Agreement with the New Jersey Department of Community Affairs on behalf of the City of Hoboken. Upon execution of said Agreement, the City of Hoboken does accept the Terms and Conditions specified in the Agreement in connection with this grant.

CERTIFICATION
I, James J. Farina, Municipal Clerk of the City of Hoboken in the County of Hudson and the State of New Jersey do hereby certify that the foregoing resolution is a true copy of the original resolution duly passed and adopted by the Governing body at its meeting of October 1, 2003.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1178
---By Council President Ramos:

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 “Fifth Annual Healthy Neighbors 5K Run, River Walk and Kids’ Dashes’ on October 11, 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 11, 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 11, 2003. 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 10, 2003 and must be removed before 6:00 pm on Monday, October 13, 2003. 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 Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

ORDINANCES

Introduction and First Reading

03-1179
DR-114
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. (Drop-off Zone at 122 River Street) (DR-114)

THE COUNCIL OF THE MAYOR AND COUNCIL CITY OF HOBOKEN DO HEREBY ORDAIN AS FOLLOWS:

ARTICLE XVII
TIME LIMITED PARKING

190-29 Time Limit Parking and Fees
Section 1. The following location described is hereby repealed as a time limit parking zone of street

<table>
<thead>
<tr>
<th>NAME OF STREET</th>
<th>SIDE</th>
<th>LOCATION</th>
<th>TIME LIMIT HRS</th>
<th>RATE$/MIN.</th>
</tr>
</thead>
<tbody>
<tr>
<td>River Street</td>
<td>East</td>
<td>Two meters in front of</td>
<td>90 min.</td>
<td>9am –7pm</td>
</tr>
</tbody>
</table>

Meeting of October 1, 2003
ARTICLE II
PARKING PROHIBITED AT ALLTIME

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 of 100 ft south of the southerly curbline of Second Street and extending 42 feet south therefrom.</td>
</tr>
</tbody>
</table>

Section 3. 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 this ordinance codified and incorporated in the official copies of the Hoboken code. This ordinance shall take effect as provided by law.

Section 4. 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 OCTOBER 15, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1180
DR-115
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. (Restricted Parking for Zip Car Vehicles at First Street, South Side, near Washington Street) (DR-115)

THE COUNCIL OF THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

190-6.1 Restricted parking for Zip Car Vehicles;

Section 1. The location described is hereby designated as restricted parking; No person shall park a vehicle in said location except for Zip Car Vehicles.

<table>
<thead>
<tr>
<th>STREET</th>
<th>SIDE</th>
<th>LOCATION</th>
<th>RESTRICTED</th>
</tr>
</thead>
<tbody>
<tr>
<td>First Street</td>
<td>South</td>
<td>Beginning at a point Of 40 feet west of the Westerly curb line of Washington Street and Extending 22 feet west</td>
<td>Zip Car Vehicles at all times</td>
</tr>
</tbody>
</table>
therefrom.

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 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 OCTOBER 15, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

RESOLUTIONS CONTINUED

03-1181
---By Councilman Giacchi:

WHEREAS, the Hoboken City Council has concerns for financial stability going forward; and

WHEREAS, said stability can result in containment for the Municipal Budget via a hiring freeze; and

WHEREAS, the Council seeks a hiring freeze, however, if vacancies occur, openings should be considered for replacement or for emergent matters; and

WHEREAS, if a vacancy occurs with a salary of less than $25,000.00 same may be replaced without City Council approval and any vacancy in excess of $25,000.00 must meet City Council approval.

NOW, THEREFORE, BE IT RESOLVED, that;

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Hoboken City Council seeks the immediate imposition of a hiring freeze, except to replace positions that may in the future become vacant, or for emergent matters, to be effective for six months from the date of passage.

3. This resolution shall be effective immediately.

4. If any portion of this resolution is deemed invalid or illegal that clause shall not invalidate the balance of this resolution

---Motion duly seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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; Donald Pellicano, 1000 Hudson Street.

President Ramos then adjourned the meeting at 9:25 p.m.
President Ramos opened the meeting at 7:00 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 Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
ABSENT: Campos, Castellano, Soares.

__________________________________________________________

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

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. (Drop-off Zone at 122 River Street) (DR-114)

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: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, 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. (Restricted Parking for Zip Car Vehicles at First Street, South Side, near Washington Street) (DR-115)

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 Addeo.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

03-1182

APPLICATIONS FOR MISCELLANEOUS LICENSES

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<thead>
<tr>
<th>License Type</th>
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<td>Limo/livery Drivers</td>
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<td>Mechanical Amusement Devices</td>
<td>3</td>
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<td>Music Machines</td>
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<td>Vendor</td>
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<td>Raffles</td>
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---Councilman Del Boccio moved that the licenses be granted.
---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

REPORTS OF CITY OFFICERS
A report of the Municipal Court indicating receipts for the month of September 2003 as $272,982.95.

---Received and filed.

A report from City Clerk James Farina, regarding bids received on Wednesday, October 8, 2003 for: Operation of the Concession Stand at Sinatra Park, bid #04-03 (1 bid received) and Downtown Streetscape Improvements, bid #04-05 (4 bids received).

---Received and filed.

PAYROLL RESOLUTIONS

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 11, 2003 TO SEPTEMBER 24, 2003 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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Meeting of October 15, 2003

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<th>Department</th>
<th>Account Num.</th>
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<th>Overtime</th>
<th>Other Pay</th>
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**Grand Total**

1,261,492.12  37,330.79  154,258.88  1,453,081.79

Motion by Council President Ramos.  
Seconded by Councilman Del Boccio.  
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3  
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.  
---Nays: None.  
---Absent: Campos, Castellano, Soares.

**03-1186**

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 HOBOoken, FOR THE PERIOD SEPTEMBER 25, 2003 TO OCTOBER 8, 2003 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:
<table>
<thead>
<tr>
<th>Department</th>
<th>Code</th>
<th>Amount 1</th>
<th>Amount 2</th>
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</thead>
<tbody>
<tr>
<td>Personnel</td>
<td>3-01-20-105</td>
<td>6,804.25</td>
<td>6,804.25</td>
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<tr>
<td>Mayor's Office</td>
<td>3-01-20-110</td>
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<td>Purchasing</td>
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Meeting of October 15, 2003
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<td>Senior Citizens Div</td>
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<td>Recreation</td>
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<td>1,157.57</td>
<td>23,451.00</td>
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<td>Parks</td>
<td>3-01-28-375</td>
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<td>512.04</td>
<td>22,129.48</td>
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<td>Public Prop.</td>
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<td>Public Library</td>
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<td>282.06</td>
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<td>Public Defender</td>
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<td>Municipal Court</td>
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<td>30,453.03</td>
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<td>Universal Cops</td>
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<td>Cops In School</td>
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<td>9,384.60</td>
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<td><strong>Other</strong></td>
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<td>Police Outside Employ.</td>
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<td>Police Grant</td>
<td>DE 16-S7-01</td>
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</table>
RESOLUTIONS
Presented and Read

03-1187
---By Council President Ramos:

WHEREAS, the City of Hoboken has previously contracted with Amtek Human Resource Consultants to assist the City in developing an employee handbook; and

WHEREAS, the work has been completed to the satisfaction of the Administration; and

WHEREAS, the Administration is seeking City Council approval of the Employee Handbook, to be used as policy guidelines for City employees and management, and to promote productivity and ensure compliance with local, state and federal laws; and

WHEREAS, it is beneficial that the Employee Handbook be approved and distributed to City employees as soon as possible, since the City's insurance carrier is requiring the creation of a handbook as part of its agreement with the City; and

WHEREAS, the City Council and Administration understand that may be instances where a stated policy within the Employee Handbook may conflict with a negotiated Union Agreement, and in such case the Union Agreement shall prevail;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hoboken hereby approves the Employee Handbook for distribution to all City employees by the Administration.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

03-1188
---By Council President Ramos:

WHEREAS, the committee denied approval;

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 sum opposite the name as reimbursement for Outside Employment Programs fees:

<table>
<thead>
<tr>
<th>NAME/ADDRESS</th>
<th>AMOUNT</th>
</tr>
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<tbody>
<tr>
<td>PERINI SLATTERY CORP</td>
<td>$8,740.00</td>
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<td>350 Grove Street</td>
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<tr>
<td>Bridgewater, NJ 08807</td>
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<tr>
<td>DAMIANO MANAGEMENT CORP.</td>
<td>$1,600.00</td>
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<tr>
<td>30-16 Broadway</td>
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<tr>
<td>Fair Lawn, NJ 07410</td>
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</table>

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

03-1189
---By Councilman Giacchi:

WHEREAS, the City of Hoboken ("Hoboken") and Columbian Towers participate in a PILOT tax payment program which requires tax payments pursuant to statutory formula; and

WHEREAS, untimely payments can result in the accrual of interest due on any late payment; and

WHEREAS, there is outstanding interest due to Hoboken from Columbian Towers in the sum of $19,328.22; and

WHEREAS, Hoboken and Columbian Towers seeks to conclude the matter of outstanding interest by application of a formula which will reduce outstanding interest by 6.28/15 or .41% for a total due in the sum of $7,924.57; and

WHEREAS, by passage of this resolution payment will be required within five (5) business days, or additional interest will accrue; and

WHEREAS, this resolution represents a “one time only” reduction of interest for late payment of PILOT tax payments, and does not now or in the future, extend the due date(s) for PILOT payments nor does this resolution waive Hoboken’s entitlement to interest if future PILOT payments are not made on a timely basis.

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor, or his designee to execute any and all documents and/or take any actions necessary to complete and realize the intent and purpose of this resolution.
3. This Resolution shall take effect immediately.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yees: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

03-1190
---By Council President Ramos:

WHEREAS, Maglove Trans., Inc. has made application to the Mayor and Council of the City of Hoboken for transfer of Taxicab Owner License #30 to Shawki Khalil, and

WHEREAS, Maglove Trans., Inc. has consented to said Transfer of Ownership and the application transfer for Taxicab Owner License #30 has been duly investigated as required by law and

WHEREAS, the Hoboken City Council agrees that Public Hack and Taxicab Owner License #30, expiring March 31, 2004 be subject to all of its terms and conditions once transferred to Skawki Khalil, and

WHEREAS, The consenting to and granting of the aforesaid License to operate or run a mechanically driven vehicle as a Public Hack and Taxicab upon the streets of the City of Hoboken shall not be effective until such time as Skawki Khalil shall have filed with the Municipal Clerk of the City of Hoboken, NJ an insurance policy of a company duly licensed to transact business under the insurance laws of the State of New Jersey in the sum of $10,000.00 to satisfy all claims for damages, by reason of bodily injury to, or the death of any 1 person, resulting from an accident, and a sum of not less than $20,000.00 to satisfy all claims for damages, by reason of the bodily injury to, or the death of all persons, on account of any such accident, by reason of ownership, operation, maintenance, or use of such autocab upon any public street; and conditioned for the payment of a sum not less than $5,000.00 to not less than $5,000.00 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 autocab upon any public street; together with the filing of a Power of Attorney in accordance with the provisions of R.S. 48:16-3

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yees: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

03-1191
---By Council President Ramos:

WHEREAS, John Cassesa and Vincent Guinta hold a second mortgage dated July 15, 1994, made to the City of Hoboken through the Department of Human Services Community Development Program; and

WHEREAS, said mortgage pertains to property located at 300 Monroe Street in the City of Hoboken, New Jersey; 07030

WHEREAS, John Cassesa and Vincent Guinta are refinancing the property; and

WHEREAS, in order for John Cassesa and Vincent Guinta to refinance said property it is necessary that the City execute a Postponement of Mortgage, which will maintain the City’s mortgage as the second mortgage on the property; and
WHEREAS, on April 15, 1998, the Mayor and Council approved by resolution, authorization and designation of the Business Administrator as signatory for all grant and loan agreements resulting from activities funded through the Hudson County Community Development Urban County Program; and

WHEREAS, the Business Administrator of the City of Hoboken is authorized and directed to approve all eligible applications for loans and/or grants for project participants of these activities.

NOW, THEREFORE, BE IT RESOLVED, that the Business Administrator of the City of Hoboken is hereby authorized and directed to execute said Postponement of Mortgage.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

03-1192
---By Councilman Giacchi:

BE IT RESOLVED by the City Council that Anthony Cardino, 514 Garden Street, Hoboken, New Jersey is hereby appointed as 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, 2006.

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. Cardino’s acceptance of his appointment.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

03-1193
---By Council President Ramos:

WHEREAS, the Local Redevelopment and Housing Law N.J.S.A. 40A:12A-1 et. seq. (the “Act”), authorizes municipalities to participate in the redevelopment and improvement of areas in need of redevelopment; and

WHEREAS, in order to stimulate redevelopment, the City of Hoboken designated an area in need of redevelopment in the northwest area of the City known as the “Northwest Redevelopment Area” and adopted a Redevelopment Plan for the area in accordance with the Act; and

WHEREAS, on September 15, 1999, the City authorized the execution of a developer’s agreement with Frank Raia which agreement was amended by resolution dated October 18, 2000 (“Amended Agreement”) a copy of which is on file in the office of the City Clerk; and

WHEREAS, the City has received a request from Mr. Raia’s attorney, John Curley, requesting that the City consent to the transfer of Mr. Raia’s rights and obligations under the
Amended Agreement for certain properties to parties identified as Tarragon Realty Inc., URSA LLC and Frank Raia, (collectively the “Transferee”); and

WHEREAS, the City requested certain information from the Transferee as required by the Amended Agreement to determine if the City would consent to the request to transfer which information was provided in two submissions to the City dated December 5, 2002 and January 8, 2003; and

WHEREAS, in the submission, the Transferee has committed to constructing 23% of the total units as affordable housing units with the affordability of such units being guaranteed by the developer by the rules and regulations imposed by the NJHMFA or HUD financing; and

WHEREAS, the City of Hoboken anticipated that the Hoboken Board of Education would seek to develop a high school and middle school on two properties located in the Northwest Redevelopment Area Blocks 99 and 103, and as a result the City has determined that it was in the best interest of the City not to consent to any transfer of rights to the Transferees with respect to Blocks 99 (Lots 1-32), and 103 (Lots 1-6 and 27-32); and

WHEREAS, the City of Hoboken, by its City Council resolution adopted February 5, 2003, did not consent to the proposed assignment and transfer of Raia’s rights in view of the anticipated development of these Parcels as a public school site; and

WHEREAS, the proposal to build a public school on Block 99 has been abandoned thereby causing the City Council to reconsider the proposed assignment and transfer which is now in the best interests of the City; and

WHEREAS, the proposal to build a public school on Block 103 is subject to further study and action by the New Jersey Schools Construction Corporation (NJSCC) which will complete its assessment within the next year; and

WHEREAS, the City of Hoboken, by this City Council resolution adopted October 15, 2003, will consent to the proposed assignment and transfer of Raia’s contract rights with respect to Block 99 (Lots 1-32) subject to the conditions as set forth in the February 5, 2003 resolution; and

WHEREAS, TRI, URSA, and Raia have formed Block 99/102 Development LLC, a New Jersey limited liability company, whose Ownership and Operating Agreement has been disclosed to the City of Hoboken, for the purpose of acquiring, redeveloping, selling and/or leasing one or more of the Redevelopment Parcels; and

WHEREAS, TRI, URSA and Raia may from time to time form development entities, wholly owned by them, whose ownership an organizational documents shall be disclosed to the City of Hoboken in order to demonstrate ownership and control by TRI, URSA and Raia, to which the Redeveloper’s contract rights and obligations may be further assigned and transferred upon notice to the City of Hoboken, for the purpose of acquiring, redeveloping, selling and/or leasing one or more of the Redevelopment Parcels, as the case may be, in furtherance of their obligation to provide affordable housing units equal to at least 23% of the dwelling units to be developed and in furtherance of their other obligations under the Redevelopment Agreement; and

WHEREAS, the assignment and transfer of Raia’s right, title and interest is and shall be subject to the terms and conditions of the Redevelopment Agreement to the extent that they relate to the Redevelopment Parcels and is further subject to the terms and conditions of the Hoboken City Council resolutions dated February 5, 2003 and October 15, 2003; and

WHEREAS, with respect to Block 103, the City’s consent to the foregoing assignment and transfer of Raia’s right, title and interest shall be subject to further study and additional conditions; and
WHEREAS, Block 99/102 Development, LLC expressly assumes for the benefit of the City of Hoboken all of the obligations of the Redeveloper under the Redevelopment Agreement and agrees to be subject to all the conditions and restrictions to which the Redeveloper is subject under the Redevelopment Agreement and pursuant to the Hoboken City Council resolutions adopted February 5, 2003 and October 15, 2003, insofar, as these relate to Block 99 Parcels.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken as follows:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The City consents to Transfer of the Amended Agreement to Transferees for Block 99, Lot 1 to 32 (inclusive) subject to the following conditions which shall be addressed in the document of transfer in a form satisfactory to Corporation Counsel:

   A. The Transferee shall guarantee that 23% of the total units authorized for construction will be affordable under the rules and regulations of the NJHMFA and/or HUD and will seek public subsidies, assistance, or financing from one or more sources which the Transferee represents are available for this project.
   
   B. The Transferee shall meet with representatives of the City within (30) days of the date of this Resolution to discuss the Transferee's plans for the development design of the subject properties.
   
   C. Transferee shall provide a project schedule before commencement and completion of project.
   
   D. Transferee shall arrange for dismissal of the litigation entitled BBD Partners, LLC vs. City of Hoboken, Docket No. HUD-L-3602-00, and there release of all claims asserted by Frank Raia in that action.

3. The City defers taking action on the request for transfer as to Block 103, Lots 1-6, (inclusive) and 27-32 (inclusive) until there has been a further opportunity to study this request.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 5 - NAYS: 1 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh.
---Absent: Campos, Castellano, Soares.

CLAIM RESOLUTIONS

03-1194
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 $1,013,726.00 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, 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 $77,519.12 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

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 $731,234.52 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

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 $48,432.28 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

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 $78,258.50 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

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 $53,238.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 5 - NAYS: 0 - ABSENT: 3 - ABSTENTIONS: 1
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh.
---Nays: None.
---Absent: Campos, Castellano, Soares.
---Abstentions: President Ramos.

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 $53,228.87 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

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 $144,636.49 against the PARKING UTILITY.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

**ORDINANCES**

*Introduction and First Reading*

03-1195
DR-116
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 180 “LIMOUSINES AND LIVERIES” OF THE CODE OF THE CITY OF HOBOKEN. (DR-116)

---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 5, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.

03-1196
DR-117

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED) (Approvals: 211 7th Street; 621 Garden Street). (DR-117)

THE COUNCIL OF THE MAYOR AN COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS

Handicap Spaces

A. Section 192-4 is amended to add the following;

Susan Copeland, (for daughter Tara Mynard) 211-7th Street south side of Seventh Street, beginning at a point 120 feet from the easterly curbline of Park Avenue and extending 22 feet easterly therefrom.

Anthony De Congelio of 621 Garden Street, east side of Garden Street, beginning at a point of 182 feet from the northerly curbline of Sixth 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.

---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 5, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi, Marsh and President Ramos.
---Nays: None.
---Absent: Campos, Castellano, Soares.
ORDINANCE APPROVING A THIRTY (30) YEAR TAX EXEMPTION FOR RESIDENTIAL
APARTMENT UNITS, AFFORDABLE TO PERSONS WITH LOW AND MODERATE INCOME, TO
BE CONSTRUCTED BY 1118 ADAMS STREET URBAN RENEWAL, LLC, AN URBAN RENEWAL
ENTITY, PURSUANT TO THE LONG TERM TAX EXEMPTION LAW P.L. 1991, c. 431 (C.40A:20-1
ET SEQ.) (DR-118)

WHEREAS, 1118 Adams Street Urban Renewal LLC an urban renewal entity, formed and
qualified to do business under the provisions of the Long-Term Tax Exemption Law of 1992, as
amended and supplemented, P.L. 1991, c. 431(C. 40A:20-1 et seq.; (Entity) and

WHEREAS, the Entity either owns or is the contract vendee by assignment of certain property
known as Block 104, part of Lots 6, Lots 7-12,Lots 22-27 and Part of Lot 28, on the City of
Hoboken Official Tax Map consisting of approximately 0.75 acres, and more commonly known by
the street address of 1118 Adams Street, and more specifically described by metes and bounds
in the application (Property); and

WHEREAS, the Property is located within the Northwest Redevelopment Area as required by
Section 4 and 5(g) of P.L. 1991, c., 431 (C.40A:20-4 and 40A:12A-5(g); and

WHEREAS, the Entity has applied for a long term exemption to construct a project consisting of a
five (5) story building to contain approximately ninety (90) residential apartments units, affordable
to persons with low and moderate income, over ground level parking containing eighty-seven (87)
parking spaces (Project); and

WHEREAS, the City of Hoboken adopted Tax Abatement Resolution No. 03-1040 on June 18,
2003, a copy of which is attached hereto as Exhibit "A", resolving among other things that the
Project will meet or meets an existing housing need and that the Project will be exempt from real
property taxation, provided that payments in lieu of taxes for municipal services supplied to the
Project are made pursuant to a tax exemption Financial Agreement; and

WHEREAS, 1118 Adams Street Urban Renewal, LLC, has agreed:

1. to pay the greater (i) the Minimum Annual Service Charge or (ii) 6.28% of Annual
   Gross Revenue each year, subject to Section 3 (a) of P.L. 1991, c. 431(C. 40A:20-3
   (a) which provides that any “insurance, operating or maintenance expenses paid by
   the tenant which are ordinarily paid by a landlord shall be included in gross revenue,”
   and further subject to statutory staged increases over the term of the tax exemption;

2. to provide employment and other economic opportunities for City residents and
   businesses and surrounding area;

3. that the Project will further the overall redevelopment objectives of the Northwest
   Redevelopment Plan;

4. the City’s impact analysis, on file with the Office of the City Clerk, indicates that the
   benefits of the Project outweigh the costs to the City; and

WHEREAS, the City hereby determines that the relative benefits of the Project outweigh the
cost of the tax exemption, for the following reasons:

1. The Project will meet or meets an existing housing need;

2. The Project is expected to create a substantial number of jobs during construction
   as well as a number of post-development job opportunities;
3. The Project will stabilize and contribute to the economic growth of business in the surrounding area;

4. The Project will further the overall development objectives of the Northwest Redevelopment Plan; and

5. The fiscal impact analysis on file with the Office of the City Clerk indicates that the benefits of the Project substantially outweigh the costs to the City of Hoboken.

WHEREAS, the City hereby determines that the tax exemption is important in obtaining development of the Project and influencing the locational decisions of probable occupants for the following reasons;

1. the relative stability and predictability of the annual service charges will make the Project more attractive to persons with low and moderate incomes; and

2. the relative stability and predictability of the annual service charges will allow the Entity to stabilize its operating budget, allowing a high level of maintenance to the building over the life of the Project, which will attract tenants to the Project and insure the likelihood of the success of the Project.

NOW, THEREFORE, BE IT ORDAINED, by the Municipal Council of the City of HOBOKEN that:

SECTION 1: All “WHEREAS” clauses set forth in the Preamble of this Ordinance are acknowledged, confirmed and incorporated herein, as if set forth at length.

SECTION 2: The application of 1118 Adams Street Urban Renewal, LLC, an urban renewal company, formed and qualified to do business under the provisions of the Long Term Tax Exemption Law of 1992, as amended and supplemented, P.L. c. 431 (C. 40A:20-1 et seq.) a copy of which is on file in the office of the City Clerk, for Block 104, part of Lot 6, Lots 7-12, Lots 22-27 and part of Lot 28, more commonly known by the street address of 1118 Adams Street, more specifically described by metes and bounds in the application is hereby approved.

SECTION 3: The Mayor or Business Administrator is hereby authorized to execute a tax exemption Financial Agreement. The Financial Agreement shall include at a minimum the following terms and conditions:

1. **Term:** the earlier of thirty-five (35) years from the adoption of the within Ordinance or thirty (30) years from the date a permanent Certificate of Occupancy is issued for the Project;

2. **Annual Service Charge:** each year the greater of:
   
   (a) the Minimum Annual Service Charge upon Project completion, whether or not the Project is occupied; or
   
   (b) 6.28% of Annual Gross Revenue, subject to Section 3(a) of P.L. 1991, c. 431 (C.40A:20-3(a), which provides that any “insurance, operating or maintenance expenses paid by the tenant which are ordinarily paid by a landlord shall be included in gross revenue,” and further subject to statutory increases during the term of the tax exemption.

3. **Project:** A five (5) story building consisting of approximately ninety (90) residential apartment units, affordable to persons with low and moderate income, over ground level parking consisting of eighty-seven (87) parking spaces.
SECTION 4. The Financial Agreement shall be substantially in the form attached hereto, subject to such negotiated modifications as the Business Administrator or Corporation Counsel deems appropriate or necessary.

SECTION 5. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

SECTION 6. 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 7. This Ordinance shall take effect at the time and in the manner provided by law.

SECTION 8. The City Clerk and 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 that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

SECTION 9. All material is new; therefore underlining has been omitted. For purposes of advertising only, new matter is indicated by bold face and repealed matter by italic.

---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 5, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 5 - NAYS: 1 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh.
---Absent: Campos, Castellano, Soares.

03-1198
DR-119

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT FOR A CERTAIN ENCROACHMENT WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 308 WILLOW AVENUE AND 4TH STREET, HOBOKEN, STATE OF NEW JERSEY. (DR-119)

WHEREAS, the applicant ST. MARY HOSPITAL and CAMBRIDGE HEALTHCARE DEVELOPMENT CORPORATION, has petitioned the City of Hoboken for the granting of certain easement over the sidewalk immediately adjacent to 308 Willow Avenue and 4th Street, Hoboken, New Jersey, (“the premises”) which premises are more particularly described as Lot(s) 1 and 2, Block 53 on the Tax Map of the City of Hoboken, New Jersey, in order to: install a curb cut and create a drop area and driveway to the emergency room fronting 4th Street and lengthen the existing drop area and install piping under the sidewalk to the oxygen tank fronting Willow Avenue. This easement is more clearly depicted in the attached survey and drawing details of the premises. This easement is described as follows:

(Fourth Street)
EASEMENT SUBJECT TO THE FOLLOWING CONDITIONS AND REQUIREMENTS:

CAMBRIDGE HEALTHCARE DEVELOPMENT CORPORATION THE AFOREMENTIONED
HOBOKEN THAT THE CITY OF HOBOKEN HEREBY GRANTS ST. MARY HOSPITAL AND
NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF

(See also Survey by Robert F. Hogan, L.S., attached hereto and made apart hereof;)

Containing 1,931 S.F. =0.0443 Acres
(Willow Avenue)

BEGINNING at a point at the intersection between the southerly sideline of Fourth Street (50’ r.o.w.) and the westerly sideline of Willow Avenue (65’ r.o.w.), a distance of and running thence;

1. distance of 135.00’ to a point thence
2. distance of 14.00 to a point thence
3. distance of 136.00 to a point thence
4. South 13°04’00" West a distance of 41.50’ to a point, thence
5. North 13°04’00" West a distance of 1.00’ to a point, thence
6. North 13°04.00” East, along the westerly sideline of Willow Avenue (65’r.o.w.), a distance of 27.50’ to the point and place of BEGINNING.

Containing 2,627 S.F. =0.0603 Acres
(See also Survey by Robert F. Hogan, L.S., attached hereto and made apart hereof;)

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF HOBOKEN THAT THE CITY OF HOBOKEN HEREBY GRANTS ST. MARY HOSPITAL AND CAMBRIDGE HEALTHCARE DEVELOPMENT CORPORATION 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.

---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 5, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 5 - NAYS: 1 - ABSENT: 3
---Yeas: Council persons Addeo, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh.
---Absent: Campos, Castellano, Soares.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Maurice De Gennero, 614 Hudson Street; Helen Hirsch, 98 Park Avenue; Michael Lenz, 408 Monroe Street.

President Ramos then adjourned the meeting at 7:29 p.m.

________________________________________________________________________

PRESIDENT OF THE COUNCIL
MEETING OF NOVEMBER 5, 2003

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, NOVEMBER 5, 2003 AT 7:00 PM

Prior to the beginning of the regular council meeting, at 6:27 PM, the council entered into an executive (closed) session.

03-1199
---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- litigation with respect to the Robotic Garage (916 Garden Street)

BE IT RESOLVED, that the City Council shall at this time 6:27 pm, November 5, 2003, 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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: Addeo.

The City Council came out of executive (closed) session at 6:41 p.m. and recessed until 7:00 p.m.

President Ramos opened the meeting at 7:00 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: Addeo.

RESOLUTIONS
Presented and Read

03-1200
---By Councilwoman Castellano:

WHEREAS, a special election for the 3rd Ward Council seat was held on Tuesday, November 4, 2003; and

WHEREAS, all of the absentee ballots in said election were impounded pending a final disposition of such; and

WHEREAS, this delay of the final results causes a delay in certifying this election; and

WHEREAS, the candidate who received the majority of the machine vote is Michael Russo; and

WHEREAS, a council meeting has been scheduled for Wednesday, November 5, 2003 and there exists a most important agenda item calling for a final vote on the City's budget which affects each and every taxpayer;

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Hoboken hereby appoints Michael Russo of 10 Church Towers to serve as Interim Councilperson for the Third Ward pending the official certification of said election.

---Motion duly seconded by Councilman Soares.
---FAILED by the following vote: YEAS: 4 - NAYS: 4 - ABSENT: 1
---Yeas: Council persons Castellano, Del Boccio, Marsh, Soares.
---Nays: Campos, Cricco, Giacchi and President Ramos.
---Absent: Addeo.

03-1201
---By Councilwoman Castellano:

Verbal resolution to table the vote on the SFY 2004 Municipal Budget.

---Motion duly seconded by Councilman Soares.
---FAILED by the following vote: YEAS: 3 - NAYS: 5 - ABSENT: 1
---Yeas: Council persons Castellano, Marsh, Soares.
---Nays: Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Absent: Addeo.

03-1202
---By Councilman Del Boccio:

RESOLVED, that the Council of the City of Hoboken, by majority vote of the full membership hereby determine that the 2004 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.

Before the vote, one person addressed the City Council: Michael Lenz. 408 Monroe Street.

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Soares.
---Absent: Addeo.

Adoption of the SFY 2004 Hoboken Municipal Budget

---Adopted by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Soares.
---Absent: Addeo.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 180 "LIMOUSINES AND LIVERIES" OF THE CODE OF THE CITY OF HOBOKEN. (DR-116)

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: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

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

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED) (Approvals: 211 7th Street; 621 Garden Street). (DR-117)

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: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

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

ORDINANCE APPROVING A THIRTY (30) YEAR TAX EXEMPTION FOR RESIDENTIAL APARTMENT UNITS, AFFORDABLE TO PERSONS WITH LOW AND MODERATE INCOME, TO BE CONSTRUCTED BY 1118 ADAMS STREET URBAN RENEWAL, LLC, AN URBAN RENEWAL ENTITY, PURSUANT TO THE LONG TERM TAX EXEMPTION LAW P.L. 1991, c. 431 (C.40A:20-1 ET SEQ.) (DR-118)

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: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.
Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

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

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT FOR A CERTAIN ENCROACHMENT WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 308 WILLOW AVENUE AND 4TH STREET, HOBOKEN, STATE OF NEW JERSEY. (DR-119)

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: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

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

03-1203

PETITIONS AND COMMUNICATIONS

A communication from Jack Lettierie, Commissioner of the State of New Jersey, Department of Transportation; advising that Hoboken has been selected to receive $390,000.00 from the Department of Transportation’s Fiscal Year 2004 Municipal Aid program for various street improvements.

--Received and filed.
APPLICATIONS FOR MISCELLANEOUS LICENSES

Limousine Owners----------------------------------------------- 8
Public Hack Drivers ------------------------------------------ 1
Livery/Limousine Drivers------------------------------------- 9
Bingos-------------------------------------------------------- 5

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

CLAIM RESOLUTIONS

03-1205
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 $185,367.28 against the UNCLASSIFIED CLAIMS.

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

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 $37,815.18 against the DEPARTMENT OF
ADMINISTRATION.

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

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 $453,664.72 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

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

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 $75,186.12 against the DEPARTMENT OF HUMAN SERVICES.

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

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 $156,529.04 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 5 - NAYS: 2 - ABSENT: 1 - ABSTENTIONS: 1
---Yeas: Council persons Campos, Castellano, Del Boccio, Giacchi, and President Ramos.
---Nays: Marsh, Soares.
---Absent: Addeo.
---Abstentions: Cricco.

By Councilman Campos:

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 $44,277.77 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 Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.
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 $5,157.31 against the CAPITAL ACCOUNT.

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

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 $201,686.84 against the PARKING UTILITY.

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

**PAYROLL RESOLUTIONS**

**03-1206**

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 9, 2003 TO OCTOBER 22, 2003 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

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<td>4-01-21-185</td>
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<td>7,539.86</td>
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<td>Construction Code</td>
<td>4-01-22-195</td>
<td>26,196.07</td>
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<td>Crossing Guard</td>
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<td>Emergency Mgmt</td>
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<td>Fire Division</td>
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<td>338,142.70</td>
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<td>Signal &amp; Traffic</td>
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<td>4-01-26-290</td>
<td>12,956.63</td>
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<td>Streets &amp; Roads</td>
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<td>Central Garage</td>
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<td>Variance</td>
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<td>Cultural Affairs</td>
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<td>Transportation</td>
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<td>Recreation</td>
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<td>$21,534.04</td>
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<td>Parks</td>
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<td>$21,236.00</td>
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<td>$22,844.16</td>
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<td>$26,139.54</td>
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<td>Public Library</td>
<td>4-01-29-390</td>
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<td>Public Defender</td>
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<td>Municipal Court</td>
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<td>Parking Utility</td>
<td>4-31-55-501-100</td>
<td>$37,723.21</td>
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<td>Universal Cops</td>
<td>4-01-25-241-012</td>
<td>$4,692.30</td>
<td>$1,144.23</td>
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<td>Cops In School</td>
<td>4-01-25-241-015</td>
<td>$9,384.60</td>
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<td>Civilian Hiring</td>
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<td><strong>Other</strong></td>
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<td>Police Outside Employ.</td>
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<td>$20,320.00</td>
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<td>DE 16-S7-01</td>
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<td>Fire Education Acct.</td>
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<td>$1,754.58</td>
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<td><strong>Grand Total</strong></td>
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<td>$1,284,859.83</td>
<td>$21,743.66</td>
<td>$1,329,278.46</td>
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Motion by Council President Ramos.  
Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.

RESOLUTIONS CONTINUED
Presented and Read

03-1207
---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. 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, 14 November 2003, 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 Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.

03-1208
---By Councilman Cricco:

WHEREAS, the City of Hoboken sought competitive proposals for the operation of the Concession Stand at Sinatra Park, and

WHEREAS, the below submitted proposals bid was the only proposal received and did not offer a realistic competitive price, and

WHEREAS, the following proposal were received:

Vendor Proposal
Cliff Street Restaurant,Inc. DBA Sinatra Dr. Café $20,200.00 Annually
525 Sinatra Drive Hoboken, NJ 07030

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken, in the County of Hudson that:

1. The above recitals are incorporated herein as thoughtfully set forth at length.
2. The City Council hereby rejects the proposals of the above vendor.

3. The Administration is hereby authorized to re-advertise for these goods/services.

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

03-1209
---By Councilman Del Boccio:

WHEREAS, there continues to exist a temporary management need at the parking garage at 916 Garden Street; and

WHEREAS, Robotic Parking Inc., (Robotic) has agreed to manage the parking garage at 916 Garden Street from November 1, 2003 until January 1, 2004; and

WHEREAS, the fees payable to Robotic shall be $32,296.00 per month for November, December, 2003 and January 2004; and

WHEREAS, this temporary agreement is authorized pursuant to N.J.S.A. 40A:11-5(1)(a)(ii) as an extraordinary, unspecifiable service due to the short term, and degree of expertise Robotics Parking Inc. possesses in the management of the parking facility at 916 Garden Street; and

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor or his designee to execute any and all documents and take any actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute an Agreement for the above referenced services based upon the following:

   Service Provider: Robotic Parking, Inc.
   12812 N. 60th Street
   Clearwater, Florida 33760

   Term of Temporary Contract Extension:
   November 1, 2003 to January 31, 2004

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.
WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue 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 **$55,919.06** 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>Wells Fargo Home Mortg.</td>
<td>29\16\C0004</td>
<td>131 Madison St.</td>
<td>$870.52</td>
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<tr>
<td>1 Home Campus</td>
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<tr>
<td>MACX2509-02C</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Des Moines, IA 50328-001</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>ATTN: Bill Cook</td>
<td></td>
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</tr>
<tr>
<td>Wells Fargo Real Estate</td>
<td>168\34\C0002</td>
<td>606 Park Ave</td>
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<td>1 Home Campus</td>
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<tr>
<td>MAC X2509-02C</td>
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<tr>
<td>Des Moines, IA 50328</td>
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<td>Wells Fargo Home Mortg.</td>
<td>173\6\C3-06</td>
<td>1109 Willow Ave.</td>
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<td>1 Home Campus</td>
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<td>Des Moines, IA 50328-001</td>
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<tr>
<td>ATTN: Bill Cook</td>
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<td>Wells Fargo Home Mortg.</td>
<td>34\10</td>
<td>117 Willow Ave.</td>
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<td>1 Home Campus</td>
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<td>Des Moines, IA 50328-001</td>
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<td>ATTN: Bill Cook</td>
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<td>Wells Fargo Home Mortg.</td>
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<td>117 Willow Ave.</td>
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<td>Des Moines, IA 50328-001</td>
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<tr>
<td>ATTN: Bill Cook</td>
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<tr>
<td>Andrew Leonard</td>
<td>17\5</td>
<td>92 Garden St.</td>
<td>$1,888.23</td>
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<tr>
<td>Hoboken, NJ 07030</td>
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<tr>
<td>Ronald Fischer</td>
<td>38\10\C003L</td>
<td>227 Monroe St.</td>
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<td>P.O. Box 396</td>
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<tr>
<td>Madison, NJ 07094</td>
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<td>Citi Mortgage</td>
<td>95\1\C004D</td>
<td>901-09 Madison St.</td>
<td>$2,218.81</td>
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<td>Rochester, NY 14692</td>
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<td>Attn: Matt Hanlow</td>
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</tr>
<tr>
<td>Name</td>
<td>Address</td>
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<td>Georgia Manukas</td>
<td>566 North Edgemere Dr.</td>
<td>1013 Park Ave</td>
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<td>Georgia Manukas</td>
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<td>130 Bloomfield St</td>
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<td>First American Real Estate</td>
<td>8435 N. Stemmons Freeway</td>
<td>812-20 Jefferson St</td>
<td>$8,491.59</td>
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<td>Piotr &amp; Elizabeth Slifirski</td>
<td>705 Adams St. – Apt. #1</td>
<td>705 Adams St</td>
<td>$3,017.29</td>
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<td>7159 Englishtown Rd.</td>
<td>131 Monroe St.</td>
<td>$852.31</td>
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<td>Target Title Agency</td>
<td>976 Englishtown Rd. Old Bridge</td>
<td>501-07 Jackson St</td>
<td>$4,442.16</td>
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<tr>
<td>First American Real Estate Tax</td>
<td>95 Methodist Hill Rd Suite 100</td>
<td>1315 Washington St</td>
<td>$1,844.12</td>
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<tr>
<td>Lawrence &amp; Susan Martin</td>
<td>1251 Bloomfield Street</td>
<td>1251 Bloomfield St</td>
<td>$2,051.38</td>
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<tr>
<td>Wells Fargo Home Mortg.</td>
<td>P.O. Box 17339 Baltimore, Md 21297-1339</td>
<td>400-14 Ninth St.</td>
<td>$2,721.64</td>
</tr>
<tr>
<td>James Olsen</td>
<td>6 Charucer Ct. Basking Ridge, NJ 07920</td>
<td>2 Constitution Ct</td>
<td>$6,257.18</td>
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<tr>
<td>Romano &amp; Romano</td>
<td>573 Bloomfield Ave Verona, NJ 07044</td>
<td>1115-19 Grand St.</td>
<td>$1,610.80</td>
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<td>Magnue &amp; Keeko Gythfeldt</td>
<td>415 Newark St. Apt 7G</td>
<td>415 Newark St</td>
<td>$112.38</td>
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</table>
---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.

03-1211
---By Councilman Del Boccio:

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 $15,343.01 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>Joseph Castelo &amp; Waters</td>
<td>165\12</td>
<td>223-35 Willow Ave</td>
<td>$5,560.01</td>
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<tr>
<td>McPherson &amp; McNeil Esq. Meadowlands Office P.O. Box 1560 Secaucus, NJ 07096</td>
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<tr>
<td>Joseph Castelo &amp; Waters</td>
<td>222\4</td>
<td>43-51 Newark St</td>
<td>$9,783.00</td>
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</table>

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

**03-1212**

---By Council President Ramos:

WHEREAS, there exists a need for a group Prescription Plan Service for the City employees of Hoboken for provision of a group prescription plan; and

WHEREAS, the City 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 City Administrator, Robert Drasheff, has recommended that the City of Hoboken enter into a contract with Maxor Plus, Ltd., beginning November 5, 2003 and terminating October 30, 2004; and

WHEREAS, the amount of the one (1) year Contract with MaxorPlus, Ltd., for a Group Prescription Plan Service is as follows:

**Capitation Rate (Renewal)**

CLIENT shall pay MAXORPLUS a capitation rate per contract per month as follows:

1. Employee Only $109.23
2. Employee and Child (ren) $146.27
3. Employee and Family $287.40

**Co-payment Structure:**

<table>
<thead>
<tr>
<th>Retail Pharmacy Network:</th>
<th>Mail Service Pharmacy:</th>
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</thead>
<tbody>
<tr>
<td>Retail Generic Co pay:</td>
<td>Mail Generic Co pay:</td>
</tr>
<tr>
<td>$3.00</td>
<td>$1.00</td>
</tr>
<tr>
<td>Retail Brand Co pay:</td>
<td>Mail Brand Co pay:</td>
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<tr>
<td>$5.00</td>
<td>$1.00</td>
</tr>
</tbody>
</table>

And will not exceed $2,358,367.00 based upon current enrollment; 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; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 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:

1. The Mayor and City Clerk are hereby authorized and directed to execute and attest an Agreement with MaxorPlus, Ltd. Commencing November 5, 2003 through October 30, 2004, the form of said Agreements to be approved by the City Attorney.
2. This contract is awarded without competitive bidding in accordance with 40A:11-5(1)(m) of the Local Public Contracts Law.

3. A notice of this award shall be published in The Jersey Journal in accordance to N.J.S.A. 40A:11-1 et. seq.

BE IT FURTHER RESOLVED, that certified copies of this Resolution are forwarded by the City Clerk to the following:

- City Administrator
- Chief Financial Officer
- Personnel Office
- MaxorPlus, Ltd.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 5 - NAYS: 1 - ABSENT: 1 - ABSTENTIONS: 2
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano.
---Absent: Addeo.
---Abstentions: Marsh, Soares.

03-1213
---By Council President Ramos:

WHEREAS, Sonia Khalil has made application to the Mayor and Council of the City of Hoboken for transfer of Taxicab Owner License #33 to Saad M.Amer, and

WHEREAS, Sonia Khalil, Inc. has consented to said Transfer of Ownership and the application transfer for Taxicab Owner License #33 has been duly investigated as required by law and

WHEREAS, the Hoboken City Council agrees that Public Hack and Taxicab Owner License #30, expiring March 31, 2004 be subject to all of its terms and conditions once transferred to Skawki Khalil, and

WHEREAS, The consenting to and granting of the aforesaid License to operate or run a mechanically driven vehicle as a Public Hack and Taxicab upon the streets of the City of Hoboken shall not be effective until such time as Saad M. Amer. shall have filed with the Municipal Clerk of the City of Hoboken, NJ an insurance policy of a company duly licensed to transact business under the insurance laws of the State of New Jersey in the sum of $10,000.00 to satisfy all claims for damages, by reason of bodily injury to, or the death of any 1 person, resulting from an accident, and a sum of not less than $20,000.00 to satisfy all claims for damages, by reason of the bodily injury to, or the death of all persons, on account of any such accident, by reason of ownership, operation, maintenance, or use of such autocab upon any public street; and conditioned for the payment of a sum not less than $5,000.00 to not less than $5,000.00 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 autocab upon any public street; together with the filing of a Power of Attorney in accordance with the provisions of R.S. 48:16-3

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth as length.

2. The Council hereby authorizes the Hoboken City Clerk to issue the appropriate License upon satisfactory presentation of required documents.

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

03-1214
---By Council President Ramos:

WHEREAS, the City of Hoboken wishes to purchase various goods and/or services from an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and,
WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and
WHEREAS, the following firms have been awarded New Jersey Contracts for the period 1 July 2003 thru 30 June 2004; and,
WHEREAS, the purchasing agent recommends the utilization of these contracts on the grounds that they represent the best composite price available; and,
WHEREAS, the actual cost of the purchase of each of these individual various goods and/or services is expected not to exceed $130,000.00; and
WHEREAS, the Chief Financial Officer will certify the availability of funds for these contracts,
NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that:

Exxon Mobil Fleet, PO Box 530988, Atlanta, GA 30353-0988, Contract # A85650 be awarded a contract for fiscal year 2004 for Gasoline/Diesel Fuel purchases by credit card.

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

03-1215
---By Councilman Campos:

WHEREAS, the City of Hoboken is a recipient of a FY2003 Local Law Enforcement Block Grant No. 2003-LB-BX-0241 received through a proposal submitted by the Grants Management Office to the United States Department of Justice. The grant is $23,565 with a required local funding match in the amount of $2,618 for a total of $26,183 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 are not limited to CAD System Computer equipment, police vehicles, general law enforcement equipment especially items related to local preparedness and Homeland Security; be it

RESOLVED, that the Mayor and Council of the City of Hoboken has 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 Public Contract Law.
---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.

03-1216
---By Councilman Cricco:

WHEREAS, the Planning Board of the City of Hoboken approved a preliminary site plan for Northwest Redevelopment Supermarket, LLC on September 4, 2001, for the construction of, inter alia, a supermarket, a three (3) story office building, a paved surface parking lot and a landscaped park area with new curbs and sidewalks; and

WHEREAS, a part of approval requires the developer to "...enter into a conservation easement with the City of Hoboken for the neighborhood park..."; and

WHEREAS, the proposed Deed of Conservation easement is attached hereto, and made part hereof.

NOW, THEREFORE, BE IT RESOLVED, that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor, or his designee to execute any and all documents and/or take any actions necessary to complete and realize the intent and purpose of this resolution.
3. This Resolution shall take effect immediately.

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

03-1217
---By Councilman Cricco:

WHEREAS, the Local Redevelopment and Housing Law N.J. S.A. 40A:12A-1 et. seq. (the “Act”), authorizes municipalities to participate in the redevelopment and improvement of areas in need of redevelopment; and

WHEREAS, in order to stimulate redevelopment, the City of Hoboken designated an Area in need of redevelopment in the northwest area of the City known as the “Northwest Redevelopment Area” and adopted a Redevelopment Plan for the area in accordance with the Act; and

WHEREAS, on September 15, 1999, the City authorized the execution of a developer’s agreement with Frank Raia which agreement was amended by resolution dated October 18, 2000 (“Amended Agreement”) a copy of which is on file in the office of the City Clerk; and

WHEREAS, the City has received a request from Mr. Raia’s attorney, John Curley, requesting that the City consent to the transfer of Mr. Raia’s rights and obligations under the Amended Agreement for certain properties to parties identified as Tarragon Realty Inc. URSA
WHEREAS, the City requested certain information from the Transferee as required by the Amended Agreement to determine if the City would consent to the request to transfer which information was provided in two submissions to the City dated December 5, 2002 and January 8, 2003; and

WHEREAS, in the submission, the Transferee has committed to financially contribute (Tarragon Realty Inc. (90%) and URSA (10%0 respectively) any amounts in excess of the construction loan to complete the construction of the project and fund any project shortfalls’ and

WHEREAS, in the submission, the Transferee has committed to constructing 23% of the total units as affordable housing units with the affordability of such units being guaranteed by the developer by the rules and regulations imposed by the NJHMFA or HUD financing; and

WHEREAS, the City of Hoboken anticipated that the Hoboken Board of Education would seek to develop a high school and middle school on two properties located in the Northwest Redevelopment Area Blocks 99 and 103, and as a result the City has determined that it was in the best interest of the City not to consent to any transfer of rights to the Transferees with respect to Blocks 99 (Lots 1-32), and 103 (Lots 1-6 and 27-32); and

WHEREAS, the City of Hoboken, by its City Council resolution adopted February 5, 2003, did not consent to the proposed assignment and transfer of Raia’s rights in view of the anticipated development of these Parcels as a public school site; and

WHEREAS, the proposal to build a public school on Block 99 has been abandoned thereby causing the City Council to reconsider the proposed assignment and transfer which is now in the best interests of the City; and

WHEREAS, the proposed to build a public school on Block 103 is subject to further study and action by the New Jersey Schools Construction Corporation (NJSCC) which will complete its assessment within the next year; and

WHEREAS, the City of Hoboken, by its City Council resolution #03-1193 adopted October 15, 2003, consented to the proposed assignment and transfer of Raia’s contract rights with respect to Block 99 (Lots 1-32) subject to the conditions as set forth in the February 5, 2003 resolution; and

WHEREAS, after further study, the City of Hoboken, by the City Council resolution adopted November 5, 2003, will consent to the proposed assignment and transfer of Raia’s contract rights with respect for Block 103 (Lots 1-6 and 27-32) subject to the conditions set forth in the February 5, 2003 resolution and subject to the following additional conditions which shall be deemed to modify the Redevelopment Agreement; and

WHEREAS, TRI, URSA and Raia have formed Block 99/102 Development LLC, a New Jersey limited liability company, whose Ownership and Operating Agreement has been disclosed to the City of Hoboken, for the purpose of acquiring, redeveloping, selling and/or leasing one or more of the Redevelopment Parcels; and

WHEREAS, TRI, URSA and Raia may from time to time form development entities, wholly owned by them, whose ownership and organizational documents shall be disclosed to the City of Hoboken in order to demonstrate ownership and control by TRI, URSA and Raia, to which the Redeveloper’s contract rights and obligations may be further assigned and transferred upon notice to the City of Hoboken, for the purpose of acquiring, redeveloping, selling and/or leasing one or more of the Redevelopment Parcels, as the case may be, in furtherance of their obligation to provide affordable housing units equal to at least 23% of the

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dwellings to be developed and in furtherance of their other obligations under the Redevelopment Agreement; and

WHEREAS, the assignment and transfer of Raia’s right, title and interest is and shall be subject to the terms and conditions of the Redevelopment Agreement to the extent that they relate to the Redevelopment Parcels and is further subject to the terms and conditions of the Hoboken City Council resolutions dated February 5, 2003 and November 5, 2003; and

WHEREAS, Block 99/102 Development, LLC expressly assumes for the benefit of the City of Hoboken all of the obligations of the Redeveloper under the Redeveloper Agreement and agrees to be subject to all the conditions and restrictions to which the Redeveloper is subject under the Redevelopment Agreement and pursuant to the Hoboken City Council resolutions adopted February 5, 2003 and November 5, 2003, insofar as these relate to Block 103, Lot 1-6 and 27-32.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken as follows:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The City consents to the Transfer of the Amended Agreement to Transferees for Block 103, Lots 1 to 6 and 27 to 32 (inclusive) subject to the following conditions which shall be addressed in the documents of transfer in a form satisfactory to Corporation Counsel:

   A. The Transferee shall guarantee that 23% of the total units authorized for construction will be affordable under the rules and regulations of the NJHMFA and/or HUD and will seek public subsidies, assistance, or financing from one or more sources which the Transferee are available for this project.

   B. The Transferee shall meet with representatives of the City within thirty (30) days of the date of this Resolution to discuss the Transferee’s plans for the development design of the subject properties.

   C. Transferee shall provide a project schedule before commencement and completion of project.

   D. Transferee shall arrange for dismissal of the litigation entitled BBD Partners, LLC vs. City of Hoboken, Docket No. HUD-L-3602-00, and the release of all claims asserted by Frank Raia in that action.

And subject to the following additional conditions:

(a) The Redeveloper shall not file an application for land use approvals until the earlier of (i) one year from November 5, 2003 or (ii) the determination of the NJSCC not to pursue the acquisition of the Block 103 Redevelopment Parcel;

(b) The City of Hoboken shall not be required to commence condemnation proceedings to acquire the Block 103 Redevelopment Parcel for reconveyance to the redeveloper until the earlier of (i) one year from November 5, 2003 or (ii) the determination of the NJSCC not pursue the acquisition of the Block 103 Redevelopment Parcel;

(c) The time period within the Redeveloper may negotiate for the voluntary purchase of the Block 103 Redeveloper may negotiate for the voluntary purchase of the Block 103 Redevelopment Parcel.
before requesting condemnation by the City is extended until the earlier of (i) one year from November 5, 2003 or (ii) the determination of the NJSCC not to pursue the acquisition of the Block 103 Redevelopment Parcel.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 5 - NAYS: 2 - ABSENT: 1 - ABSTENTIONS: 1
---Yea: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh, Soares.
---Absent: Addeo.
---Abstentions: Castellano.

**03-1218**
---By Council President Ramos:

WHEREAS, the Board of Directors of H.O.P.E.S. Head Start, located in 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 $50,531 out of available Community Development funds and $9,098 out of CD miscellaneous program income 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: 8 - NAYS: 0 - ABSENT: 1
---Yea: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.

**03-1219**
---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 $30,508 out of available Community Development funds and $5,492 out of available CD miscellaneous program income 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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.

03-1220
---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 $23,000 out of available Community Development funds to and $3,602 out of available CD miscellaneous program income 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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.

03-1221
---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 $12,000 out of available Community Development funds and $2,398 out of available CD miscellaneous program income 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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.

---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 $2,000 out of available Community Development funds and $500 out of available CD miscellaneous program 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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.
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 $36,143 out of available Community Development funds and $6,507 out of available CD miscellaneous program income 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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.

03-1224
---By Council President Ramos:

WHEREAS, the Board of Directors of Mile Square Day Care, located 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 $82,818 out of available Community Development funds and $14,903 out of available CD miscellaneous program income 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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.

**ORDINANCES**

*Introducing and First Reading*

**03-1225**

**DR-120**

AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 1316-1330 GRAND STREET, HOBOKE, NEW JERSEY, FOR REDEVELOPMENT IN ACCORDANCE WITH THE NORTHWEST REDEVELOPMENT PLAN. (DR-120)

WHEREAS, by Ordinance No. R-328 dated May 20, 1998, the City Council adopted the Northwest Redevelopment Plan for an area declared to be an area in need of redevelopment; and

WHEREAS, by Resolution No. 1683 dated October 18, 2000, the City Council, exercising redevelopment powers under N.J.S.A. 40A:12-4, approved an Amended Developer's Agreement with Frank Raia as the Redeveloper for certain parcels of land within the boundaries of the Northwest Redevelopment Plan; and

WHEREAS, pursuant to the foregoing Resolution, the City of Hoboken has entered into an Amended Developer's Agreement with Frank Raia which provides for the purchase or condemnation of the property known as 1316-1330 Grand Street (Block 114, Lots 18 to 25 on the Tax Assessment Map) for the purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

WHEREAS, by Resolution No. 03-928 dated April 2, 2003, the City Council consented to the transfer of the Redeveloper's rights under the foregoing Amended Developer's Agreement to a joint venture comprised of Tarragon Realty Investors, Inc., Ursa Development Group LLC and Frank Raia with respect to certain properties including the property located at 1316-1330 Grand Street; and

WHEREAS, on May 20, 2003, an Assignment and Assumption Agreement in accordance with the foregoing City Council Resolution was executed by the joint venture parties under which the Redeveloper's rights and obligations under the Amended Developer's Agreement with respect to the property located at 1316-1330 Grand Street were assigned to and assumed by the joint venture parties through a development entity to be joined by them; and

WHEREAS, the joint venture parties has formed a development entity known as Block 114 Development, LLC as assignee of the foregoing rights and obligations, and Block 114 Development, LLC has assumed the developer's rights and obligations under the amended Developer's Agreement with respect to the property; and

WHEREAS, the joint venture parties have been unable or unsuccessful in negotiating the acquisition of the Property and have requested that the City of Hoboken proceed with the acquisition of the Property by purchase or condemnation in accordance with the Amended Developer's Agreement;

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Hoboken as follows:
1. The property known as 1316-1330 Grand Street, Hoboken, New Jersey, designated as Block 114, Lots 18 to 25 (inclusive) on the Hoboken Tax Assessment Map (the Property), is determined to be needed for the public purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

2. The Mayor, Business Administrator and Special Counsel (who is to be retained by separate resolution) are authorized and directed to undertake any actions and to execute any documents necessary or appropriate to acquire the Property from the owner either by purchase or condemnation in accordance with the Eminent Domain Act of 1991, N.J.S.A. 20:3-1 et. seq.; and

3. The amount of the offer price to be offered to the record owner of the Property is to be fixed by further resolution upon receipt and approval of an appraisal report to be prepared by a qualified real estate appraiser; and

4. All awards of compensation and costs associated with the acquisition of the Property are to be borne and paid for by Block 114 Development, LLC in accordance with the Amended Developer’s Agreement. Security for these payments shall be provided in accordance with the Amended Developer’s Agreement in such form and amount as directed by Corporation Counsel.

5. At such time as the City acquires the Property from the owner by negotiated purchase, or in the event the City exercises its power of condemnation, when title vests with the City, the City is authorized and directed to sell the property for fair market value plus all costs and expenses and to convey the Property to Block 114 Development LLC, the designated redeveloper for the construction of an authorized project, provided however, in the event the property is not used for such purpose, title to the property shall revert to the City without any entry or re-entry made thereon on behalf of the City.

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

WHEREAS, on September 15, 1999, the City authorized the execution of a developer’s agreement with Frank Raia which agreement was amended by resolution dated October 18, 2000 (“Amended Agreement”) a copy of which is on file in the office of the City Clerk; and

WHEREAS, the City has received a request from Mr. Raia’s attorney, John Curley, requesting that the City consent to the transfer of Mr. Raia’s rights and obligations under the Amended Agreement for certain properties to parties identified as Tarragon Realty Inc., URSA LLC and Frank Raia, (collectively the “Transferee”); and

WHEREAS, the City requested certain information from the Transferee as required by the Amended Agreement to determine if the City would consent to the request to transfer which information was provided in two submissions to the City dated December 5, 2002 and January 8, 2003; and

WHEREAS, in the submission, the Transferee has committed to constructing 23% of the total units as affordable housing units with the affordability of such units being guaranteed by the developer by the rules and regulations imposed by the NJHMFA or HUD financing; and

WHEREAS, the City of Hoboken anticipated that the Hoboken Board of Education would seek to develop a high school and middle school on two properties located in the Northwest Redevelopment Area Blocks 93 and 103, and as a result the City has determined that it was in the best interest of the City not to consent to any transfer of rights to the Transferees with respect to Blocks 93 (Lots 1-32), and 103 (Lots 1-6 and 27-32); and
WHEREAS, the City of Hoboken, by its City Council resolution adopted February 5, 2003, did not consent to the proposed assignment and transfer of Raia’s rights in view of the anticipated development of these Parcels as a public school site; and

WHEREAS, the proposal to build a public school on Block 99 hs been abandoned thereby causing the City Council to reconsider the proposed assignment and transfer which is now in the best interests of the City; and

WHEREAS, the proposal to build a public school on Block 103 is subject to further study and action by the New Jersey Schools Construction Corporation (NJSCC) which will complete its assessment within the next year; and

WHEREAS, the City of Hoboken, by this City Council resolution adopted October 15, 2003, will consent to the proposed assignment and transfer of Raia’s contract rights with respect to Block 99 (Lots 1-32) subject to the conditions as set forth in the February 5, 2003 resolution; and

WHEREAS, TRI, URSA, and Raia have formed Block 99/102 Development LLC, a New Jersey limited liability company, whose Ownership and Operating Agreement has been disclosed to the City of Hoboken, for the purpose of acquiring, redeveloping, selling and/or leasing one or more of the Redevelopment Parcels; and

WHEREAS, TRI, URSA and Raia may from time to time form development entities, wholly owned by them, whose ownership an organizational documents shall be disclosed to the City of Hoboken in order to demonstrate ownership and control by TRI, URSA and Raia, to which the Redeveloper’s contract rights and obligations may be further assigned and transferred upon notice to the City of Hoboken, for the purpose of acquiring, redeveloping, selling and/or leasing one or more of the Redevelopment Parcels, as the case may be, in furtherance of their obligation to provide affordable housing units equal to at least 23% of the dwelling units to be developed and in furtherance of their other obligations under the Redevelopment Agreement; and

WHEREAS, the assignment and transfer of Raia’s right, title and interest is and shall be subject to the terms and conditions of the Redevelopment Agreement to the extent that they relate to the Redevelopment Parcels and is further subject to the terms and conditions of the Hoboken City Council resolutions dated February 5, 2003 and October 15, 2003; and

WHEREAS, with respect to Block 103, the City’s consent to the foregoing assignment and transfer of Raia’s right, title and interest shall be subject to further study and additional conditions; and

WHEREAS, Block 99/102 Development, LLC expressly assumes for the benefit of the City of Hoboken all of the obligations of the Redeveloper under the Redevelopment Agreement and agrees to be subject to all the conditions and restrictions to which the Redeveloper is subject under the Redevelopment Agreement and pursuant to the Hoboken City Council resolutions adopted February 5, 2003 and October 15, 2003, insofar, as these relate to Block 99 Parcels.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken as follows:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The City consents to Transfer of the Amended Agreement to Transferees for Block 99, Lot 1 to 32 (inclusive ) subject to the following conditions which shall be addressed in the document of transfer in a form satisfactory to Corporation Counsel:

Meeting of November 5, 2003
A. The Transferee shall guarantee that 23% of the total units authorized for construction will be affordable under the rules and regulations of the NJHMFA and/or HUD and will seek public subsidies, assistance, or financing from one or more sources which the Transferee represents are available for this project.

B. The Transferee shall meet with representatives of the City within (30) days of the date of this Resolution to discuss the Transferee’s plans for the development design of the subject properties.

C. Transferee shall provide a project schedule before commencement and completion of project.

D. Transferee shall arrange for dismissal of the litigation entitled BBD Partners, LLC vs. City of Hoboken, Docket No. HUD-L-3602-00, and there release of all claims asserted by Frank Raia in that action.

3. The City defers taking action on the request for transfer as to Block 103, Lots 1-6, (inclusive) and 27-32 (inclusive) until there has been a further opportunity to study this request.

---Councilman Cricco 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 3, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 5 - NAYS: 2 - ABSENT: 1 - ABSTENTIONS: 1

---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.

---Nays: Marsh, Soares.

---Absent: Addeo.

---Abstentions: Castellano.

03-1226
DR-121

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED) (Approvals: 300 Adams Street). (DR-121)

THE COUNCIL OF THE MAYOR AN COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

Handicap Spaces

A. Section 192-4 is amended to add the following;

Joanne Turso, East side of Adams Street beginning at a point of 123 feet from the northerly curblines of Third 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.

---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 3, 2003 at 7:00 PM.
---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.
---Absent: Addeo.

03-1227
DR-122

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED) (Deletions: 1302 Washington Street; 72 10th Street). (DR-122)

THE COUNCIL OF THE MAYOR AN COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

Handicap Spaces

A. Section 192-4 is amended to delete the following:

Israel Estrella, 1302 Washington Street (West side of Hudson Street, beginning at a point of 70 feet from the northwest curbline of Thirteenth Street and extending 12 feet northerly therefrom.

Marguerite Quinn, 71-10th Street (north side of Tenth Street, beginning at a point of 35 feet east of easterly curb line of Washington Street 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 3, 2003 at 7:00 PM.

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

03-1228
DR-123

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, AMENDED OCTOBER 20, 1999 AS ORDINANCE #R-405 (Penalties). (DR-123)

THE COUNCIL OF THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE XXXI
Penalties
190-44 Violations and Penalties

Section 1: The ordinance is hereby amended to raise the fine for Overtime Meter (190-29) from $15.00 to $20.00.

Section 2: The ordinance is hereby amended to raise the fine for Taxi Stand (190-12) from $20.00 to $25.00.

Section 3: The ordinance is hereby amended to raise the fine for Overnight Commercial (190-05) from $25.00 to $50.00.

Section 4: The ordinance is hereby amended to raise the fine for School Zone (190-31) from $15.00 to $20.00.

Section 5: The ordinance is hereby amended to raise the fine for Loading Zone (190-11) from $25.00 to $30.00.

Section 6: The ordinance is hereby amended to raise the fine for Prohibited Parking All Times (190-04) from $25.00 to $30.00.

Section 7: The ordinance is hereby amended to raise the fine for Prohibited Parking Certain Hours (190-04) from $25.00 to $30.00.

Section 8: The ordinance is hereby amended to raise the fine for Permit Parking (190-06.2) from $40.00 to $45.00.

Section 9: The ordinance is hereby amended to raise the fine for Bus Stop (190-13) from $25.00 to $35.00.

Section 10: The ordinance is hereby amended to raise the fine for Street Cleaning/Alternate Side (190-28) from $25.00 to $35.00.

Section 11: The ordinance is hereby amended to raise the fine for No Stopping or Standing (190-06) from $25.00 to $30.00.

Section 12: This ordinance shall be a part of the administrative Code of the City of Hoboken as though codified and fully set forth herein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken Code.

Section 13: All ordinance and parts of ordinances inconsistent herewith are hereby repealed.

Section 14: 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 3, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Soares.
---Absent: Addeo.

03-1229
DR-124


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 Location</th>
<th>Time</th>
<th>Side</th>
</tr>
</thead>
<tbody>
<tr>
<td>Madison Street</td>
<td>8:00 A.M. to</td>
<td></td>
</tr>
<tr>
<td></td>
<td>6:00 P.M.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Mon. – Fri.</td>
<td></td>
</tr>
</tbody>
</table>

Beginning at a point 85 feet north of the northerly curb line of Tenth Street and extending 148 feet northerly therefrom.

Section 2: 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 this ordinance codified and incorporated in the official copies of the Hoboken Code. This Ordinance shall take effect as provided by law.

Section 3. 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 3, 2003 at 7:00 PM.

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

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Michael Lenz, 408 Monroe Street; Larry Silva, 510 Monroe Street; Lynda Walker,
President Ramos then adjourned the meeting at 8:11 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK
MEETING OF NOVEMBER 17, 2003

MINUTES OF A MEETING OF THE COUNCIL OF THE CITY OF HOBOKEN, NEW JERSEY, HELD IN THE COUNCIL CHAMBERS, CITY HALL, HOBOKEN, NEW JERSEY, MONDAY, NOVEMBER 17, 2003 AT 7:00 PM

President Ramos opened the meeting at 7:00 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 Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.

ABSENT: None.

_________________________________________________________

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 1316-1330 GRAND STREET, HOBOKEN, NEW JERSEY, FOR REDEVELOPMENT IN ACCORDANCE WITH THE NORTHWEST REDEVELOPMENT PLAN. (DR-120)

The above Ordinance is continued to the December 3, 2003 City Council Meeting to allow sufficient time for legal advertising.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED) (Approvals: 300 Adams Street). (DR-121)

The above Ordinance is continued to the December 3, 2003 City Council Meeting to allow sufficient time for legal advertising.
AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED) (Deletions: 1302 Washington Street; 72 10th Street). (DR-122)

The above Ordinance is continued to the December 3, 2003 City Council Meeting to allow sufficient time for legal advertising.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, AMENDED OCTOBER 20, 1999 AS ORDINANCE #R-405 (Penalties). (DR-123)

The above Ordinance is continued to the December 3, 2003 City Council Meeting to allow sufficient time for legal advertising.


The above Ordinance is continued to the December 3, 2003 City Council Meeting to allow sufficient time for legal advertising.

03-1230

APPLICATIONS FOR MISCELLANEOUS LICENSES

Parking Facilities--------------------------------------------- 1
Vendors------------------------------------------------------ 1
Christmas Tree Vendors-------------------------------------- 3

---Councilman Del Boccio 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 Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1231

REPORTS OF CITY OFFICERS

A report of the Municipal Court indicating receipts for the month of October 2003 as $302,272.74.

---Received and filed.

03-1232

Reports of Municipal Clerk James J. Farina indicating bids received on Friday, November 7, 2003 for: Athletic Supplies, bid #04-06 (2 bids received); General Maintenance Supplies, bid #04-07 (no bids); General Building Materials, bid #04-08 (no bids); Fuel Oil (Heating), bid #04-09 (no bids); Rock Salt, bid #04-10 (2 bids received); General Plumbing Services, bid #04-11 (no bids); Snow Removal Equipment, bid #04-12 (2 bids received).
---Received and filed.

CLAIM RESOLUTIONS

03-12334
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 $902,915.52 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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 $64,900.73 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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 $227,529.35 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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 $24,141.99 against the DEPARTMENT OF HUMAN SERVICES.
Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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 $26,241.15 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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 $101,937.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

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

By Councilman Campos:

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 $57,507.93 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

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 $23,931.82 against the PARKING UTILITY.

Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

PAYROLL RESOLUTIONS

03-1234
By Councilman Del Boccio:

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 23, 2003 TO NOVEMBER 5, 2003 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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<td>Planning Board</td>
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<td>Signal &amp; Traffic</td>
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<tr>
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<td>Cultural Affairs</td>
<td>4-01-27-176</td>
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<td>Human Service Direct.</td>
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<td>6,240.18</td>
<td>1,293.00</td>
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<td>Constituent Services</td>
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Meeting of November 17, 2003
Public Prop. 4-01-28-377 26,228.11 2,081.02 185.00 28,494.13
Public Library 4-01-29-390 24,104.99 282.06 24,387.05
Public Defender 4-01-43-495 2,123.57 2,123.57
Municipal Court 4-01-43-490 30,356.44 197.70 30,554.14
Parking Utility 4-31-55-501-100 37,259.89 115.44 37,375.33
Universal Cops 4-01-25-241-012 4,692.30 85.80 1,144.23 5,922.33
Cops In School 4-01-25-241-015 9,384.60 343.20 9,727.80
Civilian Hiring 4-01-25-241-016 7,938.86 7,938.86

Other
Police Outside Employ. T-14-10-000-000 24,500.00 24,500.00
Police Grant DE 16-S7-01 134.22 134.22
Fire Dept. Penalty T-13-10-000-001

Grand Total 1,266,975.59 30,684.19 30,316.58 1,327,976.36

Motion by Councilman Del Boccio.
Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

RESOLUTIONS
Presented and Read

03-1235
---By Councilman Del Boccio:
BE IT RESOLVED, by the Council of the Mayor and City Council of the City of Hoboken that the form of specifications for

Bid-04-13: 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 Tuesday, 20 January 2004 at 2 P.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, 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 Monday, 17 November 2003.

---Motion duly seconded by Councilman Cricco.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1236
---By Council President Ramos:

WHEREAS, the Purchasing Agent, Department of Administration requests authorization of the Council to dispose of abandoned bicycles held by the Police Department, at auction on Friday, 5 December 2003, 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, 5 December 2003, 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 Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1237
---By Councilman Cricco:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for the supply Rock Salt for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 04-10:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Year #1 $/Ton</th>
<th>Year #2 $/Ton</th>
</tr>
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<tbody>
<tr>
<td>Atlantic Salt</td>
<td>$35.59/Ton</td>
<td>$35.59/Ton</td>
</tr>
<tr>
<td>130 Plain Street Lowell, MA 01851</td>
<td></td>
<td></td>
</tr>
<tr>
<td>American Rock Salt</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references goods and/or services based upon the following information:

Atlantic Salt
130 Plain Street
Lowell, MA 01851

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1238
---By Councilman Cricco:

WHEREAS, the City of Hoboken is considering the acquisition of certain real property known as 1316-1330 Grand Street, Hoboken, New Jersey, designated as Block 114, Lots 18 to 25 inclusive on the Tax Assessment Map for redevelopment pursuant to the Northwest Redevelopment Plan; and

WHEREAS, the City is desirous of retaining the services of Paul T. Beisser, II, MAI of Value Research Group, LLC, located at 301 S. Livingston Avenue, Suite 104, Livingston, NJ 07039, to appraise the property in accordance with the procedures set forth in the Eminent Domain Act of 1971, N.J.S.A. 20:3-1, et. seq.; and

WHEREAS, the retention of such real estate appraiser concerns the award of a professional services contract for which public bidding is not necessary;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that the City hereby retains the services of Paul T. Beisser, III MAI of Value Research Group, LLC, to appraise the real property located at 1316-1330 Grand Street, Hoboken, New Jersey, designated as Block 114, Lots 18 to 25 inclusive on the City’s Tax Assessment Map in accordance with the fee proposal submitted by Mr. Beisser and attached hereto;

BE IT FURTHER RESOLVED, that the award of the contract to the aforesaid appraiser by and hereby is declared to be a professional services contract for which no public bidding is necessary; and

BE IT FURTHER RESOLVE that all costs incurred by the City for the retention of the appraiser are to be paid by Block 114 Development, LLC, the City’s designated Redeveloper for this property.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 6 - NAYS: 2 - ABSTENTIONS: 1
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh, Soares.
---Abstentions: Castellano.

03-1239
---By Councilman Cricco:

WHEREAS, the City of Hoboken is considering the acquisition of certain real property known as 1316-1330 Grand Street, Hoboken, New Jersey, designated as Block 114, Lots 18 to 25 inclusive on the Tax Assessment Map for redevelopment pursuant to the Northwest Redevelopment Plan; and

WHEREAS, the City is desirous of retaining William J. Ward, Esq. of Carlin & Ward, P.C., located at 25A Vreeland Road, P.O. Box 751, Florham Park, New Jersey 07932, as Special Counsel in connection with the acquisition of the property in accordance with the procedures set forth in the Eminent Domain Act of 1971, N.J.S.A. 20:3-1, et. seq.; and

WHEREAS, the retention of Special Counsel concerns the award of a professional services contract for which public bidding is not necessary;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that the City hereby retains the services of William J. Ward, Esq. of Carlin & Ward, P.C., to act as Special Counsel in connection with the acquisition of the property located at 1316-1330 Grand St Street, Hoboken, New Jersey, designated as Block 114, Lots 18 to 25 inclusive on the City’s Tax Assessment Map in accordance with the fee proposal submitted by Mr. Beisser and attached hereto;

BE IT FURTHER RESOLVED, that Special Council is authorized to engage a title insurance company, surveyor, environmental consultants, and such other experts as may be required in the performance of his duties;

BE IT FURTHER RESOLVED that the award of the contract to Special Counsel be and hereby is declared to be a professional services contract for which no public bidding is necessary; and

BE IT FURTHER RESOLVED that all costs incurred by the City for the retention of Special Counsel are to be paid directly by Block 114 Development, LLC, the City’s designated Redeveloper of this project.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 6 - NAYS: 2 - ABSTENTIONS: 1
---Yeas: Council persons Addeo, Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Marsh, Soares.
---Abstentions: Castellano.

03-1240
---By Council President Ramos:

WHEREAS, pursuant to the resolution of the Council of the City of Hoboken, a car auction was held 14 November 2003, at 11:00 A.M. in the Court Room in City Hall, and

WHEREAS, only three bids were received for the bulk sale of nineteen (19) cars at bids of:
WHEREAS, said bidders, 62nd Street Corporation, 1900 Tonnelle Avenue, North Bergen, NJ tendered cash in full payment, for the bulk sale, in the amount of Three Thousand One Dollars and Ninety-Nine Cents. 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 reatifies and approves said transaction.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Soares and President Ramos.
---Nays: None.

03-1241
---By Councilman Cricco:

WHEREAS, pursuant to the state of emergency declared on November 7, 2003, pursuant to N.J.S.A. 40a:11-6, see attached letter, as a result of chapter 11 bankruptcy filing by the existing contractor, who ceased delivery of services on November 7, 2003, and

WHEREAS, the Public Contracts Law requires requests for solid waste removal to be advertised for at least 60 days prior to receiving bids, and

WHEREAS, the health, safety, and welfare of citizens of Hoboken require continued service with regard to solid waste removal, and

WHEREAS, the Administration has determined that an interim contract, at $75,000.00 per month to the below listed vendor for these services in appropriate and essential until such time that it can present to the City Council a new contract for the solid waste removal services,

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references goods and/or services based upon the following information:

Cali Carting
450 Bergen Ave
Kearny, NJ 07032

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Addeo, 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: Maurice DeGennaro, 614 Hudson Street.

President Ramos then adjourned the meeting at 7:10 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 Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.

ABSENT: None.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 1316-1330 GRAND STREET, HOBOKE, NEW JERSEY, FOR REDEVELOPMENT IN ACCORDANCE WITH THE NORTHWEST REDEVELOPMENT PLAN. (DR-120)

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 Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.---Nays: None.
Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 6 - NAYS: 2 - ABSTENTIONS: 1
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi, Russo and President Ramos.
---Nays: Marsh, Soares.
---Abstentions: Castellano.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED) (Approvals: 300 Adams Street). (DR-121)

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 Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, 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) (Deletions: 1302 Washington Street; 72 10th Street). (DR-122)

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 Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.
Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, 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, AMENDED OCTOBER 20, 1999 AS ORDINANCE #R-405 (Penalties). (DR-123)

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 Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 5 - NAYS: 4
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Russo, Soares.


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: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.
Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

PETITIONS AND COMMUNICATIONS

03-1242
A communication dated November 21, 2003 from the Office of the Hudson County Clerk with a Certificate of Election for Michael Russo as Third Ward Councilman.

--Received and filed.

02-1243
A communication from City Council President Ruben Ramos, Jr. resigning as Commissioner of the Hoboken Housing Authority.

--Received and filed.

03-1244
APPLICATIONS FOR MISCELLANEOUS LICENSES

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<th>Category</th>
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<tr>
<td>Public Hack Drivers</td>
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</tr>
<tr>
<td>Livery Owners</td>
<td>3</td>
</tr>
<tr>
<td>Christmas Tree Vendors</td>
<td>5</td>
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</table>

---Councilman 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 Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1245
REPORTS OF CITY OFFICERS

A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending October 31, 2003 - $12,822,932.74.

---Received and filed.

03-1246
A report of Municipal Clerk James J. Farina indicating bids to be received on Friday, November 21, 2003 for: Operation of the Concession Stand at Sinatra Park, bid #04-03 (no bids received).
---Received and filed.

**03-1247**
A report from Municipal Tax Collector / Acting CFO Louis Picardo with the certification of State Fiscal Year Tax levies for the First and Second Installments of 2004.

---Received and filed.

**CLAIM RESOLUTIONS**

**03-1248**
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 $259,331.07 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, 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 $88,860.75 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 2
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Russo and President Ramos.
---Nays: Marsh, Soares.

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 $403,373.11 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.
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 $40,726.55 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, 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 $45,975.78 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

By Councilman Campos:

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 $13,638.94 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

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 $72,365.62 against the PARKING UTILITY.

Seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, 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 $222,733.75 against the CAPITAL ACCOUNT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

PAYROLL RESOLUTIONS

03-1249
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 6, 2003 TO NOVEMBER 19, 2003 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>6,435.43</td>
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<td>Bus Adm. Office</td>
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<tr>
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Public Prop. 4-01-28-377 26,272.10 602.54 185.00 27,059.64
Public Library 4-01-29-390 24,175.14 24,175.14
Public Defender 4-01-43-495 2,123.57 2,123.57
Municipal Court 4-01-43-490 29,893.65 197.70 30,091.35
Parking Utility 4-31-55-501-100 38,528.22 171.82 339.36 39,039.40
Universal Cops 4-01-25-241-012 4,692.30 343.20 1,144.23 6,179.73
Cops In School 4-01-25-241-015 9,384.60 171.60 9,556.20
Civilian Hiring 4-01-25-241-016 6,794.19 941.04 7,735.23

Other

Police Outside Employ. T-14-10-000-000 13,110.00 13,110.00
Police Grant DE 16-S7-01
Fire Dept. Penalty T-13-10-000-001 1,525.86 1,525.86

Grand Total 1,264,831.99 35,045.13 24,393.96 1,324,271.08

Motion by Council President Ramos.
Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

RESOLUTIONS

Presented and Read

03-1250
---By Council President Ramos:

WHEREAS, George Crimmins, was an employee with the City of Hoboken, and
WHEREAS, George Crimmins, received vacation pay, terminal leave pay and longevity payments from the City of Hoboken; and

WHEREAS, the City of Hoboken filed an action against George Crimmins regarding vacation pay and terminal leave pay that he received entitled “City of Hoboken v. Anthony Russo, Robert Crespo, George Crimmins, Timothy Calligy and John Does (1-10); Superior Court of New Jersey, Law Division-Hudson County, Docket No. HUD-L-4831-01; and

WHEREAS, the City of Hoboken filed an action against George Crimmins regarding longevity pay that he received entitled “City of Hoboken v. George Crimmins, Timothy Calligy and John Does (1-10), Superior Court of New Jersey, Law Division-Hudson County, Docket No. HUD-L-6741-02; and

WHEREAS, George Crimmins and the City of Hoboken, have decided to resolve their disputes pursuant to a proposed Settlement Agreement, and a propose 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; 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 City Officials including special counsel, Pojanowski and Tranwinski, P.C., are authorized and directed to execute the proposed Settlement Agreement with George Crimmins, settling the above-captioned claim, the express terms and provisions of the proposed Settlement Agreement, attached to this Resolution as Exhibit “A”, and is incorporated in this Resolution as if fully set forth at length herein;

2. The Mayor and all City Officials named in the aforementioned claim, are hereby directed to accept the proposed Release to be given to George Crimmins, 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;

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1251
---By Councilman Cricco:

WHEREAS, the City of Hoboken Department of Environmental Services has a need for services for the preparation and submission of a conceptual soil and groundwater investigation workplan and a Underground Storage Tank Fund (USTF) application to the New Jersey Department of Environmental Protection; and
WHEREAS, the PMK Group has to perform the aforesaid work on behalf of the City of Hoboken; and

WHEREAS, the City of Hoboken, Department of Environmental Services seeks to award a contract to PMK Group for services as stated in their proposal submitted on October 27, 2003; and

WHEREAS, the maximum amount of this contract is not to exceed Two Thousand Five Hundred ($2,500.00) Dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute a contract with PMK Group, 65 Jackson Drive P.O. Box 5000, Cranford, New Jersey 07016 the maximum amount of which shall be Two Thousand Five Hundred ($2,500.00) dollars as it is stated in the proposal submitted on October 27, 2003.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1252
---By Councilman Del Boccio:

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

WHEREAS, Louis P. Picardo, Collector of Revenue 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 $23,637.24 representing overpayment of taxes:

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<td>7159 Englishtown Rd.</td>
<td></td>
<td></td>
<td>#0623272772</td>
<td></td>
</tr>
<tr>
<td>Jacksonville, Florida 32258-4455</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Target Title Agency</td>
<td>501-07 Jackson St.</td>
<td>$4,442.16</td>
<td>Old Bridge, NJ 08857</td>
<td></td>
</tr>
<tr>
<td>976 Englishtown Rd.</td>
<td></td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Old Bridge, NJ 08857</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>First American Real Estate Tax Service</td>
<td>1315 Washington St.</td>
<td>$1,844.12</td>
<td>Rochester, NY 14623</td>
<td></td>
</tr>
<tr>
<td>95 Methodist Hill Rd</td>
<td></td>
<td></td>
<td>Attn: Tonia-Jay Graf</td>
<td></td>
</tr>
<tr>
<td>Suite 100</td>
<td></td>
<td></td>
<td>31-9660-96661</td>
<td></td>
</tr>
<tr>
<td>Rochester, NY 14623</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>James &amp; Josephine Rokeach</td>
<td>711-13 Willow Ave.</td>
<td>$763.49</td>
<td>Hoboken, NJ 07030</td>
<td></td>
</tr>
<tr>
<td>711-13 Willow Ave. Apt 4E</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
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<td></td>
</tr>
</tbody>
</table>
---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

**03-1253**
---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 supply of Athletic Supplies for a two (2) year to the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 04-06:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Total $</th>
<th>Proposal year</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lawrence &amp; Susan Martin</td>
<td>247\24</td>
<td>1251 Bloomfield St</td>
</tr>
<tr>
<td>Wells Fargo Home Mortg.</td>
<td>149\1\C0E5A</td>
<td>400-14 Ninth St.</td>
</tr>
<tr>
<td>James Olsen</td>
<td>262.3\1\C0514</td>
<td>2 Constitution Ct</td>
</tr>
<tr>
<td>Romano &amp; Romano</td>
<td>156\5</td>
<td>1115-19 Grand St.</td>
</tr>
<tr>
<td>Magnue &amp; Keeko Gythfeldt</td>
<td>22\5\CUL03</td>
<td>415 Newark St</td>
</tr>
<tr>
<td>Greco &amp; Gess P.C.</td>
<td>69\15\C0006</td>
<td>531-33 Jefferson St</td>
</tr>
<tr>
<td>GMAC Mortgage</td>
<td>27\4\CO4-A</td>
<td>109 -19 Jefferson St</td>
</tr>
<tr>
<td>Bernard Berstrom</td>
<td>245\11\C0002</td>
<td>1314 Hudson St</td>
</tr>
</tbody>
</table>
NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references goods and/or services based upon the following information:

   Stan’s Sport Center
   528 Washington St
   Hoboken, NJ 07030
   $171,227.85 per year

   Riddell/All American
   669 Sugar Lane
   Elyria, OH 44035
   $76,218.00 (partial bid)

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

**03-1254**
---By Council President Ramos:

RESOLVED, that the following dates and times listed below are adopted as the official meeting dates for 2004 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>Time</th>
<th>Date</th>
<th>Time</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wednesday January 7, 2004</td>
<td>7PM</td>
<td>Wednesday January 21, 2004</td>
<td>7PM</td>
</tr>
<tr>
<td>Wednesday January 17, 2004</td>
<td>7PM</td>
<td>Wednesday February 4, 2004</td>
<td>7PM</td>
</tr>
<tr>
<td>Wednesday February 18, 2004</td>
<td>7PM</td>
<td>Wednesday March 3, 2004</td>
<td>7PM</td>
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<tr>
<td>Wednesday March 17, 2004</td>
<td>7PM</td>
<td>Wednesday April 7, 2004</td>
<td>7PM</td>
</tr>
<tr>
<td>Wednesday April 21, 2004</td>
<td>7PM</td>
<td>Wednesday May 5, 2004</td>
<td>7PM</td>
</tr>
<tr>
<td>Wednesday May 19, 2004</td>
<td>7PM</td>
<td>Wednesday May 26, 2004</td>
<td>7PM</td>
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<tr>
<td>Wednesday June 23, 2004</td>
<td>7PM</td>
<td>Wednesday July 7, 2004</td>
<td>7PM</td>
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<tr>
<td>Wednesday July 21, 2004</td>
<td>7PM</td>
<td>Wednesday August 4, 2004</td>
<td>7PM</td>
</tr>
<tr>
<td>Wednesday August 18, 2004</td>
<td>7PM</td>
<td>Wednesday September 1, 2004</td>
<td>7PM</td>
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<tr>
<td>Wednesday September 15, 2004</td>
<td>7PM</td>
<td>Wednesday October 6, 2004</td>
<td>7PM</td>
</tr>
<tr>
<td>Wednesday October 20, 2004</td>
<td>7PM</td>
<td>Wednesday November 3, 2004</td>
<td>7PM</td>
</tr>
<tr>
<td>Wednesday November 15, 2004</td>
<td>7PM</td>
<td>Wednesday December 6, 2004</td>
<td>7PM</td>
</tr>
</tbody>
</table>

Meeting of December 3, 2003
Wednesday June 2, 2004 7PM Wednesday December 1, 2004 7PM
Wednesday June 16, 2004 7PM Wednesday December 15, 2004 7PM

*The July 1, 2004 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 Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1255
---By Councilman Del Boccio:

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, Ruben Ramos was appointed to a term on the housing Authority expiring May 3, 2007; and

WHEREAS, Ruben Ramos has submitted his resignation from the Housing Authority Board of Commissioners effective December 3, 2003 due to family obligations;

NOW, THEREFORE, BE IT RESOLVED, that the Council for the City of Hoboken hereby appoints Christopher Campos to serve as a member to the Housing Authority for the term expiring May 3, 2007, replacing Ruben Ramos.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

ORDINANCES

03-1256

Introduction and First Reading

DR-125

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 518 JEFFERSON STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS LOT 23, BLOCK 68, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-125)
WHEREAS, the applicant Hank Forrest, has petitioned the City of Hoboken for the granting of certain easement over municipal lands at 518 Jefferson Street, Hoboken, New Jersey, ("the premises") which premises are more particularly described as Lot 23 and Block 68 on the Tax Map of the City of Hoboken, New Jersey, in order to maintain an encroachment on municipal lands for the purpose placing smaller planters within the fence line adjacent to the western property line. This easement is described as follows:

METES AND BOUNDS
(PROPOSED FENCE AND PLANTER AREA)

All that certain tract, or parcel of land, situate, lying and being in the City of Hoboken, County of Hudson, and the State of New Jersey, bounded and described as follows:

Beginning at a point in the westerly line of Jefferson Street, distant 175.00 feet southerly from the intersection formed by the southerly line of Sixth Street with the westerly line of Jefferson Street and running thence:

THENCE S-13°-04'-E and along the westerly line of Jefferson Street a distance of 25.00 feet to a point,

THENCE S-76°-56'-E and onto the Jefferson Street R.O.W. a distance of 7.75 feet to a point,

THENCE N-13°-04'-E and continuing in the Jefferson Street, R.O.W. a distance of 25.00 to a point,

THENCE N-76°56'-W, a distance of 75.5 feet to the point in the westerly line of Jefferson Street, said point being the point or place of beginning.

Known as Lot 26, Block 68 a shown on the official tax assessment map for the City of Hoboken, Hudson County, New Jersey, and more commonly known as 518 Jefferson Street, Hoboken, New Jersey; and

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF HOBOKEN THAT THE CITY OF HOBOKEN HEREBY GRANTS 518 JEFFERSON STREET THE AFOREMENTIONED EASEMENT SUBJECT TO THE FOLLOWING CONDITIONS AND REQUIREMENTS:

1. The above recitals are incorporated herein as length fully set forth at length.
2. 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.
3. The applicant shall immediately remove any or all projections or encumbrances which are improperly maintained and thus present a public hazard.
4. 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
保险公司将由办公室的公司法律顾问批准，包括霍博肯市、市长和市议会成员在内作为额外的承保人。

5. 这些特许权将与土地共同受益，并在申请人及其继受人和承运人所有和使用土地的利益上受益。这些契约和条件规定，这些契约和条件同样适用于申请人的继受人和承运人所有和使用土地的利益。

6. 本特许权的授予是条件的，只有在申请人获得所有必要的当地或州法律规定的特许权后才有效。

7. 本法令将按照法律的规定生效。

---议案主席拉莫斯提议本法令的第一次阅读，作为读本，并提交公共审议，以便在市议会于2003年12月17日星期五晚上7时举行的一次会议上进一步考虑。

---动议由议员德波乔第二。

---按下列投票通过：赞成9票 - 反对0票

---赞成：议员卡波斯、卡斯特拉诺、克里斯科、德波乔、贾基、马什、鲁索、索亚斯和主席拉莫斯。

---反对：无人。

03-1257
DR-126

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 72 TENTH STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS LOT 1, BLOCK 221, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-126)

WHEREAS, the applicant Elysian Café LLC, has petitioned the City of Hoboken for the granting of certain easements over municipal lands at 72 Tenth Street, Hoboken, New Jersey, ("the premises") which premises are more particularly described as Lot 1 and Block 221 on the Tax Map of the City of Hoboken, New Jersey, in order to maintain an encroachment on municipal lands for the purpose placing smaller planters within the fence line adjacent to the western property line. This easement is described as follows:

METES AND BOUNDS
(DESCRIPTION OF VAULT AREA ON WASHINGTON STREET)

All that certain tract, or parcel of land, situate, lying and being in the City of Hoboken, County of Hudson, and the State of New Jersey, bounded and described as follows:

Beginning at a point in the easterly line of Washington Street, distant 32 feet northerly from the intersection formed by the northerly line of Tenth Street with the easterly line of Washington Street and running:

THENCE N-13°-04' E and along the easterly line of Washington Street a distance of 10.50 feet to a point,

THENCE N-76°-56' W and onto the Washington Street R.O.W. a distance of 5 feet to a point,

THENCE S-13°-04' W a distance of 10.50 to a point,
THENCE S-76°56'-E, a distance of 5 feet to the point in the easterly line of Washington Street, said point being the point or place of beginning.

METES AND BOUND
(EASEMENT FOR STAIRS)

All that certain tract, or parcel of land, situate, lying and being in the City of Hoboken, County of Hudson, and the State of New Jersey, bounded and described as follows:

BEGINNING at a point in the easterly line of Washington Street, distance 32 feet northerly from the intersection formed by the northerly line of Tenth Street with the easterly line of Washington Street and running:

THENCE N-13º-04’ and along the easterly line of Washington Street a distance of 18 feet to a point;

THENCE N-76°-56'-W and onto the Washington Street R.O.W. a distance of 5 feet to a point;

THENCE S-13º-04’W a distance of 18 feet to a point;

THENCE S-76°-56’-E a distance of 5 feet to a point in the easterly line of Washington Street, said point being the point or place of beginning.

Known as Lot 1, Block 221 as shown on the official tax assessment map for the City of Hoboken, Hudson County, New Jersey, and more commonly known as 72 Tenth Street, Hoboken, New Jersey; and

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF HOBOKEN THAT THE CITY OF HOBOKEN HEREBY GRANTS 72 TENTH STREET THE AFOREMENTIONED EASEMENT SUBJECT TO THE FOLLOWING CONDITIONS AND REQUIREMENTS:

1. The above recitals are incorporated herein as length fully set forth at length.
2. 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.
3. The applicant shall immediately remove any or all projections or encumbrances which are improperly maintained and thus present a public hazard.
4. 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.
5. 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.
6. 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.

7. 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 DECEMBER 17, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1258
DR-127

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED) (Approvals: 325 Garden Street). (DR-127)

THE COUNCIL OF THE MAYOR AN COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

Handicap Spaces

A. Section 192-4 is amended to add the following;

Madeline Mastrofilippo, 325 Garden Street (East side of Garden Street beginning at a point of 180 feet from the southeast curbline of 4th 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.

---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 17, 2003 at 7:00 PM.

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

RESOLUTIONS CONTINUED

Presented and Read

03-1259

---By Councilwoman Marsh:
and

WHEREAS, the procedures for processing bills have not been consistent, and

WHEREAS, the City Council is charged with the legal responsibility for the final approval of bills submitted for the payment of services to the City of Hoboken, and

WHEREAS, members of the City Council believe that detailed explanation of the contracted services is paramount and in the best interests of the residents of Hoboken, now, therefore be it

RESOLVED, that all bills for contracted services submitted to the City Council shall contain at a minimum:
1. The name of the firm providing such service,
2. A description of the job, task or service that is being billed,
3. The name of the firm’s representative working on the billable service,
4. The date(s) such service was provided,
5. The hours or portion of hour that such representative worked providing such service,
6. The billable rate, and be it further

RESOLVED, that a copy of this resolution be forwarded to each department director, the City Attorney, the Purchasing Agent and the Chief Financial Officer to ensure compliance with these procedures.

---Motion duly seconded by Councilman Russo.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1260
---By Councilman Russo:

WHEREAS, the City of Hoboken is consistently dealing with budgetary issues, and

WHEREAS, the City Council is charged with the legal responsibility for approving the claims to be charged against municipal budget, and

WHEREAS, members of the City Council believe that effective management tools are required to ensure that the interests of the residents of Hoboken are maintained; and

WHEREAS, certain financial and interim budgetary reports are prepared by the Chief Financial Officer and the Purchasing Agent in the regular course of municipal business now, therefore be it

RESOLVED, that both the Chief Financial Officer and the Purchasing Agent provide an interim budget report to City Council members prior to each regular City Council meeting that details all of the claims and payrolls presented for payment and charged against the appropriate budgetary line items, and also include the budgeted line item amount, the encumbered charges, amount of funds available, and the percentage of expenditures to funding against each line item; and be it further

RESOLVED, that this report be provided for inclusion with the claims list for each City Council meeting.

---Motion duly seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Giacchi, Marsh, Russo, Soares and President Ramos.
---Nays: None.

03-1261
---By Councilman Russo:

WHEREAS, the City of Hoboken has entered into a contract with the law firm of Pojanowski Trawinski, P.C. to serve as Special Council to the City of Hoboken, and

WHEREAS, the law firm of Pojanowski and Trawinski, P.C. has provided legal services as the personal attorney for Roseanne Andreula, Ruben Ramos and Vincent Addeo while they served as members of the City Council while simultaneously holding a contract approved by the City Council of the City of Hoboken, and

WHEREAS, the law firm of Pojanowski and Trawinski, P.C. has provided legal services as the personal attorney to the political campaign committee Hoboken United, of whom its members include four (4) current City Council members who ran as the Hoboken United Team,

WHEREAS, the City Council is charged with the legal responsibility for awarding contracts and approving payments to law firms engaged by the City of Hoboken; and

WHEREAS, members of the City Council believe that providing such personal legal services while also representing the City of Hoboken in an ongoing basis is a conflict of interest and places certain City Council members in positions of conflict of interests, and

WHEREAS, member of the City Council do not have faith in the law firm of Pojanowski and Trawinski, P.C. to provide unbiased legal representation; now, therefore be it

RESOLVED, that contract with the law firm of Pojanowski and Trawinski, P.C. is hereby terminated and that the City Attorney shall forward this resolution to the law firm notifying them of the same, and be it further

RESOLVED, that the City Attorney is directed to provide for the safe return of all city records and case files in the possession of the law firm of Pojanowski and Trawinski, P.C.

---Motion duly seconded by Councilwoman Castellano.

Before a vote was taken on the above resolution a motion to TABLE was made as follows:

Motion to Table.

---By Councilman Campos:
---Motion duly seconded by Councilman Cricco.
---TABLED by the following vote: YEAS: 7 - NAYS: 2
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi, Marsh, Russo and President Ramos.
---Nays: Castellano, Soares.

ORDINANCES CONTINUED

Introduction and First Reading

Meeting of December 3, 2003
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 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 December 18, 2002.

1. The Alphabetical List of Titles, City of Hoboken, set forth in the ordinance to which this Ordinance is amendment be and the same is hereby amended so that the following titles, salaries and ranges contained therein shall be included as follows in the attached list.

2. If the Alphabetical, List of Titles, City of Hoboken. Herein set forth 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 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 employees 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.

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 herewith repealed.

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

<table>
<thead>
<tr>
<th>Title</th>
<th>Maximum 7/01/03</th>
<th>Max. 1/01/04</th>
</tr>
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<tbody>
<tr>
<td>Business Administrator</td>
<td>$113,339.00</td>
<td>$107,672.05</td>
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<td>City Attorney</td>
<td>$108,937.00</td>
<td>$103,490.15</td>
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<tr>
<td>Community Develp. Dir.</td>
<td>$86,353.00</td>
<td>$ 82,035.35</td>
</tr>
<tr>
<td>Council Members</td>
<td>$20,252.00</td>
<td>$ 69,186.60</td>
</tr>
<tr>
<td>Council President</td>
<td>$22,277.00</td>
<td>$21,163.15</td>
</tr>
<tr>
<td>Environmental Serv. Dir.</td>
<td>$80,747.00</td>
<td>$76,709.00</td>
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<td>Finance Director</td>
<td>$0</td>
<td>$0</td>
</tr>
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<td>Human Serv. Dir.</td>
<td>$80,747.00</td>
<td>$76,709.00</td>
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<tr>
<td>Mayor</td>
<td>$109,020.00</td>
<td>$103,569.00</td>
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<tr>
<td>Parking Utility Dir.</td>
<td>$60,000.00</td>
<td>$60,000.00</td>
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<tr>
<td>Treasurer</td>
<td>$0</td>
<td>$0</td>
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</tbody>
</table>
---Councilman Russo moved that the above 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 17, 2003 at 7:00 PM.

Before a vote was taken, a motion to **TABLE** the Ordinance Introduction and have it sent to the Revenue & Finance Committee was made and voted on as follows:

**Motion to TABLE.**

---By Councilman Campos.
---Motion duly seconded by Council President Ramos.
---**TABLED** by the following vote: YEAS: 5 - NAYS: 4
---Yeas: Council persons Campos, Cricco, Del Boccio, Giacchi and President Ramos.
---Nays: Castellano, Marsh, Russo, Soares.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Joseph Grossi, 10 Church Towers; Paul Amante, 736 Willow Avenue; Elizabeth Mason, 921 Hudson Street; Maurice De Gennaro 614 Hudson Street; Larry Silver, 510 Monroe Street.

President Ramos then adjourned the meeting at 8:22 p.m.
MEETING OF DECEMBER 17, 2003

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, DECEMBER 17, 2003 AT 7:00 PM

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 Campos, Castellano, Cricco, Del Boccio, Marsh, Russo, Soares and President Ramos.

ABSENT: Giacchi.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

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 518 JEFFERSON STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS LOT 23, BLOCK 68, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-125)

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 Campos, Castellano, Cricco, Del Boccio, Marsh, Russo, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Marsh, Russo, Soares and President Ramos.
---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 72 TENTH STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS LOT 1, BLOCK 221, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-126)

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: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Marsh, Russo, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.

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

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED) (Approvals: 325 Garden Street). (DR-127)

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 Campos, Castellano, Cricco, Del Boccio, Marsh, Russo, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

Council President Ramos then instructed the City Clerk to call the Final Vote for the above Ordinance.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Marsh, Russo, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

PETITIONS AND COMMUNICATIONS

03-1262
A communication from Corporation Counsel Joseph Sherman, regarding his findings of an “Alleged Ethical Conflict”.
--Received and filed.

03-1263
A communication from the Law Department, regarding the Voluntary Dismissal by Plaintiff in the case entitled “Michael Lenz, et al. V City of Hoboken.
--Received and filed.

03-1264
APPLICATIONS FOR MISCELLANEOUS LICENSES

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<tr>
<th>Category</th>
<th>Quantity</th>
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<tbody>
<tr>
<td>Limousine Owners</td>
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<tr>
<td>Public Hack Drivers</td>
<td>1</td>
</tr>
<tr>
<td>Livery/Limousine Drivers</td>
<td>2</td>
</tr>
<tr>
<td>Raffles</td>
<td>1</td>
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<tr>
<td>Bingo</td>
<td>2</td>
</tr>
<tr>
<td>Mechanical Amusement Devices</td>
<td>0</td>
</tr>
</tbody>
</table>

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

03-1265
A report of the Municipal Court indicating receipts for the month of November 2003 as $237,821.44.
---Received and filed.

03-1266
A report of Municipal Clerk James J. Farina indicating bids to be received on Friday, December 5, 2003 for: General Maintenance Supplies (2 years), bid #04-07; General Building Supplies (2 years), bid #04-08; Fuel Oil (Heating - 2 years), bid #04-09; Plumbing Services (2 years), bid #04-11; (no bids received for any of the items).
---Received and filed.

03-1267
A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending November 30, 2003 - $6,509,443.56.
---Received and filed.

CLAIM RESOLUTIONS

03-1268
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 $987,279.47 against the UNCLASSIFIED CLAIMS.

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

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 $99,032.54 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 6 - NAYS: 2 - ABSENT: 1
---Yea: Council persons Campos, Castellano, Cricco, Del Boccio, Russo and President Ramos.
---Nay: Marsh, Soares.
---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 $218,631.46 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSENT: 1
---Yeas: Council persons Campos, Cricco, Del Boccio, Marsh, Russo, Soares and President Ramos.
---Nays: Castellano.
---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 $45,414.15 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 Campos, Castellano, Cricco, Del Boccio, Marsh, Russo, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

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 $44,867.08 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Del Boccio.
---Adopted by the following vote: YEAS: 5 - NAYS: 2 - ABSENT: 1 - ABSTENTIONS: 1
---Yeas: Council persons Campos, Castellano, Del Boccio, Russo and President Ramos.
---Nays: Marsh, Soares.
---Absent: Giacchi.
---Abstentions: Cricco.

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 $103,197.00 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 Campos, Castellano, Cricco, Del Boccio, Marsh, Russo, Soares.
---Nays: None.
---Absent: Giacchi.
---Abstentions: President Ramos.

By Councilman Campos:

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 $42,266.75 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 Campos, Castellano, Cricco, Del Boccio, Marsh, Russo, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

By Councilman Campos:

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 $81,344.02 against the CAPITAL ACCOUNT.

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

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 $191,877.51 against the PARKING UTILITY.

Seconded by Council President Ramos.
---Adopted by the following vote: YEAS: 6 - NAYS: 2 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Russo and President Ramos.
---Nays: Marsh, Soares.
---Absent: Giacchi.

PAYROLL RESOLUTIONS

03-1268
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 HOBOKE, FOR THE PERIOD NOVEMBER 20, 2003 TO DECEMBER 3, 2003 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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</thead>
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<tr>
<td>Personnel</td>
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<td>ABC Board</td>
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<td>Total</td>
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<td>Streets &amp; Roads</td>
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<tr>
<td>Civilian Hiring</td>
<td>3-01-25-241-016</td>
<td>5,568.12</td>
<td></td>
<td></td>
<td>5,568.12</td>
</tr>
</tbody>
</table>

Meeting of December 17, 2003
Other

Police Outside Employ. T-14-10-000-000 16,615.00 16,615.00
Police Grant DE 16-S7-01
Fire Dept. Penalty T-13-10-000-001

Grand Total

<p>| | | | | |</p>
<table>
<thead>
<tr>
<th></th>
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</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>1,279,568.01</td>
<td>23,837.19</td>
<td>84,403.89</td>
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</table>

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

03-1270
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 3, 2003
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>Personnel</td>
<td>3-01-20-105</td>
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<tr>
<td>Mayor's Office</td>
<td>3-01-20-110</td>
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<tr>
<td>City Council</td>
<td>3-01-20-111</td>
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<tr>
<td>Bus Adm. Office</td>
<td>3-01-20-112</td>
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<tr>
<td>ABC Board</td>
<td>3-01-20-113</td>
<td></td>
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<tr>
<td>Purchasing</td>
<td>3-01-20-114</td>
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</tr>
<tr>
<td>Grants Management</td>
<td>3-01-20-115</td>
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</tr>
<tr>
<td>City Clerks</td>
<td>3-01-20-120</td>
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<td></td>
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<tr>
<td>Department</td>
<td>Code</td>
<td>1/05/02</td>
<td>10/5/02</td>
<td></td>
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</tr>
<tr>
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<td>Elections</td>
<td>3-01-20-122</td>
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<tr>
<td>Finance Office</td>
<td>3-01-20-130</td>
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<tr>
<td>Accounts &amp; Controls</td>
<td>3-01-20-131</td>
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<tr>
<td>Payroll Division</td>
<td>3-01-20-132</td>
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<td>Tax Collection</td>
<td>3-01-20-145</td>
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<tr>
<td>Assessor's Office</td>
<td>3-01-20-150</td>
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<tr>
<td>Corporation Counsel</td>
<td>3-01-20-155</td>
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<td>Community Develop.</td>
<td>3-01-20-160</td>
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<tr>
<td>Historic Preservation</td>
<td>3-01-20-175</td>
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<tr>
<td>Planning Board</td>
<td>3-01-21-180</td>
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<tr>
<td>Zoning Board of Adjust</td>
<td>3-01-21-185</td>
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<tr>
<td>Zoning Officer</td>
<td>3-01-21-186</td>
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<tr>
<td>Housing Inspection</td>
<td>3-01-21-187</td>
<td>1,050.00</td>
<td>1,050.00</td>
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<tr>
<td>Construction Code</td>
<td>3-01-22-195</td>
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</tr>
<tr>
<td>Police Division</td>
<td>3-01-25-241</td>
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</tr>
<tr>
<td>Crossing Guard</td>
<td>3-01-25-241</td>
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<tr>
<td>Emergency Mgmt</td>
<td>3-01-25-252</td>
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<tr>
<td>Fire Division</td>
<td>3-01-25-266</td>
<td>52,283.00</td>
<td>52,283.00</td>
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<tr>
<td>Signal &amp; Traffic</td>
<td>3-01-25-267</td>
<td>1,750.00</td>
<td>1,750.00</td>
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<tr>
<td>Envir. Ser. Dir. Office</td>
<td>3-01-26-290</td>
<td>700.00</td>
<td>700.00</td>
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<tr>
<td>Streets &amp; Roads</td>
<td>3-01-26-291</td>
<td></td>
<td></td>
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<tr>
<td>Central Garage</td>
<td>3-01-26-301</td>
<td>2,100.00</td>
<td>2,100.00</td>
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<tr>
<td>Sanitation</td>
<td>3-01-26-305</td>
<td>11,200.00</td>
<td>11,200.00</td>
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<tr>
<td>Cultural Affairs</td>
<td>3-01-27-176</td>
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<tr>
<td>Human Service Direct.</td>
<td>3-01-27-330</td>
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<tr>
<td>Board of Health</td>
<td>3-01-27-332</td>
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<td></td>
</tr>
</tbody>
</table>
**Constituent Services** 3-01-27-333

**Senior Citizens Div** 3-01-27-336
- Rent Stabilization 3-01-27-347
- Transportation 3-01-27-348
- Recreation 3-01-28-370
- Parks 3-01-28-375
- Public Prop. 3-01-28-377
- Public Library 3-01-29-390
- Public Defender 3-01-43-495

**Municipal Court** 3-01-43-490

**Parking Utility** 3-31-55-501-100

**Universal Cops** 3-01-25-241-012

**Cops In School** 3-01-25-241-015

**Civilian Hiring** 3-01-25-241-016

**Other**

<table>
<thead>
<tr>
<th>Item</th>
<th>Code</th>
<th>Amount 1</th>
<th>Amount 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Police Outside Employ.</td>
<td>T-14-10-000-000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Police Grant</td>
<td>DE 16-S7-01</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** 182,366.55 182,366.55

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

03-1271
---By Council President Ramos:

WHEREAS, pursuant to the resolution of the Council of the City of Hoboken, a City auction was held on 5 December 2003 in the Court Room in City Hall, and,

WHEREAS, following the bidding process twenty-eight (28) individual bids were received during the action for the sale of Twenty-Eight (28) abandoned bicycles. Total amount received was One Hundred Forty Dollars ($140.00).

WHEREAS, said bidders, John Doe et als, tendered their cash/check for the said abandoned bicycles, said cash/check being deposited 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 Councilman Campos.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Marsh, Russo, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

03-1272
---By Councilman Campos:

WHEREAS, the City of Hoboken sought competitive proposals for the downtown streetscape improvements.

WHEREAS, the below submitted bid was higher than the anticipated cost of the original bid specifications as advertised, and

WHEREAS, the following proposal was received:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Proposal A</th>
<th>Alt. 1A</th>
<th>Alt.2A</th>
<th>Alt. 3A</th>
</tr>
</thead>
<tbody>
<tr>
<td>English Paving</td>
<td>$563,090.00</td>
<td>($101,000)</td>
<td>($193,300)</td>
<td>($278,800)</td>
</tr>
<tr>
<td>1087 Edgewater Ave</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Ridgefield, NJ 07657</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Abbott Contracting</td>
<td>$549,977.00</td>
<td>($77,441)</td>
<td>($159,945)</td>
<td>($256,139)</td>
</tr>
<tr>
<td>539 Anderson Ave</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cliffside Park, NJ 07010</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>T&amp;M Contracting</td>
<td>$653,298.00</td>
<td>($114,716)</td>
<td>($286,907)</td>
<td>$226,675</td>
</tr>
<tr>
<td>107 Willow Ave</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hoboken, NJ 07030</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Marvec Construction</td>
<td>$663,000.00</td>
<td>($119,000)</td>
<td>($200,000)</td>
<td>($260,000)</td>
</tr>
<tr>
<td>251-1/2 Grove Ave</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Verona, NJ 07044</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that:

1. The above recitals are incorporated herein as thoughtfully set forth at length.
2. The City Council hereby rejects the proposals of the above vendors.
3. The Administration is hereby authorized to re-advertise for these goods/services.

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

03-1273
---By Council President Ramos:

WHEREAES, N.J.S.A. 40A:11-5(i) allows municipalities to award public contracts without public bidding when “equipment repair service if in the nature of an extraordinary unspecifiable service and necessary parts furnished in connection with such services, which exception shall be in accordance with the requirements for extraordinary unspecifiable service, and

WHERAEAS, the vendors shown below provide such goods and/or services which fall under the above citation, now

NOW, THEREFORE, BE IT RESOLVED, that the below listed vendors are authorized to provide goods and/or services upon demand by the City of Hoboken with final payment being authorized by this City Council.

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The Council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references goods and/or services based upon the following information:

<table>
<thead>
<tr>
<th>Vendor Name</th>
<th>Proposal B</th>
<th>Alt. 1B</th>
<th>Alt. 2B</th>
<th>Alt. 3B</th>
</tr>
</thead>
<tbody>
<tr>
<td>English Paving</td>
<td>$440,090.00</td>
<td>($68,700)</td>
<td>($137,600)</td>
<td>($208,300)</td>
</tr>
<tr>
<td>1087 Edgewater Ave, Ridgefield, NJ 07657</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Abbott Contracting</td>
<td>$437,477.00</td>
<td>($24,300)</td>
<td>($111,346)</td>
<td>($188,098)</td>
</tr>
<tr>
<td>539 Anderson Aww, Cliffside Park, NJ 07010</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Marvec Construction</td>
<td>$479,000.00</td>
<td>($72,000)</td>
<td>($120,000)</td>
<td>($180,000)</td>
</tr>
<tr>
<td>251-1/2 Grove Ave, Verona, NJ 07044</td>
<td></td>
<td></td>
<td></td>
<td></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 Campos, Castellano, Cricco, Del Boccio, Marsh, Russo, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

03-1274
---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 supply snow removal equipment for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 04-12:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Total $</th>
<th>Proposal year</th>
</tr>
</thead>
<tbody>
<tr>
<td>Seeley Equipment</td>
<td>$91,559.00</td>
<td></td>
</tr>
<tr>
<td>1325 Highway 34</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Farmington, NJ 07724</td>
<td></td>
<td></td>
</tr>
<tr>
<td>The Bristol-Donald Company</td>
<td>$85,124.00</td>
<td></td>
</tr>
<tr>
<td>50 Roanoke Ave</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Newark, NJ 07105</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references goods and/or services based upon the following information:

   The Bristol-Donald Company  
   50 Roanoke Ave  
   Newark, NJ 07105

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

03-1275
---By All Council Members Present:

WHEREAS, the City of Hoboken is proud of its many residents; and
WHEREAS, the Mayor and City Council deem it appropriate to honor the many contributions made to our great City by William Perry, who among other things, was a regular attendee at City Council meetings because of his commitment to bettering the quality of life in Hoboken, who was a volunteer with the Hoboken Environmental Committee; and

WHEREAS, William Perry served our country with distinction as well, have served with the 397th Infantry Battalion in North Africa, Italy and Germany where he earned five Bronze Battle Stars and a Purple Heart; and

WHEREAS, William Perry married Mary Smith after returning from the military, settled in Hoboken, worked as a manager for A&P Supermarkets for 32 years, and spent another 20 years with Washington Savings Bank and Hudson United Bank, in Hoboken, before he retired in 2000; and

WHEREAS, William Perry had a wonderful family including his wife, daughters, grandchildren and a great grand child; and

WHEREAS, for all of his accomplishments, for which he brought distinction to his family and his Hoboken Community, the Mayor and City Council deem it fitting and appropriate to designate “Perry Way” as that portion of Bloomfield Street from 9th to 10th Street, to honor him, his memory and his family.

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

03-1276
---By Councilwoman Castellano:

WHEREAS, in the past City Council Members of the City of Hoboken have engaged in the personal use of services from attorneys affiliated with Law Firms who have been employed or contracted with the City of Hoboken.

WHEREAS, the City Council is charged with the legal responsibility for awarding contracts and approving payments to Law Firms employed or contracted by the City of Hoboken.

WHEREAS, Corporation Counsel of the City of Hoboken after extensive research has rendered an opinion deeming this practice legal and ethical.

WHEREAS, we as elected City Council members have a unique opportunity to set a positive example. This resolution speaks to the appearance of impropriety.

WHEREAS, be resolved by the Hoboken City Council that: Council Members in need of personal services should seek service from Attorneys or Law Firms who are not either under contract or seeking approvals for Professional Contracts with the City of Hoboken.

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

03-1277
---By Councilman Campos:

WHEREAS, the City Council of Hoboken approved, by ordinance, on 1 October 2003, an increase of five (5) Taxi licenses, and

WHEREAS, the Department of Administration, requests authorization to offer these at public auction on Friday, 30 January, 2004, the said authorization licenses, pursuant to N.J.S.A. 40A:12-13, and,

WHEREAS, N.J.S.A. 40A:12-13 requires two (2) advertisements in a local daily publication, one (1) per week, for two consecutive weeks, with the last advertisement appearing no earlier than seven (7) days prior to the sale, and

WHEREAS, these licenses shall have a minimum opening bid price of Forty Thousand Dollars ($40,000.00),

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to advertise for, and conduct said auction on the date specified.
4. The above recitals are incorporated herein as thought fully set forth at length.
5. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
6. The Mayor, or his designee is hereby authorized to advertise for, and conduct said auction on the date specified.

---Motion duly seconded by Councilman Del Boccio.

03-1277A
Before a vote was taken on the above resolution, a motion to TABLE the resolution was made as follows:

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

03-1278
---By Council President Ramos:
WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals were received for supply of towing & storage services for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 04-04, and,

WHEREAS, the specifications clearly outline the weighting formula for determining the lowest responsive bidder, with the attached matrix displaying the computations, the following results are shown:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Basic Tow$</th>
<th>Daily Storage Rate</th>
<th>Weighted Towing Charge</th>
</tr>
</thead>
<tbody>
<tr>
<td>High Point Garage, Inc</td>
<td>608-616 22nd Street Union City, NJ 07087</td>
<td>$50.00</td>
<td>$10.00</td>
</tr>
<tr>
<td>A&amp;D Towing &amp; Recovery</td>
<td>597 Luis Múnoz Marin Blvd. Jersey City, NJ 07302</td>
<td>$82.50</td>
<td>$25.00</td>
</tr>
<tr>
<td>Hoboken Auto Body</td>
<td>616 Jackson Street Hoboken, NJ 07030</td>
<td>$10.00</td>
<td>$20.00</td>
</tr>
<tr>
<td>Tumino’s Towing</td>
<td>37 Emerson Street Ridgefield Park, NJ 07660</td>
<td>$100.00</td>
<td>$35.00</td>
</tr>
<tr>
<td>North County Collision</td>
<td>1601 Manhattan Avenue Union City, NJ 07087</td>
<td>$55.00</td>
<td>$20.00</td>
</tr>
<tr>
<td>Mile Square Towing</td>
<td>1520 Jefferson Street Hoboken, NJ 07030</td>
<td>$54.00</td>
<td>$20.00</td>
</tr>
</tbody>
</table>

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references goods and/or services based upon the following information:

   Mile Square Towing
   1520 Jefferson Street
   Hoboken, NJ 07030

---Motion duly seconded by Councilman Del Boccio.

03-1278A
The following members of the public spoke regarding the resolution: Theresa Pino, 1208 Bloomfield Street; Ronnie Miller, 37 Lancaster Lane, West Milfred, NJ; Steven Avella, 612 22nd Street, Union City, NJ. Before a vote was taken on the above resolution, a motion to TABLE the resolution was made as follows:
---Motion to TABLE by Councilman Cricco
---Motion duly seconded by Councilman Campos.
---TABLED by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Marsh, Russo, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

03-1279
A vote was then taken to extend the existing towing contract to January 7, 2004 as follows:
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Marsh, Russo, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

03-1280
At this time a motion to “Untable” a resolution from the last City Council meeting of December 3, 2003 entitled “Terminating the services of the law firm of Pojanowski and Trawinski, P.C.” was made as follows:
---By Councilman Russo:
---Motion duly seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1
---Yeas: Council persons Campos, Castellano, Cricco, Del Boccio, Marsh, Russo, Soares and President Ramos.
---Nays: None.
---Absent: Giacchi.

03-1280A
---By Councilman Russo:

    WHEREAS, the City of Hoboken has entered into a contract with the law firm of Pojanowski and Trawinski, P.C. to serve as Special Counsel to the City of Hoboken, and

    WHEREAS, the law firm of Pojanowski and Trawinski, P.C. has provided legal services as the personal attorney for Roseanne Andreula, Ruben Ramos, and Vincent Addeo while they served as members of the City Council while simultaneously holding a contract approved by the City Council of the City of Hoboken, and

    WHEREAS, the law firm of Pojanowski and Trawinski, P.C. has provided legal services as the personal attorney the political campaign committee Hoboken United, of whom its members include four (4) current City Council members who ran as the Hoboken United Team,

    WHEREAS, the City Council is charged with the legal responsibility for awarding contracts and approving payments to law firms engaged by the City of Hoboken, and
WHEREAS, members of the City Council believe that providing such personal legal services while also representing the City of Hoboken in an ongoing basis is a conflict of interest and places certain City Council members in positions of conflict of interests, and

WHEREAS, members of the City Council do not have faith in the law firm of Pojanowski and Trawinski, P.C. to provide unbiased legal representation; now, therefore be it

RESOLVED, that contract with the law firm of Pojanowski and Trawinski, P.C. is hereby terminated and that the City Attorney shall forward this resolution to the law firm notifying them of the same, and be it further

RESOLVED, that the City Attorney is directed to provide for the safe return of all city records and case files in the possession of the law firm of Pojanowski and Trawinski, P.C.

---Motion duly seconded by Councilwoman Castellano.
---Adopted by the following vote: YEAS: 5 - NAYS: 2 - ABSENT: 1 - ABSTENTIONS: 1
---Yeas: Council persons Castellano, Cricco, Marsh, Russo, Soares.
---Nays: Del Boccio, President Ramos.
---Absent: Giacchi.
---Abstentions: Campos.

Councilman Cricco left the meeting at 8:45 pm
Councilman Soares left the meeting at 8:46 pm

At this time Director Fred Bado addressed the City Council regarding the Master Plan.

Councilman Cricco returned to the meeting at 8:49 pm
Councilman Soares returned to the meeting at 8:50 pm
Council President Ramos left the meeting at 8:51 pm
Council President Ramos returned to the meeting at 8:54 p
Councilman Cricco left the meeting at 9:04 pm
Councilman Campos left the meeting at 9:10 pm

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Gerald Scher, 1 Marine View Plaza;

Councilman Cricco returned to the meeting at 9:11 pm
Councilman Campos returned to the meeting at 9:16 pm

speakers continued: Maurice DeGennero, 614 Hudson Street; George Crimmins, 1111 Garden Street; Gerald Scher, 1 Marine View Plaza (2nd time); Anthony Russo, 10 Church Towers.

President Ramos then adjourned the meeting at 9:45 p.m.