

MEETING OF JANUARY 5, 2005

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 5, 2005 AT 7:00 PM

President Del Boccio 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 Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

ABSENT: None.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

AN ORDINANCE AMENDING THE CODE OF THE CITY OF HOBOKEN TRANSFERRING THE DIVISION OF SIGNAL AND TRAFFIC FROM THE DEPARTMENT OF ENVIRONMENTAL SERVICES TO THE HOBOKEN PARKING UTILITY. (DR-178).

Council President Del Boccio stated that the above ordinance is continued to the next regular City Council meeting scheduled for January 19, 2005.

After Council President Del Boccio's statement, Councilman Russo made a motion to "TABLE" the ordinance; seconded by Councilwoman Marsh.

Councilman Russo moved that ordinance (DR-178) be TABLED.

Motion duly seconded by Councilwoman Marsh.

--**FAILED** by the following vote: YEAS: 4 - NAYS: 5

--Yeas: Castellano, Marsh, Russo, Soares.

--Nays: Council persons Campos, Giacchi, Cricco, Ramos and President Del Boccio.

Once again, President Del Boccio stated that the ordinance will be continued to the next regular City Council meeting scheduled for January 19, 2005.

PETITIONS AND COMMUNICATIONS

05-1732

January 5, 2005

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

Dear Ladies and Gentlemen:

Zoning Board of Adjustment

Pursuant to my authority under Chapter 44, Section 11 of the Hoboken Code, I hereby appoint Morris Fusco as a regular member of the Zoning Board of Adjustment to a four (4) year term to expire on December 31, 2008. I also appoint Stephen Huddock, 1129 Bloomfield Street, Hoboken, New Jersey 07030 as a regular member to a four (4) year term to expire on December 31, 2008 and Alex Corrado, 606 Hudson Street, Hoboken, New Jersey 07030 as a 2nd alternative two (2) year term to replace Ravon Anderson to expire December 31, 2005.

Planning Board

Pursuant to my authority under Chapter 44, Section 1-2 of the Hoboken Code, I hereby reappoint the following individuals as members of the Hoboken Planning Board – Thomas Mooney to a four year term to expire on December 31, 2008, Elizabeth Falco to a four (4) year term to expire on December 31, 2008 and Hank Forrest to a two (2) year term to expire on December 31, 2006.

Historic Preservation Commission

Pursuant to my authority under Chapter 62, Section 2 of the Hoboken Code, I hereby reappoint Paul Sommerville as a member of the Historic Preservation Commission to a three (3) year term to expire on December 31, 2007 and Christopher Cardinal to a two (2) year term to expire on December 31, 2006. I also appoint Jodie Sovak, 1500 Hudson Street, #6F Hoboken, New Jersey 07030 to replace Lisa Conde, who resigned, to term which expires December 31, 2006. I also appoint Mary Beth Asher as a first alternate member to a two (2) year term. Ms. Asher will complete the term vacated by Frank Orsini to expire December 31, 2005.

Rent Leveling Board

Pursuant to my authority under Chapter 155, Section 18 of the Hoboken Code, I hereby appoint Lutricia Alexander, 51 Garden Street, Hoboken, New Jersey 07030 to the Rent Leveling Board as a regular member to expire June 30, 2005. I also appoint Ray Fiore, Jr., 330 Hudson Street, Hoboken, New Jersey 07030 as a regular member to expire June 30, 2005.

Shade Tree Commission

Pursuant to my authority under Chapter 62, Section 2 of the Hoboken Code, I hereby appoint Mr. William D'Angelo, 1014 Bloomfield Street, Hoboken, New Jersey 07030 to the Shade Tree Commission, as a regular member to a three (3) year term to expire December 31, 2007. I also appoint Fred Moret, 804 Willow Avenue, Hoboken, New Jersey 07030 to replace Leah Healy as a regular member with a five (5) year term to expire December 31, 2006.

Very truly yours,

DAVID ROBERTS,
Mayor
City of Hoboken

Cc: James J. Farina, City Clerk
Joseph Sherman, Corporation Counsel

--Received and filed.

05-1733

APPLICATIONS FOR MISCELLANEOUS LICENSES

Parking Facilities -----	3
Mechanical Amusement Devices -----	3

- Councilman 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 Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
- Nays: None.

RESOLUTIONS

Presented and Read

05-1734

---By Councilman Ramos:

---Motion duly seconded by Councilman Giacchi.

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:

ACCOUNT	ACCOUNT #	AMOUNT
Personnel S&W	5-01-20-105-010	7,000.00
Mayor's Office S&W	5-01-20-110-010	10,500.00
City Council S&W	5-01-20-112-010	19,000.00
City Council O.E.	5-01-20-111-021	1,000.00
Bus. Adm O&E	5-01-20-112-021	1,000.00
Purchasing S&W	5-01-20-114-010	6,000.00
Grants Mgmt S&W	5-01-20-116-010	7,000.00
City Clerk S&W	5-01-20-120-010	12,000.00
Finance Super S&W	5-01-20-130-010	5,000.00
Accts & Control S&W	5-01-20-131-010	8,000.00
Payroll S&W	5-01-20-132-010	3,000.00
Tax Collector S&W	5-01-20-145-010	12,000.00
Info. Tech. S&W	5-01-20-147-010	2,000.00
Assessor's S&W	5-01-20-150-010	12,000.00
Corp. Counsel S&W	5-01-20-155-010	15,000.00
Comm. Develop. S&W	5-01-20-160-010	5,000.00
Planning Bd. S&W	5-01-21-180-010	3,000.00
Zoning Off. S&W	5-01-21-186-010	6,000.00
Housing Insp. S&W	5-01-21-187-010	7,000.00
Construction S&W	5-01-22-195-010	24,000.00
Dues & Membership O.E.	5-01-23-212-020	3,000.00
Police S&W	5-01-25-241-010	500,000.00
Police O&E	5-01-25-241-021	10,000.00
Emerg. Mgmt S&W	5-01-25-252-010	700.00
Fire Dept. S&W	5-01-25-266-010	420,000.00
Fire Dept. O&E	5-01-25-266-021	10,000.00
Signal & Traffic S&W	5-01-25-267-010	7,000.00
Signal & Traffic O&E	5-01-25-267-021	2,500.00
Solid Waste S&W	5-01-26-305-010	60,000.00
Solid Waste O&E	5-01-26-305-021	200,000.00
Const. Svcs. S&W	5-01-27-333-010	5,000.00
Senior Citizens S&W	5-01-27-336-010	16,000.00
Rent Control S&W	5-01-27-347-010	6,000.00
Transportation S&W	5-01-27-348-010	9,000.00
Recreation S&W	5-01-28-370-010	25,000.00
Parks S&W	5-01-28-377-010	30,000.00
Public Prop S&W	5-01-43-490-010	30,000.00
Electricity O&E	5-01-31-430-000	45,000.00
Street Lights O&E	5-01-31-435-000	60,000.00
Telephone O&E	5-01-31-440-000	20,000.00
Fuel Oil O&E	5-01-31-447-000	5,000.00
Telecomm. O&E	5-01-31-450-000	2,000.00

Gasoline O&E	5-01-31-460-000	15,000.00
Mun. Court S&W	5-01-43-490-010	32,000.00
Public Defender S&W	5-01-42-495-010	<u>2,000.00</u>

TOTALS \$1,680,700.00

(Outside Caps)

Insurance O&E	5-01-30-400-010	120,000.00
Public Lib S&W	5-01-29-390-010	28,000.00
Public Lib. O&E	5-01-29-390-021	50,000.00
Parking Utilty S&W	5-31-55-502-100	50,000.00
Parking Utilty O&E	5-31-55-502-200	<u>200,000.00</u>

TOTALS \$448,000.00

Before the vote was taken one member of the public addressed the City Council: Michael Lenz, 408 Monroe Street.

05-1735

1B. At this time, prior to the vote on the resolution #05-1734 entitled "Authorizing additional temporary emergency appropriations to the SFY 2005 budget until such time as a formal budget is adopted", a verbal resolution was made to have Louis Picardo, Acting CFO attend the January 19, 2005 City Council meeting. The motion was made and seconded and the vote taken as follows:

---By Councilwoman Marsh:
 ---Motion duly seconded by Councilwoman Castellano.
 ---Adopted by the following vote: YEAS: 9 - NAYS: 0
 ---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
 ---Nays: None.

Then the vote on the resolution # 05-1734 entitled "Authorizing additional temporary emergency appropriations to the SFY 2005 budget until such time as a formal budget is adopted was taken as follows:

---Adopted by the following vote: YEAS: 6 - NAYS: 3
 ---Yeas: Council persons Campos, Cricco, Giacchi, Ramos, Russo and President Del Boccio.
 ---Nays: Castellano, Marsh, Soares.

CLAIM RESOLUTIONS

05-1736

---By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective

names in payment of approved claims totaling \$157,905.12 against the UNCLASSIFIED CLAIMS.

---Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

---By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$126,183.83 against the DEPARTMENT OF ADMINISTRATION.

---Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---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 \$289,076.57 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---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 \$28,276.53 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---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 \$115,088.67 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---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 \$21,995.16 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$409,196.35 against the CAPITAL ACCOUNT.

Seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---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 \$164,230.37 against the PARKING UTILITY.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

PAYROLL RESOLUTIONS

05-1737

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD DECEMBER 2, 2004 TO DECEMBER 15, 2004 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	5-01-20-105	7,322.28			7,322.28
Mayor's Office	5-01-20-110	9,961.59			9,961.59
City Council	5-01-20-111	7,584.98			7,584.98
Bus Adm. Office	5-01-20-112	4,341.62			4,341.62
ABC Board	5-01-20-113			269.24	269.24
Purchasing	5-01-20-114	7,395.97			7,395.97
Grants Management	5-01-20-116	6,854.89			6,854.89
City Clerks Office	5-01-20-120	12,183.17	341.46		12,524.63
Elections	5-01-20-122				
Finance Office	5-01-20-130	4,692.89			4,692.89
Accounts / Controls	5-01-20-131	7,595.64			7,595.64
Payroll Division	5-01-20-132	2,873.20			2,873.20
Tax Collection	5-01-20-145	11,055.17			11,055.17
Assessor's Office	5-01-20-150	11,123.17			11,123.17
Corporation Counsel	5-01-20-155	14,427.94			14,427.94

Community Develop.	5-01-20-160	4,820.78			4,820.78
Treasurer	5-01-20-146				
Planning Board	5-01-21-180	2,554.39			2,554.39
Info Technology	5-01-20-147011	1,982.76			1,982.76
Zoning Officer	5-01-21-186	5,264.85			5,264.85
Housing Inspection	5-01-21-187	5,101.13			5,101.13
Construction Code	5-01-22-195	27,726.99			27,726.99
Police Division	5-01-25-241	489,760.60	14,182.50	593.76	504,536.86
Crossing Guards	5-01-25-241	12,248.18			12,248.18
Emergency Mgmt	5-01-25-252	673.38		192.30	865.68
Fire Division	5-01-25-266	415,178.62	21,911.87	237.45	437,327.94
Signal & Traffic	5-01-25-267	7,298.89			7,298.89
Envir. Ser. Dir. Office	5-01-26-290	14,440.38	1,267.32		15,707.07
Streets & Roads	5-01-26-291				
Central Garage	5-01-26-301	6,935.75			6,935.75
Sanitation	5-01-26-305	48,018.05	8,218.39		56,236.44
Housing Authority	5-01-28-370-015				
Human Service Direct.	5-01-27-330	5,458.43			5,458.43
Board of Health	5-01-27-332	14,460.71	289.80		14,750.51
Constituent Services	5-01-27-333	5,556.24			5,556.24
Senior Citizens Div	5-01-27-336	16,612.24	303.67	1,179.82	18,095.73
Rent Stabilization	5-01-27-347	6,257.98			6,257.98
Transportation	5-01-27-348	8,207.27	558.12	425.00	9,190.39
Recreation	5-01-28-370	20,883.65	2,489.16	300.00	23,672.81
Parks	5-01-28-375	24,060.15	5,009.42		29,069.57
Public Prop.	5-01-28-377	26,335.44	1,320.67	185.00	27,733.69

Public Library	5-01-29-390	26,575.54	1,158.15	27,733.69
Public Defender	5-01-43-495	2,203.16		2,203.16
Municipal Court	5-01-43-490	32,150.29	763.75	32,914.04
Parking Utility	5-31-55-501-100	45,085.39		45,085.39
Universal Cops	5-01-25-241-012	8,065.39	804.00	8,869.39
Cops In School	5-01-25-241-015	12,155.78	298.26	12,454.04
Civilian Hiring	5-01-25-241-016	4,659.29	1,044.48	5,703.77
Minority Affairs	5-01-27-331-011			
Summer Fun	5-01-28-370-013			
Summer Lunch	5-51-56-852-301			
Other				
Police Outside Employ.	T-14-10-000-000		36,910.00	36,910.00
Police Grant	DE 16-S7-01			
Fire Dept. Penalty	T-13-10-000-001		1,292.28	1,292.28
Fire Education Acct	T-13-10-000-000			
Grand Total		1,408,144.54	61,253.30	40,292.57
				1,509,690.41

Motion by Councilman Ramos.

Seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

05-1738

At this time, a verbal motion was made to add a resolution entitled "Rescinding the approved resolution amending the SFY 2005 budget passed on December 15, 2004" as amended to the Consent Agenda. The motion was made and seconded and the vote taken as follows:

---By Councilman Russo:

---Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0
--Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
--Nays: None.

RESOLUTIONS CONTINUED

Presented and Read

05-1739

--By Councilman Cricco:

WHEREAS, pursuant to the resolution of the City Council (copy attached) a contract was awarded for the supply of Rock Salt for a two (2) year period as a result of our bid 04-10, and

WHEREAS, during the first year of this contract the City of Hoboken purchased the amount shown as the two (2) year aggregate amount, and

WHEREAS, the unexpected increase in fuel charges have resulted in an unexpected upcharge to the Vendor for shipping costs of the final product, and

WHEREAS, the current Vendor has requested that a price adjustment be made, and

WHEREAS, the current Vendor has requested that a price adjustment be made, and

WHEREAS, the proposed price is equal to that just agreed to by the Hudson County Board of Chosen Freeholders,

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that the existing contractual price of Rock Salt be adjusted from \$35.59/Ton to \$46.87/Ton, the expected total expenditure for SFY 2005 not to exceed \$25,000.00 and,

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

1. The above recitals are incorporated as if 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. 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 Ramos.
--Adopted by the following vote: YEAS: 9 - NAYS: 0
--Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
--Nays: None.

05-1740

---By Council President Del Boccio:

WHEREAS, the City of Hoboken has a need for architectural design and engineering services for construction of the Hoboken September 11th Memorial on the Hoboken South Waterfront off Pier A Park; and

WHEREAS, the City of Hoboken, through the Hoboken September 11th Memorial Fund Committee, solicited designs in April, 2003 for a memorial through a public art and design competition to select an artist, designer or collaborative team to create a memorial on Pier A to honor the memories of the community's loved ones who were lost on September 11, 2001; and

WHEREAS, May 30, 2003 was the deadline for submissions and after a review and recommendations by a distinguished jury, the Hoboken September 11th Memorial Fund Committee chose a design on July 9, 2004 which was submitted by the FLOW Group, a team of five professionals from the fields of art, architecture, engineering and lighting design including Studio Gang Architects; and

WHEREAS, the City of Hoboken is desirous of awarding of awarding a professional architectural design and engineering services contract to Studio Gang Architects, 1212 N. Ashland Avenue, Suite 212, Chicago, IL 60622; and

WHEREAS, the maximum amount of the contract for professional architectural design and engineering services to Studio Gang Architects be TWO HUNDRED NINETY-ONE THOUSAND AND FIVE HUNDRED SIXTY FIVE (\$203,565.00) DOLLARS; and

WHEREAS, the type of work constitutes professional services as defined by N.J.S.A. 40A:111-5(1)(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, the funds for this professional service contract are available through a \$500,000 grant from the New Jersey Department of Community Affairs for this project; and

WHEREAS, this award is given to a professional firm which has not made any political contributions; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that Studio Gang Architects be awarded such contract for the provisions of professional design services for the aforesaid project, with a total sum for professional services not to exceed TWO HUNDRED NINETY-ONE THOUSAND AND FIVE HUNDRED SIXTY-FIVE (\$203,565.00) DOLLARS.

BE IT FURTHER RESOLVED, the Mayor and City Clerk are hereby authorized to execute this Agreement. Upon execution of said Agreement, the City of Hoboken does accept the Terms and Conditions specified in the Agreement.

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. 11-1et. seq.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

--Nays: None.

05-1741

--By Councilman Ramos:

WHEREAS, the City of Hoboken has denied it necessary and proper to hire an expert witness/consultant to represent the City of Hoboken in tax appeal matters; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq. permits the award of professional services contract without public bidding; and

WHEREAS, funds are available for this purpose and are part of the fiscal year 2005; and

WHEREAS, the City of Hoboken has on record the qualifications of Hugh McGuire, Jr.,

WHEREAS, neither Hugh McGuire, Jr. nor McGuire Associates has not made any political contributions within the last 12 months,

NOW, THEREFORE, BE IT AND HEREBY RESOLVED, that Hugh McGuire, Jr., MAI of McGuire Associates with offices at 547 Summit Avenue, Jersey City, New Jersey has been retained to represent the City of Hoboken as an expert witness/consultant on tax appeal matters.

BE IT FURTHER RESOLVED, Mayor and City Clerk are hereby authorized to execute an Agreement to provide professional services with Hugh McGuire, Jr., MAI of McGuire Associates.

BE IT FURTHER RESOLVED, that Hugh McGuire, Jr. MAI shall not exceed a total amount of \$25,000 per year.

BE IT FURTHER RESOLVED, that this agreement shall be effective as of July 1, 2004 and terminate June 30, 2005.

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 the law to publish the City's legal advertisement 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 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, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
---Nays: None.

05-1742

---By Councilman Ramos:

WHEREAS, Milena Calderon, Managing Partner of Bergen Hills LLC has made application to the Mayor and Council of the City of Hoboken for transfer of Taxicab Owner License #48 to E&H Transportation Service LLC, and

WHEREAS, Milena Calderon, Managing Partner of Bergen Hills LLC has consented to said Transfer of Ownership and the application transfer for Taxicab Owner License #48 has been duly investigated as required by law and

WHEREAS, the Hoboken City Council agrees that Public Hack and Taxicab Owner License #48, expiring March 31, 2005 be subject to all of its terms and conditions once transferred to E&H Transportation Service LLC, 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 E&H Transportation Service LLC 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 \$15,000.00 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 \$30,000.00 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 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.

Before the vote was taken one member of the public 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, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

--Nays: None.

05-1743

--By Council President Del Boccio:

WHEREAS, the City Council approved, at it's meeting of 15 September 2004, the introduced Municipal Budget for SFY 2005, and

WHEREAS, the City Council of Hoboken passed, at it's meeting of 15 December 2004, amendments to the SFY 2005 Municipal Budget, and

WHEREAS, the State of New Jersey Division of Community Affairs has found fault with the numbers submitted, and

WHEREAS, the Administration would like permission to appear before the State of New Jersey's local finance board as soon as possible to appeal the CAP issue within the City, now

THEREFORE BE IT RESOLVED, that the resolution approving the amendments to the SFY 2005 City of Hoboken Municipal Budget be rescinded, and be it.

Before the vote was taken one member of the public addressed the City Council: Michael Lenz, 408 Monroe Street.

--Motion duly seconded by Councilman Campos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

--Nays: None.

All regular business concluded the following members of the public spoke at the "Public Portion" of the meeting: Elizabeth Mason, 921 Hudson Street; Helen Hirsch, 98 Park Avenue;

Councilman Campos left the meeting at 8:00 p.m.

speakers continued: Harvey Frvchter, Esq., 726 Boulevard, Kenilworth, NJ

Councilman Campos returned to the meeting at 8:08 p.m.

speakers continued: Harvey Frvchter, Esq., 726 Boulevard, Kenilworth, NJ

At this time, a resolution entitled "Extending a contract with Mile Square Towing, Inc., for six (6) months" was added to the Agenda.

05-1744

---By Council President Del Boccio:

BE IT RESOLVED, by the Hoboken City Council that the contract with Mile Square Towing, Inc. be extended for a Six Month period, commencing January 8, 2005.

---Motion duly seconded by Councilman Soares.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

Public Portion speakers continued: Michael Lenz, 408 Monroe Street.

05-1745

At this time, a verbal motion was made to hire one (1) individual for the Violation's Department as requested by the Acting Business Administrator. The motion was made and seconded and the vote taken as follows:

---By Councilman Campos:

---Motion duly seconded by Councilman Cricco.

---**FAILED** by the following vote: YEAS: 4 - NAYS: 5

---Yeas: Council persons Campos, Cricco, Ramos and President Del Boccio.

---Nays: Castellano, Giacchi, Marsh, Russo, Soares.

President Del Boccio then adjourned the meeting at 8:41 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

SPECIAL MEETING OF JANUARY 10, 2005

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, JANUARY 10, 2005 AT 6:00 PM

At this time, 6:00 p.m., the City Clerk read the following letter dated January 7, 2005 into the record:

05-1746

The Honorable Richard Del Boccio
President, Hoboken City Council
94 Washington Street
Hoboken, NJ 07030

Re: Special Meeting of the Hoboken City Council

Dear City Council President Del Boccio:

I hereby call a Special Meeting of the Hoboken City Council for Monday, January 10, 2005 at 6:00 pm in the City Council Chambers, 94 Washington Street, Hoboken, New Jersey for the following purpose:

Authorization of Budget Amendments and authorization of an application to the Local Finance Board for CAP Waiver.

Very truly yours,
David Roberts
Mayor
City of Hoboken

cc: City Council Members
Richard F. England, Interim Business Administrator
Joseph S. Sherman, Corporation Counsel
James J. Farina, City Clerk
Jersey Journal/The Record/Star Ledger

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

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

The City Clerk then called the roll:

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

ABSENT: Russo.

05-1747

---By Council President Del Boccio:

WHEREAS, the local municipal budget for the fiscal year 2005 was approved on the 15th day of September 2004 and

WHEREAS, the public hearing on said budget is currently being held as advertised, and WHEREAS, it is desired to amend said approved budget, now

THEREFORE BE IT RESOLVED, by the City Council of the City of Hoboken, County of Hudson, that the following amendments to the approved budget of 2005 be made:

	((
	((
	((
<u>Recorded Vote Ayes</u>	(<u>Nays</u>	(
	((
	((
	((

From

CURRENT FUND

ANTICIPATED REVENUES:

3. Miscellaneous Revenues .Section A: Local Revenues Licenses and Fees			
Other (Sheet 4)	\$	1,384,800	\$ 764,850
SJP Properties .Block A			
O&M Funds (Sheet 4)	\$	345,918	\$ 0
Applied Companies .Block C			
O&M Funds (Sheet 4)	\$	233,737	\$ 0

J
AMENDMENTS TO SFY 2005 BUDGET 10 January 2005 (Continued)

TOTAL SECTION A: Local Revenues
(Sheet 4a) \$ 20,985,222 \$ 19,785,617

3. Miscellaneous Revenues - Section G:		
Special Items of General Revenues Anticipated with Prior Written Consent of Director of Local Government		
Services - Other Special Items (Sheet 10a)		
Anticipated Parking Utility Operating Surplus (Sheet 10)	\$ 4,084,813	\$ 4,050,992
Sale of 916 Parking Garage	\$ 1,100,000	\$ 0
3. Total Miscellaneous Revenues	\$ 53,002,469	\$ 51,833,372
5. Subtotal General Revenues:	\$ 53,062,810	\$ 51,893,713
7. TOTAL GENERAL REVENUES:	\$ 72,112,820	\$ 70,946,196

8. GENERAL APPROPRIATIONS:

(A) Operations within "CAPS" Mayor and City Council

Mayor's Office

Salary & Wages	\$ 229,965	\$ 260,400
Other Expenses	\$ 2,000	\$ 1,500

City Council

Salary & Wages	\$ 184,293	\$ 199,900
Other Expenses	\$ 14,000	\$ 7,500

Office of the Clerk

Salary & Wages	\$ 337,185	\$ 335,600
Other Expenses	\$ 4,000	\$ 3,500
Other Expenses - Legal Ads	\$ 40,000	\$ 28,000
Other Expenses - Codification	\$ 14,000	\$ 8,000
Other Expenses - Elections	\$ 245,000	\$ 150,000

DEPARTMENT OF ADMINISTRATION

Business Administrator's Office

Salary & Wages	\$ 240,000	\$ 250,000
Other Expenses	\$ 1,000	\$ 3,800

Purchasing

Salary & Wages	\$ 193,547	\$ 187,600
Other Expenses	\$ 4,000	\$ 2,500

Personnel & Health Benefits

• Salary & Wages	\$ 189,901	\$ 182,700
Other Expenses	\$ 1,000	\$ 800

AMENDMENTS TO SFY 2005 BUDGET 10 January 2005 (Continued)

Constituent Services

Salary & Wages	\$ 100,277	\$ 146,500
Other Expenses	\$ 7,000	\$ 6,500

Zoning Administration

Salary & Wages	\$ 139,000	\$ 135,100
Other Expenses	\$ 2,000	\$ 1,000

Uniform Construction Code

Appropriations Offset by Dedicated
Revenues (N.J.A.C. 5:23-4.17)

Salary & Wages	\$ 710,000 .	\$ 740,000
Other Expenses	\$ 75,000	\$ 60,000
Corporation Counsel		
Salary & Wages	\$ 373,000	\$ 385,000
Other Expenses	\$ 20,000	\$ 12,000
Other Expenses Special Couns	\$ 670,000	\$ 600,000
Other Expenses Expert Witness	\$ 35,000	\$ 5,000
Revenue and Finance Director		
Salary & Wages	\$ 121,978	\$ 121,000
Other Expenses	\$ 7,000	\$ 4,000
Accounts and Control		
Salary & Wages	\$ 220,992	\$ 262,000
Other Expenses	\$ 20,000	\$ 19,000
Payroll		
Salary & Wages	\$ 75,203	\$ 76,750
Other Expenses	\$ 1,000	\$ 750
Tax Collector		
Salary & Wages	\$ 288,934	\$ 291,000
Other Expenses	\$ 30,000	\$ 10,000
Information Technology		
Salary & Wages	\$ 51,052	\$ 53,700
Office of the Tax Assessor		
Salary & Wages	\$ 288,044	\$ 288,000
Other Expenses	\$ 20,000	\$ 10,000
Municipal Court		
Salary & Wages	\$ 0	\$ 805,000
Other Expenses	\$ 0	\$ 105,000
Public Defender		
Salary & Wages	\$ 0	\$ 57,900
Other Expenses	\$ 0	\$ 3,500
DEPARTMENT OF HUMAN SERVICES		
Director's Office		
Salary & Wages	\$ 174,777	\$ 170,000
AMENDMENTS TO SFY 2005 BUDGET 10 January 2005 (Continued)		
Other Expenses	\$ 3,500	\$ 2,000
Rent Leveling		
Salary & Wages \$ 162,430 .		\$ 175,000
Other Expenses	\$ 9,000	\$ 7,000
Housing Inspections		
Salary & Wages	\$ 136,890	\$ 153,400
Other Expenses	\$ 1,000	5 750
Transportation		
Salary & Wages	\$ 191,265	\$ 197,200
Other Expenses	\$ 9,000	\$ 7,000
Board of Health		

Salary & Wages	\$ 442,586	\$ 423,600
Other Expenses	\$ 70,000	\$ 40,000
Senior Citizens		
Salary & Wages	\$ 343,280	\$ 409,100
Other Expenses	\$ 21,000	\$ 25,000
Hispanic Affairs		
Other Expenses	\$ 5,000	\$ 3,500
Recreation & Cultural Affairs		
Salary & Wages	\$ 700,000	\$ 775,000
Other Expenses	\$ 265,000	\$ 255,000
DEPARTMENT OF ENVIRONMENTAL		
Director's Office		
Salary & Wages	\$ 371,108	\$ 411,150
Other Expenses	\$ 6,000	\$ 3,500
Parks		
Salary & Wages	\$ 539,250	\$ 555,000
Other Expenses	\$ 95,000	\$ 75,000
Public Property		
Salary & Wages	\$ 643,558	\$ 700,900
Other Expenses	\$ 110,000	\$ 85,000
Streets & Roads		
Other Expenses	\$ 50,000 .	\$ 35,000
Signal & Traffic		
Salary & Wages .	\$ 96,220	\$ 201,500
Other Expenses	\$ 17,500	\$ 22,000
Central Garage		
Salary & Wages	\$ 228,652	\$ 221,000
Other Expenses	\$ 210,000	\$ 190,000
Sanitation		
Salary & Wages	\$ 1,343,720	\$ 1,543,800
Other Expenses	\$ 3,280,000	\$ 2,900,000
AMENDMENTS TO SFY 2005 BUDGET 10 January 2005 (Continued)		
DEPARTMENT OF COMMUNITY		DEVELOPMENT
Director's Office		
Salary & Wages	\$ 100,841	\$ 132,000
Other Expenses .	\$ 210,000	\$ 125,000
Grants Management		
Salary & Wages	\$ 39,727	\$ 184,500
Other Expenses	\$ 2,500	\$ 1,500
Waterfront Development		
Other Expenses	\$ 70,000	\$ 45,000
Planning Board		
Salary & Wages	\$ 66,915	\$ 66,700
Other Expenses	\$ 90,000	\$ 65,000
Zoning Board of Adjustment		
Other Expenses	\$ 75,000	\$ 45,000
Historic Commission		

Other Expenses	\$ 500	\$ 400
DEPARTMENT OF PUBLIC SAFETY		
Police Department		
Salaries & Wages Including Grants	\$14,020,500	\$13,690,000
Salary & Wages	\$12,965,204	\$12,634,704
Other Expenses	\$ 275,000	\$ 265,000
Fire Department		
Salary & Wages	\$11,949,000	\$11,550,000
Other Expenses	\$ 275,000	\$ 265,000
Uniform Fire Safety Act (PL83,c.383)		
Salary & Wages	\$ 22,000	\$ 11,000
Office of Emergency Management		
Other Expenses	\$ 3,000	\$ 2,000
Municipal Court		
Salary & Wages	\$ 851,540	\$ 0
Other Expenses	\$ 107,000	\$ 0
UNCLASSIFIED		
Alcoholic Beverage Control Board		
Salary & Wages	\$ 7,000	\$ 7,200
Other Expenses	\$ 10,000	\$ 5,000
North Hudson Regional Council		
Of Mayors .Other Expenses	\$ 56,700	\$ 56,692
Towing & Storage of Abandoned		
Vehicles	\$ 3,500	\$ 3,750
Engineering	\$ 75,000	\$ 85,000
Municipal Dues & Membership	\$ 18,700	\$ 15,000
Celebration of Public Events	\$ 100,000	\$ 80,000
AMENDMENTS TO SFY 2005 BUDGET 10 January 2005 (Continued)		
Postage	\$ 120,000	\$ 100,000
Office Machines	\$ 80,000	\$ 70,000
Stationary & Office Supplies	\$ 11,000	\$ 9,500
Electricity	\$ 441,000	\$ 400,000
Street Lighting	\$ 570,000	\$ 535,000
Gasoline	\$ 213,000	\$ 140,000
Fuel Oil (Heating)	\$ 21,000	\$ 15,000
Water & Sewerage	\$ 35,000	\$ 40,000
Communications	\$ 226,500	\$ 226,000
• Telecommunications	\$ 16,000	\$ 13,500
Total Operations (Items 8(a))Within "CAPS" (Sheet 17)	\$44,151,919	\$43,123,722
Total Operations Including Contingent	\$44,151,919	\$43,123,722
Detail: Salaries & Wages	\$35,209,519	\$34,486,380
Other Expenses (mci. Contingent)	\$ 8,942,400	\$ 8,637,342
8. General Appropriations (Sheet 18)		
(E) Deferred Charges & Statutory		
Expenditures within "CAPS"		

1. Deferred Charges		
Overexpenditure of Appropriations	\$ 4,856,964	\$ 3,010,476
Overexpenditure of Grant Reserves	\$ 0	\$ 254,455
Subtotal Deferred Charges (Sheet 18)	\$ 6,362,156	\$ 4,770,123
2. Statutory Expenditures: (Sheet 19)		
Social Security System (O.A.S.I.)	\$ 1,000,000	\$ 900,000
Subtotal Statutory Expenditures	\$ 1,288,000	\$ 1,188,000
Total Deferred Charges & Statutory Expenditures Municipal within CAPS	\$ 7,650,156	\$ 5,958,123
(H-i) Total General Appropriations Within CAPS	\$ 51,802,075	\$ 49,081,845
(A) Operations Excluded from "CAPS" Public Defender		
Salary & Wages	\$ 57,129	\$ 0
Other Expenses	\$. \$ 3,000	\$.0 Maintenance of Public Library
(PL 1985, c.82)		
AMENDMENTS TO SFY 2005 BUDGET 10 January 2005 (Continued)		
Salary & Wages	\$ 726,000	\$ 770,400
Other Expenses	\$ 340,000	\$ 440,000
Insurance (N.J.S.A. 40A:4-45.3)		
General Liability	\$ 1,200,000	\$ 900,000
Workers Compensation	\$ 300,000	\$ 330,000
Employee Group Health	\$ 10,907,153	\$ 10,800,000
Total Other Operations Excluded from "CAP" 20)	\$ 14,739,094	\$ 14,446,212 (Sheet
Total Operations Excluded "CAPS" Detail: (Sheet 25)	\$ 16,263,502	\$ 15,970,620
Salaries & Wages	\$ 1,891,425	\$ 1,835,196
Other Expenses	\$ 14,372,077	\$ 14,135,424
(E) Deferred Charges Municipal Excluded from "CAPS"		
Overexpenditure of Appropriations	\$ 0	\$ 1,846,488
(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS" (Sheet 28)	5 20,114,171	\$ 21,667,777
(0) Total General Appropriations Excluded from "CAPS" (Sheet 29)	\$ 20,128,745	\$ 21,682,351
(L) Subtotal General Appropriations (Items (H-i) and (0))	\$ 71,930,820	\$ 70,764,196
9. TOTAL GENERAL APPROPRIATIONS	572,112,820	\$ 70,946,196

(Sheet 29)

PARKING UTILITY (Sheet 34)

ANTICIPATED REVENUES:

10. Dedicated Revenues from Parking Utility		
Parking Fees Continuing Operations	\$ 7,910,050	\$ 7,680,379
TOTAL PARKING UTILITY SURPLUS	\$ 12,378,100	\$ 12,148,429

11. Appropriations Parking Utility (Sheet 35)

Operating:

Salaries & Wages	\$ 1,405,000	\$ 1,286,000
AMENDMENTS TO SFY 2005 BUDGET 10 January 2005 (Continued)		
Other Expenses	\$ 3,788,400	\$ 3,192,810
Deferred Charges:		
Expenditure without appropr.	\$ 770,011	\$ 700,011
Statutory Expenditures:		
• Contribution to:		
Public Employees Retirement		
• System	\$ 0	\$ 29,450
Social Security System	\$ 108,000	\$ 115,290
Surplus (General Budget)	\$ 4,084,813	\$ 4,050,992
TOTAL PARIUNG UTILITY APPROPRIA	\$12,376,100	\$12,148,429

BE IT FURTHER RESOLVED, that three (3) certified copies of this resolution be filed with the Office of the Director of Local Government Services for certification of the local municipal budget so amended.

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the governing body on the 10th Day of January 2005

Motion duly seconded by Councilman Ramos.

--- **FAILED** by the following vote: YEAS: 4 - NAYS: 4 - ABSENT: 1

---Yeas: Campos, Giacchi, Ramos and President Del Boccio.

---Nays: Council persons Castellano, Cricco, Marsh, Soares.

---Absent: Russo.

In that the above resolution failed there was no need to vote on a resolution entitled: "Resolution of Hoboken City Council authorizing appearance before the Local Finance Board".

President Del Boccio then adjourned the meeting at 6:10 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

MEETING OF JANUARY 19, 2005

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 19, 2005 AT 7:00 PM

President Del Boccio 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, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

ABSENT: None.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

AN ORDINANCE AMENDING THE CODE OF THE CITY OF HOBOKEN TRANSFERRING THE DIVISION OF SIGNAL AND TRAFFIC FROM THE DEPARTMENT OF ENVIRONMENTAL SERVICES TO THE HOBOKEN PARKING UTILITY. (DR-178).

The above ordinance was WITHDRAWN. **NO ACTION TAKEN.**

PETITIONS AND COMMUNICATIONS

05-1748

January 12, 2005

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

Dear Ladies & Gentlemen:

Zoning Board of Adjustment

Pursuant to my authority under Chapter 44, Section 11 of the Hoboken Code, I hereby appoint Alex Corrado, 606 Hudson Street, Hoboken, NJ as a regular member to a four (4) year term to expire on December 31, 2008.

Very truly yours,

DAVID ROBERTS,
Mayor
City of Hoboken

--Received and filed.

05-1749

APPLICATIONS FOR MISCELLANEOUS LICENSES

Vendors -----	3
Parking Facilities-----	1
Music Machines -----	8
Mechanical Amusement Devices -----	1
Motor Vehicle Repair Shops-----	2

- Councilman Ramos moved that the licenses be granted.
- Motion duly seconded by Council President Del Boccio.
- Adopted by the following vote: YEAS: 9 - NAYS: 0
- Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
- Nays: None.

REPORTS OF CITY OFFICERS

05-1750

A report of the Municipal Court indicating receipts for the month of December 2004 as \$255,475.68.

---Received and filed.

05-1751

A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending December 31, 2004 - \$903,646.02.

---Received and filed.

At this time it was decided to move from the agenda and allow members of the public to speak regarding the City's health plan.

Public speakers as follows: Vincent Lombardi; Robert Fulton; Joseph Grossi; Anton Peskins; Kenneth Ferrante; James Azaceta; Ray Falco; Robert Fulton (2nd time).

The City Council then returned to the order of the agenda.

RESOLUTIONS

Presented and Read

05-1751

---By Councilman Ramos:

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:

ACCOUNT	ACCOUNT #	AMOUNT
Personnel SW	5-01-20-105-010	\$13,000.00
Mayor's Office SW	5-01-20-110-010	18,000.00
City Council SW	5-01-20-111-010	15,000.00
A.B.C. Bd SW	5-01-20-113-010	500.00
Purchasing SW	5-01-20-114-010	15,000.00
Grants Mgmt SW	5-01-20-116-010	14,000.00
City Clerk SW	5-01-20-120-010	27,000.00
Finance Super. SW	5-01-20-130-010	12,000.00
Accts. & Control SW	5-01-20-131-010	16,000.00
Payroll SW	5-01-20-132-010	4,000.00
Tax Collector SW	5-01-20-145-010	25,000.00
Info. Tech. SW	5-01-20-147-010	2,000.00
Assessor's SW	5-01-20-150-010	25,000.00
Corp. Counsel SW	5-01-20-155-010	25,000.00
Comm. Develop. SW	5-01-20-160-010	10,000.00
Planning Bd SW	5-01-21-180-010	6,000.00
Zoning Off. SW	5-01-21-186-010	12,000.00
Housing Insp. SW	5-01-21-187-010	15,000.00
Construction SW	5-01-22-195-010	50,000.00
Police SW	5-01-25-241-010	1,300,000.00

Emerg. Mgmt SW	5-01-25-252010	2,000.00
Fire Dept. SW	5-01-25-266-010	700,000.00
Signal & Traff. SW	5-01-25-267-010	10,000.00
Env. Svcs. Dir SW	5-01-25-290-010	25,000.00
Central Garage SW	5-01-26-301-010	35,000.00
Solid Waste SW	5-01-26-305-010	65,000.00
Hum. Svcs. Dir. SW	5-01-27-330-010	5,000.00
Const. Svcs. SW	5-01-27-333-010	5,000.00
Senior Citiz. SW	5-01-27-336-010	50,000.00
Rent Control SW	5-01-27-347-010	10,000.00
Transportation SW	5-01-27-348-010	10,000.00
Recreation SW	5-01-28-370-010	20,000.00
Parks SW	5-01-28-375-010	50,000.00
Public Prop. SW	5-01-28-377-010	30,000.00
Mun. Court SW	5-01-43-490-010	60,000.00
Public Defender SW	5-01-42-495-010	<u>5,000.00</u>

TOTAL \$2,686,500.00

(Outside Cap)

Public Lib SW	5-01-29-390-010	40,000.00
Parking Utility S&W	5-31-55-502-100	<u>50,000.00</u>

TOTAL \$90,000.00

---Motion duly seconded by Council President Del Boccio.

---**FAILED*** by the following vote: YEAS: 5 - NAYS: 4

---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.

---Nays: Castellano, Marsh, Russo, Soares.

* this resolution requires two-thirds of the nine member City Council to vote in the affirmative in order to pass.

05-1752

---By Councilman Ramos:

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:

ACCOUNT (Within Cap)	ACCOUNT #	AMOUNT
Community Dev. O&E	5-01-20-160-021	\$40,000.00
Housing Insp. O&E	5-01-21-187-021	450.00
Postage O&E	5-01-23-211-020	5,000.00
Celebrate Pub. Events O&E	5-01-23-216-020	20,000.00
Fire Dept. O&E	5-01-25-266-021	20,000.00
Solid Waste O&E	5-01-26-305-021	100,000.00
Public Prop O.E.	5-01-28-377-021	20,000.00
Mun. Court O.E.	5-01-43-490-021	10,000.00
Public Defender O.E.	5-01-43-495-021	<u>1,000.00</u>

TOTAL \$216,450.00

(Outside Cap)

Worker's Comp O.E.	5-01-30-400-020	\$50,000.00
Public Library O&E	5-01-29-390-021	<u>25,000.00</u>
	TOTAL	\$75,000.00

Members of the public who addressed the City Council prior to the vote: Michael Lenz. 408 Monroe Street.

---Motion duly seconded by Council President Del Boccio.
---**FAILED*** by the following vote: YEAS: 5 - NAYS: 4
---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.
---Nays: Castellano, Marsh, Russo, Soares.

* this resolution requires two-thirds of the nine member City Council to vote in the affirmative in order to pass.

CLAIM RESOLUTIONS

05-1754

---By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$786,430.72 against the UNCLASSIFIED CLAIMS.

---Motion duly seconded by Council President Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
---Nays: None.

---By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$49,669.12 against the DEPARTMENT OF ADMINISTRATION.

---Motion duly seconded by Council President Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
---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 \$276,307.24 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, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---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 \$63,778.58 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, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---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 \$59,369.82 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, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---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 \$121,977.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---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 \$19,111.72 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Council President Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$32,221.96 against the CAPITAL ACCOUNT.

Seconded by Council President Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

By Council President 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 \$18,447.05 against the PARKING UTILITY.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

PAYROLL RESOLUTIONS

05-1755

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD DECEMBER 16, 2004 TO DECEMBER 29, 2004 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	5-01-20-105	7,330.21			7,330.21
Mayor's Office	5-01-20-110	9,961.59			9,961.59
City Council	5-01-20-111	7,584.98			7,584.98
Bus Adm. Office	5-01-20-112	4,457.90			4,657.90
ABC Board	5-01-20-113			269.24	269.24
Purchasing	5-01-20-114	7,395.97			7,395.97
Grants Management	5-01-20-116	6,854.89			6,854.89
City Clerks Office	5-01-20-120	12,876.11			12,876.11
Elections	5-01-20-122				
Finance Office	5-01-20-130	4,692.89			4,692.89
Accounts / Controls	5-01-20-131	7,638.25			7,638.25
Payroll Division	5-01-20-132	2,873.20			2,873.20
Tax Collection	5-01-20-145	11,055.17			11,055.17
Assessor's Office	5-01-20-150	11,123.17			11,123.17
Corporation Counsel	5-01-20-155	14,427.94			14,427.94
Community Develop.	5-01-20-160	4,820.78			4,820.78
Treasurer	5-01-20-146				
Planning Board	5-01-21-180	2,554.39			2,554.39
Info Technology	5-01-20-147011	1,982.76			1,982.76

Zoning Officer	5-01-21-186	5,303.30			5,303.30
Housing Inspection	5-01-21-187	5,572.98			5,572.98
Construction Code	5-01-22-195	27,326.79			27,326.79
Police Division	5-01-25-241	507,212.84	632.40	714,727.94	1,222,573.18
Crossing Guards	5-01-25-241	7,376.06			7,376.06
Emergency Mgmt	5-01-25-252	673.38		96.15	769.53
Fire Division	5-01-25-266	416,113.03		62,250.02	478,363.05
Signal & Traffic	5-01-25-267	7,802.89	210.96		8,013.85
Envir. Ser. Dir. Office	5-01-26-290	14,440.38	1,699.73		8,013.85
Streets & Roads	5-01-26-291				
Central Garage	5-01-26-301	6,935.75			6,935.75
Sanitation	5-01-26-305	48,697.28	12,273.82		60,971.10
Housing Authority	5-01-28-370-015				
Human Service Direct.	5-01-27-330	5,458.43			5,458.43
Board of Health	5-01-27-332	14,898.21		1,378.32	16,276.53
Constituent Services	5-01-27-333	5,556.24			5,556.24
Senior Citizens Div	5-01-27-336	15,583.27	178.22	25,349.14	41,110.63
Rent Stabilization	5-01-27-347	6,257.98			6,257.98
Transportation	5-01-27-348	7,880.02	254.28		8,134.30
Recreation	5-01-28-370	18,004.32	4,632.06	195.00	22,831.38
Parks	5-01-28-375	24,046.08	1,350.92	19,472.60	44,869.60
Public Prop.	5-01-28-377	27,338.93	385.73	185.00	27,909.66
Public Library	5-01-29-390	24,411.90	593.33		25,005.23
Public Defender	5-01-43-495	2,203.16			2,203.16
Municipal Court	5-01-43-490	33,177.76	129.20		33,306.96
Parking Utility	5-31-55-501-100	44,897.64	70.20		44,967.84

Universal Cops	5-01-25-241-012	8,031.06		4,185.00	12,216.06
Cops In School	5-01-25-241-015	12,809.42		5,130.00	17,939.42
Civilian Hiring	5-01-25-241-016	4,659.29		360.00	5,019.29
Minority Affairs	5-01-27-331-011				
Summer Fun	5-01-28-370-013				
Summer Lunch	5-51-56-852-301				
Other					
Police Outside Employ.	T-14-10-000-000			28,425.00	28,425.00
Police Grant	DE 16-S7-01		464.34		464.34
Fire Dept. Penalty	T-13-10-000-001				
Fire Education Acct	T-13-10-000-000		309.75		309.75
Grand Total		1,420,498.59	23,184.94	862,033.41	2,305,716.94

Motion by Councilman Ramos.

Seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

RESOLUTIONS CONTINUED

Presented and Read

05-1756

---By Councilman Ramos:

WHEREAS, pursuant to the resolution of the City Council of the City of Hoboken, a city auction was held on 7 January 2005 in the office of the City Clerk in City Hall, and

WHEREAS, following the bidding process two bids were received during the auction for the bulk sale of Eleven (11) abandoned vehicles. These bids were:

Mile Square Towing \$570.00
1520 Jefferson St
Hoboken, NJ 07030

New Star Auto Sales, LLC \$1,550.00
6 New County Road
Jersey City, NJ 07307

AND WHEREAS, the City of Hoboken also offered twenty-six (26) miscellaneous equipment, said equipment having no real value, for scrap, and,

WHEREAS, New Star Auto Sales, LLC (above) offered the minimum bid of One Hundred Dollars (\$100.00) for the bulk sale, and

WHEREAS, said bidder, New Star Auto Sales, 6 New County Road, Jersey City, NJ 07307, tendered cash for the said abandoned vehicles and their respective titles, said check being deposited in the City bank account, therefore, BE IT FURTHER RESOLVED,

RESOLVED, that the City Council of Hoboken hereby ratifies and approves said transaction.

---Motion duly seconded by Council President Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

05-1757

---By Councilman Ramos:

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

WHEREAS, Louis 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 **\$23,168.78** representing overpayment of taxes:

NAME	BL/LOT/UNIT	PROPERTY	AMOUNT
Yumiko Kinoshita 901 Madison St. Apt 5G Hoboken, NJ 07030	95\1\C0P35	901-9MadisonSt.	\$111.81
Nick Manganiello 612 Clinton St. Apt 4D Hoboken, NJ 07030	79\15\C004D	610-12 Clinton St.	\$2,643.04
World Savings Attn: Escrow Tax Dept. T6D5	18\15\C0001	83-85 Jefferson St	\$661.36

P.O. Box 659558
San Antonio, TX 78265-9558

Chase Manhattan Mort. Attn: Refund Dept P.O. Box 569763 Dallas, TX 75356	95/21/C0301	920 Jefferson St	\$2,011.00
First Horizon Home Loan 4000 Horizon Way Irving, TX 75063	247\15.2	1231BloomfieldSt	\$2,677.84
First American Real Estate Tax Service 1201 Elm St. Suite 300 Dallas, TX 75270	27\19\C000B	128 Monroe St	\$2,624.76
Lauryn Cole 358-Sixth St. 3R Hoboken, NJ	79\3\C003R	356-36-7 th St.	\$1,333.58
GMAC Mortgage Attn: Tax Refund 3451 Hammond Ave Waterloo, IA 50702	89\12\C0P-6	501-9 th St.	\$111.81
First American 8435 N. Stemmons Fwy Dallas, TX 75247	36\33	200-2 Jackson St.	\$2,412.00
Valley National Bank 1460 Valley Rd. Wayne, NJ 07470	160\13\C005R	816 Willow Ave	\$913.80
Michael Glassner 206 Willow Ave. Apt 1 Hoboken, NJ 07030	43\32\C0001	206 Willow St.	\$2,373.79
Countywide Tax Service P.O. Box 10211 SV3-24 Van Nuys, CA 91410-0211	2/5\CUL49	415 Newark St	\$111.81
Mortgage Service Center P.O. Box 23750 Rochester, NY 14692-9928	20\19\C03-B	94 Clinton St	\$2,304.61
Van Yokoyama 415 Newark St. Apt 2D Hoboken, NJ 07030	2\5\CUL05	415 Newark St.	\$111.81

D.Naughton & M. Waldron 18\4\C005H 70 Adams St. Apt #5H Hoboken, NJ 07030		70 Adams St.	\$1,635.84
Sanvard Realty Corp. % NJ Casket P.O. Box 3307 Hoboken, NJ 07030	114\18	1316-30GrandSt.	\$2,412.00
Joseph E. Buzzerio 74 Third Place Bogota, NJ 07603	216.1\37\C001A	500 Hudson St.	\$578.88
Aldo G. Cipolat 32 Franklin Ave Ridgewood, NJ 07450	214\15	333Washington St.	\$603.00

---Motion duly seconded by Councilman Campos.
 ---Adopted by the following vote: YEAS: 9 - NAYS: 0
 ---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
 ---Nays: None.

05-1759

---By Councilman Ramos:

WHEREAS, the City of Hoboken has received Homestead Rebate Funds and/or New Jersey Rebate from the State of New Jersey on behalf of t he following taxpayers, which payments were forwarded to the City in error:

WHEREAS, the Tax Collector recommends the refunds for the individuals listed below; 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 totaling **\$1,152.89**

NAME	BL/LOT/UNIT	PROPERTY	AMOUNT
Vita Mannino 931 Park Ave. Apt. #3L Hoboken, NJ 07030	184\17\C0005	931ParkAvenue	\$500.00
Brian & Jennifer Boyle 81-87 Jackson St. Apt. 5E Hoboken, NJ 07030	15\6\C005E	81-87 Jackson St.	\$500.00
Curtis & Jennie Choice 33-1511 Hudson St. Hoboken, NJ 07302	160\3\05	807-09ClintonSt	\$152.89

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
---Nays: None.

05-1760

---By Councilman Ramos:

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 February 15, 2005 and establishing a grace period for the payment of Second Quarter terminating on May 10, 2005 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, 2005 for First Quarter taxes and May 1, 2005 for Second Quarter taxes.
Members of the public who addressed the City Council prior to the vote: Michael Lenz. 408 Monroe Street.

A brief recess was taken at 8:44 p.m.
The City council resumed the meeting at 8:52 p.m.
The vote was then taken on the above resolution.

---Motion duly seconded by Council President Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
---Nays: None.

05-1761

---By Councilman Ramos:

WHEREAS, the City of Hoboken will require authorization from the Local Finance Board for:

1. Authorization to utilize revenues from sale of assets as part of the requested Budget Cap Relief; and

WHEREAS, the Hoboken City Council must authorize the application of the authorization to utilize revenues from the sale of assets as part of the SFY 2005 budget.

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that it authorizes an application to and appearance before the Local Finance Board in order to seek authorization to:

1. Authorization to utilize revenues from the sale of assets as part of the SFY 2005 Budget.

Members of the public who addressed the City Council prior to the vote: Michael Lenz. 408 Monroe Street.

--Motion duly seconded by Councilman Campos.
--Adopted by the following vote: YEAS: 5 - NAYS: 4
--Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.
--Nays: Castellano, Marsh, Russo, Soares.

05-1762

--By Councilman Ramos:

WHEREAS, the City of Hoboken will require authorization from the Local Finance Board for:

1. Authorization to exceed the statutory budget CAP Limits; and

WHEREAS, the Hoboken City Council must authorize the application for the CAP relief above referenced.

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that it authorizes an application to and appearance before the Local Finance Board in order to seek authorization to:

1. Exceed the Statutory Cap Limits.

Members of the public who addressed the City Council prior to the vote: Elizabeth Mason Lenz. 921 Hudson Street.

--Motion duly seconded by Councilman Campos.
--Adopted by the following vote: YEAS: 5 - NAYS: 4
--Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.
--Nays: Castellano, Marsh, Russo, Soares.

05-1763

--By Councilman Ramos:

WHEREAS, there exists a need for the ability to provide Business Class Optimum on line service (Internet and Electronic Communication); and

WHEREAS, CSC Holdings, Inc., (a/k/a "Cablevision") provides those services over its existing cable system (the ONLINE Service)

WHEREAS, fees payable to Cablevision shall be Sixty Nine Ninety Five (\$69.95) per account per month (currently at ten (10) accounts, will not exceed thirteen (13); and

WHEREAS, the term for this contract shall be one (1) year from the effective date of the contract authorized by this resolution. The fee for this service shall not exceed Ten Thousand Nine Hundred Twelve and Twenty (\$10,912.20) dollars. (13X69.95X12)

WHEREAS, this Agreement is authorized pursuant to N.J.S.A. 40A:11-5(1)(dd) as an extraordinary, unspecifiable service, due to the requirement that Cablevision provides its service for the support and maintenance of Hoboken's proprietary computer hardware and software; and

WHEREAS, the Cablevision Agreement 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 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: CSC Holdings, Inc.
 a/k/a Cablevision
 1111 Stewart Avenue
 Bethpage, NY 11714

---Motion duly seconded by Council President Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

ORDINANCES

Introduction and First Reading

05-1764

DR-179

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE CODE OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Loading Zone, 77 Park Avenue; 8:00 AM to 4: 00 PM, Monday through Friday) (DR-179)

THE COUNCIL OF THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS: (77 Park Avenue)

ARTICLE V LOADING ZONE

190-11 Loading Zone

Section 1: The location 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.

Name of Street	Time	Side	Location
Park Avenue	8:00 A.M. to 4:00 P.M. Mon – Fri.	East	Beginning at a point 105’ feet north of the northerly curblineline of Observer Street and extending 44’ northerly therefrom.

Section 2: All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

Section 3. Proper signs shall be erected in accordance with the current “Manual on Traffic Control Devices.”

Section 4. This ordinance shall take effect as provided by law.

---Councilwoman Castellano moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on FEBRUARY 2, 2005 at 7:00 PM.

---Motion duly seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Castellano, Cricco, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: Giacchi.

05-1765
DR-180

AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE PURCHASE AGREEMENT WITH THE HUDSON COUNTY IMPROVEMENT AUTHORITY RELATING TO THE ISSUANCE OF LEASE REVENUE BONDS (HOBOKEN DPW GARAGE PROJECT) BY THE HUDSON COUNTY IMPROVEMENT AUTHORITY (DR-180)

WHEREAS, The Hudson County Improvement Authority (the "Authority") is authorized to issue its bonds pursuant to the provisions of the county improvement authorities law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State of New Jersey, as amended and supplemented (N.J.S.A. 40:37A-44 et. seq. (the "Act"), and other applicable provisions of law; and

WHEREAS, the Mayor and City Council of the City of Hoboken, in the County of Hudson, New Jersey (together with any successor thereto, the "City") have determined to permanently finance certain operating expenses of the City as well as the cost of improving a

Department of Public Works Garage, including all systems, furnishings, fixtures and appurtenances related thereto (the "Costs"); and

WHEREAS, the Authority will issue bonds in an aggregate principal amount not to exceed \$10,000,000, to be designated as "Lease Revenue Bonds, Series 2004 (Hoboken DPW Garage Project)" (the "Bonds") with such further designation and in accordance with the terms of a resolution of the Authority entitled, "Resolution Authorizing the Issuance of Lease Revenue Bonds, Series 2004 (Hoboken DPW Garage Project) of The Hudson County Improvement Authority" (together with any amendments thereof or supplements thereto in accordance with the terms thereof, the "General Bond Resolution") to assist the City with the financing of such Costs; and

WHEREAS, in connection with the issuance of such Bonds, the Authority will purchase from and lease to the City the Department of Public Works Garage 9th "Facilities") pursuant to the terms of a lease purchase agreement to be dated as of the first day of the month of issuance of the Bonds, between the City and the Authority (together with any amendments thereof or supplements thereto in accordance with its terms, the "Lease Purchase Agreement"); and

WHEREAS, the Facilities constitute a "public facility" as such term is defined in the Act; and

WHEREAS, pursuant to the Act, specifically Section 35 thereof (N.J.S.A. 40:37A-78), the City is authorized, without any referendum or public or competitive bidding, to enter into and perform any lease, including the Lease Purchase Agreement, with the Authority for the lease to or use the City of all or any part of any public facility or facilities, including the Facilities; and

WHEREAS, in connection with the issuance of the Bonds, it will also be necessary for the Authority to lease the Facilities back to the City pursuant to the Lease Purchase Agreement (the transactions contemplated by the Lease Purchase Agreement shall sometimes be herein referred to as the "Project"); and

WHEREAS, pursuant to the Act, specifically Section 13 thereof (N.J.S.A. 40:37A-56), the Authority is authorized to enter into and perform any lease or other agreement, including the Lease Purchase Agreement, with the City for the lease to or use by the City of all or any part of any public facility on any terms and conditions which may be agreed upon by the City and the Authority; and

WHEREAS, the Bonds shall be secured by general obligation lease payments of the City under the Lease Purchase Agreement in scheduled lease payment amounts sufficient to pay in a timely manner the principal and redemption premium, if any, of and interest on the Bonds, pursuant to the terms of which Lease Purchase Agreement the City shall be obligated, if necessary, to make such lease payments from the levy of *ad valorem* taxes upon all the taxable property within the City without limitation as to rate or amount; and

WHEREAS, pursuant to the terms of the Lease Purchase Agreement, the City will be required to enter into a continuing disclosure agreement to be dated as of the first day of the month of issuance of the Bonds (as the same may be amended and supplemented from time to time in accordance with its terms, the "Continuing Disclosure Agreement") with the Authority in order to satisfy the secondary market disclosure requirements of Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934, as amended;

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 Mayor and the Chief Financial Officer of the City (each, an "Authorized Officer") are hereby each severally authorized and directed, upon the satisfaction of all the legal conditions precedent to the execution or acknowledgment and delivery by the City of the Lease Purchase Agreement and the Continuing Disclosure Agreement to be so executed or acknowledged by the City, to execute or acknowledge and deliver such documents in substantially the forms on file in the office of the Clerk of the City, with such changes thereto as such Authorized Officer, after consultation with counsel of the City, bond counsel to the City and other professional advisors to the necessary, desirable or convenient for the execution thereof shall conclusively evidence such Authorized Officer's approval of any changes to the forms thereof, including without limitation the insertion of the final financing terms in the Lease Purchase Agreement that will result from the sale of the Bonds, which financing terms shall be limited only by those financing term parameters set forth in the application of the Authority filed with the Local Finance Board, in the Department of Community Affairs, Division of Local Government Services, and the parameters set forth herein.

Section 2. The Clerk of the City is hereby authorized and directed, upon the execution or acknowledgment of the documents set forth in Section 2 hereof in accordance with Section 2 hereof, to attest each Authorized Officer's execution or acknowledgment of such documents and is hereby further authorized and directed to thereupon affix the seal of the City to such documents.

Section 3. Upon execution or acknowledgment and attestation of and if required, the placing of the seal on the documents set forth in Section 2 hereof as contemplated by Section 2 and 3 hereof, each Authorized Officer is hereby authorized and directed to (i) deliver the fully executed or acknowledged, attested and sealed documents to the other parties thereto and (ii) perform such other actions as such Authorized Officer deems necessary, desirable or convenient in relation to the execution and delivery thereof.

Section 4. The City hereby authorizes the preparation and the distribution of financial statements and demographic and other information concerning the City, the Project, the General Bond Resolution, the Bonds, the Lease Purchase Agreement and the Continuing Disclosure Agreement and the transactions contemplated thereby contained in a Preliminary Official Statement and final Official Statement to be issued in connection with the marketing of the Bonds. In furtherance of such authorization, the City Council hereby directs each Authorized Officer to take such action and execute such certificates, documents or instruments as such Authorized Officer, after consultation with the Consultants, deems in his sole discretion to be necessary, desirable or convenient in connection with the preparation and distribution of the Preliminary Official Statement and the final Official Statement to market the Bonds at the most efficient economical cost to the City.

Section 5. Each Authorized Officer is hereby authorized and directed to execute and deliver any and all documents, agreement, and instruments and to do and cause to be done any and all acts and things necessary or proper for carrying out the execution and delivery of the Lease Purchase Agreement, the Continuing Disclosure Agreement, the sale and leasing of the Facilities, the undertaking of the Project and all related transactions contemplated by this ordinance and by the Project and the Lease Purchase Agreement and necessary or desirable in connection with the issuance of the Bonds.

Section 6. The provisions of this ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this ordinance shall be declared invalid, illegal or unconstitutional, the remaining provisions shall continue to be in full force and effect.

Section 7. This ordinance shall take effect twenty (20) days after first publication hereof after final adoption.

--Council President 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 2, 2005 at 7:00 PM.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 5 - NAYS: 4

--Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.

--Nays: Castellano, Marsh, Russo, Soares.

05-1766

--By Councilman Ramos:

THIS RESOLUTION AUTHORIZES AMENDMENTS TO THE SFY 2005 BUDGET INTRODUCED ON 15 SEPTEMBER 2004.

WHEREAS, the local municipal budget for the fiscal year 2005 was approved on the 15th day of September 2004 and

WHEREAS, the public hearing on said budget is currently being held as advertised, and

WHEREAS, it is desired to amend said approved budget, now

THEREFORE BE IT RESOLVED, by the City Council of the City of Hoboken, County of Hudson, that the following amendments to the approved budget of 2005 be made:

	((
	((
	((
	((
<u>Recorded Vote</u>	(<u>Nays</u> (
<u>Ayes</u>	((
	((
	((
	((
	((

	<u>From</u>	<u>To</u>
EXPLANATORY STATEMENT		
Summary of Current Fund Section of Approved Budget		
(Sheet 3)		
1. Appropriations within "CAPS"	\$51,802,075	\$ 49,081,845
2. Appropriations excluded from "CAPS"		

a. Municipal Purposes (Items H-2, Sheet 28)	\$20,114,171	\$ 21,667,777
Total General Appropriations excluded from "CAPS" (Item L, Sheet 29)	\$20,128,745	\$ 21,682,351

AMENDMENTS TO SFY 2005 BUDGET
10 January 2005 (Continued)

	<u>FROM</u>	<u>TO</u>
4. Total General Appropriations (Item 9, Sheet 29)	\$ 72,112,820	\$70,946,196
5. Less: Anticipated Revenues (Other than Current Property Tax) (Item 5, Sheet 11)	\$53,062,810	\$51,893,713
6(a). Local Tax for Municipal Purposes (Item 6(a), Sheet 11)	\$19,033,206	\$19,037,909
6(b). Addition to Local District School Tax (Item 6(b), Sheet)	\$16,804	\$14,574

BUDGET MESSAGE

Cap Calculation 2005 Budget

Cap Base Adjustment (Sheet 3b)	\$926,033	\$ 936,473
Amount on which "CAP" is applied (Sheet 3b)	\$ 41,033,414	\$ 41,043,854
Allowable Operating Appropriations before CAP Bank Add-on (Sheet 3b)	\$ 42,469,583	\$ 42,480,389
New Construction Add-on		
Certification of c68, PL 1976 (Sheet 3b)	\$1,431,360	\$ 842,642
2005 Allowable Appropriations (Sheet 3b)	\$ 49,659,757	\$ 49,081,845
Fiscal Year In-CAP Appropriations (Sheet 3b)	\$ 51,802,075	\$ 49,081,845
Amount of In-Cap Appropriations Under CAP Limit (Sheet 3b)	\$(2,142,318)	\$(0)

"In order to comply with statutory and regulatory requirements, the amounts appropriated for certain department functions have been split and their parts appear in several places. Those appropriations which have been split add up as follows:

Police, Salaries & Wages (Sheet 3b)		
Operations Within CAP	\$ 12,965,204	\$ 12,634,704
Total	\$ 14,020,500	\$ 13,690,000
Housing Inspections, Salaries & Wages		
Operations Within CAP	\$ 136,890	\$ 153,400
Total	\$ 189,890	\$ 206,400
Sanitation, Salaries & Wages (Sheet 3b)		
Operations Within CAP	\$ 1,343,720	\$ 1,543,800
Total	\$ 1,391,720	\$ 1,591,800

AMENDMENTS TO SFY 2005 BUDGET
10 January 2005 (Continued)

	<u>FROM</u>	<u>TO</u>
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ANTICIPATED REVENUES:

3. Miscellaneous Revenues - Section A: Local Revenues
Licenses and Fees

Other (Sheet 4)	\$ 1,384,800	\$ 764,850
SJP Properties - Block A		
O&M Funds (Sheet 4)	\$ 345,918	\$ 0
Applied Companies - Block C		
O&M Funds (Sheet 4)	\$ 233,737	\$ 0
TOTAL SECTION A: Local Revenues		
(Sheet 4a)	\$ 20,985,222	\$ 19,785,617
Anticipated Parking Utility Operating		
Surplus (Sheet 10)	\$ 4,084,813	\$ 4,050,992
Sale of 916 Parking Garage	\$ 1,100,000	\$ 0
Total Section G: Special Items of General		
Revenues Anticipated with Prior Written		
Consent of Director of Local Government		
Services - Other Special Items (Sheet 10a)	\$ 13,686,624	\$ 13,717,132
GENERAL REVENUES		
Summary of Revenues (Sheet 11)		
3. Miscellaneous Revenues:		
Total Section A: Local Revenues	\$ 20,985,222	\$19,785,617
Total Section G: Other Special Items	\$ 13,686,624	\$13,717,132
Total Miscellaneous Revenues	\$ 53,002,469	\$51,833,372
5. Subtotal General Revenues:	\$ 53,062,810	\$51,893,713
6. Amount to be Raised by Taxes for		
Support of Municipal Budget		
a. Local Tax	\$19,033,206	\$19,037,909
b. Addition to Local School Tax	\$ 16,804	\$ 14,574
Total Amount to be Raised by Taxes	\$19,050,010	\$19,052,483
7. TOTAL GENERAL REVENUES:	\$72,112,820	\$70,944,546
AMENDMENTS TO SFY 2005 BUDGET		
10 January 2005 (Continued)	<u>FROM</u>	<u>TO</u>
8. GENERAL APPROPRIATIONS:		
(A) Operations within "CAPS"		
Mayor and City Council		
Mayor's Office		
Salary & Wages	\$229,965	\$ 260,400
Other Expenses	\$ 2,000	\$ 1,500
City Council		
Salary & Wages	\$184,293	\$ 199,900
Other Expenses	\$ 14,000	\$ 7,500
Office of the Clerk		
Salary & Wages	\$337,185	\$335,600
Other Expenses	\$ 4,000	\$ 3,500
Other Expenses - Legal Ads	\$ 40,000	\$ 28,000
Other Expenses - Codification	\$ 14,000	\$ 8,000

Other Expenses - Elections	\$245,000	\$150,000
DEPARTMENT OF ADMINISTRATION		
Business Administrator's Office		
Salary & Wages	\$240,000	\$250,000
Other Expenses	\$ 1,000	\$ 3,800
Purchasing		
Salary & Wages	\$193,547	\$187,600
Other Expenses	\$ 4,000	\$ 2,500
Personnel & Health Benefits		
Salary & Wages	\$189,901	\$182,700
Other Expenses	\$ 1,000	\$ 800
Constituent Services		
Salary & Wages	\$100,277	\$146,500
Other Expenses	\$ 7,000	\$ 6,500
Zoning Administration		
Salary & Wages	\$139,000	\$135,100
Other Expenses	\$ 2,000	\$ 1,000
Uniform Construction Code		
Appropriations Offset by Dedicated		
Revenues (N.J.A.C. 5:23-4.17)		
Salary & Wages	\$ 710,000	\$740,000
Other Expenses	\$ 75,000	\$ 60,000
Corporation Counsel		
Salary & Wages	\$ 373,000	\$ 385,000
Other Expenses	\$ 20,000	\$ 12,000
Other Expenses - Special Couns	\$670,000	\$ 600,000
Other Expenses - Expert Witness	35,000	\$ 5,000

AMENDMENTS TO SFY 2005 BUDGET
10 January 2005 (Continued)

	<u>FROM</u>	<u>TO</u>
Revenue and Finance Director		
Salary & Wages	\$121,978	\$121,000
Other Expenses	\$ 7,000	\$ 4,000
Accounts and Control		
Salary & Wages	\$220,992	\$ 262,000
Other Expenses	\$ 20,000	\$ 19,000
Payroll		
Salary & Wages	\$ 75,203	\$ 76,750
Other Expenses	\$ 1,000	\$ 750
Tax Collector		
Salary & Wages	\$ 288,934	\$ 291,000
Other Expenses	\$ 30,000	\$ 10,000
Information Technology		
Salary & Wages	\$ 51,052	\$ 53,700
Office of the Tax Assessor		
Salary & Wages	\$ 288,044	\$ 288,000
Other Expenses	\$ 20,000	\$ 10,000
Municipal Court		
Salary & Wages	\$0	\$ 805,000
Other Expenses	\$0	\$ 105,000
Public Defender		
Salary & Wages	\$0	\$ 57,900

Other Expenses	\$0	\$ 3,500
DEPARTMENT OF HUMAN SERVICES		
Director's Office		
Salary & Wages	\$174,777	\$ 170,000
Other Expenses	\$ 3,500	\$ 2,000
Rent Leveling		
Salary & Wages	\$162,430	\$ 175,000
Other Expenses	\$ 9,000	\$ 7,000
Housing Inspections		
Salary & Wages	\$ 136,890	\$ 153,400
Other Expenses	\$ 1,000	\$ 750
Transportation		
Salary & Wages	\$ 191,265	\$ 197,200
Other Expenses	\$ 9,000	\$ 7,000
Board of Health		
Salary & Wages	\$ 442,586	\$ 423,600
Other Expenses	\$ 70,000	\$ 40,000
Senior Citizens		
Salary & Wages	\$ 343,280	\$ 409,100
Other Expenses	\$ 21,000	\$ 25,000
AMENDMENTS TO SFY 2005 BUDGET		
10 January 2005 (Continued)	<u>FROM</u>	<u>TO</u>
Hispanic Affairs		
Other Expenses	\$ 5,000	\$ 3,500
Recreation & Cultural Affairs		
Salary & Wages	\$ 700,000	\$ 775,000
Other Expenses	\$ 265,000	\$ 255,000
DEPARTMENT OF ENVIRONMENTAL		
Director's Office		
Salary & Wages	\$ 371,108	\$ 411,150
Other Expenses	\$ 6,000	\$ 3,500
Parks		
Salary & Wages	\$ 539,250	\$ 555,000
Other Expenses	\$ 95,000	\$ 75,000
Public Property		
Salary & Wages	\$ 643,558	\$ 700,900
Other Expenses	\$ 110,000	\$ 85,000
Streets & Roads		
Other Expenses	\$ 50,000	\$ 35,000
Signal & Traffic		
Salary & Wages	\$ 96,220	\$ 201,500
Other Expenses	\$ 17,500	\$ 22,000
Central Garage		
Salary & Wages	\$ 228,652	\$ 221,000
Other Expenses	\$ 210,000	\$ 190,000
Sanitation		
Salary & Wages	\$ 1,343,720	\$ 1,543,800
Other Expenses	\$ 3,280,000	\$ 2,900,000
DEPARTMENT OF COMMUNITY DEVELOPMENT		
Director's Office		
Salary & Wages	\$ 100,841	\$ 132,000

Other Expenses	\$ 210,000	\$ 125,000
Grants Management		
Salary & Wages	\$ 39,727	\$ 184,500
Other Expenses	\$ 2,500	\$ 1,500
Waterfront Development		
Other Expenses	\$ 70,000	\$ 45,000
Planning Board		
Salary & Wages	\$ 66,915	\$ 66,700
Other Expenses	\$ 90,000	\$ 65,000
Zoning Board of Adjustment		
Other Expenses	\$ 75,000	\$ 45,000
Historic Commission		
Other Expenses	\$ 500	\$ 400

AMENDMENTS TO SFY 2005 BUDGET
10 January 2005 (Continued)

FROM

TO

DEPARTMENT OF PUBLIC SAFETY

Police Department		
Salaries & Wages Including Grants	\$14,020,500	\$13,690,000
Salary & Wages	\$12,965,204	\$12,634,704
Other Expenses	\$ 275,000	\$ 265,000
Fire Department		
Salary & Wages	\$11,949,000	\$11,550,000
Other Expenses	\$ 275,000	\$ 265,000
Uniform Fire Safety Act (PL83,c.383)		
Salary & Wages	\$ 22,000	\$ 11,000
Office of Emergency Management		
Other Expenses	\$ 3,000	\$ 2,000
Municipal Court		
Salary & Wages	\$ 851,540	\$ 0
Other Expenses	\$ 107,000	\$ 0

UNCLASSIFIED

Alcoholic Beverage Control Board		
Salary & Wages	\$ 7,000	\$ 7,200
Other Expenses	\$ 10,000	\$ 5,000
North Hudson Regional Council Of Mayors - Other Expenses	\$ 56,700	\$ 56,692
Towing & Storage of Abandoned Vehicles	\$ 3,500	\$ 3,750
Engineering	\$ 75,000	\$ 85,000
Municipal Dues & Membership	\$ 18,700	\$ 15,000
Celebration of Public Events	\$ 100,000	\$ 80,000
Postage	\$ 120,000	\$ 100,000
Office Machines	\$ 80,000	\$ 70,000
Stationary & Office Supplies	\$ 11,000	\$ 9,500
Electricity	\$ 441,000	\$ 400,000
Street Lighting	\$ 570,000	\$ 535,000
Gasoline	\$ 213,000	\$ 140,000
Fuel Oil (Heating)	\$ 21,000	\$ 15,000
Water & Sewerage	\$ 35,000	\$ 40,000
Communications	\$ 226,500	\$ 226,000

Telecommunications	\$ 16,000	\$ 13,500
Total Operations (Items 8(a)) Within "CAPS" (Sheet 17)	\$44,151,919	\$43,123,722
Total Operations Including Contingent	\$44,151,919	\$43,123,722
Detail: Salaries & Wages	\$35,209,519	\$34,486,380
Other Expenses (Incl. Contingent)	\$ 8,942,400	\$ 8,637,342
AMENDMENTS TO SFY 2005 BUDGET		
10 January 2005 (Continued)	<u>FROM</u>	<u>TO</u>
8. General Appropriations (Sheet 18)		
(E) Deferred Charges & Statutory Expenditures within "CAPS"		
1. Deferred Charges		
Overexpenditure of Appropriations	\$ 4,856,964	\$ 3,010,476
Overexpenditure of Grant Reserves	\$ 0	\$ 254,455
Subtotal - Deferred Charges (Sheet 18)	\$ 6,362,156	\$ 4,770,123
2. Statutory Expenditures:(Sheet19)		
Social Security System (O.A.S.I.)	\$ 1,000,000	\$ 900,000
Subtotal Statutory Expenditures	\$ 1,288,000	\$ 1,188,000
Total Deferred Charges & Statutory Expenditures - Municipal within CAPS	\$ 7,650,156	\$ 5,958,123
(H-1) Total General Appropriations Within CAPS	\$ 51,802,075	\$ 49,081,845
(A) Operations - Excluded from "CAPS"		
Public Defender		
Salary & Wages	\$ 57,129	\$ 0
Other Expenses	\$ 3,000	\$ 0
Maintenance of Public Library (PL 1985, c.82)		
Salary & Wages	\$ 726,000	\$ 726,900
Other Expenses	\$ 340,000	\$ 440,000
Other Expenses - Social Security	\$ 0	\$ 43,500
Insurance (N.J.S.A. 40A:4-45.3)		
General Liability	\$ 1,200,000	\$ 900,000
Workers Compensation	\$ 300,000	\$ 330,000
Employee Group Health	\$ 10,907,153	\$ 10,800,000
Total Other Operations Excluded from "CAP" (Sheet 20)	\$ 14,739,094	\$ 14,446,212
Total Operations - Excluded "CAPS" Detail: (Sheet 25)	\$ 16,263,502	\$ 15,970,620
Salaries & Wages	\$ 1,891,425	\$ 1,835,196
Other Expenses	\$ 14,372,077	\$ 14,135,424

AMENDMENTS TO SFY 2005 BUDGET		
10 January 2005 (Continued)		
	<u>FROM</u>	<u>TO</u>
(E) Deferred Charges - Municipal Excluded from "CAPS" Overexpenditure of Appropriations	\$ 0	\$ 1,846,488
(E) Total Deferred Charges - Municipal (Sheet 28)	\$140,000	\$ 1,986,488
(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS" (Sheet 28)	\$ 20,114,171	\$ 21,667,777
(O) Total General Appropriations - Excluded from "CAPS" (Sheet 29)	\$ 20,128,745	\$ 21,682,351
(L) Subtotal General Appropriations (Items (H-1) and (O))	\$ 71,930,820	\$ 70,764,196
9. TOTAL GENERAL APPROPRIATIONS (Sheet 29)	\$ 72,112,820	\$ 70,946,196
(H-1) Total General Appropriations for Municipal Purposes within "CAPS" (Sheet 30)	\$ 51,802,075	\$ 49,081,845
(A) Other Operations (Sheet 30)	\$ 14,739,094	\$ 14,446,212
Total Operations - Excluded from "CAPS" (Sheet 30)	\$ 16,283,502	\$ 15,970,620
(E) Total Deferred Charges - Excluded from "CAPS" (Sheet 30)	\$ 140,000	\$ 1,986,488
TOTAL GENERAL APPROPRIATIONS (Sheet 30)	\$ 72,112,820	\$ 70,946,196
AMENDMENTS TO SFY 2005 BUDGET		
10 January 2005 (Continued)		
	<u>FROM</u>	<u>TO</u>
PARKING UTILITY (Sheet 34)		
10. Dedicated Revenues from Parking Utility		
Parking Fees - Continuing Operations	\$7,910,050	\$7,680,379
TOTAL PARKING UTILITY SURPLUS	\$12,378,100	\$12,148,429
11. Appropriations Parking Utility (Sheet 35)		
Operating:		
Salaries & Wages	\$ 1,405,000	\$ 1,286,000
Other Expenses	\$ 3,788,400	\$ 3,192,810
Other Expenses - Group Health\$	0	\$ 550,000
Deferred Charges:		

Expenditure without appopr.	\$ 770,011	\$ 700,011
Statutory Expenditures:		
Contribution to:		
Public Employees Retirement System	\$ 0	\$ 29,450
Social Security System	\$ 108,000	\$ 115,290
Surplus (General Budget)	\$ 4,084,813	\$ 4,050,992
TOTAL PARKING UTILITY APPROPRIA	\$ 12,376,100	\$ 12,148,429

BE IT FURTHER RESOLVED, that three (3) certified copies of this resolution be filed with the Office of the Director of Local Government Services for certification of the local municipal budget so amended.

BA.* Introduction of SFY 2005 Municipal Budget Amendments

---Motion duly seconded by Council President Del Boccio.

---Adopted by the following vote: YEAS: 5 - NAYS: 4

---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.

---Nays: Castellano, Marsh, Russo, Soares.

Councilman Campos excused himself from the meeting at 9:13 p.m. due to a family emergency.

All regular business concluded the following members of the public spoke at the "Public Portion" of the meeting: Jonathan Gordon, 333 River street; Beth Mason, 921 Hudson Street.

President Del Boccio then adjourned the meeting at 9:28 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

MEETING OF FEBRUARY 2, 2005

MINUTES OF A MEETING OF THE COUNCIL OF THE CITY OF HOBOKEN, NEW JERSEY, HELD IN THE COUNCIL CHAMBERS, CITY HALL, HOBOKEN, NEW JERSEY, WEDNESDAY, FEBRUARY 2, 2005 AT 7:00 PM

President Del Boccio 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, Giacchi, Marsh, Ramos, Soares and President Del Boccio.

ABSENT: Russo.

Prior to the start of the meeting Mayor David Roberts addressed the Hoboken City Council and the members of the public in attendance regarding open space.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE CODE OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Loading Zone, 77 Park Avenue; 8:00 AM to 4: 00 PM, Monday through Friday) (DR-179)

President Del Boccio 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 Del Boccio asked for a motion to close the hearing.

Councilman Ramos moved that the hearing be closed.

Motion duly seconded by Councilman Campos.

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

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

---Nays: None.

---Absent: Russo.

Council President Del Boccio 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, Giacchi, Marsh, Ramos, Soares and President Del Boccio.

---Nays: None.

---Absent: Russo.

AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE PURCHASE AGREEMENT WITH THE HUDSON COUNTY IMPROVEMENT AUTHORITY RELATING TO THE ISSUANCE OF LEASE REVENUE BONDS (HOBOKEN DPW GARAGE PROJECT) BY THE HUDSON COUNTY IMPROVEMENT AUTHORITY (DR-180)

President Del Boccio 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.

Members of the public: Michael Lenz, 408 Monroe street. No other person present desiring to be heard and no written protests or objections received, President Del Boccio asked for a motion to close the hearing.

Council President Del Boccio moved that the hearing be closed.

Motion duly seconded by Councilman Ramos.

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

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

---Nays: None.

---Absent: Russo.

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

---**FAILED*** by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1

---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.

---Nays: Castellano, Marsh, Soares.

---Absent: Russo.

* The above ordinance **FAILED** in that it requires 2/3 of the voting body (6 Votes) to pass.

05-1767

APPLICATIONS FOR MISCELLANEOUS LICENSES

Vendors -----	1
Movie Theater-----	1
Parking Facilities-----	18
Motor Vehicles Repair Shops -----	2
Lumber Yard-----	1

---Councilman Ramos moved that the licenses be granted.

---Motion duly seconded by Councilman Campos.

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

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

---Nays: None.

---Absent: Russo.

RESOLUTIONS

Presented and Read

05-1768

---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:

ACCOUNT	ACCOUNT #	AMOUNT
Personnel SW	5-01-20-105-010	\$13,000.00
Mayor's Office SW	5-01-20-110-010	18,000.00
City Council SW	5-01-20-111-010	15,000.00
A.B.C. Bd SW	5-01-20-113-010	500.00
Purchasing SW	5-01-20-114-010	15,000.00
Grants Mgmt SW	5-01-20-116-010	14,000.00
City Clerk SW	5-01-20-120-010	27,000.00
Finance Super. SW	5-01-20-130-010	12,000.00

Accts. & Control SW	5-01-20-131-010	16,000.00
Payroll SW	5-01-20-132-010	4,000.00
Tax Collector SW	5-01-20-145-010	25,000.00
Info. Tech. SW	5-01-20-147-010	2,000.00
Assessor's SW	5-01-20-150-010	25,000.00
Corp. Counsel SW	5-01-20-155-010	25,000.00
Comm. Develop. SW	5-01-20-160-010	10,000.00
Planning Bd SW	5-01-21-180-010	6,000.00
Zoning Off. SW	5-01-21-186-010	12,000.00
Housing Insp. SW	5-01-21-187-010	15,000.00
Construction SW	5-01-22-195-010	50,000.00
Police SW	5-01-25-241-010	1,500,000.00
Emerg. Mgmt SW	5-01-25-252010	2,000.00
Fire Dept. SW	5-01-25-266-010	700,000.00
Signal & Traff. SW	5-01-25-267-010	30,000.00
Env. Svcs. Dir SW	5-01-25-290-010	25,000.00
Central Garage SW	5-01-26-301-010	35,000.00
Solid Waste SW	5-01-26-305-010	65,000.00
Hum. Svcs. Dir. SW	5-01-27-330-010	5,000.00
Const. Svcs. SW	5-01-27-333-010	5,000.00
Senior Citiz. SW	5-01-27-336-010	50,000.00
Rent Control SW	5-01-27-347-010	10,000.00
Transportation SW	5-01-27-348-010	10,000.00
Recreation SW	5-01-28-370-010	20,000.00
Parks SW	5-01-28-375-010	50,000.00
Public Prop. SW	5-01-28-377-010	30,000.00
Mun. Court SW	5-01-43-490-010	60,000.00
Public Defender SW	5-01-42-495-010	<u>5,000.00</u>
	TOTAL	\$2,926,500.00

(Outside Cap)

Public Lib SW	5-01-29-390-010	40,000.00
Parking Utility S&W	5-31-55-502-100	<u>50,000.00</u>
	TOTAL	\$90,000.00

Before the vote was taken the following addressed the City Council: Michael Lenz, 408 Monroe Street.

---Motion duly seconded by Councilman Ramos.

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

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

---Nays: None.

---Absent: Russo.

05-1769

---By Councilman Ramos:

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:

ACCOUNT (Within Cap)	ACCOUNT #	AMOUNT
Community Dev. O&E	5-01-20-160-021	\$40,000.00
Housing Insp. O&E	5-01-21-187-021	450.00
Postage O&E	5-01-23-211-020	5,000.00
Celebrate Pub. Events O&E	5-01-23-216-020	25,000.00
Fire Dept. O&E	5-01-25-266-021	20,000.00
Solid Waste O&E	5-01-26-305-021	100,000.00
Public Prop O.E.	5-01-28-377-021	20,000.00
Mun. Court O.E.	5-01-43-490-021	15,000.00
Public Defender O.E.	5-01-43-495-021	<u>1,000.00</u>
	TOTAL	\$228,450.00

(Outside Cap)

Worker's Comp O.E.	5-01-30-400-020	\$50,000.00
Group Health O.E.	5-01-30-400-030	1,000,000.00
Public Library O&E	5-01-29-390-021	<u>25,000.00</u>
	TOTAL	\$1,075,000.00

Before the vote was taken the following addressed the City Council: Michael Lenz, 408 Monroe Street.

---Motion duly seconded by Councilman Campos.

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

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

---Nays: None.

---Absent: Russo.

CLAIM RESOLUTIONS

05-1770

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$390,716.88 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Campos.

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

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

--Nays: None.
--Absent: Russo.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$2,211.11 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Campos.

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

By Council President 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 \$138,298.89 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Ramos.

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

By Council President 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 \$11,205.78 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Ramos.

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

By Council President 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 \$49,295.68 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Ramos.

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

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

---Nays: None.

---Absent: Russo.

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 \$68,317.24 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Ramos.

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

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

---Nays: None.

---Absent: Russo.

05-1771

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$40,853.50 against the CAPITAL ACCOUNT.

Seconded by Councilman Campos.

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

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

---Nays: None.

---Absent: Russo.

By Council President 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 \$21,265.76 against the PARKING UTILITY.

Seconded by Councilman Giacchi.

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

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

---Nays: None.

---Absent: Russo.

PAYROLL RESOLUTIONS

05-1771

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD DECEMBER 30, 2004 TO JANUARY 12, 2005 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	5-01-20-105	7,458.26			7,458.26
Mayor's Office	5-01-20-110	9,961.59			9,961.59
City Council	5-01-20-111	7,584.98			7,584.98
Bus Adm. Office	5-01-20-112	4,657.90			4,657.90
ABC Board	5-01-20-113			269.24	269.24
Purchasing	5-01-20-114	7,395.97			7,395.97
Grants Management	5-01-20-116	6,854.89		500.00	7,354.89
City Clerks Office	5-01-20-120	12,853.38	686.70	1,500.00	15,040.08
Elections	5-01-20-122				
Finance Office	5-01-20-130	4,692.89			4,692.89
Accounts / Controls	5-01-20-131	7,553.02			7,553.02
Payroll Division	5-01-20-132	2,915.88			2,915.88
Tax Collection	5-01-20-145	11,055.17			11,055.17
Assessor's Office	5-01-20-150	11,123.17			

Corporation Counsel	5-01-20-155	14,427.94			14,427.94
Community Develop.	5-01-20-160	4,820.78			4,820.78
Treasurer	5-01-20-146				
Planning Board	5-01-21-180	2,554.39		1,000.00	63,554.39
Info Technology	5-01-20-147011	1,982.76			1,982.76
Zoning Officer	5-01-21-186	5,303.30			5,303.30
Housing Inspection	5-01-21-187	5,612.20		1,000.00	28,526.79
Construction Code	5-01-22-195	27,526.79		1,000.00	28,526.79
Police Division	5-01-25-241	461,388.10	1,892.88	70,861.00	534,141.98
Crossing Guards	5-01-25-241	9,965.18			9,965.18
Emergency Mgmt	5-01-25-252	673.38		96.15	769.53
Fire Division	5-01-25-266	422,619.43	2,825.15	77,605.19	503,049.77
Signal & Traffic	5-01-25-267	7,809.34		700.00	8,509.34
Envir. Ser. Dir. Office	5-01-26-290	14,510.13	1,860.68	1,500.00	17,870.81
Streets & Roads	5-01-26-291				
Central Garage	5-01-26-301	7,019.76		100.00	7,119.76
Sanitation	5-01-26-305	48,467.00	12,394.78	600.00	61,461.78
Housing Authority	5-01-28-370-015				
Human Service Direct.	5-01-27-330	5,458.43			5,458.43
Board of Health	5-01-27-332	12,975.28		500.00	13,475.28
Constituent Services	5-01-27-333	5,556.24			5,556.24
Senior Citizens Div	5-01-27-336	15,740.05	652.10	1,000.00	9,447.12
Rent Stabilization	5-01-27-347	6,257.98			6,257.98
Transportation	5-01-27-348	7,795.02	652.10	1,000.00	9,447.12
Recreation	5-01-28-370	21,953.44	2,212.85	1,300.00	25,466.29
Parks	5-01-28-375	24,204.67	1,509.06	1,700.00	27,413.73

Public Prop.	5-01-28-377	26,845.90	392.25	3,200.00	30,348.15
Public Library	5-01-29-390	25,490.20	137.04	600.00	26,227.24
Public Defender	5-01-43-495	2,203.16			2,203.16
Municipal Court	5-01-43-490	34,020.95	86.13	1,000.00	35,107.08
Parking Utility	5-31-55-501-100	47,449.37	2,315.58	900.00	50,664.95
Universal Cops	5-01-25-241-012	7,509.59	99.42	2,725.00	10,334.01
Cops In School	5-01-25-241-015	13,886.48		6,600.00	20,486.48
Civilian Hiring	5-01-25-241-016	4,659.29		200.00	4,859.29
Minority Affairs	5-01-27-331-011				
Summer Fun	5-01-28-370-013				
Summer Lunch	5-51-56-852-301				
Other					
Police Outside Employ.	T-14-10-000-000			30,760.00	30,760.00
Police Grant	DE 16-S7-01				
Fire Dept. Penalty	T-13-10-000-001				
Fire Education Acct	T-13-10-000-000				
Grand Total		1,390,793.63	27,256.05	211,716.58	1,629,766.26

Motion by Councilman Ramos.

Seconded by Councilman Campos.

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

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

---Nays: None.

---Absent: Russo.

RESOLUTIONS CONTINUED

Presented and Read

05-1772

---By Council President Del Boccio:

WHEREAS, the City of Hoboken has a need for architectural design and engineering services for construction of the Hoboken September 11th Memorial on the Hoboken South Waterfront off Pier A Park; and

WHEREAS, the City of Hoboken, through the Hoboken September 11th Memorial Fund Committee, solicited designs in April, 2003 for a memorial through a public art and design competition to select an artist, designer or collaborative team to create a memorial on Pier A to honor the memories of the community's loved ones who were lost on September 11, 2001; and

WHEREAS, May 30, 2003 was the deadline for submissions and after a review and recommendations by a distinguished jury, the Hoboken September 11th Memorial Fund Committee chose a design on July 9, 2004 which was submitted by the FLOW Group, a team of five professionals from the fields of art, architecture, engineering and lighting design including Studio Gang Architects; and

WHEREAS, the City of Hoboken is desirous of awarding of awarding a professional architectural design and engineering services contract to Studio Gang Architects, 1212 N. Ashland Avenue, Suite 212, Chicago, IL 60622; and

WHEREAS, the maximum amount of the contract for professional architectural design and engineering services to Studio Gang Architects be TWO HUNDRED THREE THOUSAND AND FIVE HUNDRED SIXTY FIVE (\$203,565.00) DOLLARS; and

WHEREAS, the type of work constitutes professional services as defined by N.J.S.A. 40A:111-5(1)(a)(i) and as such is exempt from the bidding requirements; and

WHEREAS, the funds for this professional service contract are available through a \$500,000 grant from the New Jersey Department of Community Affairs for this project; and

WHEREAS, this award is given to a professional firm which has not made any political contributions; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken that Studio Gang Architects be awarded such contract for the provisions of professional design services for the aforesaid project, with a total sum for professional services not to exceed TWO HUNDRED THREE THOUSAND AND FIVE HUNDRED SIXTY-FIVE (\$203,565.00) DOLLARS.

BE IT FURTHER RESOLVED, the Mayor and City Clerk are hereby authorized to execute this Agreement. Upon execution of said Agreement, the City of Hoboken does accept the Terms and Conditions specified in the Agreement.

BE IT FURTHER RESOVED, 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. 11-1et. seq.

3.* Authorizing a professional architectural and engineering services contract to Studio Gang Architects of Chicago, Illinois, for the provision of professional design and engineering services, for the construction of the Hoboken September 11th Memorial; in a total amount of \$203,565.00.

--Motion duly seconded by Councilman Giacchi.

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

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

--Nays: None.

--Absent: Russo.

05-1773

--By Councilman Ramos:

WHEREAS, the City of Hoboken is desirous of having telephone service within the City operation, and

WHEREAS, the City of Hoboken has solicited proposals within the industry, and

WHEREAS, the Administration of the City of Hoboken deemed Verizon's offer to be in the best interests of the City, now

THEREFORE BE IT RESOLVED, the Administration is hereby authorized to enter into a three (3) year contract (1 February 2005 through 31 January 2008) with Verizon for Centrex telephone service at a an cost of approximately \$100,000.00.

--Motion duly seconded by Councilman Campos.

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

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

--Nays: None.

--Absent: Russo.

05-1774

--By Council President Del Boccio:

WHEREAS, the Hoboken Parking Utility is charged with providing on/off street parking for the citizens of Hoboken, and

WHEREAS, the Hoboken Parking Utility is also charged with enforcing existing parking regulations within the City of Hoboken, and

WHEREAS, this enforcement, occasionally, results in improper citations being issued by the employees of the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the towing and/or boot removal charges which were deemed to be improper equal to the amount shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be One Thousand Fourteen Dollars (\$1,014.00) and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2005 Budget Current Fund line number 5-31-55-502-200. (see attached list)

---Motion duly seconded by Councilman Giacchi.

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

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

---Nays: None.

---Absent: Russo.

05-1775

---By Councilman Campos:

WHEREAS, the Hoboken Parking Utility requires it's monthly customers within the Municipal Garages within Hoboken to make a deposit as security for the individual vehicle AVI (computer card) used to enter/exit the garage(s), and

WHEREAS, the Hoboken Parking Utility receives said deposits from the individual customers, and

WHEREAS, this deposit is refundable upon the cancellation of the contract between the individual and the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the deposit value shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Two Hundred Twenty-Five Dollars (\$225.00) and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2005 Budget Current Fund line number 5-31-55-502-200. (see attached list)

---Motion duly seconded by Council President Del Boccio.

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

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

---Nays: None.

---Absent: Russo.

05-1776

---By Councilman Ramos:

WHEREAS, the City of Hoboken is contractually required to provide health care to its employees, and

WHEREAS, the City of Hoboken is desirous to continue said coverage, and

WHEREAS, the Administration of the City of Hoboken has sought competitive proposals from health care providers, and

WHEREAS, the Administration has identified Horizon Blue Cross/Blue Shield as the recommended provider of health care services, now

THEREFORE BE IT RESOLVED, the Administration is hereby authorized to enter into a one (1) year contract (1 February 2005 through 31 January 2006) with Horizon Blue Cross/Blue Shield at a maximum annual cost of \$8,500,000.

Before the vote was taken the following addressed the City Council: Joseph Grossi, 10 Church Towers, President, Municipal Employees Union; Maurice DeGennaro, 614 Hudson Street.

---Motion duly seconded by Councilman Campos.

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

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

---Nays: None.

---Absent: Russo.

Councilman Soares left the meeting at 8:09 p.m.

05-1777

---By Council President Del Boccio:

WHEREAS, the City is considering to undertake a preliminary investigation of an area adjacent to the Northwest Redevelopment Area ("NWRA") for which a redevelopment plan was initially adopted by Ordinance No. R-318, approved May 20, 1998, and thereafter amended from time to time; and

WHEREAS, the City adopted a Master Plan in April 2004, which recognizes that the district described therein as the West Side/Northwest Redevelopment Area is "Hoboken's final frontier" and generally describes the development goals for the transition of this district from industrial to non-industrial use; and

WHEREAS, in an effort to facilitate redevelopment planning for a portion of this area, the City is desirous of obtaining private participation for the funding and performance of the processes set forth in the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq. ("LRHL"); and

WHEREAS, the City is contemplating pursuing the redevelopment plan process in order to establish appropriate types and density of development, sufficient open space, and the provision of appropriate recreational and other public facilities for the above-referenced area (hereinafter the "Study Area") which includes the following properties identified by their block and lot designations on the current Hoboken Tax Map:

Block 92, Lots 1.1, 1.2, 1.11 and 1.12

Block 93, Lots 1 to 32

Block 97, Lots 1.1, 1.2, 1.3, 2, 3, 4, 5, 6.2, 6.3 and 7 to 22.2

Block 101, Lot 1.1

Block 105, Lot 1.1

Block 106, Lots 1 to 32

Block 111, Lots 2 to 14.1

Block 112, Lots 1 to 32

The Study Area may generally be described as an area bounded on the north by Fourteenth Street, on the south by the boundary of the adjacent NWRA, on the east by a combination of the boundary of the adjacent NWRA and the proposed school facilities project of the New Jersey Schools Construction Corporation, and on the west by the right of way line of the Hudson-Bergen Light Rail Transit System; and

WHEREAS, the Developer has presented the City with a Concept Plan that includes residential and commercial development projects, open space, parks and recreational and other public facilities in an effort to meet the City's needs, goals and objectives for the Study Area; and

WHEREAS, the Developer has demonstrated its qualifications to participate as a redeveloper in accordance with the LRHL in connection with the clearance, replanning, development and redevelopment of the Study Area; and

WHEREAS, the Developer has represented an warranted that it has obtained site control over a majority of the land and parcels within the Study Area by virtue of its having entered into enforceable purchase agreements with the owners thereof; and

WHEREAS, the Developer is agreeable to conform its redevelopment activities to those that may be approved and incorporated into a redevelopment plan to be adopted in accordance with the LRHL; and

WHEREAS, the City is desirous of designating the Developer as the private redeveloper of the Study Area provided that the Study Area is determined to be an area in need of redevelopment and a redevelopment plan is adopted in accordance with the LRHL.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HOBOKEN:

1. That the City of Hoboken enter into a Memorandum of Understanding with TARRAGON/URSA REDEVELOPMENT PARTNERSHIP, LLC, a New Jersey limited liability company, in the form attached hereto.
2. That the Mayor be and is hereby authorized to execute the aforesaid Memorandum of Understanding on behalf of the City of Hoboken.
3. That this Resolution shall be effective immediately.

Councilman Soares returned to the meeting at 8:11 p.m.

Before the vote was taken the following addressed the City Council: Jim McCann, Jersey City; Ron Hine, 258 Newark Street;

Councilwoman Castellano left the meeting at 8:17 p.m.

Councilwoman Castellano returned to the meeting at 8:19 p.m.

speakers continued: Jim Doyle, 806 Park Avenue; Dan Tumpson, 230 Park Avenue;

Councilwoman Castellano left the meeting at 8:29 p.m.

Councilman Campos left the meeting at 8:33 p.m.

speakers continued: Annette Illing, 1 Marineview Plaza; Augusta Przygoda, 222 Garden Street;

Councilman Campos returned to the meeting at 8:35 p.m.

Councilwoman Castellano returned to the meeting at 8:38 p.m.

Councilman Soares left the meeting at 8:38 p.m.

speakers continued: John Curley, 5 Marineview Plaza;

Councilman Soares returned to the meeting at 8:42 p.m.

speakers continued: John Arseneralt, 560 Main Street, city unknown; Ellen Shoskes, 38 Willow Terrace, Ann Graham, 1021 Clinton Street, Monica McCarthy, 244 Ogden Street, Jersey City, NJ; Ines Garcia Keim, 1103 Washington Street.

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 6 - NAYS: 2 - ABSENT: 1

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Ramos and President Del Boccio.

---Nays: Marsh, Soares.

---Absent: Russo.

05-1778

---By Councilman Ramos:

WHEREAS, the City of Hoboken remains interested in preserving certain land for park purposes and is seeking legal services for the purpose of reviewing the issues pertaining to the property under its present status and making recommendations for potential steps that the City might take to acquire same; and

WHEREAS, Gordan Litwin, Esq. Will represent the City of Hoboken for this purpose; and

WHEREAS, the nature of the services involved could approximate up to 110 hours of time in order to continue the preparation of recommendations, including inspection of the property, related property records, review of any appropriate land use or other ordinances, conferring with the attorney for the present owners, legal research, preparation of recommendations and such other steps as may be necessary to perform the requested tasks; and

WHEREAS, the City of Hoboken will be billed at the municipal rate of \$140.00 per hour not to exceed Fifteen Thousand (\$15,000.00) dollars.

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

1. The above recitals are incorporated herein 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 take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. This Resolution shall be in effect immediately.

Before the vote was taken the following addressed the City Council: Annette Illing, 1 Marineview Plaza.

Councilman Soares left the meeting at 9:35 p.m.

Councilman Soares returned to the meeting at 9:38 p.m.

---Motion duly seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSTENTIONS: 2 - ABSENT: 1

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Ramos and President Del Boccio.

---Nays: None.

---Absent: Russo.

---Abstentions: Marsh, Soares.

05-1779

---By Councilman Ramos:

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the City of Hoboken (*name of applicant*) desires to further the public interest by obtaining funding in the amount of \$ 2,000,000 from the State to fund the following project(s): Acquisition of 1600 Park Avenue (Block 256, Lot 1-8) at a cost of \$7,100,000 (*project cost*).

NOW, THEREFORE, the governing body resolves that David Roberts (*name of authorized official*) or the successor to the office of Mayor (*title of authorized official*) is hereby authorized to:

- (a) make application for such a loan and/or such a grant
- (b) provide additional application information and furnish such documents as may

be required
(c) act as the authorized correspondent of the above named applicant, and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE Council of the City of Hoboken (*name of legal body*)

1. That the Mayor (*title of authorized official*) of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as 1600 Park Avenue Park (*project name*), and;
2. That the applicant has its matching share of the project, if a match is required, in the amount of \$_____. **NOT APPLICABLE**
3. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project, and;
4. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project, and;
5. That this resolution shall take effect immediately.

Before the vote was taken the following addressed the City Council: Ines Garcia Keim, 1103 Washington Street.

---Motion duly seconded by Council President Del Boccio.

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

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

---Nays: None.

---Absent: Russo.

ORDINANCES

Introduction and First Reading

05-1780

DR-181

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE CODE OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Loading Zone, 601-603 Jackson Street; 8:00 AM to 6:00 PM, Monday through Friday) (DR-181)

Section 1: This ordinance is hereby amended to add the following as contained herein as a Loading Zone. For the Jubilee Center.

Section 2. No person shall park a vehicle in said location during the times indicated other than for the loading or unloading of passengers and materials.

Name of Street	Side	Location
Jackson Street	East	Beginning at a point 35' feet north of the northerly curblineline of Sixth Street and extending 30' northerly therefrom.

Section 3: Proper signs shall be erected in accordance with the current "Manual on Traffic Control Devices." and maintain thereafter.

Section 4. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 5. 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 6. This effectiveness of this ordinance is contingent upon the signs being erected as required by law. This ordinance shall take effect as provided by law.

---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 FEBRUARY 16, 2005 at 7:00 PM.

---Motion duly seconded by Council President Del Boccio.

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

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

---Nays: None.

---Absent: Russo.

05-1781

DR-182

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED FOR HANDICAPPED. (Deletion: 504 Grand Street) (DR-182)

Section 192-4 is amended to delete the following:

Ann Musto, 504 Grand Street (west side of Grand Street, beginning at a point of 65 feet from the northerly curblineline of Fifth Street and extending 22 feet northerly therefrom.

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

--Council President 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 16, 2005 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, Giacchi, Marsh, Ramos, Soares and President Del Boccio.

--Nays: None.

--Absent: Russo.

05-1782

DR-183

ORDINANCE OF THE CITY OF HOBOKEN AMENDING CHAPTER 196 (ZONING) OF THE CODE OF THE CITY OF HOBOKEN APPENDIX A: REDEVELOPMENT PLAN FOR THE NORTHWEST INDUSTRIAL AREA (THE NORTHWEST REDEVELOPMENT PLAN) (DR-183)

LAND USE AND BUILDING BULK REGULATIONS , APPLICATION AND INTERPRETATION

Zone 2

Blocks 80/81, 86 & 87 near the railroad along the Jersey City municipal boundary will be permitted to have residential buildings:

Where a re-developer chooses to combine residential use with permitted non-residential principal uses such as community facility or office or commercial recreation in a single building, all residential use - except for lobby access - must be located on floors above the other uses and have separate secure entrances. In such a case, the floor area of each use must be pro-rated relative to the site. Such pro-rating shall also apply to instances where pre-existing non-residential buildings remain whether for continued non-residential use or renovated for residential use. Residential floor area may abut parking areas which are physically separated but technically on the same level. Maximum building height shall be the maximum permitted for residential use and all residential floors shall have rear yards as required for residential buildings.

Where such a mixed-use building directly abuts an off-site residential development, the design shall be evaluated by the Planning Board as to potential negative impact on the access to light and air of the adjoining residential building or residential floors of such building.

The re-developer of Block 80/81, which currently is a merged block encompassing the formerly vacated portion of Jackson St. between 7th and 8th St., shall open Jackson St. through the block to the extent necessary to allow vehicular circulation by the public in a manner mutually agreed on between the re-developer and the city. The land itself may remain privately owned and maintained, may be counted toward developable floor area, but there shall be a permanent public easement provided to ensure public access along the designated right-of-way (ROW). If the vehicular ROW is designed as part of a programmable public space, the re-developer may design the ROW in a manner different in appearance and alignment from standard city streets subject to review by the city's engineer. If the ROW is so designed and programmed, the re-developer may count the area of the ROW toward a

bonus and shall enter into an agreement with the city to permit limited closings for specified public events.

Whereas a single entity has been designated as re-developer of all of Block 80/81(with the exception of one lot owned by NJT) and Block 87 (lots 1-12 and 21-32), and whereas existing buildings may remain, the following rules may be applied: multiple principal buildings may be created so long as the maximum permitted floor area, maximum permitted lot coverages and minimum open space (i.e. yard areas) of the various uses are pro-rated as discussed above. The Planning Board may regard the combined site as a large-scale development and permit exceptions from the strict application of the setback requirements and the location of yards and parking in the interest of providing light, air and open space and a desirable visual environment so long as the general intent of the Plan is carried out.

If the re-developer of Block 86, a 400ft. long trapezoidal-shaped block with approximately 113ft. of depth at Eighth Street and approximately 55ft. at Ninth Street, creates a public park at the Eighth Street end of the block, the park area itself may remain privately owned and maintained, may be counted toward developable floor area, but, in such case, there shall be a permanent public easement provided to ensure public access pursuant to an agreement with the city. If such park is no less than approximately 12,040 sq.ft. in area and if the re-developer chooses the high-rise configuration for a residential building, and if the minimum average unit size is no less than 1100 net sq.ft., then the maximum FAR attributable to the residential units, including a prescribed number of affordable units, may be 3.88, excluding the bonus area. Retail and/or restaurant space will be subject to Planning Board approval.

As with the development of Blocks 80/81 & 87, the Planning Board may consider the peculiar and exceptional shape of Block 86 and permit exceptions from the strict application of the setback requirements and the location of yards in the interest of providing light, air and public open space including a designated area to be used as a bikeway in compliance with the City's Master Plan so long as the general intent of the Redevelopment Plan is carried out. In conjunction with such site planning for Block 86, the City may also allow the widening of the sidewalk along Jackson Street (with or without on-street parking) in order to improve the pedestrian ambience and to further "calm" the vehicular traffic on the street.

Residential buildings shall be designed as follows or pursuant to the Zone 1 option:

Building Height ten residential floors (100ft.) over maximum of two floors (20ft.) of parking (maximum total building height 120ft.) except as varied below and under "Bonus FA":

parking may be provided in a cellar as defined by the Hoboken zoning ordinance; such cellar parking shall not be counted as a "floor" so long as it extends less than 10ft. above the sidewalk grade nearest the front street facade and so long as the final height of the building does not exceed the maximum permitted.

where residential floor area is used to mask the parking, such residential use shall not be counted as a "residential floor" so long as maximum FAR and density have not been exceeded; if a combination of residential and non-residential (non-parking) floor area is so used, the parking may occupy up to two levels covering 90% of the site so long as the parking floors are completely masked and so long as all other

regulations specified herein are complied with; the ground floor height may exceed 10ft. only to the extent necessary to raise the first residential "floor" level to base flood elevation

a residential accessory parking structure may be 40ft. tall if all such floors are completely masked by residential or other non-parking floor area on at least three sides so long as the roof of the parking is landscaped and accessible to tenants of the site (see "Bonus FA" below); if the fourth side abuts an off-site development within the Plan area, the structure at the lot line may be a maximum of 20ft. in height, structure above that height must be set back a minimum of 5ft. or sufficient to minimize any negative impact on the light and air of the adjoining property; the visible portion of the wall which is set back from the property line shall be designed in a manner to disguise the parking use; where such structure is proposed on land adjacent to the railroad on Blocks 80/81 or Block 86, maximum height is 60ft. so long as the structure is not immediately adjacent to an off-site residential development

Floor Area Ratio

3.0 (except as varied above and below)

- Bonus FA

where public recreation space is created within the footprint of the residential structure or on adjacent lots within the residential zone boundaries (unless granted special exception by the City Council), the builder may add an equivalent amount of floor area to the building adding no more than an additional two floors (20ft., for a total building height of 140ft.) subject to the following controls:

- an area equivalent to at least 30% of any site area attributable to residential use shall be developed and accessible exclusively to site residents as private open space; such space may be calculated as any combination of on-grade areas and/or rooftops other than the roofs above residential floors, e.g. garage or office building roofs;
- bonussable public space may be proposed from remaining open areas whether on-grade or on rooftops (each 1.0 sq.ft. of rooftop space may generate 1.0 sq.ft. of bonus residential floor area only if the Planning Board finds the design satisfactory including but not limited to the provision of easy and obvious accessibility to the public)
- where the roof above the topmost residential floor is developed as a "green" roof and where such design allows access to tenants, such roof may count toward the 30% requirement; an enclosed community room which encloses the stair and elevator access to such

roof shall be permitted; outside roof decks designed to enable tenants to maximize the enjoyment of such roof shall not be counted as roof coverage

- the public recreation space may be no smaller than 50ft. by 50ft. in size if open, 25ft. by 25ft. if enclosed

Density max. dwelling units permitted on the site shall be calculated by dividing permitted FA by 1000; bonus FA may be translated into additional dwelling units by dividing it by 1000

Lot coverage 50% for the residential portion of the building or buildings; where multiple towers are planned, they shall be no closer than 60ft. window to window; see Urban Design Guidelines: General Building Bulk and Yard Requirements)

90% for first parking level up to 10ft. above grade; if two levels of parking are created, the second floor of parking may not extend beyond a line drawn around all the exterior walls of the residential portion of the building; where complete masking is provided as described under "Building Height" above, the second parking floor may also cover 90%

on Block 86, if the building is designed in conjunction with a public park as described above such that the footprint of the ground-floor covers less than 60% of the site, parking located on no more than one floor above such floor may match the lot coverage of said ground floor subject to the Planning Board's approval of its urban design characteristics (i.e. that it is clad to look like the residential floors above rather than like a parking garage)

Parking one space for each dwelling unit except for bonus units; no spaces required for public recreation space or any publicly accessible activity areas required in the building base so long as no individual activity area exceeds 1000 s.f. gross

on Block 86, where a public park is created and the footprint of the building is less than 60% on all floors thus restricting the parking floors, the Planning Board shall give special consideration to any need for parking variances that may arise for retail and restaurant uses on the lower floors considering the availability of mass transit in the form of the nearby Light Rail station

--- Council President 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 2, 2005 at 7:00 PM.

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

Councilman Russo arrived at the meeting at 9:40 p.m.

At this time the Public Hearing was opened for the SFY 2005 Municipal Budget and Budget Amendments. Speakers: Michael Lenz, 408 Monroe Street. No other speakers present desiring to be heard the public hearing will be continued to the next regularly scheduled City Council meeting on February, 16, 2005.

All regular business concluded the following members of the public spoke at the "Public Portion" of the meeting: Maurice DeGennaro, 614 Hudson Street; Michael Lenz, 408 Monroe Street.

President Del Boccio then adjourned the meeting at 10:03 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

MEETING OF MARCH 2, 2005

**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, MARCH 2, 2005 AT 7:00 PM**

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

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

The Clerk then called the roll:

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

ABSENT: Soares.

PETITIONS AND COMMUNICATIONS

Mayor David Roberts spoke regarding the following proclamations:

05-1798

February 25, 2005

Honorable Richard Del Boccio
President
Hoboken City Council
94 Washington Street
Hoboken, NJ 07030

Dear Council President Del Boccio:

It is my privilege to honor the following members of the Hoboken Cheer Dynamics All Stars and Hoboken Recreation Devils and Little Devils Cheerleaders and their coaches for their outstanding achievements at the recent National Cheerleading Competition:

Cheer Dynamics All Stars-2005 Spirit Unlimited National Champions

Samantha Blackbourn, **Captain**; Ashley Smulders; Aleah Lombardi; Lynese Garcia; Gabrielle Musella; Alexia V. Ratto; Krista Melendez; Amanda Garcia; Faith Enrico; Maria Mirella Ratto; Enza Ratto; Alysha Branda and Tia LaBruno.

Coaches: Nancy Vitale and David Gonzalez

Hoboken Recreation Little Devils-2005 Spirit Unlimited National Champions

Chynna Acevedo; Alysha Antonelle; Sohraya Bernaetes; Jeanna Caraballo; Keanna Cruz; Gianna Jacobelli; Amanda Padilla; Dominuque Rotondi; Ryelle Seda; Payton Toscano; Paola Veliz and Deshonna Williams.

Coaches: Annette Amaro; Alexis Canonico and Vera Valdivia

Hoboken Recreation Devils Cheerleaders-2nd Place 2005 Spirit Unlimited National Champions

Jackie Branda; Shayln Branda; Bryana Caraballo; Gabrielle Garcia; Samarah Gomez; Tayler Haynes, **Captain**; Nataisha Jeffries; Ashley Johnson; Gabrielle Johnson; Jayna Lanzillo; Justine Lisa; Alyssa Martinez; Devin Mirlas; Sara Moyon, **Captain**; Desiree Rivera; Victoria Rodriguez; Amanda Seda and Victoria Vitale.

Coaches: Theresa Tridente; Roemarie Lorenzo and David Gonzalez.

It will be further pleasure to honor our Hoboken Champions and their coaches by proclamation at the meeting of the Hoboken City Council on Wednesday, March 2, 2005 at 7:00 p.m.

Sincerely,

DAVID ROBERTS
Mayor
City of Hoboken

cc/ City Council Members
James J. Farina, City Clerk

05-1798A

February 25, 2005

Honorable Richard Del Boccio
President
Hoboken City Council
94 Washington Street
Hoboken, NJ 07030

Dear Council President Del Boccio:

It is my privilege to honor Hoboken High School Sophomore Ms. Charlotte Richman upon winning the 2005 North 2-Group 1 State Championship in the 50-yard freestyle and the 100-yard butterfly swimming competition. Ms. Richman is also the 2005 Hudson County Champion in the 100-yard butterfly and has qualified for the 2005 Junior Olympics.

It shall be my further pleasure to honor Charlotte with a proclamation at the meeting of the Hoboken City Council on Wednesday, March 2, 2005 at 7:00 pm

Sincerely,

DAVID ROBERTS
Mayor
City of Hoboken

cc/City Council Members
James J. Farina, City Clerk

05-1798B

February 25, 2005

Honorable Richard Del Boccio
President
Hoboken City Council
94 Washington Street
Hoboken, NJ 07030

Dear Council President Del Boccio:

It is my privilege to honor the following members of the Hoboken High School Boys' Varsity Basketball Team and Coaches for their outstanding achievement as 2005 Seglio Division Hudson County Champions:

Hoboken High School 2005 Boys' Varsity Basketball Team Members

Marcel Miller; Anthony Frazier; Spencer Jones; Vladimir Borges; Norman Smith; Jonathan Graesqui; Duval Kamara; Eddie Castellanos; Cory Johnson; Rashawn Brown; Bearthur Johnson and Mike Orock.

Coaches: Charles "Buddy" Matthews, *Head Coach*; William James; Robert DuBois; Shuan Kolmer; Ryan Sorafine and Ravon Anderson.

It will be my further pleasure to honor our Hoboken Champions and their Coaches by proclamation at the meeting of the Hoboken City Council on Wednesday, March 2, 2005 at 7:00pm.

Sincerely,

DAVID ROBERTS
Mayor
City of Hoboken

Cc/City Council Members
James J. Farina, City Clerk

--Received and filed.

05-1799

A communication from the Hoboken Planning Board advising that their next meeting is scheduled for March 1, 2005 and their review and comments regarding Ordinance DR-183 will be available prior to the March 2, 2005 City Council meeting.

--Received and filed.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

ORDINANCE OF THE CITY OF HOBOKEN AMENDING CHAPTER 196 (ZONING) OF THE CODE OF THE CITY OF HOBOKEN APPENDIX A: REDEVELOPMENT PLAN FOR THE NORTHWEST INDUSTRIAL AREA (THE NORTHWEST REDEVELOPMENT PLAN) (DR-183)

President Del Boccio 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.

Speakers as follows: James Burke, 70 Adams Street; Dean Gible, 70 Adams Street; Jim Vance, 107 Monroe Street; Becky Hoffman, 154 Ogden Avenue, Jersey City; Aaron Lewitt, 627 Garden Street; Ron Hine, 258 Newark Street; Maurice De Gennaro, 614 Hudson Street; Robin Piccapierra, 700 1st Street; David Paris, 333 River Street; Gerrard Steir, 727 Monroe Street; Robert Zotti, 1317 Washington Street; Mathew Emmatty, 523 Jackson Street; Sean Ranin, 403 Washington Street; Lynne Caranough, 530 Madison Street; Joyce Rosely, 530 Monroe Street; Carl Mazzanie, 511 Washington Street; Jennifer Shine, 207 Washington Street; Jessica Leary, 812 Grand Street; Laura Brown, 53 4th Street; Phil De Falco, 721

Madison street; Ann Graham, 1021 Grand Street; Monica McCarthy, 244 Ogden Street, Jersey City; Helen Hirsch, 98 Park Avenue;

Councilman Cricco left the meeting at 8:24 p.m.

speaker's continued: Scott White, 70 Adams Street;

Councilman Cricco returned to the meeting at 8:29 p.m.

speaker's continued: Beth Mason, 921 Hudson Street;

Councilman Campos left the meeting at 8:38 p.m.

speaker's continued: David Donnelly, Aide to the Mayor, Jersey City; Leah Healey, 806 Park Avenue;

Councilman Campos returned to the meeting at 8:41 p.m.

speaker's continued: Mary Helen Tran, 721 Madison Street; John Phillpott, 918 Bloomfield Street; Greg Ribot, 1201 Garden Street;

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

speaker's continued: Dan Tumpson, 230 Park Avenue;

Councilman Ramos returned to the meeting at 8:57 p.m.

speaker's continued: Arnold B. Williams, 88 Prescott Street, Jersey City; Sunil Chadda, 501 9th Street; Kate Donnelly, 206 Ogden Avenue; Jersey City; Ines Garcia Keim, 1103 Washington Street; Bill Tobias, 2 Constitution Court; Jim Doyle, 806 Park Avenue; Frank Magaletta; 1106 Park Avenue; Dean Marchetto, 1225 Willow Avenue; Kathy Lanese, Willow Avenue; Michael Lenz, 408 Monroe Street. No other person present desiring to be heard and no written protests or objections received, President Del Boccio asked for a motion to close the hearing.

Councilman Cricco moved that the hearing be closed.

Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

05-1800

At this time, Councilwoman Marsh maid a motion to **TABLE** the ordinance (DR-183), duly seconded by Councilwoman Castellano. Motion and vote as follows:

---By Councilwoman Marsh a **MOTION** to **TABLE** Ordinance #DR-183.

---Motion duly seconded by Councilwoman Castellano.

---**FAILED** by the following vote: YEAS: 2 - NAYS: 6 - ABSENT: 1

--Yeas: Council persons Castellano, Marsh.
--Nays: Campos, Cricco, Giacchi, Ramos, Russo and President Del Boccio.
--Absent: Soares.

Council President Del Boccio then instructed the City Clerk to call the Final Vote for the above Ordinance (DR-183).

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

AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY AUTHORIZING THE GUARANTY OF NOT EXCEEDING \$10,000,000 AGGREGATE PRINCIPAL AMOUNT OF LEASE REVENUE BONDS (HOBOKEN DPW GARAGE PROJECT) OF THE HUDSON COUNTY IMPROVEMENT AUTHORITY ISSUED TO FINANCE THE ACQUISITION OF THE CITY'S DEPARTMENT OF PUBLIC WORKS GARAGE, AND APPROVING THE FORM AND AUTHORIZING THE EXECUTION OF A LEASE PURCHASE AGREEMENT WITH THE HUDSON COUNTY IMPROVEMENT AUTHORITY. (DR-185)

The above ordinance, DR-185, was withdrawn and an amended version will be introduced later in this meeting as DR-186.

REPORTS OF CITY OFFICERS

05-1801

A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending January 31, 2005 - \$4,811,915.01.

--Received and filed.

05-1802

A report from City Clerk James Farina, regarding bids received on Tuesday, March 1, 2005 for the "Installation of an Artificial Surface at the Little League Field in Stevens Park"; public bid #05-09.

--Received and filed.

RESOLUTIONS

Presented and Read

05-1803

---By Councilman Ramos:

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:

ACCOUNT	ACCOUNT #	AMOUNT
Personnel SW	5-01-20-105-010	\$22,000.00
Mayor's Office SW	5-01-20-110-010	27,300.00
City Council SW	5-01-20-111-010	12,700.00
Business Adm. SW	5-01-20-112-010	2,000.00
A.B.C. Bd SW	5-01-20-113-010	750.00
Purchasing SW	5-01-20-114-010	16,000.00
Grants Mgmt SW	5-01-20-116-010	18,300.00
City Clerk SW	5-01-20-120-010	33,600.00
Finance Super. SW	5-01-20-130-010	10,400.00
Accts. & Control SW	5-01-20-131-010	20,000.00
Payroll SW	5-01-20-132-010	9,000.00
Tax Collector SW	5-01-20-145-010	25,900.00
Info. Tech. SW	5-01-20-147-010	6,800.00
Assessor's SW	5-01-20-150-010	27,300.00
Corp. Counsel SW	5-01-20-155-010	40,100.00
Planning Bd SW	5-01-21-180-010	6,400.00
Zoning Off. SW	5-01-21-186-010	12,000.00
Housing Insp. SW	5-01-21-187-010	12,000.00
Construction SW	5-01-22-195-010	79,400.00
Police SW	5-01-25-241-010	1,530,000.00
Emerg. Mgmt SW	5-01-25-252-010	1,800.00
Fire Dept. SW	5-01-25-266-010	1,390,000.00
Signal & Traff. SW	5-01-25-267-010	22,700.00
Env. Svcs. Dir SW	5-01-25-290-010	40,000.00
Central Garage SW	5-01-26-301-010	26,800.00
Solid Waste SW	5-01-26-305-010	220,800.00
Hum. Svcs. Dir. SW	5-01-27-330-010	19,100.00
Const. Svcs. SW	5-01-27-333-010	16,300.00
Senior Citiz. SW	5-01-27-336-010	49,300.00
Rent Control SW	5-01-27-347-010	18,500.00
Transportation SW	5-01-27-348-010	28,100.00
Recreation SW	5-01-28-370-010	90,800.00
Parks SW	5-01-28-375-010	89,200.00
Public Prop. SW	5-01-28-377-010	92,700.00
Mun. Court SW	5-01-43-490-010	111,100.00
Public Defender SW	5-01-42-495-010	<u>7,300.00</u>
	TOTAL	\$4,136,450.00

(Outside Cap)

Public Lib SW	5-01-29-390-010	74,400.00
Parking Utility S&W	5-31-55-502-100	<u>185,000.00</u>
	TOTAL	\$259,400.00

---Motion duly seconded by Council President Del Boccio.
 ---**FAILED*** by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1
 ---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.
 ---Nays: Castellano, Marsh, Russo.
 ---Absent: Soares.

- this resolution requires two-thirds of the voting body to pass or six (6) of the nine (9) member City Council.

The above resolution will be revisited and voted on again later in the meeting.

05-1804

---By Councilman Ramos:

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:

ACCOUNT (Within Cap)	ACCOUNT #	AMOUNT
Planning Bd O&E	5-01-20-180-021	\$40,000.00
Central Garage O&E	5-01-26-301-021	20,000.00
Solid Waste O&E	5-01-26-305-021	150,000.00
Bd. Of Health	5-01-27-332-021	5,000.00
Recreation O&E	5-01-28-370-021	10,000.00
Public Prop O.&E.	5-01-28-377-021	5,000.00
Electricity O&E	5-01-31-430-000	50,000.00
Street Lights O&E	5-01-31-435-000	50,000.00
Communications O&E	5-01-31-440-000	30,000.00
Fuel Oil O&E	5-01-31-447-000	6,250.00
Gasoline O&E	5-01-31-460-000	11,000.00
Municipal Court O&E	5-01-43-490-021	<u>10,000.00</u>
	TOTAL	\$389,250.00
 (Outside Cap)		
Insurance O&E	5-01-30-400-010	32,000.00
Social Security O.E.	5-01-36-472-000	\$281,000.00
Clean Communities O.E.	5-01-47-100-000	10,000.00
Parking Utility O&E	5-31-55-502-020	<u>200,000.00</u>
	TOTAL	\$523,000.00

---Motion duly seconded by Council President Del Boccio.
 ---**FAILED*** by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1
 ---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.
 ---Nays: Castellano, Marsh, Russo.
 ---Absent: Soares.

- this resolution requires two-thirds of the voting body to pass or six (6) of the nine (9) member City Council.

The above resolution will be revisited and voted on again later in the meeting.

RESOLUTIONS CONTINUED

Presented and Read

05-1805

---By Council President Del Boccio:

WHEREAS, the Hoboken Public Library, is desirous of making the facility handicapped accessible by installing a ramp and elevator; and

WHEREAS, T&M Contracting has proposed to supply all labor and material for the aforesaid project at the Hoboken Public Library; and

WHEREAS, the City of Hoboken, Department of Environmental Services seeks to award a contract to T&M Contracting Company, 107 Willow Avenue, Hoboken, NJ 07030; and

WHEREAS, the maximum amount of the contract for these services to T&M Contracting shall be Seven Hundred Twenty Eight Thousand (\$728,000.00); 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 shall be prepared and executed as follows:

T&M Contracting Company
107 Willow Avenue
Hoboken, NJ 07030, not to exceed \$728,000.00

2. The Mayor and City Clerk are hereby authorized to execute this Agreement.
3. 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.

This Resolution is effective immediately.

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

05-1806

---By Councilman Cricco:

WHEREAS, the City of Hoboken desires to apply for and obtaining from the New Jersey Department of Treasury for \$25,000 to carry out a project to help support the Hoboken

Summer in The Parks Project (each Summer provision of Concerts in the parks, Art in the Parks and other activities are provided through this project.

BE IT FURTHER RESOLVED, the The City of Hoboken does hereby authorize the Application for such a grant; and upon receipt of the fully executed agreement from the New Jersey Department of the Treasury, does further authorize the execution of the grant agreement; and also, upon receipt of the fully executed agreement from the Department, does not further authorize the expenditure of funds pursuant to the terms of said agreement between the City of Hoboken and the New Jersey Department of Treasury.

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 agreement, and any other documents necessary in connection therewith and act as representatives of the aforementioned organization:

--Motion duly seconded by Councilman Ramos.

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

--Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

--Nays: None.

--Absent: Soares.

05-1807

--By Councilman Cricco:

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 established certain criteria which must be met in order for a county and its participating communities to be the recipient of said funding; and

WHEREAS, the City of Hoboken and the County of Hudson, entered into an agreement in cooperation with other municipalities in Hudson County for the carrying out of the Hudson County Community Development Urban County Program under the provisions of the Inter-local 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 the Council of the City of Hoboken that the 2005-2006 proposal for the City of Hoboken's continued participation in the Urban County CDBG Program is attached hereto and made a part hereof and is hereby approved for submission to the Hudson County Office of Community Development, and, be it

FURTHER RESOLVED, that the Mayor of the City of Hoboken is hereby authorized and directed to transmit the City's proposal for funding to the County of Hudson 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 the Mayor and/or his designee to execute the 2005-2006 CDBG Project Agreements on behalf aforesaid agreements witnessing the execution thereto.

Before the vote was taken the following spoke regarding the resolution: Dan Tumpson, 230 Park Avenue.

--Motion duly seconded by Councilman Ramos.

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

--Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

--Nays: None.

--Absent: Soares.

05-1808

--By Council President Del Boccio:

--Motion duly seconded by Councilman Ramos.

WHEREAS, the City of Hoboken, seeks to install decorative sidewalk clocks at City Hall and Eleventh Street on Washington Street; and

WHEREAS, Abbott Contracting has proposed to supply and install the aforementioned decorative clocks; and

WHEREAS, the City of Hoboken, Department of Environmental Services seeks to award a contract to Abbott Contracting Company, 539 Anderson Avenue, Cliffside Park, New Jersey 07010; and

WHEREAS, the maximum amount of the contract for these services to Abbott Contracting shall be Ninety Seven Thousand Two Hundred Fifty (\$97,250.00) dollars; 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:

Abbott Contracting Company
539 Anderson Avenue
Cliffside Park, NJ 07010, not to exceed \$97,250.00

2. The Mayor and City Clerk are hereby authorized to execute this Agreement.
3. 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.

This Resolution is effective immediately.

Before the vote was taken the following spoke regarding the resolution: Maurice De Gennaro, 614 Hudson Street; Dan Tumpson, 230 Park Avenue.

05-1808A

At this time, Councilwoman Castellano made a motion to **TABLE** the resolution duly seconded by Councilwoman Marsh. Motion and vote as follows:

- By Councilwoman Castellano a **MOTION** to **TABLE** resolution # 1808.
- Motion duly seconded by Councilwoman Marsh.
- FAILED** by the following vote: YEAS: 3 - NAYS: 5 - ABSENT: 1
- Yeas: Council persons Castellano, Marsh, Russo.
- Nays: Campos, Cricco, Giacchi, Ramos, Russo and President Del Boccio.
- Absent: Soares.

The above resolution #**05-1808**, was actually voted on after the "Payrolls" resolution; the vote is recorded here for the purpose of continuity:

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

At this time a verbal motion was made to suspend the rules of the City Council to include an additional resolution (**#05-1808B**) to the agenda.

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

05-1809

---By Councilman Russo:

WHEREAS, first and second quarter 2005 City of Hoboken tax bills were issued without the adoption of a SFY 2005 budget or the passage by the governing body of a resolution authorizing estimated tax bills, and are therefore invalid; and

WHEREAS, collection of estimated taxes for the first quarter of 2005 is necessary to allow the City of Hoboken to meet its financial obligations, maintain the tax collection rate, provide for uniformity for tax payments and save the unnecessary cost of interest expense on borrowing.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Hoboken, County of Hudson, State of New Jersey on this 2nd day of March 2005 that the Hoboken Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the City for the first quarter installment of 2005 taxes; and

BE IT FURTHER RESOLVED, that in accordance with law, the estimated first installment of 2005 taxes shall not be subject to interest until the twenty-fifth calendar day after the date the estimated tax bills are actually mailed. The estimated tax bills shall contain a notice specifying the date on which interest shall begin to accrue.

BE IT FURTHER RESOLVED, that the corrected tax bills will contain, in addition to the tax bills themselves, the following explanatory language, and no other explanatory language, insert or printed matter or notation:

“Dear Taxpayer:

Enclosed please find revised tax bills for the first and second tax quarters of 2005. These bills supersede the Tax bills for this period previously issued. The bill for the first tax quarter is in the same amount as the bill previously issued, but has a new due date, as the previous bill lacked full legal authority. The second tax quarter amount and due date are blank because it is impossible to determine those items until a municipal budget is adopted. This has not yet occurred. The amount of such payment will not be less than that of the previous quarter. It may be more. The due date will not be before May 1, 2005. It may be later.

The City of Hoboken apologizes for any inconvenience.”

---Motion duly seconded by Councilwoman Marsh.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

---By Council President Del Boccio:

RESOLUTIONS # 05-1803 and #05-1804 revisited

Presented and Read

05-1803

---By Councilman Ramos:

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:

ACCOUNT	ACCOUNT #	AMOUNT
Personnel SW	5-01-20-105-010	\$22,000.00

Mayor's Office SW	5-01-20-110-010	27,300.00
City Council SW	5-01-20-111-010	12,700.00
Business Adm. SW	5-01-20-112-010	2,000.00
A.B.C. Bd SW	5-01-20-113-010	750.00
Purchasing SW	5-01-20-114-010	16,000.00
Grants Mgmt SW	5-01-20-116-010	18,300.00
City Clerk SW	5-01-20-120-010	33,600.00
Finance Super. SW	5-01-20-130-010	10,400.00
Accts. & Control SW	5-01-20-131-010	20,000.00
Payroll SW	5-01-20-132-010	9,000.00
Tax Collector SW	5-01-20-145-010	25,900.00
Info. Tech. SW	5-01-20-147-010	6,800.00
Assessor's SW	5-01-20-150-010	27,300.00
Corp. Counsel SW	5-01-20-155-010	40,100.00
Planning Bd SW	5-01-21-180-010	6,400.00
Zoning Off. SW	5-01-21-186-010	12,000.00
Housing Insp. SW	5-01-21-187-010	12,000.00
Construction SW	5-01-22-195-010	79,400.00
Police SW	5-01-25-241-010	1,530,000.00
Emerg. Mgmt SW	5-01-25-252010	1,800.00
Fire Dept. SW	5-01-25-266-010	1,390,000.00
Signal & Traff. SW	5-01-25-267-010	22,700.00
Env. Svcs. Dir SW	5-01-25-290-010	40,000.00
Central Garage SW	5-01-26-301-010	26,800.00
Solid Waste SW	5-01-26-305-010	220,800.00
Hum. Svcs. Dir. SW	5-01-27-330-010	19,100.00
Const. Svcs. SW	5-01-27-333-010	16,300.00
Senior Citiz. SW	5-01-27-336-010	49,300.00
Rent Control SW	5-01-27-347-010	18,500.00
Transportation SW	5-01-27-348-010	28,100.00
Recreation SW	5-01-28-370-010	90,800.00
Parks SW	5-01-28-375-010	89,200.00
Public Prop. SW	5-01-28-377-010	92,700.00
Mun. Court SW	5-01-43-490-010	111,100.00
Public Defender SW	5-01-42-495-010	<u>7,300.00</u>
	TOTAL	\$4,136,450.00

(Outside Cap)

Public Lib SW	5-01-29-390-010	74,400.00
Parking Utility S&W	5-31-55-502-100	<u>185,000.00</u>
	TOTAL	\$259,400.00

---Motion duly seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

05-1804

---By Councilman Ramos:

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:

ACCOUNT (Within Cap)	ACCOUNT #	AMOUNT
Planning Bd O&E	5-01-20-180-021	\$40,000.00
Central Garage O&E	5-01-26-301-021	20,000.00
Solid Waste O&E	5-01-26-305-021	150,000.00
Bd. Of Health	5-01-27-332-021	5,000.00
Recreation O&E	5-01-28-370-021	10,000.00
Public Prop O.&E.	5-01-28-377-021	5,000.00
Electricity O&E	5-01-31-430-000	50,000.00
Street Lights O&E	5-01-31-435-000	50,000.00
Communications O&E	5-01-31-440-000	30,000.00
Fuel Oil O&E	5-01-31-447-000	6,250.00
Gasoline O&E	5-01-31-460-000	11,000.00
Municipal Court O&E	5-01-43-490-021	<u>10,000.00</u>
	TOTAL	\$389,250.00
 (Outside Cap)		
Insurance O&E	5-01-30-400-010	32,000.00
Social Security O.E.	5-01-36-472-000	\$281,000.00
Clean Communities O.E.	5-01-47-100-000	10,000.00
Parking Utility O&E	5-31-55-502-020	<u>200,000.00</u>
	TOTAL	\$523,000.00

---Motion duly seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

CLAIM RESOLUTIONS

05-1810

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$980,447.96 against the UNCLASSIFIED CLAIMS.

Seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$27,258.28 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: 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 \$188,071.05 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Ramos.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: 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 \$10,462.60 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Ramos.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: 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 \$33,400.37 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Ramos.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: 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 \$139,505.46 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: 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 \$11,182.05 against the CAPITAL ACCOUNT.

Seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

By Council President 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 \$27,239.55 against the PARKING UTILITY.

Seconded by Councilman Ramos.

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

PAYROLL RESOLUTIONS

05-1811

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD JANUARY 27, 2005 TO FEBRUARY 9, 2005 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	5-01-20-105	7,458.26			7,458.26
Mayor's Office	5-01-20-110	9,961.59			9,961.59
City Council	5-01-20-111	7,584.98			7,584.98
Bus Adm. Office	5-01-20-112	4,657.90			4,657.90
ABC Board	5-01-20-113			269.24	269.24
Purchasing	5-01-20-114	7,438.23		1,797.73	9,235.96
Grants Management	5-01-20-116	6,854.89			6,854.89
City Clerks Office	5-01-20-120	13,102.69	347.87		13,450.56
Elections	5-01-20-122				
Finance Office	5-01-20-130	4,692.89			5,692.89
Accounts / Controls	5-01-20-131	7,728.22			7,728.22
Payroll Division	5-01-20-132	2,915.88			2,915.88
Tax Collection	5-01-20-145	11,055.17			11,055.17
Assessor's Office	5-01-20-150	11,163.94		123.31	11,286.25
Corporation Counsel	5-01-20-155	14,459.54			14,459.54

Community Develop.	5-01-20-160	4,889.70			4,889.70
Treasurer	5-01-20-146				
Planning Board	5-01-21-180	2,592.85		11.55	2,604.40
Info Technology	5-01-20-147011	1,982.76	573.48		2,556.24
Zoning Officer	5-01-21-186	5,321.46			5,321.46
Housing Inspection	5-01-21-187	6,870.44			6,870.44
Construction Code	5-01-22-195	27,326.59			27,326.59
Police Division	5-01-25-241	460,940.31	4,522.83	3,871.30	469,334.44
Crossing Guards	5-01-25-241	11,197.69			11,197.69
Emergency Mgmt	5-01-25-252	673.38		96.15	769.53
Fire Division	5-01-25-266	425,095.59	12,446.65	7,658.40	445,200.64
Signal & Traffic	5-01-25-267	7,927.79			7,927.79
Envir. Ser. Dir. Office	5-01-26-290	14,510.13	2,056.19		16,566.32
Streets & Roads	5-01-26-291				
Central Garage	5-01-26-301	4,927.23			4,927.23
Sanitation	5-01-26-305	49,608.88	9,594.12		59,203.00
Housing Authority	5-01-28-370-015				
Human Service Direct.	5-01-27-330	5,458.43			5,458.43
Board of Health	5-01-27-332	12,779.51			12,779.51
Constituent Services	5-01-27-333	5,556.24			5,556.24
Senior Citizens Div	5-01-27-336	15,240.05	92.40		15,332.45
Rent Stabilization	5-01-27-347	6,337.19			6,337.19
Transportation	5-01-27-348	8,179.52	158.48		8,337.80
Recreation	5-01-28-370	22,371.52	1,677.23	1,245.00	25,293.75
Parks	5-01-28-375	24,064.87	111.81		24,176.68
Public Prop.	5-01-28-377	25,896.82	67.35		25,964.17

Public Library	5-01-29-390	26,643.99		26,643.99
Public Defender	5-01-43-495	2,203.16		2,203.16
Municipal Court	5-01-43-490	31,405.16	251.80	31,656.96
Parking Utility	5-31-55-501-100	48,701.90	1,427.04	50,128.94
Universal Cops	5-01-25-241-012	7,509.59	326.94	7,836.53
Cops In School	5-01-25-241-015	13,886.48	455.04	14,341.52
Civilian Hiring	5-01-25-241-016	4,659.29		4,659.29
Minority Affairs	5-01-27-331-011			
Summer Fun	5-01-28-370-013			
Summer Lunch	5-51-56-852-301			
Other				
Police Outside Employ.	T-14-10-000-000		29,662.50	29,662.50
Police Grant	DE 16-S7-01		.	
Fire Dept. Penalty	T-13-10-000-001			
Fire Education Acct	T-13-10-000-000			
			276.30	276.30
Grand Total		1,393,832.50	34,385.53	44,734.18
				1,472,952.21

Motion by Councilman Ramos.

Seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

RESOLUTIONS CONTINUED

Presented and Read

05-1812

---By Council President Del Boccio:

WHEREAS, the Mayor of the City of Hoboken together with the American Legion

Post of Hoboken and the World War II Memorial Committee request from the City Council Endorsement of the application to the N.J. D.E.P. for approval of the location and design for the World War II Memorial located at the foot of third street adjacent to the Hudson River waterfront walkway.

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 of Hoboken 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. This Resolution shall be in effect immediately.

Before the vote was taken the following spoke regarding the resolution: Dan Tumpson, 230 Park Avenue; Leah Healey, 806 Park Avenue; Dean Marchetto; Bill Tobias; Tom Kennedy, 10 Church Towers.

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

05-1813

---By Councilman Cricco:

WHEREAS, the administration of the City of Hoboken, with Council approval had specifications prepared and advertised for this project as our bid 05-09, and

WHEREAS, four (4) proposals were received by the City, these being:

Vendor	Proposal
Landtek Group, Inc. 235 County Line Rd Amityville, NY 11701	\$530,428.63
T&M Contracting Co. Inc 107 Willow Avenue Hoboken, NJ 07030	\$569,800.00
Let It Grow, Inc 50 Ackerman Street River Edge, NJ 07661	\$583,322.50
Dakota Excavating Contractor Inc. 200 East Church Street Bergenfield, NJ 07621	\$664,875.00

and WHEREAS, the apparent low bidder, LandTek Group, Inc. was deemed to be “non-conforming” to the published specifications, and

WHEREAS, the Administration of the City of Hoboken has received a recommendation (copy attached) from the engineering firm which prepared the specifications, now

THEREFORE, BE IT RESOLVED the Administration is hereby authorized to enter into a contract with T&M Contracting Co., Inc. based upon said recommendation for an amount not to exceed \$569,800.00.

Before the vote was taken the following spoke regarding the resolution: Dan Tumpson, 230 Park Avenue.

---Motion duly seconded by Councilman Giacchi.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

05-1814

---By Councilman Cricco:

WHEREAS, the City of Hoboken desires to apply for and obtaining from the New Jersey Department of Treasury for \$100,000 to carry out a project to Rehabilitate the Gazebo at Church Square Park (roof repair, remove pant and repaint, construct seating wall

BE IT FURTHER RESOLVED, The City of Hoboken does hereby authorize the Application for such a grant; and upon receipt of the fully executed agreement from the New Jersey Department of the Treasury, does further authorize the execution of the grant agreement; and also, upon receipt of the fully executed agreement from the Department, does not further authorize the expenditure of funds pursuant to the terms of said agreement between The City of Hoboken and the New Jersey Department of Treasury.

BE IT FURTHER RESOLVED, that the persons whose names, titles and signatures appear below are authorized to sign t he application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith and act as representatives of the aforementioned organization:

Before the vote was taken the following spoke regarding the resolution: Dan Tumpson, 230 Park Avenue.

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

05-1815

---By Councilman Campos:

WHEREAS, the City of Hoboken desires to apply for and obtaining from the New Jersey Department of Treasury for \$107,490 to carry out a project to Rehabilitation of Madison Street Park (new play equipment/safety surface and water play element, landscaping repair/replace deteriorated pavement areas.)

BE IT FURTHER RESOLVED, The City of Hoboken does hereby authorize the Application for such a grant; and upon receipt of the fully executed agreement from the New Jersey Department of the Treasury, does further authorize the execution of the grant agreement; and also, upon receipt of the fully executed agreement from the Department, does not further authorize the expenditure of funds pursuant to the terms of said agreement between The City of Hoboken and the New Jersey Department of Treasury.

BE IT FURTHER RESOLVED, that the persons whose names, titles and signatures appear below are authorized to sign t he application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith and act as representatives of the aforementioned organization:

Before the vote was taken the following spoke regarding the resolution: Dan Tumpson, 230 Park Avenue.

---Motion duly seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

05-1816

---By Councilman Cricco:

WHEREAS, the City of Hoboken desires to apply for and obtaining from the New Jersey Department of Treasury for \$150,000 to carry out a project to Install Artificial Turf at the Little League Field.

BE IT FURTHER RESOLVED, The City of Hoboken does hereby authorize the Application for such a grant; and upon receipt of the fully executed agreement from the New Jersey Department of the Treasury, does further authorize the execution of the grant agreement; and also, upon receipt of the fully executed agreement from the Department, does not further authorize the expenditure of funds pursuant to the terms of said agreement between The City of Hoboken and the New Jersey Department of Treasury.

BE IT FURTHER RESOLVED, that the persons whose names, titles and signatures appear below are authorized to sign t he application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith and act as representatives of the aforementioned organization:

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

05-1817

--By Council President Del Boccio:

WHEREAS, on October 28, 2003, a funding application was submitted to the New Jersey Department of Transportation for funding for the Hoboken Signage Project; and

WHEREAS, on July 29, 2004 the New Jersey Department of Transportation notified the City of Hoboken that a grant of \$50,000 has been awarded for the Hoboken Signage Project; and

WHEREAS, on February 24, 2004, the Council of the City of Hoboken approved a design contract with Lance Wyman Ltd, 118 W 80th Street, New York, NY 10024; and

WHEREAS, the above designer recommends that a prototype of the sign be fabricated prior to fabrication and installation of all signs; and

WHEREAS M.T. Fuller Functional Arts, 809 North Dixie Highway, West Palm Beach, FL 33401 has submitted a proposal for fabrication of the prototype in the amount of \$6,625.92; **now therefore be it**

RESOLVED, by the Council of the City of Hoboken that:

RESOLVED, by the Council of the City of Hoboken:

1. That the Mayor of the City of Hoboken or his designee is hereby authorized to execute a contract with M.T. Fuller Functional Arts, 809 North Dixie Highway, West Palm Beach, FL 33401 for the fabrication of a prototype of Hoboken Gateway Signage; in the amount of \$6,525.00 and;

Before the vote was taken the following spoke regarding the resolution: Dan Tumpson, 230 Park Avenue.

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

ORDINANCES

Introduction and First Reading

05-1818
DR-186

AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY AUTHORIZING THE GUARANTY OF NOT EXCEEDING \$10,000,000 AGGREGATE PRINCIPAL AMOUNT OF LEASE REVENUE BONDS (HOBOKEN DPW GARAGE PROJECT) OF THE HUDSON COUNTY IMPROVEMENT AUTHORITY ISSUED TO FINANCE THE ACQUISITION OF THE CITY'S DEPARTMENT OF PUBLIC WORKS GARAGE, AND APPROVING THE FORM AND AUTHORIZING THE EXECUTION OF A LEASE PURCHASE AGREEMENT WITH THE HUDSON COUNTY IMPROVEMENT AUTHORITY. (DR-186)

WHEREAS, The Hudson County Improvement Authority (the "Authority") is authorized to issue its bonds pursuant to the provisions of the county improvement authorities law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State of New Jersey, as amended and supplemented (N.J.S.A. 40:37A-44 et seq.) (the "Act"), and other applicable provisions of law; and

WHEREAS, the Mayor and City Council of the City of Hoboken, in the County of Hudson, New Jersey (together with any successor thereto, the "City") have determined to permanently finance certain operating expenses of the City as well as the cost of improving a Department of Public Works Garage, including all systems, furnishings, fixtures and appurtenances related thereto (the "Costs"); and

WHEREAS, the Authority will issue bonds in an aggregate principal amount not to exceed \$10,000,000, to be designated as "Lease Revenue Bonds, Series 2005 (Hoboken DPW Garage Project)" (the "Bonds") with such further designation and in accordance with the terms of a resolution of the Authority entitled "Resolution Authorizing the Issuance of Lease Revenue Bonds, Series 2004 (Hoboken DPW Garage Project) of The Hudson County Improvement Authority" (together with any amendments thereof or supplements thereto in accordance with the terms thereof, the "General Bond Resolution") to assist the City with the financing of such Costs; and

WHEREAS, in connection with the issuance of such Bonds, the Authority will purchase from and lease to the City the Department of Public Works Garage (the "Facilities") pursuant to the terms of a lease purchase agreement to be dated as of the first day of the month of issuance of the Bonds, between the City and the Authority (together with any amendments thereof or supplements thereto in accordance with its terms, the "Lease Purchase Agreement"); and

WHEREAS, the Facilities constitute a "public facility" as such term is defined in the Act; and

WHEREAS, pursuant to the Act, specifically Section 34 thereof (N.J.S.A. 40:37A-77), the City is authorized, without any referendum or public or competitive bidding, to enter into and perform any lease, including the Lease Purchase Agreement, with the Authority for the lease to or use by the Authority of all or any part of any public facility or facilities, including the Facilities; and

WHEREAS, in connection with the issuance of the Bonds, it will also be necessary for the Authority to lease the Facilities back to the City pursuant to the Lease Purchase Agreement (the transactions contemplated by the Lease Purchase Agreement shall sometimes be herein referred to as the "Project"); and

WHEREAS, pursuant to the Act, specifically Section 35 thereof (N.J.S.A. 40:37A-78), the Authority is authorized to enter into and perform any lease or other agreement, including the Lease Purchase Agreement, with the City for the lease to or use by the City of all or any part of any public facility on any terms and conditions which may be agreed upon by the City and the Authority; and

WHEREAS, the Bonds shall be secured by lease payments of the City under the Lease Purchase Agreement in scheduled lease payment amounts sufficient to pay in a timely manner the principal and redemption premium, if any, of and interest on the Bonds, pursuant to the terms of which Lease Purchase Agreement; and

WHEREAS, pursuant to N.J.S.A. 40:37A-80, the City is authorized to unconditionally guaranty the punctual payment of the principal of and interest on any bonds of the Authority by ordinance duly adopted or by instruments or other action authorized by such ordinance; and

WHEREAS, the Authority has requested that the City provide assistance in the financing of the Project by unconditionally guarantying the principal of and interest on the Bonds of the Authority in an aggregate principal amount not exceeding \$10,000,000 at such rates and such terms as approved by the Authority consistent with the exercise of its public responsibilities; and

WHEREAS, the City and the Authority desire to take advantage of such Act by providing for the guaranty as provided herein;

WHEREAS, pursuant to the terms of the Lease Purchase Agreement, the City will be required to enter into a continuing disclosure agreement to be dated as of the first day of the month of issuance of the Bonds (as the same may be amended and supplemented from time to time in accordance with its terms, the "Continuing Disclosure Agreement") with the Authority in order to satisfy the secondary market disclosure requirements of Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934, as amended;

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. Pursuant to and in accordance with the terms of the Act, the City is hereby authorized to guaranty the timely payment of the principal of and interest on any Bonds which are issued by the Authority, in an aggregate principal amount not exceeding \$10,000,000, to be issued by the Authority for the purpose described in the preambles hereof, on such terms and with such interest rates as shall be determined by the Authority in a manner which is consistent with the provisions of the Act. The term "Bonds" shall include all Bonds issued for or with respect to these purposes or any Bonds issued to refund the Bonds issued for these purposes, provided that the total amount of Bonds outstanding entitled to the benefits of its guaranty shall not exceed \$10,000,000. Any Bonds that are no longer considered outstanding under the resolution of the Authority authorizing the Bonds shall not be considered outstanding for the purpose of this guaranty. The full faith and credit of the City are hereby pledged for the full and punctual performance of said guaranty.

Section 2. The Mayor of the City shall, by manual or facsimile signature, execute on each of the Bonds such guaranty by the City of the timely payment of the principal of and interest thereon. The guaranty shall be in substantially the following form:

"GUARANTY OF THE CITY OF HOBOKEN, NEW JERSEY

The payment of the principal of and interest on the within Bond to the extent considered outstanding under the General Bond Resolution is hereby fully and unconditionally guaranteed by the City of Hoboken, New Jersey (the "City"), and the City is unconditionally liable for the payment, when due, of the principal of and interest on this Bond if such payment is not available from Revenues of the Authority.

IN WITNESS WHEREOF, the City of Hoboken, in the County of Hudson, New Jersey has caused this Guaranty to be executed by the manual or facsimile signature of its Mayor.

CITY OF HOBOKEN, NEW JERSEY

_____, "Mayor"

Section 3. The following matters are hereby determined, declared, recited and stated:

(a) The maximum principal amount of Bonds of the Authority which are hereby and hereunder guaranteed as to payment of principal and interest by the City is \$10,000,000.

(b) The purpose described in this ordinance is not a current expense of the City and no part of the cost thereof has been or shall be assessed on property specially benefited thereby.

(c) A supplemental debt statement of the City will be duly made and filed in the office of the Clerk of the City, and a complete executed duplicate thereof will be filed in the office of the Director of the Division of Local Government Services of the State of New Jersey, and such debt statement shows that while the gross debt of the City, as defined in the Local Bond Law, is increased by this ordinance by \$10,000,000, in accordance with the provisions of the Act, the principal amount of the Bonds guaranteed by this Ordinance shall be deducted and is declared to be and to constitute a deduction from the gross debt of the City under and for all purposes of the Local Bond Law (a) from and after the date of adoption of this ordinance and until the end of the fifth fiscal year beginning next thereafter, and (b) in any annual debt statement filed pursuant to the Local Bond Law as of the end of said fifth fiscal year or any subsequent fiscal year if the City shall not have been required to make any payment in such fiscal year on account of the principal of or interest on any of the Bonds guaranteed pursuant to this ordinance.

Section 4. The City is hereby authorized, to the extent necessary, to enter into a guaranty agreement with the Trustee for the Bonds to effectuate the guaranty authorized by this ordinance. The appropriate officials of the City are hereby authorized to execute and deliver such agreement upon satisfaction of all of the conditions precedent to the closing of the Bonds by the Authority.

Section 5. The Mayor and the Chief Financial Officer of the City (each, an “Authorized Officer”) are hereby each severally authorized and directed, upon the satisfaction of all the legal conditions precedent to the execution or acknowledgment and delivery by the City of the Lease Purchase Agreement and the Continuing Disclosure Agreement to be so executed or acknowledged by the City, to execute or acknowledge and deliver such documents in substantially the forms on file in the office of the Clerk of the City, with such changes thereto as such Authorized Officer, after consultation with counsel to the City, bond counsel to the City and other professional advisors to the County and the Authority (together, the “Consultants”), deems in his sole discretion to be necessary, desirable or convenient for the execution thereof and to consummate the transactions contemplated hereby, which execution thereof shall conclusively evidence such Authorized Officer’s approval of any changes to the forms thereof, including without limitation the insertion of the final financing terms in the Lease Purchase Agreement that will result from the sale of the Bonds, which financing terms shall be limited only by those financing term parameters set forth in the application of the Authority filed with the Local Finance Board, in the Department of Community Affairs, Division of Local Government Services, and the parameters set forth herein.

Section 6. The Clerk of the City is hereby authorized and directed, upon the execution or acknowledgment of the documents set forth in Section 5 hereof in accordance with Section 5 hereof, to attest to each Authorized Officer’s execution or acknowledgment of such documents and is hereby further authorized and directed to thereupon affix the seal of the City to such documents.

Section 7. Upon the execution or acknowledgment and attestation of and if required, the placing of the seal on the documents set forth in Section 5 hereof as contemplated by Sections 5 and 6 hereof, each Authorized Officer is hereby authorized and directed to (i) deliver the fully executed or acknowledged, attested and sealed documents to the other parties thereto and (ii) perform such other actions as such Authorized Officer deems necessary, desirable or convenient in relation to the execution and delivery thereof.

Section 8. The City hereby authorizes the preparation and the distribution of financial statements and demographic and other information concerning the City, the Project, the General Bond Resolution, the Bonds, the Lease Purchase Agreement and the Continuing Disclosure Agreement and the transactions contemplated thereby contained in a Preliminary Official Statement and final Official Statement to be issued in connection with the marketing of the Bonds. In furtherance of such authorization, the City Council hereby directs each Authorized Officer to take such action and execute such certificates, documents or instruments as such Authorized Officer, after consultation with the Consultants, deems in his sole discretion to be necessary, desirable or convenient in connection with the preparation and distribution of the Preliminary Official Statement and the final Official Statement to market the Bonds at the most efficient economical cost to the City.

Section 9. Each Authorized Officer is hereby authorized and directed to execute and deliver any and all documents, agreement, and instruments and to do and cause to be done any and all acts and things necessary or proper for carrying out the execution and delivery of the Lease Purchase Agreement, the Continuing Disclosure Agreement, the sale and leasing of the Facilities, the undertaking of the Project and all related transactions contemplated by this ordinance and by the Project and the Lease Purchase Agreement and necessary or desirable in connection with the issuance of the Bonds.

Section 10. Upon the sale or other disposition of the Facilities by the Authority, the proceeds of such sale or other disposition shall first be used by the Authority to redeem any

outstanding Bonds. Any proceeds of such sale or other disposition remaining following the redemption of the Bonds shall be transferred to the City and shall be used by the City for (i) the acquisition and/or development of open space, (ii) the acquisition of a new City Department of Public Works Garage (in an amount not to exceed \$3,000,000), and (iii) such other capital purpose for which bonds may be issued pursuant to the Local Bond Law as determined by the City Council, all in accordance with N.J.S.A. 40A:2-39, or such other applicable law.

Section 11. The provisions of this ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this ordinance shall be declared invalid, illegal or unconstitutional, the remaining provisions shall continue to be in full force and effect.

Section 12. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

---Council President 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 16, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1

---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.

---Nays: Castellano, Marsh, Russo.

---Absent: Soares.

05-1819

DR-187

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN (ZONING) BY ESTABLISHING A NEW ZONING DISTRICT: "B-3: BUSINESS DISTRICT". (DR-187)

THE COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

1. Chapter 196, Article III, Zoning Districts Established is amended in pertinent part as follows:

§ 196-7. Designation of districts and historic sites.

- A. Zoning districts established in fulfillment of the purposes of this chapter are designated as follows:

R-1	Residence District (Conservation)
R-1(E)	Higher Education Subdistrict
R-1(CS)	Court Street Subdistrict
R-2	Residence District (Stabilization)
R-3	Residence District (Redevelopment)
I-1	Industrial District (Light Manufacturing)
I-1(W)	Waterfront Subdistrict
I-2	Industrial District (Mixed Use)
CBD	Central Business District
CBD(H)	Historic Subdistrict
CBD(H)(CS)	Court Street Subdistrict

W(RDV)	Waterfront Redevelopment Subdistrict (Special Review)
W(H)	Historic Subdistrict (Waterfront)
W(N)	Castle Point Subdistrict
B-3	Business 3 District

§ 196-8. Zoning Map.

The location and boundaries of said districts and sites are hereby established as shown on the Zoning Map of the City of Hoboken as revised (_____), which is attached hereto and is hereby made a part of this chapter. Said map, together with everything shown thereon, and all amendments thereto shall be a part of this chapter as if the same were fully described and set forth herein.

2. Chapter 196, Article VII, Schedule III: Review Districts is supplemented in pertinent part as follows:

**ARTICLE VII
Schedule III: Review Districts**

§196-20.1 B-3 Business District

A. Purpose. The purpose of the B-3 Business District for properties located to the west of Hoboken Terminal along Observer Highway is to create a mix of land uses which do not compete with Washington Street's unique commercial environment. Relatively intense development in terms of height or density will be permitted as part of comprehensive redevelopment that includes public benefits, such as provision of public open space, enclosed community space, preservation of historic buildings, and/or creation of transportation improvements. Buildings shall be oriented to the street with an uninterrupted frontage along commercial blocks. Regulations provide maximum setback requirements as well as minimum and maximum height requirements. The Neumann Leather complex offers a desirable location due to proximity to Hoboken Terminal and direct views of the Manhattan skyline over the New Jersey Transit rail yards combined with sizable area and frontage on three major streets. The existing City-owned Department of Public Works Garage property across Willow Avenue has similar advantages. Both properties warrant special consideration as well as flexibility in their development regulations. Redevelopment of these sites should include a mix of uses, possible density and/or height bonuses in exchange for provision of community amenities, and/or preservation of existing historic structures while allowing flexibility within certain bounds. Commercial development is preferred to housing but artist live/work studios and affordable housing should be encouraged. The Economic Development Plan of the Master Plan shows the B-3 Business District in the "Terminal Business District" as well as in the "Bed and Breakfast Overlay Zone" east of the mid-block line between Clinton and Willow Avenue.

- B. Principal permitted uses shall be as follows:
- (1) Offices and office buildings (see §196-20.1.F below)
 - (2) Retail and business services (see §196-20.1.F below)

- (3) Artist work studios, workshops and galleries (see Appendix A for definition).
- (4) Studios, including dance, rehearsal, exercise and music studios (see Appendix A for definition).
- (5) Artist Live/work studio (see Appendix A for definition).
- (6) Health clubs.
- (7) Educational use.
- (8) Instructional use.
- (9) Family day care.
- (10) Child care centers.
- (11) Residential.
- (12) Places of worship, associated residences and schools.
- (13) Public buildings and uses, such as schools, libraries, parks and playgrounds.
- (14) A mix of any uses permitted in the zone.

C. Accessory uses shall be as follows:

- (1) Off-street parking, loading and unloading in accordance with Article XI.
- (2) Accessory uses customarily incidental to principal permitted uses and on the same tract.
- (3) Signs. See § 196-31.
- (4) Wireless telecommunications antennas subject to Sections 196-26 and 196-35.

D. Conditional uses shall be as follows:

- (1) Clubs and community centers.
- (2) Essential utilities or public services.
- (3) Public parking facilities (may be public only or public plus accessory).
- (4) Bars.
- (5) Restaurants.
- (6) Sidewalk cafes.
- (7) Accessory uses customarily incident to a principal permitted use but not on the same lot.

E. Area, yard and building requirements for principal and accessory buildings shall be as follows:

- (1) Lot area, minimum: two thousand five hundred (2,500) square feet.
- (2) Lot width, minimum: fifty (50) feet (as measured along any street frontage).
- (3) Lot depth, minimum: (50) feet
- (4) Lot coverage, maximum: seventy-five percent (75%) for parking and non-residential floors; sixty (60%) percent for residential floors.
- (5) Building height (Newark Street): a maximum of six stories (6) or sixty (60) feet, five (5) stories of the principal use over one (1) story of parking, on any lot with street frontage on Newark Street at the time of the adoption of this ordinance; such height limitation shall also apply for a distance of 150ft. along Willow Avenue moving in a southerly direction from its intersection with Newark Street.
- (6) Building height (Observer Highway): on sites which include lots abutting Observer Highway but not extending through to Newark Street, minimum of six (6) stories or sixty (60) feet and a maximum of twelve (12) stories or one hundred twenty (120) feet [note that the

maximum height can only be placed within a distance not to exceed one hundred twenty-five (125) feet from Observer Highway on such lots; building height on side streets shall "step down" until it reaches the six-story zone]:

- (a) Buildings with seven (7) or more stories of principal use may have a maximum of two (2) parking floors.
- (b) Bonus building height: the height of buildings permitted to be 12 stories within 125 feet of Observer Highway may be increased by up to two stories or twenty (20) feet to a maximum of 140 ft. in height by providing any of the following:
 - [i] Publicly accessible open space on the site as follows:
 - [a] At street level (at a 2:1 ratio of bonus floor area to open space in square feet).
 - [b] At an elevation no higher than one floor or 15 feet above grade (at a 1:1 ratio of bonus floor area to programmed open space).
 - [c] Such open space shall be clearly delineated as publicly accessible space with signage, access and appropriate landscape details as approved by the Planning Board.
 - [ii] Community space, made available to the public at no cost, provided inside the building (at a 1:1 ratio of bonus floor area to community space in square feet); see Appendix A: "Public Recreation Space/Enclosed Space" for design requirements.
 - [iii] Historic preservation, rehabilitation, restoration or reconstruction as defined in the Historic Preservation Element of the Master Plan for buildings mentioned in Tables VIII-1,2,3 or 4: applicant shall present its preservation program to the Planning Board to show to what extent it has complied with the "Standards And Guidelines For Identification And Treatment Of Historic Properties"; the Planning Board may grant up to the maximum bonus floor area and height based on evaluation of the degree of compliance; the Board may also grant waivers to the lot coverage limitations in order to enable historic preservation.
- (7) FAR, maximum, excluding floor area devoted to parking and excluding bonus floor area :
 - (a) For sites limited to six (6) stories as described above: 3.0 FAR
 - (b) For sites permitted twelve (12) stories as described above: 5.0 FAR (minimum of 15% of the floor area attributable to the permitted maximum shall be non-residential use)
- (8) Density: Residential density of development of a site will be determined as calculated below.
 - (a) For sites limited to six (6) stories as described above: Dwelling units, maximum: maximum permitted floor area divided by two thousand (2000); non-residential uses limited to the ground floor and second floor will not reduce the number of units permitted so long as maximum floor area is not exceeded; non-residential uses above the second floor shall cause a reduction in maximum units equal to the proportion of floor area occupied by the non-residential use.

- (b) For sites permitted to have twelve (12) story buildings as described above: Dwelling units, maximum: floor area devoted to residential use divided by one thousand (1000); minimum of 15% of the floor area attributable to the permitted maximum floor area shall be non-residential use.
 - (9) Setback dimensions, minimum:
 - (a) Buildings 60 feet in height or less: zero (0) foot front or side setback required from any lot line abutting a street or perpendicular to a street; rear wall of any new principal structure may be no more than 60ft. from the front lot line.
 - (b) Buildings over 60 feet in height: at grade - zero (0) foot front or side setback required from any lot line abutting a street or perpendicular to a street; above grade: : ten (10) foot setback for portions of buildings greater than 60 feet above grade; thirty (30) foot setback from any rear lot line that abuts an adjoining property.
 - (c) No setbacks are required for any building facades along Observer Highway.
- F. Other regulations in the C-3 District:
 - (1) Active uses are required to be provided along all street frontages. Such uses may include retail businesses and service or office uses, as well as facilities associated with residential buildings such as gyms, community rooms, laundry facilities or management offices (but not mechanical or trash rooms); such spaces designed for tenant use may be located on any floor.
 - (2) Professional and commercial offices (other than home offices) may be located above the ground floor so long as they are below residential floors.
 - (3) Retail businesses and services shall be limited to the ground floor but may exceed 1000 sq.ft. of customer service area; separate entrances are required.
 - (4) Special sound insulation and ventilation shall be provided for studios of various kinds as described in Appendix A.
 - (5) Building orientation: all buildings shall be oriented towards the street.
 - (6) Dwelling units shall be provided in a full range of sizes from studios to three-bedrooms.
 - (7) Minimum affordable housing: 10 percent of the total dwelling units on the site.
 - (8) In conjunction with the redevelopment of any property within this zone, all existing above-ground utility wires and facilities shall be relocated underground, and any new utility wires shall be located underground.
 - (9) All buildings taller than six stories shall have "green roofs"; buildings sixty feet and less in height shall have landscaped roofs accessible to tenants.
- G. Off-street parking and loading shall be as follows:
 - (1) Off-street parking spaces shall be provided at a ratio of one space per dwelling or artist live/work studio minus five and one space for every 1000 square feet of non-residential space; no parking is required for community space or common tenant space.

- (2) Any spaces that are provided shall be located in a common facility that is available for shared use by tenants, visitors and the general public. A key-operated tenant-only elevator may be provided for security purposes.
- (3) Open parking is prohibited.
- (4) With the exception of garage entrances and exits, no parking facilities may be visible from the exterior of the building; all covered parking must be clad architecturally to look like the building above it and windows must be provided and glazed with translucent but not transparent glass.
- (5) For buildings with more than 15% of their floor area devoted to non-residential uses, a curbside loading space sized for a step van shall be marked immediately adjacent to the garage curb-cut with the cooperation of the city; the garage shall provide an internal area for trash and materials handling; the subject area and the garage door shall be designed to hide all such materials. any building having more than two floors of non-residential use shall provide a service elevator within the garage.

---Council President 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 6, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1

---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.

---Nays: Castellano, Marsh, Russo.

---Absent: Soares.

05-1820
DR-188

AN ORDINANCE TO AMEND THE CITY OF HOBOKEN ZONING MAP TO REFLECT THE ESTABLISHMENT OF A NEW ZONING DISTRICT: "B-3: BUSINESS DISTRICT". (DR-188)

THE COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

1. The City of Hoboken Zoning Map is hereby amended to create a new zoning district entitled: "B-3: Business District" beginning at the intersection of Newark Street and Observer Highway and extending eastward along Observer Highway to Bloomfield Street, then extending northward along Bloomfield Street for approximately 125ft., then turning to run westward to Park Avenue, then northward along Park Avenue for approximately 25ft., then westward along the lot line separating lot 1 from lot 20 in Block 1, to the mid-line of the block, then running northward along the mid-line of the block to Newark Street, then westerly along the mid-line of Newark Street back to the point of beginning at the intersection of Newark Street and Observer Highway.
2. The following blocks and lots in whole or in part shall be within the boundaries of the new B-3: Business District (see attached map):

BLOCK	LOCATION	LOT
2	Observer-Newark-Willow	all lots
2.1	Observer-Newark-Willow	all lots
1	Observer-Newark and Willow-Park	1 & 11-14
175	Observer-Newark and Park-Garden	1 & 2 24.2 & 23.2 25
186	Observer-Newark and Garden-Bloomfield	1

§ 196-8. Zoning Map.

The location and boundaries of said districts and sites are hereby established as shown on the Zoning Map of the City of Hoboken as revised (_____), which is attached hereto and is hereby made a part of this chapter. Said map, together with everything shown thereon, and all amendments thereto shall be a part of this chapter as if the same were fully described and set forth herein.

--Council President 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 6, 2005 at 7:00 PM.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1

--Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.

--Nays: Castellano, Marsh, Russo.

--Absent: Soares.

Public Hearing for SFY 2005 Municipal Budget/Amendments

The hearing will be continued to the next meeting on March 16, 2005.

All regular business concluded the following members of the public spoke at the "Public Portion" of the meeting: Aaron Lewit, 627 Garden Street; Margaret O'Brien, 54 11th Street; Lene Bajardi, 70 Park Avenue; Dan Tumpson, 230 Park Avenue; Maurice DeGennaro, 614 Hudson Street.

President Del Boccio then adjourned the meeting at 12.35 a.m. (Thursday, March 3, 2005)

PRESIDENT OF THE COUNCIL

CITY CLERK

MEETING OF MARCH 16, 2005

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, MARCH 16, 2005 AT 7:00 PM

President Del Boccio 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 Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

ABSENT: None.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY AUTHORIZING THE GUARANTY OF NOT EXCEEDING \$10,000,000 AGGREGATE PRINCIPAL AMOUNT OF LEASE REVENUE BONDS (HOBOKEN DPW GARAGE PROJECT) OF THE HUDSON COUNTY IMPROVEMENT AUTHORITY ISSUED TO FINANCE THE ACQUISITION OF THE CITY'S DEPARTMENT OF PUBLIC WORKS GARAGE, AND APPROVING THE FORM AND AUTHORIZING THE EXECUTION OF A LEASE PURCHASE AGREEMENT WITH THE HUDSON COUNTY IMPROVEMENT AUTHORITY. (DR-186)

President Del Boccio 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 spoke regarding the ordinance: Tom Newman, 225 Garden Street; Anthony Broy, 80 Park Avenue; Jason Young, 321 Newark Street; Tim Daly, 1110 Park Avenue; John Nastasi, 321 Newark Street; Bob Du Val, 303 Park Avenue. No other person present desiring to be heard and no written protests or objections received, President Del Boccio asked for a motion to close the hearing.

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

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

After the Public Hearing a motion was made to **TABLE** the ordinance (**DR-186**) as follows:

Councilman Campos moved that the ordinance (DR-186) be TABLED.

Motion to TABLE duly seconded by Councilwoman Castellano.

---**TABLED** by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

The ordinance (DR-186) was **TABLED. NO ACTION TAKEN.**

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN (ZONING) BY ESTABLISHING A NEW ZONING DISTRICT: "B-3: BUSINESS DISTRICT". (DR-187)

The public hearing and final vote for the above ordinance (DR-187) will be at the APRIL 6, 2005 City Council meeting to be held at the Wallace School, Eleventh Street and Willow Avenue.

AN ORDINANCE TO AMEND THE CITY OF HOBOKEN ZONING MAP TO REFLECT THE ESTABLISHMENT OF A NEW ZONING DISTRICT: "B-3: BUSINESS DISTRICT". (DR-188)

The public hearing and final vote for the above ordinance (DR-188) will be at the APRIL 6, 2005 City Council meeting to be held at the Wallace School, Eleventh Street and Willow Avenue.

05-1821

APPLICATIONS FOR MISCELLANEOUS LICENSES

Vendors -----	3
Parking Facilities -----	1
Music Machines -----	4

Motor Vehicle Repair Shops -----	3
Raffles-----	1

---Councilman Ramos moved that the licenses be granted.
 ---Motion duly seconded by Council President Del Boccio.
 ---Adopted by the following vote: YEAS: 9 - NAYS: 0
 ---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
 ---Nays: None.

REPORTS OF CITY OFFICERS

05-1822

A report of the Municipal Court indicating receipts for the month of February 2005 as \$200,961.22.

---Received and filed.

05-1823

A report from City Clerk James Farina, regarding bids received on Thursday, March 10, 2005 for Hoboken Welcome Signage; public bid #05-10.

---Received and filed.

RESOLUTIONS

Presented and Read

05-1824

---By Councilman Ramos:

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:

ACCOUNT	ACCOUNT #	AMOUNT
Personnel SW	5-01-20-105-010	\$11,000.00
Mayor's Office SW	5-01-20-110-010	14,000.00
City Council SW	5-01-20-111-010	6,500.00
Business Adm. SW	5-01-20-112-010	2,000.00
A.B.C. Bd SW	5-01-20-113-010	200.00
Purchasing SW	5-01-20-114-010	15,000.00
Grants Mgmt SW	5-01-20-116-010	10,000.00
City Clerk SW	5-01-20-120-010	18,000.00
Finance Super. SW	5-01-20-130-010	5,000.00
Accts. & Control SW	5-01-20-131-010	10,000.00
Payroll SW	5-01-20-132-010	4,000.00
Tax Collector SW	5-01-20-145-010	13,000.00

Info. Tech. SW	5-01-20-147-010	3,000.00
Assessor's SW	5-01-20-150-010	14,000.00
Corp. Counsel SW	5-01-20-155-010	20,000.00
Planning Bd SW	5-01-21-180-010	3,000.00
Zoning Off. SW	5-01-21-186-010	7,000.00
Housing Insp. SW	5-01-21-187-010	10,000.00
Construction SW	5-01-22-195-010	39,000.00
Police SW	5-01-25-241-010	872,000.00
Emerg. Mgmt SW	5-01-25-252010	600.00
Fire Dept. SW	5-01-25-266-010	650,000.00
Signal & Traff. SW	5-01-25-267-010	18,000.00
Env. Svcs. Dir SW	5-01-25-290-010	85,000.00
Solid Waste SW	5-01-26-305-010	220,800.00
Hum. Svcs. Dir. SW	5-01-27-330-010	5,000.00
Const. Svcs. SW	5-01-27-333-010	8,000.00
Senior Citiz. SW	5-01-27-336-010	25,000.00
Rent Control SW	5-01-27-347-010	10,000.00
Transportation SW	5-01-27-348-010	13,000.00
Recreation SW	5-01-28-370-010	30,000.00
Parks SW	5-01-28-375-010	37,000.00
Public Prop. SW	5-01-28-377-010	42,000.00
Mun. Court SW	5-01-43-490-010	45,000.00
Public Defender SW	5-01-42-495-010	<u>500.00</u>
	TOTAL	\$2,045,800.00

(Outside Cap)

Public Lib SW	5-01-29-390-010	43,000.00
Parking Utility S&W	5-31-55-502-100	<u>98,000.00</u>
	TOTAL	\$141,000.00

Before the vote was taken, one member of the public addressed the City Council: Brian Urbano, 604 Park Avenue.

---Motion duly seconded by Council President Del Boccio.

---**FAILED*** by the following vote: YEAS: 5 - NAYS: 4

---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.

---Nays: Castellano, Marsh, Russo, Soares.

- the resolution requires two-thirds or six (6) votes to pass.

05-1825

---By Councilman Ramos:

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:

ACCOUNT (Within Cap)	ACCOUNT #	AMOUNT
City Clerk O&E	5-01-20-120-021	500.00

Legal Ads O&E	5-01-20-121-020	8,000.00
Finance Supervisor O&E	5-01-20-130-021	500.00
Corp. Counsel O&E	5-01-20-155-021	1,000.00
Comm. Development O&E	5-01-20-160-021	15,000.00
Planning Bd O&E	5-01-20-180-021	16,000.00
Bd. Of Adjust O&E	5-01-20-185-021	12,000.00
Copiers O&E	5-01-23-213-020	8,000.00
Celebrate Public Event O&E	5-01-23-216-020	4,500.00
Office Supplies O&E	5-01-23-218-020	625.00
Environ. Svc. Director O&E	5-01-26-290-021	500.00
Streets & Roads O&E	5-01-26-291-021	7,000.00
Transportation O&E	5-01-27-348-021	1,000.00
Recreation O&E	5-01-20-370-021	14,500.00
Electricity O&E	5-01-31-430-000	40,000.00
Street Lights O&E	5-01-31-435-000	50,000.00
Telephone O&E	5-01-31-440-000	20,300.00
Telecommunications O&E	5-01-31-450-000	900.00
Municipal Court O&E	5-01-43-490-021	<u>5,000.00</u>
	TOTAL	\$205,325.00
(Outside Cap)		
Group Health O.&E.	5-01-30-400-030	700,000.00
Public Library O&E	5-01-29-390-021	60,000.00
Police/Fire Pension (PFRS)		1,128,816.00
Public Employ Pension (PERS)		76,996.00
Parking Utility O&E	5-31-55-502-020	<u>600,000.00</u>
	TOTAL	\$2,565,812.00

---Motion duly seconded by Council President Del Boccio.

---**FAILED*** by the following vote: YEAS: 5 - NAYS: 4

---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.

---Nays: Castellano, Marsh, Russo, Soares.

- the resolution requires two-thirds or six (6) votes to pass.

Councilman Soares left the meeting at 8:14 p.m.

CLAIM RESOLUTIONS

05-1826

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$1,760,726.68 against the UNCLASSIFIED CLAIMS.

Seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: Castellano.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$9,837.17 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: 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 \$86,847.44 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Giacchi.

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

---Yeas: Council persons Campos, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: 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 \$23,913.39 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Giacchi.

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

---Yeas: Council persons Campos, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: 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 \$90,575.02 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 5 - NAYS: 4

---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.

---Nays: Castellano, Marsh, Russo, 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 \$115,896.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Giacchi.

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

---Yeas: Council persons Campos, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: Castellano.

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 \$85,133.48 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: Castellano.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$75,933.54 against the CAPITAL ACCOUNT.

Seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: Castellano.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$102,144.22 against the PARKING UTILITY.

Seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: Castellano.

PAYROLL RESOLUTIONS

05-1827

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD FEBRUARY 10, 2005 TO FEBRUARY 23, 2005 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	5-01-20-105	7,458.26			7,458.26
Mayor's Office	5-01-20-110	9,961.59			9,961.59
City Council	5-01-20-111	7,584.98			7,584.98
Bus Adm. Office	5-01-20-112	4,657.90			4,657.90
ABC Board	5-01-20-113				
Purchasing	5-01-20-114	5,140.50			5,140.50
Grants Management	5-01-20-116	6,854.89			6,854.89
City Clerks Office	5-01-20-120	11,206.90	298.17		11,505.07
Elections	5-01-20-122				
Finance Office	5-01-20-130	4,692.89			4,692.89
Accounts / Controls	5-01-20-131	7,676.13			7,676.13
Payroll Division	5-01-20-132	2,915.88			2,915.88

Tax Collection	5-01-20-145	11,055.17			11,055.17
Assessor's Office	5-01-20-150	11,163.94			11,163.94
Corporation Counsel	5-01-20-155	14,459.54			14,459.54
Community Develop.	5-01-20-160	4,889.70			4,889.70
Treasurer	5-01-20-146				
Planning Board	5-01-21-180	2,592.85			2,592.85
Info Technology	5-01-20-147011	1,982.76			1,982.76
Zoning Officer	5-01-21-186	5,321.46		200.00	5,521.46
Housing Inspection	5-01-21-187	7,185.01			7,185.01
Construction Code	5-01-22-195	27,326.79			27,326.79
Police Division	5-01-25-241	456,863.45	5,539.14	3,909.24	466,311.83
Crossing Guards	5-01-25-241	6,803.80			6,803.80
Emergency Mgmt	5-01-25-252	673.38			673.38
Fire Division	5-01-25-266	424,030.35			424,030.35
Signal & Traffic	5-01-25-267	7,767.79			424,030.35
Envir. Ser. Dir. Office	5-01-26-290	14,510.13	1,527.69		16,037.82
Streets & Roads	5-01-26-291				
Central Garage	5-01-26-301	5,550.15			5,550.15
Sanitation	5-01-26-305	46,936.19	12,045.96		58,982.15
Housing Authority	5-01-28-370-015				
Human Service Direct.	5-01-27-330	5,458.43			5,458.43
Board of Health	5-01-27-332	12,820.27	2,356.83		15,177.10
Constituent Services	5-01-27-333	5,556.24			5,556.24
Senior Citizens Div	5-01-27-336	15,240.05	198.06		15,438.11
Rent Stabilization	5-01-27-347	6,337.19			6,337.19
Transportation	5-01-27-348	7,966.82	158.48		8,125.30

Recreation	5-01-28-370	15,706.52	1,826.06		17,612.58
Parks	5-01-28-375	24,108.87	1,027.49		25,136.36
Public Prop.	5-01-28-377	25,551.14	445.69		25,996.83
Public Library	5-01-29-390	27,199.84	298.17		27,498.01
Public Defender	5-01-43-495	2,203.16			2,203.16
Municipal Court	5-01-43-490	31,766.70	251.79		32,018.49
Parking Utility	5-31-55-501-100	48,360.20	1,274.99		49,635.19
Universal Cops	5-01-25-241-012	7,509.59	998.10		8,507.69
Cops In School	5-01-25-241-015	13,886.48	455.04		14,341.52
Civilian Hiring	5-01-25-241-016	4,736.21		50.05	4,786.26
Minority Affairs	5-01-27-331-011				
Summer Fun	5-01-28-370-013				
Summer Lunch	5-51-56-852-301				
Other					
Police Outside Employ.	T-14-10-000-000			31,170.00	31,170.00
Police Grant	DE 16-S7-01				
Fire Dept. Penalty	T-13-10-000-001				
Fire Education Acct	T-13-10-000-000		1,967.28		1,967.28
Grand Total		1,371,670.09	30,668.94	35,409.29	1,437,748.32

Motion by Councilman Ramos.

Seconded by Council Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

05-1828

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD FEBRUARY 24, 2005 TO MARCH 9, 2005 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	5-01-20-105	7,458.26			7,458.26
Mayor's Office	5-01-20-110	9,961.59			7,458.26
City Council	5-01-20-111	7,584.98			7,584.98
Bus Adm. Office	5-01-20-112	4,657.90			4,657.90
ABC Board	5-01-20-113				
Purchasing	5-01-20-114	7,438.23			7,438.23
Grants Management	5-01-20-116	6,854.89			6,854.89
City Clerks Office	5-01-20-120	11,204.40	447.26		11,651.66
Elections	5-01-20-122				
Finance Office	5-01-20-130	4,696.72			4,696.72
Accounts / Controls	5-01-20-131	7,751.89			7,751.89
Payroll Division	5-01-20-132	2,915.88			2,915.88
Tax Collection	5-01-20-145	11,055.17			11,055.17
Assessor's Office	5-01-20-150	11,055.17			11,055.17
Corporation Counsel	5-01-20-155	14,459.54			14,459.54
Community Develop.	5-01-20-160	4,889.70			4,889.70
Treasurer	5-01-20-146				
Planning Board	5-01-21-180	2,592.85			2,592.85
Info Technology	5-01-20-147011	1,982.76			1,982.76
Zoning Officer	5-01-21-186	5,321.46			5,321.46
Housing Inspection	5-01-21-187	7,185.01			7,185.01

Construction Code	5-01-22-195	27,526.79			27,526.79
Police Division	5-01-25-241	457,178.27		2,394.62	459,178.27
Crossing Guards	5-01-25-241	10,522.56			10,522.56
Emergency Mgmt	5-01-25-252	769.53		96.15	865.68
Fire Division	5-01-25-266	423,367.70	1,257.64	270.00	424,895.34
Signal & Traffic	5-01-25-267	7,967.79	2,446.50		10,414.29
Envir. Ser. Dir. Office	5-01-26-290	14,510.13	1,381.89		15,892.02
Streets & Roads	5-01-26-291				
Central Garage	5-01-26-301	4,927.23	1,361.40		6,288.63
Sanitation	5-01-26-305	45,618.58	17,318.65		62,937.23
Housing Authority	5-01-28-370-015				
Human Service Direct.	5-01-27-330	5,488.33			5,488.33
Board of Health	5-01-27-332	12,833.65	2,244.60		15,078.25
Constituent Services	5-01-27-333	5,556.24			5,556.24
Senior Citizens Div	5-01-27-336	15,240.05	224.48		15,464.53
Rent Stabilization	5-01-27-347	6,337.19			6,337.19
Transportation	5-01-27-348	8,043.32	158.48		8,201.80
Recreation	5-01-28-370	22,416.52	1,314.48	2,795.20	26,526.20
Parks	5-01-28-375	24,091.33	1,209.23		25,300.56
Public Prop.	5-01-28-377	25,443.14	1,140.32	1,721.70	28,305.16
Public Library	5-01-29-390	26,691.59	450.82		27,142.41
Public Defender	5-01-43-495	2,203.16			2,203.16
Municipal Court	5-01-43-490	32,135.93	251.80		32,387.73
Parking Utility	5-31-55-501-100	47,536.39	3,265.84		50,802.23
Universal Cops	5-01-25-241-012	7,509.59			7,509.59
Cops In School	5-01-25-241-015	13,886.48			13,886.48

Civilian Hiring	5-01-25-241-016	4,747.73		4,747.73
Minority Affairs	5-01-27-331-011			
Summer Fun	5-01-28-370-013			
Summer Lunch	5-51-56-852-301			
Other				
Police Outside Employ.	T-14-10-000-000		30,695.00	30,695.00
Police Grant	DE 16-S7-01	8,773.32		8,773.32
Fire Dept. Penalty	T-13-10-000-001	7,655.01		7,655.01
Fire Education Acct	T-13-10-000-000			
Grand Total		1,381,724.39	50,901.72	38,511.15
				1,471,137.26

Motion by Councilman Ramos.
 Seconded by Council Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

Councilman Soares returned to the meeting at 8:20 p.m. and cast his votes on previous items as indicated.

RESOLUTIONS CONTINUED

Presented and Read

05-1829

---By Councilman Ramos:

WHEREAS, the City of Hoboken sought competitive proposals for the production and installation of Hoboken Signage,

Vendor	Total Proposal
M.T. Fuller Functional Arts 809 North Dixie Hwy	\$34,823.52

West Palm Beach, FL 33401

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 proposal of the above vendor.
3. The Administration is hereby authorized to re-advertise for these goods/services.

--Motion duly seconded by Council President Del Boccio.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

--Nays: None.

05-1830

--By Councilman Ramos:

WHEREAS, the recent changes to the Local Public Contracts Law gave local Contracting units the ability to increase their bid threshold up to \$25,000; and

WHEREAS, N.J.S.A. 40AL11-3a, permits an increase in the bid threshold if a Qualified Purchasing Agent is appointed as well as granted the authorization to negotiate and award such contacts below the bid threshold; and

WHEREAS, N.J.A.C. 5:34-5 et. seq. establishes the criteria for qualifying as a Qualified Purchasing Agent; and

WHEREAS, Richard England possesses the designation of Qualified Purchasing Agent as issued by the Director of the Division of Local Government Services in accordance with N.J.A. C. 5:34-5 et. seq.; and

WHEREAS, the City of Hoboken desires to take advantage of the increased bid threshold;

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the City of Hoboken, in the County of Hudson, in the State of New Jersey hereby increases its bid threshold to \$25,000; and

BE IT FURTHER RESOLVED, that in accordance with N.J.S.C. 5:34-5.2 the local unit City Clerk is hereby authorized and directed to forward a certified copy of this resolution and a copy of Richard England's certification to the Director of Local Government Services.

I, James J. Farina, Clerk of the City of Hoboken, in the County of Hudson, State of New Jersey do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the governing body of the City of Hoboken, County of Hudson, State of New Jersey at a regular meeting of said governing body held on 16 March 2005.

---Motion duly seconded by Council President Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
---Nays: None.

05-1831

---By Councilman Ramos:

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

NOW, THEREFORE, BE IT RESOLVED, the Purchasing Agent, Department of Administration or his duly authorized representative is hereby authorized to expose for sale at Public Auction, Friday, 1 April 2005, 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 Council President Del Boccio.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
---Nays: None.

05-1832

---By Councilman Ramos:

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

WHEREAS, Louis 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 **\$67,289.41** representing overpayment of taxes:

NAME	BL/LOT/UNIT	PROPERTY	AMOUNT
Countrywide Tax Service P.O. Box 10212 SV3-24 Van Nuys, CA 91410-0211	18\4\C0020	70 Adams Street	\$5,215.32
Peter & Amy Kaplan 1313 Park Ave. Apt. 4C Hoboken, NJ 07030	254\10\C004C	1313-17 Park Ave	\$3,634.83

Wells Fargo Home Mort. 1 Home Campus Des Moines, IA 50328-0001	115\9	1317\27GrandSt.	\$3,519.25
First American Real Estate Tax Service 1201 Elm St. Suite 400 Dallas, TX 75270	115\9	1317 Grand St.	\$7,038.50
Wells Fargo Home Mort. 1 Home Campus Des Moines, IA 50328-0001	156\5\CC-3E	1118 Clinton St.	\$2,740.07
Countrywide Tax Service P.O. Box 10212 SV3-24 Van Nuys, CA 91410-0211	247\34.2	1118ClintonSt	\$4,663.10
Wells Fargo Home Mortg. 1 Home Campus Des Moines, IA 50328-0001	38\6	219MonroeSt	\$1,166.82
Countrywide Tax Service P.O. Box 10212 SV3-24 Van Nuys, CA 91410-0211	67\5\C004R	509MonroeSt	\$ 845.43
First American Real Estate Tax Service 1201 Elm St. Suite 400 Dallas, TX 75270	27\10\C0003	121 Jackson St	\$1,665.11
First American Real Estate Tax Service 1201 Elm St. Suite 400 Dallas, TX 75270	237\14	831-33HudsonSt.	\$4,160.60
Countywide Tax Service P.O. Box 10211 SV3-24 Van Nuys, CA 91410-0211	95\6\C006E	915 Madison St	\$1,456.93
Joseph Pinto & Concetta Coppola Wardell 609 Park Avenue Hoboken NJ 07030	48\14\C0003	121Jackson St.	\$1,665.11
GMAC Mortgage Corp. 3451 Hammond Avenue	95\21	916-21JeffersonSt.	\$2,009.00

Waterloo, Iowa 50704

Attaul Malik 6211 Wedgewood houseA3 Albany, NY 12203	15\16\C0001	603 First St.	\$971.72
David Anthony 629 Madison St Hoboken, New Jersey 07030	76\11.1\C05-A	629 Madison St.	\$1,417.54
William Liu 700 1 st St.Unit 12D Hoboken, New Jersey 07030	25\1\C0012D	700 First St	\$1,613.63
Adam & Dacquiri Connors 1115 Willow Ave. At. C5-06 Hoboken, New Jersey 07030	173\6\C5-06	1109-21 Willow Ave.	\$1,275.38
Trackers, Inc. P.O. Box 1227 Betterdorf, IA 52722	18\9\C0002	71 Jefferson St	\$4,546.98
Wells Fargo Home Mortg. 1 Home Campus Des Moines, IA 50328-0001	91\1.2\C0206	812 Grand Street	\$3,007.22
LSI Tax Service 3100 New York Drive Pasadena, CA 91107	95\21	916\22JeffersonSt.	\$2,009.00
Matthew S. Witte 70 Adams St. Apt #2J Hoboken, NJ 07030	18\4\C0P44	70 Adams St.	\$109.34
Matthew S. Witte 70 Adams St. Apt #2J Hoboken, NJ 07030	18\4\C0P44	70 Adams St.	\$1,582.27
Countrywide Tax Service P.O. Box 102211-SV3-24 Van Nuys, CA 91410-0211	18\4\C003D	70 AdamsSt	\$6,731.36
Elliott Silverman 501-9 th St Hoboken, New Jersey 07030	89\12\C0604	501-9 th St.	\$1,099.07
Wells Fargo Home Mortg. 1 Home Campus Des Moines, IA 50328-0001	18\20\C005C	463-65 1st St.	\$916.56
Countywide Tax Service P.O. Box 10211-SV3-24 Van Nuys, CA 91410-0211	18\4\C005C	70 Adams St	\$7,140.78

Jason Haber 521 Adams St. Unit 2 Hoboken, New Jersey 07030	70\4\C0002	521 Adams St.	\$1,967.32
Stephen Omansky 225 Madison St Hoboken, New Jersey 07030	39\13\C0001	223 Madison St.	\$57.87
Stephen Omansky 225 Madison St Hoboken, New Jersey 07030	39\14\C0001	223 Madison St.	\$57.87

---Motion duly seconded by Council President Del Boccio.
 ---Adopted by the following vote: YEAS: 9 - NAYS: 0
 ---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
 ---Nays: None.

05-1833

---By Councilman Campos:

WHEREAS, the City of Hoboken desires to apply for and obtaining from the New Jersey Department of Treasury for \$250,000 to carry out a project to Observer Highway Firehouse Project.

BE IT FURTHER RESOLVED, The City of Hoboken does hereby authorize the Application for such a grant; and upon receipt of the fully executed agreement from the New Jersey Department of the Treasury, does further authorize the execution of the grant agreement; and also, upon receipt of the fully executed agreement from the Department, does not further authorize the expenditure of funds pursuant to the terms of said agreement between The City of Hoboken and the New Jersey Department of Treasury.

BE IT FURTHER RESOLVED, that the persons whose names, titles and signatures appear below are authorized to sign t he application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith and act as representatives of the aforementioned organization:

---Motion duly seconded by Council President Del Boccio.
 ---Adopted by the following vote: YEAS: 9 - NAYS: 0
 ---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.
 ---Nays: None.

05-1834

---By Council President Del Boccio:

WHEREAS, the City of Hoboken desires to apply for and obtaining from the New Jersey Department of Treasury for \$250,000 to carry out a project to Construct a World War II Memorial.

BE IT FURTHER RESOLVED, The City of Hoboken does hereby authorize the Application for such a grant; and upon receipt of the fully executed agreement from the New Jersey Department of the Treasury, does further authorize the execution of the grant agreement; and also, upon receipt of the fully executed agreement from the Department, does not further authorize the expenditure of funds pursuant to the terms of said agreement between The City of Hoboken and the New Jersey Department of Treasury.

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 agreement, and any other documents necessary in connection therewith and act as representatives of the aforementioned organization:

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

05-1835

---By Councilman Cricco:

WHEREAS, the Community Development Block Grant (CDBG) program was enacted, and signed into law by President Gerald Ford, as the centerpiece of the Housing and Community Development Act of 1994; and

WHEREAS, the CDBG program has as its primary objective, the development of viable urban communities, by providing decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low and moderate income; and

WHEREAS, the CDBG program has considerable flexibility to allow communities to carry out activities that are tailored to their unique affordable housing and neighborhood revitalization needs; and

WHEREAS, throughout its 30 year history, the CDBG program has been a partnership among the federal, state and local governments, business, and the nonprofit sector which carry out activities that improve the lives and neighborhoods of low and moderate income families; and

WHEREAS, according to the Department of Housing and Urban Development (HUD), in Fiscal Year 2004 CDBG provides funds for activities, assisting over 23 million persons and households through such activities as expanding homeownership activities, eliminating slums and blighting influences, improving infrastructure such as roads, water and sewer systems, libraries, community centers, adult day care and after school care for children, homeless housing facilities, employment training, transportation services, crime awareness, and business and job creation; and

WHEREAS, the President's Fiscal Year 2006 budget proposes to completely eliminate the CDBG program; and

WHEREAS, should such a proposal be enacted, it would have a devastating effect on the City of Hoboken CDBG program, eliminating essential programs and activities that service thousands of very low and moderate income individuals;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and the Hoboken City Council call on the United States Congress to preserve the Community Development Block Grant (CDBG) Program within the Department of Housing and Urban Development.

BE IT FURTHER RESOLVED, that a copy of this Resolution be sent by the Hoboken City Clerk to the entire New Jersey Congressional Delegation, the United States, the United States Senate Committees on Appropriations and Budget and House Committees on Appropriations and Budget.

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. 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, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

05-1836

---By Councilman Cricco:

WHEREAS, on July 1, 1995, 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 federal and state permitting process and development of the South Waterfront Development – Pier A Park; and

WHEREAS, the City Council from the above-stated date subsequently authorized various extensions to this contract; and

WHEREAS, there is a need to provide the City of Hoboken with additional professional engineering services as to the environmental permitting services for the Hoboken Island Memorial Park proposed adjacent to the eastern end of Pier A and connected to Pier A via a pedestrian bridge and the permit authorization from the U.S. Army Corp of Engineers, N.J. Department of Environmental Protection and U.S. Coast Guard; and

WHEREAS, Paulus, Sokolowski and Sartor has submitted a proposal in the amount of \$44,000 to provide the above-stated professional services; and

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

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

NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN THAT:

1. The contract with Paulus, Sokolowski and Sartor, LLC (Keyspan) be amended to provide additional engineering services in the amount of \$44,000 for Pier A Park – Hoboken Island Memorial.
2. The Mayor or his designee is hereby authorized to execute a contract with Paulus, Sokolowski and Sartor, LLC (Keyspan) for professional services on behalf of the City of Hoboken and the City Clerk is hereby authorized to attest same.
3. 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, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

05-1837

---By Councilman Cricco:

WHEREAS, on July 1, 1995, 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 federal and state permitting process and development of the South Waterfront Development – Pier C Park; and

WHEREAS, the City Council from the above-stated date subsequently authorized various extensions to this contract; and

WHEREAS, there is a need to provide the City of Hoboken with additional professional engineering services as to the environmental permitting services for the redevelopment of Pier C Park in the areas of providing alternative analysis for U.S. Army Corps of Engineers and modification of the NJDEP Waterfront Development Permit; and

WHEREAS, Paulus, Sokolowski and Sartor has submitted a proposal in the amount of \$16,000 to provide the above-stated professional services; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN THAT:

1. The contract with Paulus, Sokolowski and Sartor, LLC (Keyspan) be amended to provide additional engineering services in the amount of \$16,000.
2. The Mayor or his designee is hereby authorized to execute a contract with Paulus, Sokolowski and Sartor, LLC (Keyspan) for professional services on behalf of the City of Hoboken and the City Clerk is hereby authorized to attest same.
3. 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, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

--Nays: None.

05-1838

--By Councilman Ramos:

--Motion duly seconded by Council President Del Boccio.

WHEREAS, the Mayor and Council of the City of Hoboken by resolution on May 15, 2002 awarded a professional planning contract to Phillips Preiss Shapiro Associates., Inc., 434 Sixth Avenue, New York, New York 10011 for the preparation of the Hoboken Master Plan; and

WHEREAS, there is a need to provide the City of Hoboken with additional professional planning services regarding the implementation of the Master Plan as to the preparation of the unified land development regulations and strategic plan as to policy recommendations; and

WHEREAS, the maximum amount of the contract for additional professional planning services to Phillips Preiss Shapiro Associates, Inc. shall be fifty thousand dollars (\$50,000.00); and

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

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

NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN THAT:

1. The Phillips Preiss Shapiro Associates, Inc. contract for the Hoboken Master Plan be amended to provide additional planning services in the amount of \$50,000.

2. The Mayor or his designee is hereby authorized to execute a contract with Phillips Preiss Shapiro Associates, Inc. for professional planning services on behalf of the City of Hoboken and the City Clerk is hereby authorized to attest same.
2. 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.

A motion was made to **TABLE** the above resolution (#05-1838) as follows:

- By Councilwoman Marsh to **TABLE** #05-1838:
- Motion duly seconded by Councilwoman Castellano.
- TABLED** by the following vote: YEAS: 6 - NAYS: 3
- Yeas: Council persons Campos, Castellano, Giacchi, Marsh, Russo, Soares.
- Nays: Cricco, Ramos, President Del Boccio.

ORDINANCES

Introduction and First Reading

05-1839

DR-189

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED (Deletion: 815 Park Avenue. (DR-189)

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

Handicap Spaces

A Section 192-4 is amended to delete the following:

Vasudev Trivedi, 815 Park Avenue (east side of Park Avenue, beginning at a point of 220 feet from the northerly curblineline of Eighth 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 this ordinance codified and incorporated in the official copies of the Hoboken Code. This ordinance shall take effect as provided by law.

--Council President 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 20, 2005 at 7:00 PM.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

--Nays: None.

05-1840

DR-190

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 202 FIFTH STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS LOT 37, BLOCK 180, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-190)

WHEREAS, the applicant, James McKneight Architect Planner PC, has petitioned the City of Hoboken for the granting of a certain easement over municipal lands at 202 Fifth Street, Hoboken, New Jersey, ("the premises") which premises is more particularly described as Lot 37, Block 180, on the Tax Map of the City of Hoboken, New Jersey, for the purpose of constructing a 30" deep by 8'-0" wide three story bay window. The easements are described as follows:

**METES AND BOUNDS
(PROPOSED BAY WINDOW)**

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 intersection formed by the southerly line of First Street with the westerly line of Garden Street and from said point running;

THENCE South 13 degrees 4 minutes 00 seconds West, to a point;

THENCE South 76 degrees 56 minutes 00 seconds East, to a point;

THENCE North 13 degrees 4 minutes 00 seconds East to the point or place of BEGINNING.

Known as Lot 37, Block 180 as shown on the official tax assessment map for the City of Hoboken, Hudson County, New Jersey, and more commonly known as 202 Fifth 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 202 Fifth Street THE AFREMENTIONED EASEMENT SUBJECT TO THE FOLLOWING CONDITIONS AND REQUIREMENTS:

1. The above recitals are incorporated herein as though 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 that 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 insured's.
5. These easements shall run with the land and insure 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 the 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 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 20, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo, Soares and President Del Boccio.

---Nays: None.

05-1841
DR-191

AN ORDINANCE MAKING VARIOUS DETERMINATIONS BY THE CITY OF HOBOKEN IN CONNECTION WITH LOT 3, BLOCK 225 WITHIN THE CITY OF HOBOKEN. (DR-191)

WHEREAS, on December 21, 1989, the Mayor and City Council of the City of Hoboken (the "City"), acting as the Redevelopment Agency of the City, conveyed to Hudson Square North Associates, L.P. ("Hudson Square North Associates") Parcel E of the River Street Redevelopment Area (a.k.a. Lot 3, Block 225 and 224-232 Hudson Street) ("Parcel E") for the sum of \$2,523,770; and

WHEREAS, as consideration for the conveyance of Parcel E, Hudson Square North Associates paid the sum of \$1,023,770 to the City and delivered to the City a Purchase Money Note in the principal amount of \$1,500,000, dated December 21, 1989 (the "Note"), secured by a Mortgage on Parcel E, also dated December 21, 1989 (the "Mortgage"); and

WHEREAS, in order to obtain additional revenue for the 1990 Municipal Budget, the City submitted an application for a loan from the Affordable Housing Trust Fund (the "Trust") to the Hudson County Department of Planning and Economic Development, administrator of the Trust, for recommendation by the Hudson County Improvement Authority ("HCIA") and consideration by the County Executive; and

WHEREAS, by resolution of November 13, 1990, the HCIA unanimously recommended a loan of \$1,500,000 from the Trust to the City (the "Loan") and, by letter of November 19, 1990 to Mayor Patrick Pasculli, the County Executive approved the Loan; and

WHEREAS, the Loan was secured by the collateral assignment by the City of the Mortgage and a guaranty from the City of repayment of the Note in the event of default on the Note by Hudson Square North Associates (the "Collateral Assignment"); and

WHEREAS, the Trust has notified the City that the Trust has received a proposal from Community Preservation Corporation ("CPC") in which CPC will pay the Trust the outstanding sums due under the Loan in return for an assignment of the Note and the Mortgage; and

WHEREAS, the payment of such sums by CPC will discharge the City's obligations to the Trust pursuant to the Loan; and

WHEREAS, in order to consummate the aforesaid transaction, the Trust and CPC have requested that the City assign the Note and the Mortgage directly to CPC in consideration of the payment by CPC to the Trust of the outstanding sums due under the Loan; and

WHEREAS, the Trust will relinquish its rights under the Collateral Assignment in consideration of the payment by CPC to the Trust of the outstanding sums due under the Loan; and

WHEREAS, the deed conveying Parcel E by and between the City and Hudson Square North Associates, dated December 21, 1989 (the "Deed") contained a covenant in paragraph 9 of the "Covenants of the Grantee" section providing that title to Parcel E would revert to the City upon the occurrence of certain conditions as set forth in a certain Land Disposition Agreement between the City and Hudson Square North Associates; and

WHEREAS, though such Land Disposition Agreement cannot be located, all parties agree that the land has been renovated and rehabilitated in the manner agreed upon; and

WHEREAS, in order to perfect title to Parcel E, CPC has requested a waiver by the City of any claim to title to Parcel E pursuant to its right of reversion as stated in paragraph 9 of the "Covenants of the Grantee" as written in the Deed; and

WHEREAS, the rights and responsibilities of the current tenants residing in the existing structure located on Parcel E shall not be affected in any way by the determinations made pursuant

to this ordinance; and

WHEREAS, in consideration of the foregoing, the City finds that it is in the best interests of the taxpayers of the City to assign the Note and the Mortgage to CPC in exchange for the satisfaction of the payment obligations of the City to the Trust pursuant to the Loan and to waive any claim to title to Parcel E pursuant to the right of reversion as stated in paragraph 9 of the "Covenants of the Grantee" as written in the Deed;

NOW, THEREFORE, BE IT ORDAINED that

1. The Mayor and City Council of the City are authorized to assign the Note and the Mortgage to CPC upon payment by CPC to the Trust of the outstanding sums due under the Loan.

2. Subject to the review and approval of the Director of the Department of Law, or his duly appointed representative, the Mayor of the City, or such duly appointed representative, is authorized to execute all documents necessary to assign the Note and Mortgage to CPC and the City Clerk or such duly appointed representative is authorized to witness and seal all such documents.

3. The Mayor and the City Council on behalf of the City agree to waive any claim to title to Parcel E pursuant to its right of reversion as stated in paragraph 9 of the "Covenants of the Grantee" as written in the Deed, and subject to the review and approval of the Director of the Department of Law, or his duly appointed representative, the Mayor of the City, or such duly appointed representative, is authorized to execute all documents necessary to effectuate such waiver and the City Clerk or such duly appointed representative is authorized to witness and seal all such documents.

4. The City Clerk is authorized to provide for the publication of this Ordinance pursuant to the provisions of N.J.S.A. 40:49-1 et seq.

5. This Ordinance shall take effect following passage and publication according to the operation of law.

---Council President 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 20, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

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

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

---Nays: None.

---Abstentions: Russo.

05-1842

DR-192

AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF REAL PROPERTY LOCATED AT 1100-1110 JEFFERSON STREET, HOBOKEN, NEW JERSEY, FOR REDEVELOPMENT IN ACCORDANCE WITH THE NORTHWEST REDEVELOPMENT PLAN. (DR-192)

WHEREAS, by Ordinance No. R-318 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 1100-1110 Jefferson Street (Block 103, Lots 1 to 6 and 27 to 32 on the Tax Assessment Map) (the "Property") for the purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

WHEREAS, by Resolution No. _____ dated November 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 at 1100-1110 Jefferson Street; and

WHEREAS, on December 1, 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 1100-1110 Jefferson Street were assigned to and assumed by the joint venture parties through a development entity to be formed by them; and

WHEREAS, the joint venture parties have formed a development entity known as Block 99/102 Development, LLC as assignee of the foregoing rights and obligations, and Block 99/102 Development, LLC has assumed the Redeveloper's rights and obligations under the Amended Developer's Agreement with respect to the Property; and

WHEREAS, the joint venture partners 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 1100-1110 Jefferson Street, Hoboken, New Jersey, designated as Block 103, Lots 1 to 6 and 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 1971, 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 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 99/102 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.

---Council President 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 20, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 5 - NAYS: 2 - ABSTENTIONS: 2

---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.

---Nays: Marsh, Soares.

---Abstentions: Castellano, Russo.

Councilman Ramos left the meeting at 8:28 p.m.

Councilwoman Castellano left the meeting at 8:31 p.m.

Public Hearing for SFY 2005 Municipal Budget/Amendments

The hearing is continued to the next meeting.

Councilwoman Castellano returned to the meeting at 8:33 p.m.

Councilman Ramos returned to the meeting at 8:38 p.m.

At this time a motion was made to suspend the rules of the City Council in order to reintroduced resolution # 05-1824.

---By Councilman Campos:

Verbal resolution to suspend the rules of the Hoboken City Council to vote again on resolution #05-1843.

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 5 - NAYS: 4

---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.

---Nays: Castellano, Marsh, Russo, Soares.

The City Council then voted a second time on resolution #05-1824 as follows:

05-1824

---By Councilman Ramos:

1. Authorizing additional temporary emergency appropriations to the SFY 2005 budget until such time as a formal budget is adopted (S&W).

---Motion duly seconded by Council President Del Boccio.

---**FAILED*** by the following vote: YEAS: 5 - NAYS: 4

---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.

---Nays: Castellano, Marsh, Russo, Soares.

- the resolution requires two-thirds or six (6) votes to pass.

Councilman Campos left the meeting at 8:47 p.m.

Councilman Campos returned at 8:51 p.m.

Councilman Ramos left the meeting at 8:52 p.m.

All regular business concluded the following members of the public spoke at the "Public Portion" of the meeting: Tom Newman, 225 Garden Street; Tim Daly, 1110 Park Avenue; Jennifer Marsh, 68 Park Avenue; Scott Wishnow, 415 Newark Street; Rado Nikolov, 415 Newark Street; Lane Bajardi, 70 Park Avenue; Ron Hine, 258 Newark Street; Bob Bowdon 415 Newark Street; Margaret O'Brien, 54 11th Street; Carlos Figuiredo, 415 Newark Street; Karen Marsh, 705 Garden Street; Maryann Farley, 407 4th Street; Maurice De Gennaro, 614 Hudson Street; Greg Uslerovich, 415 Newark Street; Michael Lenz, 408 Monroe Street; David Roberts, 415 Newark Street.

President Del Boccio then adjourned the meeting at 9:54 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

SPECIAL MEETING OF MARCH 21, 2005

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, MARCH 21, 2005 AT 6:00 PM

At this time, 6:00 p.m., the City Clerk read the following letter dated March 17, 2005 into the record:

05-1844

The Honorable Richard Del Boccio
President, Hoboken City Council
Hoboken City Hall
94 Washington Street
Hoboken, NJ 07030

Re: Special Meeting of the Hoboken City Council

Dear City Council President Del Boccio:

I hereby call a Special Meeting of the Hoboken City Council for Monday, March 21, 2005 at 6:00 pm in the City Council Chambers, 94 Washington Street, Hoboken, New Jersey for the following purposes:

- 1) Authorizing additional temporary emergency appropriations to the SFY 2005 budget until such time as a formal budget is adopted (S&W).
- 2) Authorizing additional temporary emergency appropriations to the SFY 2005 budget until such time as a formal budget is adopted (O&E).

Very truly yours,
David Roberts
Mayor
City of Hoboken

DR/jb

cc: City Council Members
Richard F. England, Interim Business Administrator
Joseph S. Sherman, Esq., Corporation Counsel
James J. Farina, City Clerk
Jersey Journal/The Record/Star Ledger

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

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

The City Clerk then called the roll:

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

ABSENT: None.

At this time Mayor Roberts addressed the City Council regarding the resolutions.

05-1845

---By Council President 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 temporary emergency appropriations:

ACCOUNT	ACCOUNT #	AMOUNT
Personnel SW	5-01-20-105-010	\$31,600.00
Mayor's Office SW	5-01-20-110-010	43,300.00
City Council SW	5-01-20-111-010	29,000.00
Business Adm. SW	5-01-20-110-010	17,100.00
A.B.C. Bd SW	5-01-20-113-010	2,100.00
Purchasing SW	5-01-20-114-010	36,200.00
Grants Mgmt SW	5-01-20-116-010	29,400.00
City Clerk SW	5-01-20-120-010	49,500.00
Finance Super. SW	5-01-20-130-010	17,500.00
Accts. & Control SW	5-01-20-131-010	31,200.00
Payroll SW	5-01-20-132-010	11,000.00
Tax Collector SW	5-01-20-145-010	45,600.00
Info. Tech. SW	5-01-20-147-010	9,000.00
Assessor's SW	5-01-20-150-010	46,700.00

Corp. Counsel SW	5-01-20-155-010	63,500.00
Planning Bd SW	5-01-21-180-010	10,700.00
Zoning Off. SW	5-01-21-186-010	22,000.00
Housing Insp. SW	5-01-21-187-010	31,500.00
Construction SW	5-01-22-195-010	120,800.00
Police SW	5-01-25-241-010	2,140,000.00
Emerg. Mgmt SW	5-01-25-252-010	3,500.00
Fire Dept. SW	5-01-25-266-010	1,900,000.00
Signal & Traff. SW	5-01-25-267-010	34,100.00
Env. Svcs. Dir SW	5-01-26-290-010	64,800.00
Central Garage SW	5-01-26-301-010	21,000.00
Solid Waste SW	5-01-26-305-010	282,000.00
Hum. Svcs. Dir. SW	5-01-27-330-010	21,000.00
Const. Svcs. SW	5-01-27-333-010	24,300.00
Senior Citiz. SW	5-01-27-336-010	70,600.00
Rent Control SW	5-01-27-347-010	27,900.00
Transportation SW	5-01-27-348-010	37,600.00
Recreation SW	5-01-28-370-010	112,600.00
Parks SW	5-01-28-375-010	125,000.00
Public Prop. SW	5-01-28-377-010	131,500.00
Mun. Court SW	5-01-43-490-010	144,900.00
Public Defender SW	5-01-42-495-010	7,100.00
	TOTAL	\$5,796,400.00

(Outside Cap)

Public Lib SW	5-01-29-390-010	124,000.00
Parking Utility S&W	5-31-55-502-100	252,000.00
	TOTAL	\$376,000.00

Authorizing additional temporary emergency appropriations to the SFY 2005 budget until such time as a formal budget is adopted (S&W).

Before the vote was taken the following addressed the City Council: Joseph Grossi, 10 Church Towers; Ken Ferrante, 1 Marineview Plaza; Anton Peskens, 510 Jemco Place, Ridgewood, NJ; Andrew Markey, 1064 Shade Drive, Toms River, NJ; Michael Lenz, 408 Monroe Street.

Motion duly seconded by Councilman Campos.

--- **FAILED*** by the following vote: YEAS: 5 - NAYS: 4

---Yeas: Campos, Cricco, Giacchi, Ramos and President Del Boccio.

---Nays: Council persons Castellano, Marsh, Russo, Soares.

* the vote requires a two-thirds vote to pass or six (6) of the nine (9) member City Council.

05-1846

---By Council President 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 temporary emergency appropriations:

ACCOUNT (Within Cap)	ACCOUNT #	AMOUNT
City Clerk O&E	5-01-20-120-021	500.00
Legal Ads O&E	5-01-20-121-020	8,000.00
Finance Supervisor O&E	5-01-20-130-021	500.00
Corp. Counsel O&E	5-01-20-155-021	1,000.00
Comm. Development O&E	5-01-20-160-021	15,000.00
Planning Bd O&E	5-01-20-180-021	16,000.00
Bd. Of Adjust O&E	5-01-20-185-021	12,000.00
Copiers O&E	5-01-23-213-020	8,000.00
Celebrate Public Event O&E	5-01-23-216-020	4,500.00
Office Supplies O&E	5-01-23-218-020	625.00
Environ. Svc. Director O&E	5-01-26-290-021	500.00
Streets & Roads O&E	5-01-26-291-021	7,000.00
Transportation O&E	5-01-27-348-021	1,000.00
Recreation O&E	5-01-20-370-021	14,500.00
Electricity O&E	5-01-31-430-000	40,000.00
Street Lights O&E	5-01-31-435-000	50,000.00
Telephone O&E	5-01-31-440-000	20,300.00
Telecommunications O&E	5-01-31-450-000	900.00
Municipal Court O&E	5-01-43-490-021	<u>5,000.00</u>
	TOTAL	\$205,325.00
 (Outside Cap)		
Group Health O.&E.	5-01-30-400-030	700,000.00
Public Library O&E	5-01-29-390-021	60,000.00
Police/Fire Pension (PFRS)		1,128,816.00
Public Employ Pension (PERS)		76,996.00
Parking Utility O&E	5-31-55-502-020	<u>600,000.00</u>
	TOTAL	\$2,565,812.00

Motion duly seconded by Councilman Campos.

--- **FAILED*** by the following vote: YEAS: 5 - NAYS: 4

---Yeas: Campos, Cricco, Giacchi, Ramos and President Del Boccio.

---Nays: Council persons Castellano, Marsh, Russo, Soares.

* the vote requires a two-thirds vote to pass or six (6) of the nine (9) member City Council.

President Del Boccio then adjourned the meeting at 6:34 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

MEETING OF APRIL 20, 2005

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, APRIL 20, 2005 AT 7:00 PM

President Del Boccio 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, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

ABSENT: Soares.

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 (Deletion: 815 Park Avenue. (DR-189)

President Del Boccio 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 Del Boccio asked for a motion to close the hearing.

Councilman Campos 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, Giacchi, Marsh, Ramos, Russo and President Del Boccio.
---Nays: None.
---Absent: Soares.

Council President Del Boccio 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, Giacchi, Marsh, Ramos, Russo and President Del Boccio.
---Nays: None.
---Absent: Soares.

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 202 FIFTH STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS LOT 37, BLOCK 180, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-190)

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

One member of the public spoke regarding the ordinance: Helen Hirsch, 98 Park Avenue. No other person present desiring to be heard and no written protests or objections received, President Del Boccio asked for a motion to close the hearing.

Councilman Giacchi 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, Giacchi, Marsh, Ramos, Russo and President Del Boccio.
---Nays: None.
---Absent: Soares.

Council President Del Boccio 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, Giacchi, Marsh, Ramos, Russo and President Del Boccio.
---Nays: None.
---Absent: Soares.

AN ORDINANCE MAKING VARIOUS DETERMINATIONS BY THE CITY OF HOBOKEN IN CONNECTION WITH LOT 3, BLOCK 225 WITHIN THE CITY OF HOBOKEN. (DR-191)

President Del Boccio 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 Del Boccio asked for a motion to close the hearing.

Councilman Campos moved that the hearing be closed.

Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

Council President Del Boccio 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, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF REAL PROPERTY LOCATED AT 1100-1110 JEFFERSON STREET, HOBOKEN, NEW JERSEY, FOR REDEVELOPMENT IN ACCORDANCE WITH THE NORTHWEST REDEVELOPMENT PLAN. (DR-192)

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

One member of the public spoke regarding the ordinance: Helen Hirsch, 98 Park Avenue. No other person present desiring to be heard and no written protests or objections received, President Del Boccio 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: 8 - NAYS: 0 - ABSENT: 1

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

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

---Adopted by the following vote: YEAS: 5 - NAYS: 1 - ABSTENTIONS: 2 - ABSENT: 1
---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.
---Nays: Marsh.
---Abstentions: Castellano, Russo.
---Absent: Soares.

AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A SALE AND LEASE PURCHASE AGREEMENT WITH THE HUDSON COUNTY IMPROVEMENT AUTHORITY RELATING TO THE HOBOKEN DPW GARAGE PROJECT. (DR-192A)

President Del Boccio 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: Maurice De Gennaro, 614 Hudson Street; Helen Hirsch, 98 Park Avenue. No other person present desiring to be heard and no written protests or objections received, President Del Boccio asked for a motion to close the hearing.

Councilman Campos moved that the hearing be closed.
Motion duly seconded by Councilman Russo.

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

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

---Adopted by the following vote: YEAS: 5 - NAYS: 3 - ABSENT: 1
---Yeas: Council persons Campos, Cricco, Giacchi, Ramos and President Del Boccio.
---Nays: Castellano, Marsh, Russo.
---Absent: Soares.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278 (Traffic signals on Monroe and First Streets. (DR-193)

President Del Boccio 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 Del Boccio asked for a motion to close the hearing.

Councilman Campos moved that the hearing be closed.

Motion duly seconded by Councilman Russo.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

Council President Del Boccio 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, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

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 101 JEFFERSON STREET HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOW AS LOT 1.01, BLOCK 30, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-194)

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

One member of the public spoke regarding the ordinance: Helen Hirsch, 98 Park Avenue. No other person present desiring to be heard and no written protests or objections received, President Del Boccio asked for a motion to close the hearing.

Councilman Giacchi 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, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

Council President Del Boccio 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, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

--Nays: None.
--Absent: Soares.

05-1885

APPLICATIONS FOR MISCELLANEOUS LICENSES

Vendors-----	1
Raffles -----	1
Music Machines-----	2
Parking Facilities-----	1

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

REPORTS OF CITY OFFICERS

05-1886

A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending March 31, 2005 - \$715,378.51.

--Received and filed.

CLAIM RESOLUTIONS

05-1887

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$237,801.03 against the UNCLASSIFIED CLAIMS.

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

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$30,144.19 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: 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 \$587,927.31 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, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: 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 \$8,489.18 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, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: 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 \$49,559.10 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Giacchi.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: 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 \$71,582.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT, GRANTS MANAGEMENT, SECTION 8.

Seconded by Councilman Giacchi.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: 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 \$113,057.28 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Ramos.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$154,180.21 against the CAPITAL ACCOUNT.

Seconded by Council President Del Boccio.

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

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

By Council President 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 \$12,514.12 against the PARKING UTILITY.

Seconded by Councilman Ramos.

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

PAYROLL RESOLUTIONS

05-1888

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD MARCH 24, 2005 TO APRIL 6, 2005 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	5-01-20-105	7,458.26			7,458.26
Mayor's Office	5-01-20-110	7,458.26			7,458.26
City Council	5-01-20-111	7,584.98			7,584.98
Bus Adm. Office	5-01-20-112	4,657.90			4,657.90
ABC Board	5-01-20-113			269.24	269.24
Purchasing	5-01-20-114	7,438.23		2,297.73	9,735.96
Grants Management	5-01-20-116	6,854.89			6,854.89
City Clerks Office	5-01-20-120	11,241.85	1,720.11		12,961.96

Elections	5-01-20-122				
Finance Office	5-01-20-130	4,707.12			4,707.12
Accounts / Controls	5-01-20-131	7,732.95			7,732.95
Payroll Division	5-01-20-132	2,915.88			2,915.88
Tax Collection	5-01-20-145	11,055.17		40.00	11,095.17
Assessor's Office	5-01-20-150	11,163.94			11,163.94
Corporation Counsel	5-01-20-155	14,459.54			14,459.54
Community Develop.	5-01-20-160	4,889.70			4,889.70
Treasurer	5-01-20-146				
Planning Board	5-01-21-180	2,592.85			2,592.85
Info Technology	5-01-20-147011	1,982.76			1,982.76
Zoning Officer	5-01-21-186	5,321.46			5,321.46
Housing Inspection	5-01-21-187	7,185.01			7,185.01
Construction Code	5-01-22-195	24,417.59			24,417.59
Police Division	5-01-25-241	457,551.61	3,581.30	11,780.57	472,913.48
Crossing Guards	5-01-25-241	6,129.81			6,129.81
Emergency Mgmt	5-01-25-252	673.38		96.15	769.53
Fire Division	5-01-25-266	423,739.77	5,728.34	39,184.80	468,652.91
Signal & Traffic	5-01-25-267	7,535.79			7,535.79
Envir. Ser. Dir. Office	5-01-26-290	14,532.14	2,347.79		16,879.93
Streets & Roads	5-01-26-291				
Central Garage	5-01-26-301	4,381.23		90.00	4,471.23
Sanitation	5-01-26-305	46,931.50	13,848.71	7,455.80	68,236.01
Housing Authority	5-01-28-370-015				
Human Service Direct.	5-01-27-330	5,501.12			5,501.12
Board of Health	5-01-27-332	12,864.89	2,736.45		15,601.34

Constituent Services	5-01-27-333	4,402.39			4,402.39
Senior Citizens Div	5-01-27-336	14,766.48	244.26	37,084.50	52,095.24
Rent Stabilization	5-01-27-347	6,337.19			6,337.19
Transportation	5-01-27-348	8,221.82	334.75		8,556.57
Recreation	5-01-28-370	17,034.02	1,372.92	260.00	18,666.94
Parks	5-01-28-375	24,217.33	1,752.36		25,969.69
Public Prop.	5-01-28-377	25,217.33	77.33		25,590.47
Public Library	5-01-29-390	26,528.91	587.97		27,116.88
Public Defender	5-01-43-495	2,203.16			2,203.16
Municipal Court	5-01-43-490	31,733.67	293.22		32,026.89
Parking Utility	5-31-55-501-100	47,867.46	844.23	346.98	49,058.67
Universal Cops	5-01-25-241-012	7,509.59		270.00	7,779.59
Cops In School	5-01-25-241-015	13,886.48	284.40	90.00	14,260.88
Civilian Hiring	5-01-25-241-016	4,774.66	416.88		5,191.54
Minority Affairs	5-01-27-331-011				
Summer Fun	5-01-28-370-013				
Summer Lunch	5-51-56-852-301				
Other					
Police Outside Employ.	T-14-10-000-000			49,160.00	49,160.00
Police Grant	DE 16-S7-01		7,227.06		7,227.06
Fire Dept. Penalty	T-13-10-000-001				
Fire Education Acct	T-13-10-000-000				
Grand Total		1,368,459.21	43,398.08	148,425.77	1,560,283.06

Motion by Councilman Ramos.
 Seconded by Council President Del Boccio.
 ---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT: 1

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

RESOLUTIONS

Presented and Read

05-1889

--By Councilman Ramos:

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

WHEREAS, Louis 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 **\$64,411.16** representing overpayment of taxes:

NAME	BL/LOT/UNIT	PROPERTY	AMOUNT
Piro Zinna Cifelli Paris & Genitempo 360 Passaic Ave Nutley, NJ 07110-2787	34\1\C005C	101 Willow Ave	\$804.00
Todd Pierce 1208 Washington St., Apt. 4N Hoboken, NJ 07030	247\34.2\C004N	1208WashingtonSt.	\$728.42
Aurora Loan Services P.O. Box 569772 Dallas, TX 75356	162\3\C002B	1021A-27Clinton St.	\$2,309.95
Anna D'Amelio 914 Castle Pt. Terrace Hoboken, NJ 07030	48\16	331 Monroe St.	\$1,911.91
Wells Fargo Home Mort. 1 Home Campus MAC: X2506-012 Des Moines, IA 50328-0001	20\28\C005D	82 Clinton St.	\$2,094.66
Sudha P. Desai 1011 Park Ave. #7 Hoboken, NJ 07030	185\7\C004L	1011 Park Ave	\$344.64
Jacqueline A. Rippo 234 Franklin Ave.	91\1.2\C0316	812 Grand Street	\$859.30

Nutley, NJ 07110

Chase Home Finance P.O. Box 569763 Dallas, Texas 75356-9763	115\9.01\C04041317-27	Grand Street	\$358.72
Washington Mutual 2210 Enterprise Dr. P.O. Box 100563-FSC0211 Florence, SC 29501	91\1.2	825-833 Adams St	\$5,099.08
Provident Bank 830 Bergen Ave Jersey City, NJ 07306	77\6\C0P19	609-613JeffersonSt.	\$100.55
First American Tax Serv Refund Dept. 6053 S. Fashion Sq. Rd., Suite 200 Murray, UT 84107	115\9	1317-27 Grand St.	\$3,519.25
Washington Mutual Attn: Tax Dept. FSC0211 P.O. Box 100573 Florence, SC 29501	38\5	217 Monroe St.	\$1,513.08
Countrywide Tax Serv. P.O. Box 10211 SV3-24 Van Nuys, CA 91410-0211	18\4\COP49	70 Adams St	\$ 510.88
First American Real Estate Tax Service PO Box 569766 Dallas, TX 75356	29\21\C000B	126 Jefferson St.	\$1,717.52
First American Real Estate Tax Service 1201 Elm St., Suite 400 Dallas, TX 75270	177\19\C0003	138-40 Garden St.	\$ 869.58
First American Real Estate Tax Service Recovery Dept. 1201 Elm St., Suite 300 Dallas, TX 75270	219\11	829-31WashingtonSt.	\$8,070.50
Countrywide Tax Serv. P.O. Box 10211-SV3-24 Van Nuys, CA 91410-0211	95\6\C000D	915 Madison St	\$1,456.92
ABN AMRO Mortgage 7159 Corklan Dr. Jacksonville, Fla 32258-4455	33\9\C000D	119 Clionton St.	\$603.30

First American Real Estate Tax Service 1201 Elm St., Suite 400 Dallas, Texas 75270	61\9\C005R	417 Adams St.	\$1,687.25
First American Real Estate Tax Service 1201 Elm St., Suite 400 Dallas, Texas 75270	39\12\C0002	221 Madison St.	\$2,608.73
First American Real Estate Tax Service 1201 Elm St., Suite 400 Dallas, Texas 75270	156\5\CCP-8	1118 Clinton St.	\$118.60
First American Real Estate Tax Service 1201 Elm St., Suite 400 Dallas, Texas 75270	95\21	916-22 Jefferson St.	\$2,009.00
Wells Fargo Home Mort. Attn: Naphtali Rediger MAC#2506-012 Des Moines, IA 50328	173\6\C3-07	1109-21Willow Ave	\$1,044.68
Citi Mortgage PO Box 23689 Rochester, NY 14692	18\4	70 Adams Street	\$671.00
Douglas Dickman & Stephanie White 1331 Grand St. #511 Hoboken, NJ 07030	115\9.01\COP46	1317-27 Grand St.	\$108.53
Erico A. Florio 74 Monroe St. Apt. 2 Hoboken, NJ 07030	15\25\C0002	74-76 Monroe St.	\$2,371.80
Citi Mortgage Mail Stop 22-528-1009 PO Box 9444 Gaithersburg, MD 20898-9444	220\22\C0006	938 Hudson St	\$5,307.97
First American Real Estate Tax Service 1201 Elm St., Suite 400 Dallas, Texas 75270	203\10	419 Bloomfield St. St.	\$2,669.00
First American Real Estate Tax Service 1201 Elm St., Suite 400	180\4	507 Park Ave	\$2,325.52

Dallas, Texas 75270

Citi Mortgage Mail Stop 22-528-1009 PO Box 9444 Gaithersburg, MD 20898-9444	75\8	619-21 Monroe St	\$1,242.25
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Wells Fargo Home Mort. MAC# 502-011 Des Moines, IA 50328	91\1.2\C0315	812 Grand Ave	\$3,618.80
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Robert S. Helman 700 First St. #144 Hoboken, NJ 07030	25\1C014H	700 First Street	\$1,887.79
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Brian J. Kappock, Esq. 232 Madison St. Hoboken, NJ 07030	59\9	419 Madison St.	\$1,487.41
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First American Tax Service 1201 Elm St Dallas, Texas 75270	149\1\C0W6B	419 Madison St.	\$1,487.41
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Wells Fargo Real Estate Tax Service 1 Home Campus MAX X2509-02C Des Moines, IA 50328-001	77\6\C0P-1	609-13Jefferson St.	\$100.50
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---Motion duly seconded by Council President Del Boccio.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

05-1890

---By Councilman Campos:

WHEREAS, Mary and Louis Francone dedicated their lives by public service to the benefit of their neighbors in the Fourth (4th) Ward; and

WHEREAS, Mary and Louis Francone never turned their back on children or families in their neighborhood by making sure that everyone was fed in times of need; and

WHEREAS, Mary and Louis Francone demonstrated their care for their community by distributing loaves of Easter bread loaves of Easter bread and community barbecues; and

WHEREAS, Mary and Louis Francone coordinated bus rides to Atlantic City from their club for the benefit of their neighbors; and

WHEREAS, Mary & Louis Francone were instrumental in the development of senior housing in Hoboken; and

WHEREAS, it is appropriate that the Mayor and the Hoboken City Council recognize Mary & Louis Francone, for their years of dedication to the community, by naming the park at Second (2nd) and Adams Street, behind the Multi Service Center, the Mary and Louis Francone Park as fitting reflection of the years of service and dedication they have provided our community.

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 as if fully set forth at length.
2. That the park on Second and Adams Street, behind the Multi Service Center, be named the Mary and Louis Francone Park.
3. This Resolution shall be in effect immediately.

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

05-1991

---By Councilman Campos:

WHEREAS, the Mayor of the City of Hoboken has received a grant award notice from the State of New Jersey Office of the Attorney General, Department of Law and Public Safety for the FY05 Statewide Local Domestic Preparedness Equipment Grant Program in the amount of \$150,000; and

WHEREAS, the purpose of this grant is to fund necessary equipment purchases as outlined within the grant proposal to enhance and improve the response time and preparedness of the Hoboken Police Department, the Hoboken Fire Department and the Hoboken Volunteer Ambulance Corp in the event of a local, state or regional disaster; now, therefore, be it

RESOLVED, by the Mayor and Council of the City of Hoboken, that the governing body does hereby accept this grant award in the amount of \$150,000 to fund the purchases as outlined within the grant proposal; and be it further

RESOLVED, that the Mayor of the City of Hoboken and/or his designee be hereby authorized to execute a Grant Agreement and accept the Terms and Conditions of said Grant Agreement on behalf of the City of Hoboken.

---Motion duly seconded by Councilman Ramos.

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

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

05-1992

--By Council President Del Boccio:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for the Fabrication and Installation of the Hoboken Signage Project for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 05-10.

Vendor	Total \$ Proposal
Jetco, Inc. 268 New York Avenue Jersey City, NJ 07307	\$35,875.00

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

1. The above recitals are incorporated herein as thoughtfully 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 authorized to execute an agreement for the above references goods and/or services based upon the following information:
4. A payment schedule of 50% of the proposed price to be paid initially and the balance due upon completion of installation.
5. The Purchasing Agent is to return the bid deposit to this vendor upon adoption of this resolution.

Before the vote was taken, one member of the public spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.

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

05-1993

--By Council President Del Boccio:

WHEREAS, the City of Hoboken sponsors the Hoboken Arts and Music Festival, to take place May 1, 2005; 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 Herman Hermit's contractual fees through Paradise Artists Inc. 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 Herman Hermit's to perform at the Festival on May 1, 2005.

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 for performing services of Herman's Hermit/Paradise Artists Inc.
- 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.
- 6.The Mayor or his designee shall execute necessary contracts.

Before the vote was taken, one member of the public spoke regarding the resolution: Helen Hirsch, 98 Park Avenue.

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

ORDINANCES

Introduction and First Reading

05-1994

DR-195

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 (Permit Parking for the Hoboken Fire Department at Second Street, Grand and Jefferson Streets) (DR-195).

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS: (Permit Parking for the Hoboken Fire Department

ARTICLE II
Parking, Standing or Stopping

190-6.1 Restricted parking for fire vehicles and officials business by permit only.

Section 1. The location described is hereby designated restricted parking; by permit only issued by the Hoboken Fire Department.

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>	<u>Restrictions</u>
Second Street	South	Beginning at a point 35 feet West of the westerly curblinle of Grand St. and extending 163 feet westerly therefrom	Vehicles owned and operated by members of the Hoboken Fire Dept. that are property identified by a permit used by the Hoboken Fire Dept. for the Hours of 8:00 am to 4:00 pm Monday through Friday.

<u>Names of Street</u>	<u>Side</u>	<u>Location</u>
Second Street	North	Beginning at a point 35 feet West of the westerly curblinle Of Jefferson Street and extending 163 feet westerly 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.

---Council President 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 4, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Campos, Castellano, Cricco, Giacchi, Marsh, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Soares.

All regular business concluded the following members of the public spoke at the "Public Portion" of the meeting: Maurice De Gennaro, 614 Hudson Street;

Councilman Cricco left the meeting at 7:58 p.m.

Councilman Cricco returned to the meeting at 8:01 p.m.

speakers continued: Helen Hirsch, 98 Park Avenue.

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

PRESIDENT OF THE COUNCIL

CITY CLERK

MEETING OF JUNE 15, 2005

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, JUNE 15, 2005 AT 7:00 PM

President Del Boccio 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, Giacchi, Ramos, Russo and President Del Boccio.

ABSENT: Cricco, Marsh, Soares.

05-1936

APPLICATIONS FOR MISCELLANEOUS LICENSES

Going Out of Business-----	1
Vendor-----	3
Music Machines-----	1
Parking Facilities-----	1
Raffles-----	2

---Councilman Ramos moved that the licenses be granted.

---Motion duly seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

REPORTS OF CITY OFFICERS

05-1937

A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending May 31, 2005 - \$13,104,372.55.

---Received and filed.

05-1938

A report of the Municipal Court indicating receipts for the month of May 2005 as \$287,389.04.

---Received and filed.

05-1939

A report of Municipal Clerk James J. Farina indicating bids received on June 14, 2005 for Summer Lunch Program; public bid #05-12 (1 bid received).

---Received and filed.

05-1940

A report of Municipal Clerk James J. Farina certifying the Municipal Run-off Election held on June 14, 2005:

**Certificate of Election
June 14, 2005**

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 results of the Municipal Run-off Election, held on June 14, 2005, 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 in 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 in 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 Mayor and for Councilpersons-at-large 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 Mayor is as follows:

David Roberts	5,761
Carol Marsh	4,239

The total number of votes received by each of the following named persons for the Office of Councilperson-at-Large is as follows:

Ruben Ramos, Jr.	5,344
Terry LaBruno	5,067
Peter Cammarano	4,982
Ines Garcia Keim	3,949
Tony Soares	4,074
Brian Urbano	3,863

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 Run-off Election held on the 14th day of June, 2005 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 14th day of June 2005 from the District Boards of Registry and Election of all the Election Districts in the City of Hoboken on the 14th day of June 2005 for the election of Mayor for the City of Hoboken and three Council persons-at-Large 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 14th day of June 2005, from the County Board of Elections of the County of Hudson of all the Election Districts in 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 Run-off Election held on the 14th day of June 2005 in the City of Hoboken, that DAVID ROBERTS was duly elected to the Office of MAYOR and, RUBEN RAMOS, JR., TERRY LA BRUNO and PETER CAMMARANO to the Office of COUNCIL PERSON-AT-LARGE of the City of Hoboken.

2. I issued and delivered to the successful candidates as aforesaid a Certificate of Election as provided by law.

3. The 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 15th day of June 2005.

JAMES J. FARINA
CITY CLERK

STATEMENT of the result of the Municipal Run-off Election held in the City of Hoboken, in the County of Hudson and the State of New Jersey, on the 14th day of June 2005 for Mayor 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 14th day of June 2005, from the District Boards of Registry and Election of all the Election Districts in the City of Hoboken that conducted the said Municipal Election on June 14, 2005, 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 14th day of June, 2005 from the County Board of Elections of the County of Hudson, State of New Jersey, of all the Election Districts in the City of Hoboken, pursuant to the provisions of N.J.S.A. 40:45-16.

The said DAVID ROBERTS, having received the majority of votes cast at said Municipal Run-off Election for the Office of Mayor was duly elected Mayor of the City of Hoboken, New Jersey and that RUBEN RAMOS, JR., TERRY LA BRUNO and PETER CAMMARANO having received the majority of votes cast at said Municipal Run-off Election for the Office of Council person-at-large were duly elected Council person-at-Large 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 15th day of June 2005.

JAMES J. FARINA
CITY CLERK

---Received and filed.

CLAIM RESOLUTIONS

05-1941

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$1,008,360.90 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$81,456.61 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

By Council President 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 \$347,763.54 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

By Council President 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 \$21,420.68 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

By Council President 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 \$190,207.76 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, 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 \$74,221.72 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Council President Del Boccio.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

By Councilman Ramos:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$349,871.52 against the CAPITAL ACCOUNT.

Seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

By Council President 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 \$54,200.64 against the PARKING UTILITY.

Seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

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

PAYROLL RESOLUTIONS

05-1942

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD MAY 19, 2005 TO JUNE 1, 2005 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	5-01-20-105	7,458.26			7,458.26
Mayor's Office	5-01-20-110	10,222.58			10,222.58
City Council	5-01-20-111	7,584.98			7,584.98
Bus Adm. Office	5-01-20-112	4,657.90			4,657.90
ABC Board	5-01-20-113				
Purchasing	5-01-20-114	5,140.50			5,140.50
Grants Management	5-01-20-116	6,854.89			6,854.89
City Clerks Office	5-01-20-120	12,829.78	198.78		13,028.56
Elections	5-01-20-122				
Finance Office	5-01-20-130	4,745.57		11.52`	4,657.09
Accounts / Controls	5-01-20-131	7,803.98			7,803.98
Payroll Division	5-01-20-132	2,915.88			2,915.88
Tax Collection	5-01-20-145	11,055.17			11,055.17
Assessor's Office	5-01-20-150	11,163.94			11,163.94
Corporation Counsel	5-01-20-155	14,459.54			14,459.54

Community Develop.	5-01-20-160	4,889.70			4,889.70
Treasurer	5-01-20-146				
Planning Board	5-01-21-180	2,592.85			2,592.85
Info Technology	5-01-20-147011	1,982.76			1,982.76
Zoning Officer	5-01-21-186	5,321.46			5,321.46
Housing Inspection	5-01-21-187	7,185.01			7,185.01
Construction Code	5-01-22-195	24,617.79			24,617.79
Police Division	5-01-25-241	456,329.21		837.69	457,166.90
Crossing Guards	5-01-25-241	10,386.30			10,386.30
Emergency Mgmt	5-01-25-252	673.38			673.38
Fire Division	5-01-25-266	417,363.02		869.18	418,232.20
Signal & Traffic	5-01-25-267	417,363.02		869.18	418,232.20
Envir. Ser. Dir. Office	5-01-26-290	14,565.16	1,789.56		16,354.72
Streets & Roads	5-01-26-291				
Central Garage	5-01-26-301	4,981.83			4,981.83
Sanitation	5-01-26-305	46,408.10	8,926.44	280.00	55,614.54
Housing Authority	5-01-28-370-015				
Human Service Direct.	5-01-27-330	5,501.12			5,501.12
Board of Health	5-01-27-332	12,864.89	1,742.33		14,607.22
Constituent Services	5-01-27-333	4,402.39			4,402.39
Senior Citizens Div	5-01-27-336	14,681.82	458.90		15,140.72
Rent Stabilization	5-01-27-347	5,155.73			5,155.73
Transportation	5-01-27-348	8,466.81	392.52	352.05	9,211.38
Recreation	5-01-28-370	21,659.02	1,244.16	5,320.40	28,223.58
Parks	5-01-28-375	24,159.33	2,037.94	52.00	26,249.27
Public Prop.	5-01-28-377	25,405.14	417.93		25,823.07

Public Library	5-01-29-390	25,893.37	298.17	26,191.54
Public Defender	5-01-43-495	2,203.59	125.90	31,329.49
Municipal Court	5-01-43-490	31,203.59	125.90	31,329.49
Parking Utility	5-31-55-501-100	48,262.06	196.74	48,458.80
Universal Cops	5-01-25-241-012	7,509.59		7,509.59
Cops In School	5-01-25-241-015	13,886.48		13,886.48
Civilian Hiring	5-01-25-241-016	4,774.66		4,774.66
Minority Affairs	5-01-27-331-011			
Summer Fun	5-01-28-370-013			
Summer Lunch	5-51-56-852-301			
Other				
Police Outside Employ.	T-14-10-000-000		39,495.00	39,495.00
Police Grant	DE 16-S7-01			
Fire Dept. Penalty	T-13-10-000-001		1,727.27	1,727.27
Fire Education Acct	T-13-10-000-000		1,518.24	1,518.24
Grand Total		1,368,586.49	21,407.96	47,217.84
				1,437,212.29

Motion by Councilman Ramos.

Seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

RESOLUTIONS

Presented and Read

05-1943

---By Councilman Ramos:

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 Prior to December 2003, through December 31, 2004 and have amassed a grand total of **\$31,440.25** and

WHEREAS, **CANCELLATION of these outstanding, dated checks** will best serve and protect the interests of the finances of this City; now therefore, be it

RESOLVE, that the **Department of Administration, Division of Revenue and Finance**, is hereby authorized to cancel said outstanding checks listed below in the amount **\$31,440.25**.

**GENERAL -NORTH FORK #4144010792
HUDSON UNITED #3982549660**

December 2003 & Prior					
6769	940.93	13545	3108.70	15870	5.00
7062	1237.50	13570	35.00	15992	10.15
7347	278.87	13585	25.00	16228	1572.64
7488	110.00	13700	252.16		
7951	3749.94	13874	440.96	May 2004	
8236	120.00	13971	2774.91	16454	1952.40
8516	300.00	14128	19.95	16530	1397.41
8871	400.65	14139	1256.60		
9590	875.00	14185	133.86	August 2004	
10139	80.00	14186	243.30	17139	50.00
10583	125.00	14665	168.87		
10803	1202.47	14792	1974.00	October 2004 - HUB	
11051	289.95	14979	12.81	20463	20.00
11421	562.27	15048	105.00		
11423	1719.39				
11756	494.02	January 2004		TOTAL	\$31440.25
12030	40.00	15410	700.83		
12036	250.00	March 2004			
12708	648.00	15821	260.00		
13027	544.68	15845	952.03		

---Motion duly seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

05-1944

---By Councilman Ramos:

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 1, 2000 through December 31, 2004 and have amassed a grand total of **\$17,364.55** and

WHEREAS, **CANCELLATION of these outstanding, dated checks** will best serve and protect the interests of the finances of this City; now therefore, be it

RESOLVE, that the **Department of Administration, Division of Revenue and Finance**, is hereby authorized to cancel said outstanding checks listed below in the amount **\$17364.55**

	WORKER'S COMP	NORTH FORK #3982692614
May 17, 2000	4088	750.00
	4140	99.08
	4142	48.24
	4143	2,272.00
November 12, 2001	5059	1,182.00
January 4, 2002	5261	150.00
	5262	864.00
April 15, 2002	10095	1,773.00
	10096	1,182.00
	10402	6,256.23
February 26, 2003	10716	100.00
June 18, 2003	11108	2,070.00
October 23, 2003	11216	150.00
January 3, 2004	11380	200.00
October 19, 2004	50026	100.00
	50027	84.00
	50028	84.00
	TOTAL	17,364.55

---Motion duly seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

05-1945

---By Councilman Ramos:

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 August 1, 2004 through December 31, 2004 and have amassed a grand total of \$ **1900.00** and

WHEREAS, **CANCELLATION of these outstanding, dated checks** will best serve and protect the interests of the finances of this City; now therefore, be it

RESOLVE, that the **Department of Administration, Division of Revenue and Finance**, is hereby authorized to cancel said outstanding checks listed below in the amount **\$1900.00**.

**COLLECTOR/PREMIUM
HUDSON UNITED #3982550112 \$1300.
NORTH FORK #4144012046 \$600**

October 6, 2004	1002	300.00
October 12, 2004	1004	300.00
November 3, 2004	1013	200.00
December 17, 2004	1029	500.00
August 24, 2004	1403	100.00
September 7, 2004	1406	200.00
	1413	100.00
	1416	200.00

TOTAL 1,900.00

- Motion duly seconded by Councilman Campos.
- Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
- Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.
- Nays: None.
- Absent: Cricco, Marsh, Soares.

05-1946

---By Councilman Ramos:

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 September 18, 2002 through December 31, 2004 and have amassed a grand total of \$ **3,472.42** and

WHEREAS, **CANCELLATION of these outstanding, dated checks** will best serve and protect the interests of the finances of this City; now therefore, be it

RESOLVE, that the **Department of Administration, Division of Revenue and Finance**, is hereby authorized to cancel said outstanding checks listed below in the amount \$ **3,472.42**

PAYROLL AGENCY NORTH FORK #4144010768

September 18, 2002	1108	46.06
November 27, 2002	1153	150.00
	20696	2150.00
February 15, 2003	1296	150.00
June 14, 2003	1464	1290.96
August 6, 2003	1497	246.00
March 24, 2004	1793	50.00
April 14, 2004	1777	46.06
April 28, 2004	1815	1251.84
August 9, 2004	2056	91.50

TOTAL 3472.42

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.
---Nays: None.
---Absent: Cricco, Marsh, Soares.

05-1947

---By Councilman Ramos:

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 September 1, 2004 through December 31, 2004 and have amassed a grand total of **\$3,705.26** and

WHEREAS, **CANCELLATION of these outstanding, dated checks** will best serve and protect the interests of the finances of this City; now therefore, be it

RESOLVE, that the **Department of Administration, Division of Revenue and Finance**, is hereby authorized to cancel said outstanding checks listed below in the amount **\$3,705.26**.

PAYROLL ACCOUNT - #3982549644/HUDSON UNITED

September 1, 2004	122898	9.52
	122919	57.06
	122929	47.56
	123005	1,526.44
October 13, 2004	124515	1,276.36
November 24, 2004	125803	41.56
December 8, 2004	126733	373.38
	127207	373.38
	Total	3,705.26

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.
---Nays: None.
---Absent: Cricco, Marsh, Soares.

05-1948

---By Councilman Ramos:

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 August 1, 2002 through December 31, 2004 and have amassed a grand total of \$112.00 and

WHEREAS, **CANCELLATION of these outstanding, dated checks** will best serve and protect the interests of the finances of this City; now therefore, be it

RESOLVE, that the **Department of Administration, Division of Revenue and Finance**, is hereby authorized to cancel said outstanding checks listed below in the amount \$112.00

CULTURAL AFFAIRS

AUGUST 21, 2002 \$112.00 1001

---Motion duly seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

05-1949

---By Councilman Ramos:

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 August 1, 2002 through December 31, 2004 and have amassed a grand total of \$5,000.00 and

WHEREAS, **CANCELLATION of these outstanding, dated checks** will best serve and protect the interests of the finances of this City; now therefore, be it

RESOLVE, that the **Department of Administration, Division of Revenue and Finance**, is hereby authorized to cancel said outstanding checks listed below in the amount \$5,000.00.

911 MEMORIAL FUND

MAY 12, 2004 \$5,000.00 1051

---Motion duly seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

05-1950

---By Councilman Ramos:

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 **\$65,676.49** representing overpayment of taxes:

<u>NAME</u>	<u>BL \LOT\UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Jonathan Harris 1331 Grand St.-Apt.603 Hoboken, N.J. 07030	115\9.01\C0P18	1317-27 Grand St.	\$106.93
Mindy Mac Bank 6900 Beatrice Drive Kalamazoo, Mi 49009	42\7\C0002	215-17 Grand St.	\$5,853.47
Countrywide Tax Service Corporation P. O. Box 10211 SV3-24 Van Nuys, CA 91410-0211	60\20	410 Adams St.	\$3,417.00
Ryan Tesiero 812 Grand St. Apt-221 Hoboken, N. J.07030	91\1.2\CPO20	812 Grand St.	\$ 79.59
Ryan Tesiero 812 Grand St. Apt-221 Hoboken, N.J.07030	91\1.2\C0221	812 Grand St.	\$1,070.92
Wells Fargo Real Estate Tax Service, LLC 1 Home Campus Des Moines, IA50328-001	29\17	133 Madison St.	\$3,216.00
Tara B. Naughton 1107 Washington Street, Apt. 7 Hoboken,N. J.07030	243\5\C0007	1107 Washington St.	\$1,858.17
Maripaz Faye Sta. Ana 955 Union Terrace	183\12\C001L805	805 Park Avenue	\$682.62

Union,NJ 07083

Columbia Bank 252\13 1119 Park Avenue \$1,913.52
19-01 Route 208 North
Fair Lawn, N. J. 07410
Attn: Rose Mary Belen

Mendes & Mount, LLP 83\9\C003S 717-19 Madison St. \$814.86
One Newark Center
Newark, N. J. 07102-5259
Attn: Paul Piantino, Esq.

Michael Walker 254\13\C004B20914thStreet \$1,194.79
1500 Washington Street
Apt. 3X
Hoboken, N.J.07030

Stephen R. Van Handle95\6\C003A 915 Madison St. \$1,349.25
915 Madison St. Apt-3A
Hoboken, N. J.07030

Clark C. Huang 18\4\C004I 70 Adams St. \$7,190.98
70 Adams St. Apt- 4I
Hoboken, N. J.07030

Clark C. Huang 18\4\C0P51 70 Adams St. \$510.88
70 Adams St. Apt – 4I
Hoboken,N. J.07030

CITI Mortgage 170\6\C0003 811 Willow Ave. \$2,400.75
P. O. Box 23689
Rochester, N. Y 14692

Chase Home Finance 79\7.1 611 Grand St. \$2,139.82
3415 Vision Drive
Columbus, Ohio 43219-6009

Citi Mortgage 201\14\C0001 233 Bloomfield St. \$1,760.03
P. O. Box 23689
Rochester, N. Y.14692
Attn: J. Artz

Citi Mortgage 201\14 233 Bloomfield St. \$3,518.30
P. O. Box 23689
Rochester,N. Y 14692
Attn: J. Artz

First American Real 15\14\C0004 607 1st Street \$418.29
Estate Tax Service
95 Methodist Hill Dr.
Suite 100
Rochester, N. Y14623

Tara I. Netherton 812 Grand Street Apartment 414 Hoboken, N. J. 07030	188\20\C001C	151-61 2 nd St.	\$992.13
Washington Mutual Home Loans 2210 Enterprise Drive P. O. Box 100573 Florence, S. C.29501-0573	89\12\C0P63	501 9 th Street	\$111.70
Francis R. Begovich Jr. Kristina E. Begovich 84 Adams Street Apt.-3B Hoboken, N.J. 07030	18\30\C003B	78-88 Adams St.	\$1,722.97
First American Real Estate Tax Service 1201 Elm Street Suite 300 Dallas, Texas 75270	61\15	416-18 Grand St.	\$7,801.07
Richard King 70 Adams Street – Apt. 5D Hoboken, N.J. 07030	18\4\C005D	70 Adams St.	\$2,449.12
Richard King 70 Adams Street–Apt5D Hoboken, N.J. 07030	18\4\C0P4	70 Adams St.	\$222.27
K. Cahill & J. Jockel 1110 Clinton Street #24 Hoboken, N. J.07030	156\4.1\C0024	1108-10 Clinton St	\$1,569.29
Washington Mutual 2210 Enterprise Drive Florence, South Carolina 29501 Attn: April S. Lynch	91\2	800-30 Grand St.	\$973.64
Washington Mutual 2210 Enterprise Drive Florence, South Carolina29501	48\17\C002B	333 Monroe Street	\$783.90
Letham Burns 95 Willow Avenue Apt. # 2A Hoboken,N.J.07030	22\3.1\C001R	265 1 st Street	\$2,243.91
First American Tax Service 1201 Elm Street # 300	156\11\C0302	1100-06 Clinton St.	\$1,846.82

Dallas, Texas 75270
Attn: Shavon Williams

Wells Fargo Real Estate Taz Service
1 Home Campus
Des Moines, IA 50328-0001
165\31.3 206-08 Park Ave. \$3,189.46

Hudson City Savings Bk79\3
West City Savings Bank
Paramus, N.J.07652-1478
356 6th Street \$2,274.04

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.
---Nays: None.
---Absent: Cricco, Marsh, Soares.

05-1951

---By Councilman Ramos:

WHEREAS, an overpayment of taxes has been made on the property on the list below: and

WHEREAS, tax appeal was filed by the property owners: and

WHEREAS, State Tax Court recommends a settlement in this matter, now, therefore, be it

RESOLVED, that a warrant be drawn on the City Treasurer made payable to the taxpayer appearing on the attached list totaling **\$19,438.00**

<u>NAME</u>	<u>BL\LT\UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Richard Nashel Atty Trust Account Nashel & Nashel LLC 415 60 th Street West New York, N. J.07093	212\1	101-05WashingtonSt.	\$19,438.00

---Motion duly seconded by Councilman Campos.
---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.
---Nays: None.
---Absent: Cricco, Marsh, Soares.

05-1952

---By Councilman Ramos:

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of a special item of revenue into the Municipal Budget of the City of Hoboken for SFY 2005 when such items shall have been made available by law and the amount thereof was not determined at the time of adoption of the budget; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Administration of the City of Hoboken shall request the Director of Local Government Services to approve the insertion of items of revenue into the Municipal Budget for SFY 2005 in the sum of \$5,189,002.00 which is now available as a revenue from the State of New Jersey and/or Hudson County, pursuant to the statutory provisions and;

BE IT FURTHER RESOLVED, that a like sum in the amount of \$5,189,002.00 hereby appropriated under the attached list's captions.

---Motion duly seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

05-1953

---By Councilman Ramos:

BE IT 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:

CURRENT FUND		FROM	TO
Operations-Within "Caps"			
Mayor's Office SW	5-01-20-110-010	1,000.00	
City Council SW	5-01-20-111-010	6,000.00	
Business Adm. SW	5-01-20-110-010	12,000.00	
Grants Mgmt SW	5-01-20-116-010	130,000.00	
City Clerk SW	5-01-20-120-010	2,000.00	
Codification OE	5-01-20-123-020	4,000.00	
Finance Super. SW	5-01-20-130-010	500.00	
Accts. & Control SW	5-01-20-131-010	30,000.00	
Tax Collector SW	5-01-20-145-010	45,600.00	
Corp. Counsel SW	5-01-20-155-010	6,000.00	
Special Counsel OE	5-01-20-156-021	20,000.00	
Community Develop OE	5-01-20-160-021	15,500.00	

Planning Bd OE	5-01-21-180-021	1,100.00	
Housing Insp. SW	5-01-21-187-010	14,000.00	
Construction SW	5-01-22-195-010	38,000.00	
Dues & Membership OE	5-01-23-212-020	5,000.00	
Copiers OE	5-01-23-213-020	10,000.00	
Solid Waste S&W	5-01-26-305-010	17,000.00	
Solid Waste OE	5-01-26-305-021	100,000.00	
Hum. Svcs. Dir. SW	5-01-27-330-010	28,000.00	
Const. Svcs. SW	5-01-27-333-010	13,000.00	
Board of Health SW	5-01-27-332-010	38,000.00	
Senior Citizen SW	5-01-27-336-010	56,000.00	
Rent Control SW	5-01-27-347-010	11,000.00	
Recreation SW	5-01-28-370-010	25,000.00	
Waterfront Devel. OE	5-01-31-462-000	45,000.00	
Personnel S&W	5-01-20-105-010		\$7,500.00
Mayor's Office OE	5-01-20-110-021		500.00
City Council OE	5-01-20-111-021		3,500.00
Purchasing SW	5-01-20-114-010		2,000.00
City Clerk OE	5-01-20-120-021		1,000.00
Legal Ads OE	5-01-20-121-020		2,000.00
Finance Supervisor SW	5-01-20-130-010		1,200.00
Accts & Controls	5-01-20-131-021		2,000.00
Payroll SW	5-01-20-132-010		1,500.00
Tax Collector OE	5-01-20-145-021		8,000.00
Assessor's SW	5-01-20-150-010		3,000.00
Assessor's OE	5-01-20-150-021		1,500.00
Corp. Counsel OE	5-01-20-155-021		1,000.00
Community Development SW	5-01-20-160-010		15,500.00
Planning Board S&W	5-01-21-180-010		1,100.00
Zoning Off. SW	5-01-21-186-010		2,500.00
Construction OE	5-01-22-195-021		38,000.00
Police Dept. OE	5-01-25-241-021		5,000.00
Signal & Traff. SW	5-01-25-267-010		9,500.00
Signal & Traff. OE	5-01-25-267-021		8,000.00
Env. Svcs. Dir SW	5-01-26-290-010		13,000.00
Streets & Roads OE	5-01-26-291-021		32,000.00
Central Garage SW	5-01-26-301-010		10,000.00
Hum. Svcs. Dir. OE	5-01-27-330-021		700.00
Public Prop. SW	5-01-28-377-010		56,500.00
Public Prop. OE	5-01-28-377-021		41,000.00
Transportation SW	5-01-27-348-010		23,300.00
Parks S&W	5-01-28-375-010		165,000.00
Parks OE	5-01-28-375-021		2,000.00
Streets Lights OE	5-01-31-435-000		11,000.00
Telephone OE	5-01-31-440-000		32,025.00
Fuel Oil OE	5-01-31-447-000		5,275.00
Gasoline OE	5-01-31-460-000		59,000.00
Municipal Court SW	5-01-43-490-010		<u>63,500.00</u>
	TOTALS	\$634,100.00	\$634,100.00

CURRENT FUND

(Outside of Caps)

Group Health Ins. OE	5-01-30-400-030	\$36,000.00	
Hoboken Parking OE	5-01-55-502-200	84,000.00	
Con. Police & Fire Pens.	5-01-36-474-000	<u>170,000.00</u>	
Liability Ins. OE	5-01-30-400-010		36,000.00
Hoboken Parking SW	5-01-55-502-100		14,000.00
Social Security	5-01-36-472-000		<u>240,000.00</u>
	TOTALS	\$290,000.00	\$290,000.00

---Motion duly seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

05-1954

---By Councilman Ramos:

WHEREAS, the Hudson County Department of Planning is soliciting applications for funding through the Hudson County Open Space Trust Fund for development projects within the County of Hudson; and

WHEREAS, Hoboken Cove Boathouse organization, c/o Downtown Boathouse, Inc. desires to further the public interest by obtaining funding in the amount of \$60,000 in grant funds toward the construction of a kayak facility to be located at the Hoboken Cove Park; and

WHEREAS, a resolution of the Hoboken City Council supporting such application is a requirement for the submission of an application by non-profit entities;

NOW, THEREFORE, the governing body of the City of Hoboken resolves that it supports the submission of such application by Hoboken Cove Boathouse organization, c/o Downtown Boathouse, Inc.; and be it further

RESOLVED, that the Mayor of the City of Hoboken is hereby authorized to supply a letter of support to the Hoboken Cove Boathouse organization, c/o Downtown Boathouse, Inc. and be it further

RESOLVED, that the Mayor of the City of Hoboken is hereby authorized to supply a letter of support to the Hoboken Cove Boathouse organization, c/o Downtown Boathouse, Inc. for inclusion in their application to the Hudson County Open Space Trust Fund.

---Motion duly seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

05-1955

---By Councilman Ramos:

WHEREAS, the Hudson County Department of Planning is soliciting applications for funding through the Hudson County Open Space Trust Fund for development projects within the County of Hudson; and

WHEREAS, City of Hoboken desires to further the public interest by obtaining funding in the amount of \$2,000,000 in grant funds toward the purchase of 1600 Park Avenue Block 256, Lots 1-8 and Block 11, Lots 1-3 at a cost of \$7,100.00 (balance of project cost to be paid for by other City of Hoboken funding sources; and

WHEREAS, a resolution of the Hoboken City Council supporting such application is a requirement for the submission of an application by non-profit entities;

NOW, THEREFORE, the governing body resolves that David Roberts or the successor to the office of Mayor is hereby authorized to:

- (a) make application for such a grant
- (b) provide additional application information and furnish such documents as may be required
- (c) act as the authorized correspondent of the above named applicant, and be it further

RESOLVED BY THE Council of the City of Hoboken:

1. That, should funding be awarded, the Mayor is hereby authorized to execute an agreement and any amendment thereto with the County of Hudson with respect to the 1600 Park Avenue Acquisition Project;
2. That the applicant agrees to comply with all applicable federal, state and local laws, rules, and regulations in its performance of the project; and
3. That this resolution shall take effect immediately.

---Motion duly seconded by Councilman Campos.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3

---Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

---Nays: None.

---Absent: Cricco, Marsh, Soares.

05-1956

---By Council President Del Boccio:

WHEREAS, Party with Purpose has requested a permit from the City of Hoboken to conduct its the "Miles for Smiles" 5-K Race and/or 1 Mile Fun Run" on Tuesday, July 12,

2005 to benefit the Hoboken Boys and Girls Club and All Saints Community Development Corporation; and

WHEREAS, the City of Hoboken is supportive of this endeavor provided that neither the 5-Mile Race nor the 1-Mile Fun Run unduly interferes with the health, safety and welfare of the citizens of Hoboken and the City will not incur any substantial expenses in connection with the 5-Mile Race and/or 1 Mile Fun Run (hereinafter collectively referred to as "the Event"). Now, therefore, be it

RESOLVED, that the celebration of the Event to be held on Tuesday July 12, 2005, is hereby approved by the Council of the City of Hoboken upon the condition that Party with Purpose, working as the "Miles for Smile Committee (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. 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 permitter 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 6:00 p.m. to 9:00 p.m. on Tuesday, July 12, 2005. 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 two (2) 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 Tuesday, July 12, 2005 and must be removed before 9:00 am on Wednesday, July 13, 2005. 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 Richard England, Interim 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, 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 consideration cause for termination.

--Motion duly seconded by Councilman Giacchi.
--Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
--Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.
--Nays: None.
--Absent: Cricco, Marsh, Soares.

05-1957

--By Council President 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 City of Hoboken Bid 05-12:

WHEREAS, the below submitted bid was higher than the anticipated cost of the original bid specifications as advertised, and

Vendor	\$Lunch	Proposal
Karson Food Service Inc. 2109 Heck Avenue Hoboken, NJ 07030	\$2.19	\$28,940.85

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 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

Karson Food Service, Inc.
2109 Heck Avenue
Neptune. NJ 07753

--Motion duly seconded by Councilman Campos.
--Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
--Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

--Nays: None.
--Absent: Cricco, Marsh, Soares.

ORDINANCES

Introduction and First Reading

05-1958
DR-198

ORDINANCE AUTHORIZING EASEMENT AGREEMENTS BETWEEN THE CITY OF HOBOKEN AND THE PORT AUTHORITY OF NEW YORK/NEW JERSEY FOR EASEMENT AGREEMENT. (DR-198)

YORK/NEW JERSEY FOR EASEMENT AGREEMENT

WHEREAS, the City of Hoboken (“Hoboken”) seeks to grant easements to the Port Authority of New York/New Jersey (“Port Authority”) with respect to two (2) parcels of property owned by Hoboken (Pier A Park – waters within 50 feet access and the waterfront soccer field, as a helicopter landing site to support emergency operations) for the purpose of granting the Port Authority the right to use the properties as needed to respond to emergencies; and

WHEREAS, in order to do so, Hoboken and the Port Authority must enter into Easement Agreements to accomplish this goal; and

WHEREAS, such Easement Agreements, once so ordained, are appropriate pursuant to N.J.S.A. 40A:12-13 et Seq. ; and

WHEREAS, the forms of the Easement Agreements are attached hereto, and incorporated by reference.

NOW, THEREFORE, BE IT ORDAINED, 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 intent and purpose of this ordinance;
3. The Mayor or his designee is hereby authorized to execute Easement Agreements based upon the following information:

Easement in favor of Port Authority of New York/New Jersey, for water access to Pier A Park and helicopter access to 5th Street Soccer Field.

4. This Ordinance shall be in effect according to law.

--Council President 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 27, 2005 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, Castellano, Giacchi, Ramos, Russo and President Del Boccio.

--Nays: None.

--Absent: Cricco, Marsh, Soares.

05-1959

DR-199

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED. (Approvals: 59-13th Street; 711 Bloomfield Street; 909 Hudson Street) (DR-199)

HANDICAPPED

(Approval; 59-13th Street 711 Bloomfield Street, 909 Hudson Street)

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

Handicap Spaces

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

Caridad Copote 59-13th Street: south side of 13th Street, beginning at a point of 154 feet from the westerly curblineline of Hudson Street and extending 22 feet easterly therefrom.

Martin A. Mascis 711 Bloomfield Street: east side of Bloomfield Street, beginning at a point of 123 feet from the northerly curblineline of Seventh Street and extending 22 feet northerly therefrom.

Anna DeSimone 909 Hudson Street: east side of Hudson Street, beginning at a point of 310 feet from the southerly curblineline 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 this ordinance codified and incorporated in the official copies of the Hoboken Code. This ordinance shall take effect as provided by law.

--Council President 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 27, 2005 at 7:00 PM.

--Motion duly seconded by Councilman Campos.

--Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 3
--Yeas: Council persons Campos, Castellano, Giacchi, Ramos, Russo and President Del Boccio.
--Nays: None.
--Absent: Cricco, Marsh, Soares.

All regular business concluded the following members of the public spoke at the "Public Portion" of the meeting: Joseph Grossi, 10 Church Towers.

President Del Boccio then adjourned the meeting at 7:16 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

REORGANIZATION MEETING OF JULY 1, 2005

MINUTES OF A MEETING OF THE COUNCIL OF THE CITY OF HOBOKEN, NEW JERSEY, HELD IN THE COUNCIL CHAMBERS, CITY HALL, HOBOKEN, NEW JERSEY, FRIDAY, JULY 1, 2005 AT 12:00 PM

The City Clerk opened the meeting at 12:24 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 City Clerk then called for the Salute to the Flag.

The Clerk then called the roll:

PRESENT: Council persons Cammarano, Campos, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos and Russo.

ABSENT: None.

RESOLUTIONS

Presented and Read

05-1

---By Councilman Del Boccio:

RESOLVED, that Christopher Campos be and is hereby appointed President of the Hoboken City Council for a one year term expiring June 30, 2006.

Before the vote was taken the City Council unanimously voted to close the nominations for City Council President and then voted on the appointment of Christopher Campos as follows:

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Campos, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos and Russo.

---Nays: None.

The City Clerk then administered the oath of office for President Campos.

05-2

---By Council President 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, 2006.

Before the vote was taken the City Council unanimously voted to close the nominations for City Council Vice-President and then voted on the appointment of Richard Del Boccio as follows:

---Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

The City Clerk then administered the oath of office for Vice-President Del Boccio.

05-3

---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 2006 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 2005, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance, is the sum of \$70,946,00 and for the Parking Utility is the sum of \$12,148,429.00; and

WHEREAS, twenty sixth and one quarter percent (26.25%) of the total appropriations of the current fund in the fiscal year 2005 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvements fund, public assistance and public utilities in said fiscal year 2005 budget is the sum of \$18,623,376.00 and for the Parking Utility is the sum of \$3,188,962.60; 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, the total appropriations in the fiscal year 2005 budget made for interest and debt redemptions charges in the current funds is the sum of \$3,710,669.00; and

WHEREAS, the temporary appropriations in the fiscal year 2006 budget for interest

and debt redemptions charges are requested to be \$3,517,669.00 for the current fund and \$2,225,000.00 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 \$20,355,759.00 for the current fund including debt service and \$4,726,685 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/her records:

ACCOUNT DESCRIPTION	ACCOUNT #	SFY 2006
Mayor's Office		
Salary & Wages	20-110-1	68,100
Other Expenses	20-110-2	525
City Council		
Salary & Wages	20-111-1	50,900
Other Expenses	20-111-2	2,900
Officer of the City Clerk		
Salary & Wages	20-120-1	87,570
Other Expenses	20-120-2	1,200
Elections		
Salary & Wages	20-122-1	6,550
Other Expenses	20-122-2	1,000
Legal Advertising Other Exp.	20-121-2	7,875
Codification or Ord Other Exp.	20-123-2	1,050
Business Administrator's Office		
Salary & Wages	20-112-1	62,475
Other Expenses	20-112-2	1,000
Purchasing Division		
Salary & Wages	20-114-1	49,900
Other Expenses	20-114-2	650
Personnel & Health Benefits		
Salary & Wages	20-105-1	49,925
Other Expenses	20-105-2	200
Constituent Services		
Salary & Wages	27-333-1	35,050
Other Expenses	27-333-2	1,700
Revenue & Finance Director		
Salary & Wages	20-130-1	32,260
Other Expenses	20-130-2	900
Annual Audit O/E	20-135-2	60,000
Accounts & Controls		
Salary & Wages	20-131-1	60,900
Other Expenses	20-131-2	5,500
Payroll Division		
Salary & Wages	20-132-1	20,540
Other Expenses	20-132-2	200
Tax Collection		
Salary & Wages	20-145-1	74,810
Other Expenses	20-145-2	4,725
Treasury & Debt Service		
Salary & Wages	20-133-1	0

Other Expenses	20-133-2	0
Information Technology		
Salary & Wages	20-134-1	14,100
Other Expenses	20-134-2	1,000
Zoning Administration		
Salary & Wages	21-186-1	36,120
Other Expenses	21-186-2	260
Corporation Counsel		
Salary & Wages	20-155-1	99,490
Other Expenses	20-155-2	3,400
Special Counsel-O.E.	20-156-2	152,250
Expert Real Estate Appraisal OE	20-158-2	1,300
Office of Tax Assessor		
Salary & Wages	20-150-1	76,390
Other Expenses	20-150-2	3,020
Human Services		
Human Services Director		
Salary & Wages	27-330-1	37,275
Other Expenses	27-330-2	700
Rent Leveling & Stabilization Board		
Salary & Wages	27-347-1	43,050
Other Expenses	27-347-2	1,825
Housing Inspections		
Salary & Wages	21-187-1	36,775
Other Expenses	21-187-2	200
Transportation		
Salary & Wages	27-348-1	59,950
Other Expenses	27-348-2	1,825
Health Division		
Salary & Wages	27-332-1	27,332-1
Other Expenses	27-332-2	27,332-2
Senior Citizens Division		
Salary & Wages	27-336-1	92,900
Other Expenses	27-336-2	6,575
Hispanic & Minority Affairs		
Salary & Wages	27-331-1	0
Other Expenses	27-331-2	1,400
Recreation & Cultural Affairs		
Salary & Wages	28-370-1	202,125
Other Expenses	28-370-2	70,600
Environmental Services Director's Office		
Salary & Wages	26-290-1	111,340
Other Expenses	26-290-2	900
Parks		
Salaries and Wages	28-375-1	191,360
Other Expenses	28-377-2	20,200
Public Property		
Salary & Wages	28-377-1	198,290
Other Expenses	28-377-2	33,200
Streets & Roads		
Salary & Wages	26-291-1	0
Other Expenses	26-291-2	17,580
Signal & Traffic		
Salary & Wages	25-267-1	55,650

Other Expenses	25-267-2	8,130
Central Garage		
Salary & Wages	26-301-1	61,160
Other Expenses	26-301-2	49,875
Sanitation		
Salary & Wages	26-305-1	402,885
Other Expenses	26-305-2	735,000
Development Director's Office		
Salary & Wages	20-160-1	38,720
Other Expenses	20-160-2	28,740
Grants Management		
Salary & Wages	20-116-1	43,000
Other Expenses	20-116-2	400
Waterfront Development		
Other Expenses	31-462-2	25,000
Planning Board		
Salaries & Wages	21-180-1	17,800
Other Expenses	21-180-2	16,700
Zoning Bd. of Adjustment		
Salary & Wages	21-185-1	0
Other Expenses	21-185-2	11,800
Historic Preservation Committee		
Salary & Wages	20-175-1	0
Other Expenses	20-175-2	100
Police Division		
Salary & Wages	25-241-1	3,316,610
Other Expenses	25-241-2	70,875
Acquisition of Police Vehicles	25-242-2	6,000
Fire		
Salary & Wages	25-266-1	3,032,355
Other Expenses	25-266-1	69,560
Uniform Fire Safety (PL83,c383)		
Salary & Wages	25-265-1	5,000
Office of Emergency Management		
Salary & Wages	25-252-1	5,250
Other Expenses	25-252-2	525
Alcoholic Beverages Control Board		
Salary & Wages	22-113-1	1,890
Other Expenses	22-113-2	1,300
Volunteer Ambulance NJSA 40:5-2		
Other Expenses	25-260-2	20,000
N.H. Regional Council of Mayors		
Other Expenses	23-222-2	28,350
Settlement of Claims Against the City	23-219-2	600,000
Towing/Storage of Abandoned Vehicles		
Other Expenses	23-223-2	1,000
NJ Right to Know Law	23-221-2	0
Unclassified		
Insurance Other Expenses	30-400-1	245,700
Group Health Insurance OE	30-440-3	2,825,550
Salary Adjustment	36-478-2	0

Engineering OE	31-461-2	22,300
Labor Arbitration OE	23-214-2	0
Municipal Dues & Membership OE	23-212-2	2,600
Celebration of Public Events OE	23-216-2	21,000
Postage OE	23-211-2	26,250
Office Machines OE	23-213-2	15,750
Office Supplies OE	23-218-2	2,500
Electricity OE	31-430-2	105,000
Street Lighting OE	31-435-2	140,400
Gasoline OE	23-460-2	47,250
Fuel Oil (Heating) OE	31-447-2	0
Water & Sewer OE	31-445-2	10,500
Communications (Telephone) OE	31-440-2	60,200
Telecommunications OE	31-450-2	3,500
Contingent OE	35-470-2	1,000,000
STATUTORY EXPENDITURES		
Public Employees Retirement System		
	36-471-2	20,200
Social Security System (O.A.S.I.)	36-472-2	299,250
Consolidated Police & Firemen's Pension Fund		
	36-474-2	0
Police & Firemen's Retirement System of NJ		
	36-475-2	296,300
Police & Fire Widow Pension	36-476-2	0
Workers Compensation Insurance	30-400-2	86,625
Unemployment Compensation	23-225-2	30,975
Municipal Court		
Salary & Wages	43-490-1	227,980
Other Expenses	43-490-2	27,560
Public Defender		
Salary & Wages	43-495-1	15,200
Other Expenses	43-495-2	1,000
Public Library		
Salary & Wages	29-390-1	190,800
Other Expenses	29-390-2	115,500
Summer Food Program	41-700-2	<u>29,000</u>
	TOTAL	\$16,838,090
Municipal Debt Service		
Municipal Bond Interest	45-900-1	2,805,410
Payment of Bond Principal	45-920-2	505,000
Interest on Bonds	45-930-2	0
Local School District Debt Service		
Payment of Bond Principal	45-930-2	14,000
Interest on Bonds	45-930-2	574
Green Trust Loan Program		
Loan Repayments for Principal		
And Interest	45-940-1	<u>192,685</u>
	TOTAL	\$3,517,669
Parking Utility		
Salaries & Wages	55-502-1	343,610
Other Expenses	55-502-2	2,158,075

Parking Utility Debt Service

Payment of Bond Principal	55-503-1	880,000
Interest on Bonds	55-504-1	<u>1,345,000</u>
	TOTAL	\$4,726,685

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
---Nays: None.

05-4

---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;

WHEREAS, the Code of the City of Hoboken 41-1(A) provide 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 Peter Cammarano to serve as the Council Representative for the Planning Board of the City of Hoboken for a term expiring June 30, 2006.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
---Nays: None.

05-5

---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 of Local Government Services, 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 \$19,650.00.

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 2006 municipal tax to be \$21,500.00.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-6

PETITIONS AND COMMUNICATIONS

July 1, 2005

The Honorable Members of the City Council
City of Hoboken
94 Washington Street
Hoboken, New Jersey 07030

Dear Ladies & Gentlemen:

Pursuant to my authority under Chapter 44, Section 1-2 of the Hoboken Code, I hereby appoint Joseph Peluso, 2 Marineview Plaza, Hoboken, New Jersey to a one (1) term as a Class II Member of the Hoboken Planning Board to expire June 30, 2006.

Very truly yours,

DAVID ROBERTS
Mayor
City of Hoboken

--Received and filed.

All regular business concluded the following members of the public spoke at the "Public Portion" of the meeting: Margaret O'Brien, 54 11th Street.

President Campos then adjourned the meeting at 12:37 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

MEETING OF AUGUST 17, 2005

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, AUGUST 17, 2005 AT 7:00 PM

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

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

The Clerk then called the roll:

PRESENT: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

ABSENT: None.

05-48

PETITIONS AND COMMUNICATIONS

August 17, 2005

Mr. James Farina, City Clerk
City of Hoboken
94 Washington Street
Hoboken, NJ 07030

Dear Mr. Farina:

Pursuant to my authority as the Mayor of the City of Hoboken, I am making the following appointments:

- Richard F. England as Business Administrator retroactive July 1, 2005.

- Joseph Sherman as Corporation Counsel retroactive July 1, 2005.
- Joseph Peluso as Director Environmental Services retroactive July 1, 2005.
- Fred M. Bado as Director of Community Development retroactive July 1, 2005.
- Carmelo G. Garcia as Director of Human Services retroactive July 1, 2005.

Kindly provide the Council for the City of Hoboken with a copy of this letter.

Very truly yours,

DAVID ROBERTS
Mayor
City of Hoboken, New Jersey

--Received and filed.

05-48 -1

August 17, 2005

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

Dear Ladies & Gentleman:

Pursuant to my authority under Chapter 44, Section 35 of the Hoboken Code, I hereby appoint Mary Beth Asher, 310 2nd Street, Hoboken, New Jersey 07030 to serve as a regular member of the Historic Preservation Commission to a term which expires December 31, 2006. Ms. Asher will replace Jodie Sovak, who resigned on August 5, 2005.

Pursuant to my authority under Chapter 48, Section 2 of the Hoboken Code, I hereby reappoint Richard Del Boccio, 817 Hudson Street, Hoboken, New Jersey 07030 to serve as a Trustee of the Hoboken Public Library for a term of five (5) years to expire on June 30, 2010.

Very truly yours,

DAVID ROBERTS
Mayor
City of Hoboken

RESOLUTIONS

Presented and Read

05-48A

---By Council President Campos:

WHEREAS, N.J.S.A. 40A:9-136 authorizes the municipality to create the position of the Business Administrator; and

WHEREAS, the Code for the City of Hoboken § 4-5 *et seq.* created the position of the Business Administrator in the city of Hoboken; and

WHEREAS, N.J.S.A. 40A:9-136 provides that the Business Administrator's term of office shall be at the pleasure of the governing body;

WHEREAS, the Code for the City of Hoboken § 4-5 *et seq.* also proves that the term of office of the Business Administrator shall at the pleasure of the governing body,

NOW, THEREFORE, BE IT AND HEREBY RESOLVED by the Mayor and the Council of the City of Hoboken that to N.J.S.A. 40A:9-136 and the Code of the City of Hoboken, § 4-5 *et seq.* effective July 1, 2005, Richard England is appointed as the Business Administrator for the City of Hoboken, and

BE IT FURTHER RESOLVED, that Richard F. England is to be compensated at a base salary of one hundred seventeen thousand five hundred ninety (117,590.00) dollars per annum.

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-49

---By Council President Campos:

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

WHEREAS, Mayor David Roberts hereby appoints Joseph S. Sherman, Esq. Corporation Counsel, pursuant to N.J.S.A. 40A:9-139 and Code of the City of Hoboken, § 54-32 *et seq.*, retroactive to July 1, 2005, and

WHEREAS, funds are available for this purpose.

NOW, THEREFORE, BE IT AND HEREBY RESOLVED that the Council of the City of Hoboken hereby concurs in the appointment 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.*, and

BE IT FURTHER RESOLVED, that Joseph S. Sherman Esq. Is to be compensated at a base salary of one hundred thirteen thousand, twenty three (\$113,023.00) dollars per annum.

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

At this time, City Clerk James J. Farina administered the oath of office for Corporation Counsel Joseph Sherman.

05-50

--By Council President Campos:

WHEREAS, the Code for the City of Hoboken establishes the Department of Community Development, pursuant to the Code of the City of Hoboken, § 20-1 *et seq.*; and

WHEREAS, Mayor David Roberts hereby appoints Fred Bado as the Director of Community Development, pursuant to the Code of the City of Hoboken, § 20-1 *et seq.*, retroactive to July 1, 2005; and

WHEREAS, funds are available for this purpose.

NOW, THEREFORE, BE IT AND HEREBY RESOLVED that the Council of the City of Hoboken hereby concurs in the appointment of Fred Bado as Director of Community Development, pursuant to the Code of the City of Hoboken, § 20-1 *et seq.*, and

BE IT FURTHER RESOLVED, that Joseph Peluso is to be compensated at a base salary of eighty nine thousand three hundred six (\$89,306.00) dollars per annum.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

At this time, City Clerk James J. Farina administered the oath of office for Director of Community Development Fred Bado.

05-51

--By Council President Campos:

WHEREAS, the Code for the City of Hoboken establishes the Offices of Department of Human Services, pursuant to the Code of the City of Hoboken, § 39-1 *et seq.*; and

WHEREAS, Mayor David Roberts hereby appoints Carmelo Garcia as the Director of Human Services, pursuant to Code of the City of Hoboken, § 39-1 *et seq.*, and

WHEREAS, funds are available for this purpose.

NOW, THEREFORE, BE IT AND HEREBY RESOLVED that the Council of the City of Hoboken hereby concurs in the appointment of Carmelo Garcia as Director of Human Services, pursuant to the Code of the City of Hoboken, § 39-1 *et seq.*, and

BE IT FURTHER RESOLVED, that Carmelo Garcia is to be compensated at a base salary of eighty nine thousand three hundred six (\$89,306.00) dollars per annum.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
---Nays: None.

At this time, City Clerk James J. Farina administered the oath of office for Director of Human Services Carmelo Garcia.

05-52

---By Council President Campos:

WHEREAS, the Code for the City of Hoboken establishes the Department of Environmental Services, pursuant to the Code of the city of Hoboken, § 58-1 *et seq.*; and

WHEREAS, Mayor David Roberts hereby appoints Joseph Peluso as the Director of Environmental Services, pursuant to the Code of the City of Hoboken, § 58-1 *et seq.*, retroactive to July 1, 2005; and

WHEREAS, funds are available for this purpose.

NOW, THEREFORE, BE IT AND HEREBY RESOLVED that the Council of the City of Hoboken hereby concurs in the appointment of Joseph Peluso as Director of Environmental Services, pursuant to the Code of the City of Hoboken, § 58-1 *et seq.*, and

BE IT FURTHER RESOLVED, that Joseph Peluso is to be compensated at a base salary of eighty nine thousand three hundred six (\$89,306.00) dollars per annum.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
---Nays: None.

At this time, City Clerk James J. Farina administered the oath of office for Director of Environmental Services Joseph Peluso.

05-53

APPLICATIONS FOR MISCELLANEOUS LICENSES

Public Hack Drivers -----	4
Limo/Livery Drivers-----	2
Vendor-----	2
Mechanical Amusement Devices -----	5

Raffles-----	2
Parking Facilities-----	1

---Councilman Giacchi moved that the licenses be granted.
 ---Motion duly seconded by Councilwoman LaBruno.
 ---Adopted by the following vote: YEAS: 9 - NAYS: 0
 ---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
 ---Nays: None.

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: 115 Park Avenue) (DR-200)

President Campos 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 Campos 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
 ---Nays: None.

Council President Campos 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
 ---Nays: None.

AN ORDINANCE AMENDING THE CODE OF THE CITY OF HOBOKEN, CHAPTER 59A ENTITLED "DEPARTMENT OF PUBLIC SAFETY". (DR-201)

President Campos 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 Campos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.

Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

Council President Campos 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

REPORTS OF CITY OFFICERS

05-54

A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending July 31, 2005 - \$366,261.89.

---Received and filed.

05-55

A report of the Municipal Court indicating receipts for the month of July 2005 as \$262,892.42.

---Received and filed.

05-56

A report of Municipal Clerk James J. Farina indicating bids received on Friday, August 12, 2005 for Roadway Improvements; bid #06-01 (2 bids received).

---Received and filed.

CLAIM RESOLUTIONS

05-57

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$1,260,403.09 against the UNCLASSIFIED CLAIMS.

Seconded by Councilwoman La Bruno.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$95,776.26 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilwoman La Bruno.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---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 \$271,509.36 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

By Councilman Cricco:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$75,212.61 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--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 \$213,885.15 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

By Councilman Cammarano:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$87,911.03 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Del Boccio.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$260,184.88 against the CAPITAL ACCOUNT.

Seconded by Councilwoman La Bruno.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

By Councilwoman LaBruno:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$520,824.83 against the PARKING UTILITY.

Seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

PAYROLL RESOLUTIONS

05-58

By Councilman Giacchi:

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 14, 2005 TO JULY 27, 2005 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	6-01-20-105	7,458.26			7,458.26
Mayor's Office	6-01-20-110	10,266.08			10,266.08
City Council	6-01-20-111	7,565.59			7,565.59
Bus Adm. Office	6-01-20-112	9,495.00			9,495.00
ABC Board	6-01-20-113			269.24	269.24
Purchasing	6-01-20-114	5,170.41		2,379.76	7,550.17
Grants Management	6-01-20-116	7,029.78		2,993.00	10,222.00
City Clerks Office	6-01-20-120	15,197.97	248.48		15,446.45
Elections	6-01-20-122				
Finance Office	6-01-20-130	4,771.56			4,771.56
Accounts / Controls	6-01-20-131	5,158.77			5,158.77
Payroll Division	6-01-20-132	5,158.77			5,158.77
Tax Collection	6-01-20-145	2,915.88			2,915.88

Assessor's Office	6-01-20-150	11,195.97			11,195.97
Corporation Counsel	6-01-20-155	14,494.03		1,612.76	16,106.79
Community Develop.	6-01-20-160	4,917.20		24.75	4,941.95
Treasurer	6-01-20-146				
Planning Board	6-01-21-180	3,246.27			3,246.27
Info Technology	6-01-20-147011	1,982.76			1,982.76
Zoning Officer	6-01-21-186	5,321.46			5,321.46
Housing Inspection	6-01-21-187	7,185.01			7,185.01
Construction Code	6-01-22-195	26,018.79			26,018.79
Police Division	6-01-25-241	457,376.14	5,699.58	7,477.36	470,553.08
Crossing Guards	6-01-25-241	755.30			755.30
Emergency Mgmt	6-01-25-252	673.38		192.30	865.68
Fire Division	6-01-25-266	423,292.92	5,726.58	2,691.56	431,711.06
Signal & Traffic	6-01-25-267	9,248.49	372.00		9,620.49
Envir. Ser. Dir. Office	6-01-26-290	14,645.17	1,770.30		16,415.47
Streets & Roads	6-01-26-291				
Central Garage	6-01-26-301	4,962.12		453.70	5,415.82
Sanitation	6-01-26-305	46,329.49	9,621.75	307.72	56,258.96
Housing Authority	6-01-28-370-015	5,384.33			5,384.33
Human Service Direct.	6-01-27-330	5,519.12		16.20	5,535.32
Board of Health	6-01-27-332	10,798.27	1,496.40		12,294.67
Constituent Services	6-01-27-333	5,594.69			5,594.69
Senior Citizens Div	6-01-27-336	14,220.28	445.53	980.77	15,646.58
Rent Stabilization	6-01-27-347	6,337.19			6,337.19
Transportation	6-01-27-348	6,039.09	669.29		6,708.38
Recreation	6-01-28-370	34,514.38	2,326.59	2,477.78	39,318.75

Parks	6-01-28-375	22,588.37	546.45	23,134.82
Public Prop.	6-01-28-377	25,662.76	297.96	25,960.72
Public Library	6-01-29-390	27,181.84	298.17	27,480.01
Public Defender	6-01-43-495	2,203.16		2,203.16
Municipal Court	6-01-43-490	31,994.55	419.13	32,413.68
Parking Utility	6-31-55-501-100	46,091.14	1,70.79	47,791.93
Universal Cops	6-01-25-241-012	7,701.89	511.92	8,213.81
Cops In School	6-01-25-241-015	13,886.48		13,886.48
Civilian Hiring	6-01-25-241-016	4,834.46		4,834.46
Minority Affairs	6-01-27-331-011			
Summer Fun	6-01-28-370-013	32,047.25		32,047.25
Summer Lunch	6-51-56-852-301			
Other				
Police Ped. Safety Grant				
Police Outside Employ.	T-14-10-000-000		40,135.00	40,135.00
Police Urban Area Sec.	6-01-25-241-013		1,613.14	1,613.14
Fire Dept. Penalty	T-13-10-000-001			
Fire Education Acct	T-13-10-000-000			
GRAND TOTAL		1,421,459.43	33,764.56	62,011.90
				1,517,235.89

Motion by Councilman Giacchi.

Seconded by Councilwoman LaBruno.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-59

By Councilman Giacchi:

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 28, 2005 TO AUGUST 10, 2005 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	6-01-20-105	7,458.26			7,458.26
Mayor's Office	6-01-20-110	10,266.08			10,266.08
City Council	6-01-20-111	7,565.59			7,565.59
Bus Adm. Office	6-01-20-112	9,495.00			9,495.00
ABC Board	6-01-20-113			269.24	269.24
Purchasing	6-01-20-114	2,790.65			2,790.65
Grants Management	6-01-20-116	5,533.28			5,533.28
City Clerks Office	6-01-20-120	5,533.28			5,533.28
Elections	6-01-20-122	10,432.29			10,432.29
Finance Office	6-01-20-130	4,771.56			4,771.56
Accounts / Controls	6-01-20-131	5,158.77			5,158.77
Payroll Division	6-01-20-132	2,915.88			2,915.88
Tax Collection	6-01-20-145	11,055.17			11,055.17
Assessor's Office	6-01-20-150	11,195.97			11,195.97
Corporation Counsel	6-01-20-155	12,881.27			12,881.27
Community Develop.	6-01-20-160	4,940.73			4,940.73
Treasurer	6-01-20-146				
Planning Board	6-01-21-180	3,284.73		23.10	3,307.83
Info Technology	6-01-20-147011	1,982.76			1,982.76
Zoning Officer	6-01-21-186	5,321.46			5,321.46
Housing Inspection	6-01-21-187	7,185.01			7,185.01

Construction Code	6-01-22-195	23,017.19			23,017.19
Police Division	6-01-25-241	459,896.69	8,103.00	837.69	468,837.38
Crossing Guards	6-01-25-241	(755.30)			(755.30)
Emergency Mgmt	6-01-25-252	673.38			673.38
Fire Division	6-01-25-266	421,421.37		900.52	422,321.89
Signal & Traffic	6-01-25-267	7,381.93	545.06	6,890.44	14,817.43
Envir. Ser. Dir. Office	6-01-26-290	14,645.17	1,517.40		16,162.57
Streets & Roads	6-01-26-291				
Central Garage	6-01-26-301	4,416.12			4,416.12
Sanitation	6-01-26-305	46,375.05	9,051.29	616.00	56,042.34
Housing Authority	6-01-28-370-015	5,047.00			5,047.00
Human Service Direct.	6-501-27-330	5,519.12			5,519.12
Board of Health	6-01-27-332	10,798.27	1,571.22		12,369.49
Constituent Services	6-01-27-333	5,665.69			5,665.69
Senior Citizens Div	6-01-27-336	13,258.74	475.48	3,902.26	17,636.48
Rent Stabilization	6-01-27-347	6,337.19			6,337.19
Transportation	6-01-27-348	7,010.68	808.11		7,818.79
Recreation	6-01-28-370	26,308.06	1,290.24	255.00	27,853.30
Parks	6-01-28-375	20,932.61	1,169.89	1,958.48	25,060.98
Public Prop.	6-01-28-377	25,720.76	357.51		26,078.27
Public Library	6-01-29-390	27,147.84			27,147.84
Public Defender	6-01-43-495	2,203.16			2,203.16
Municipal Court	6-01-43-490	31,513.55	334.64		31,848.19
Parking Utility	6-31-55-501-100	46,632.81	1,426.97		48,059.78
Universal Cops	6-01-25-241-012	7,701.89	227.52		7,929.41
Cops In School	6-01-25-241-015	13,886.48			13,886.48

Civilian Hiring	6-01-25-241-016	4,834.46		4,834.46
Minority Affairs	6-01-27-331-011			
Summer Fun	6-01-28-370-013	23,198.63		23,198.63
Summer Lunch	6-51-56-852-301			
Other				
Police Outside Employ.	T-14-10-000-000		36,625.00	36,625.00
Police Grant	DE 16-S7-01			
Fire Dept. Penalty	T-13-10-000-001			
Fire Education Acct	T-13-10-000-000		1,542.33	1,542.33
Grand Total		1,382,765.77	28,420.66	53,277.73
				1,468,455.16

Motion by Councilman Giacchi.

Seconded by Councilwoman LaBruno.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

RESOLUTIONS

Presented and Read

05-60

---By the entire City Council:

WHEREAS, tobacco is the leading cause of preventable disease and death in the State and Nation; and

WHEREAS, tobacco smoke constitutes a substantial health hazard to the nonsmoking majority of the public; and

WHEREAS, the separation of smoking and non-smoking areas in indoor public places and work places does not eliminate the hazard to non-smokers if these areas share and common ventilation system; and

WHEREAS, secondary smoke is estimated to kill 53,000 people per year; and

WHEREAS, there is pending legislation before the New Jersey Legislature entitled the "New Jersey Smoke-Free Air Act", A.3975 and S.1926, which would prohibit smoking in indoor public places and work places and provide temporary reduced sales tax rates for certain retail liquor licensees; and

WHEREAS, the Mayor and Hoboken City council urges the New Jersey State Legislature to act quickly in passing the "New Jersey Smoke Free Air Act" and the Hoboken City Council further resolves to seek to enact a local ordinance if State Legislation is not enacted by January 1, 2006; and

WHEREAS, the Hoboken City Clerk is, upon passage of this resolution, directed to forward certified copies of this resolution to the Governor, Secretary of State, Senator Kenny, Assemblyman Stack and Assemblyman Sires.

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. This Resolution shall be in effect immediately.

---Motion duly seconded by the entire City Council.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-61

---By Councilwoman LaBruno:

WHEREAS, the committee denied approval:

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, NJ opposite the name (s) as reimbursement for handicap parking fees:

NAME/ADDRESS	AMOUNT
Florencio Rivera, 220 Adams Street	\$125.00
Mary Pepe, 1130 Willow Avenue	\$125.00
Mildred Scott, 1217 Park Avenue	\$125.00
Bernice Tropp, 222 Clinton Street	\$125.00
Stephanie Garcia, 717 Willow Avenue	\$125.00

---Motion duly seconded by Councilman Giacchi.
 ---Adopted by the following vote: YEAS: 9 - NAYS: 0
 ---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
 ---Nays: None.

05-62

---By Councilman Ramos:

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 **\$ 22,337.74** representing overpayment of taxes:

<u>NAME</u>	<u>BL \ LOT \ UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Mindy Mac 6900 Beatrice Drive Kalamazoo, Mi. 49009	42\7\C0002	215-17 Grand St.	\$1,951.48
Brian P. Finney 400 9 th Street, Apt. W3H Hoboken, NJ 07030	149\1\C0W3H	400-14 9 th St.	\$2,108.27
Susan Roderick 1129 Willow Avenue Apt.11A Hoboken, NJ 07030	173\3\C011A	261 12 th Street	\$4,953.87

---Motion duly seconded by Councilman Del Boccio.
 ---Adopted by the following vote: YEAS: 9 - NAYS: 0
 ---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
 ---Nays: None.

05-63

---By Councilman Ramos:

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 **\$ 28,594.36** representing overpayment of taxes:

<u>NAME</u>	<u>BL \ LOT \ UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Clinton 1015 & Avorom J. Gold Esq. 155 Prospect Avenue West Orange, NJ 07052	162\2	1015-19 Clinton St.	\$2,705.00
Metro West Home Corp. & Avorom J. Gold Esq. 155 Prospect Ave West Orange, NJ 07052	7\3	605 Jefferson St.	\$2,717.49
Nashal & Nashal Trust Acct. Nashal & Nashal 415 Sixtieth Street West New York, NJ 07030	206\43	700 Washington St.	\$1,485.45
Savard Realty Corp. c/o NJ Casket P.O. Box 3307 Hoboken, NJ 07030	114\18	1316-30 Grand St.	\$21,365.00
Ronald Fisher P.O. Box 1264 Madison, NJ 07940	170\32\C0001	816 Park Avenue	\$320.00

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-64

---By Councilman Ramos:

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 September 12, 2005 and establishing a grace period for the payment of Fourth Quarter taxes terminating on November 10, 2005 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, 2005 for Third Quarter taxes and November 1, 2005 for Fourth Quarter taxes.

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-65

---By Councilman Ramos:

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 eight (8%) percent per annum on the first One Thousand Five Hundred (\$1,500.00) Dollars of the delinquency and Eighteen (18%) percent per annum on any amount thereof in excess of said \$1,500.00, provided, however, that no interest shall be charged if payment of any installment is made with 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 if any delinquency charged to a taxpayer with a delinquency in excess of \$10,000. who fails to pay that delinquency prior to the end of the fiscal year. If such taxes are fully paid and satisfied by the holder 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; and, be it further –

RESOLVED, that the provisions of this resolution shall be effective with respect to all payments of taxes and assessments and interest upon the delinquent installments thereon, which shall be assessed from the date of this resolution; and, be it further –

RESOLVED, that any resolution heretofore adopted with respect to the payments of interest by reason of the non-payment of delinquent installments upon taxes and assessments inconsistent herewith is rescinded

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

05-66

--By Councilwoman LaBruno:

WHEREAS, the Hoboken Parking Utility is charged with providing on/off street parking for the citizens of Hoboken, and

WHEREAS, the Hoboken Parking Utility is also charged with enforcing existing parking regulations within the City of Hoboken, and

WHEREAS, this enforcement, occasionally, results in improper citations being issued by the employees of the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the towing and/or boot removal charges which were deemed to be improper equal to the amount shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Two Thousand Fifty Eight Dollars (\$2,058.00) and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2005 Budget Current Fund line number 5-31-55-502-200. (see attached list)

--Motion duly seconded by Councilman Giacchi.
--Adopted by the following vote: YEAS: 9 - NAYS: 0
--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

05-67

--By Councilwoman LaBruno:

WHEREAS, the Hoboken Parking Utility requires it's monthly customers within the Municipal Garages within Hoboken to make a deposit as security for the individual vehicle AVI (computer card) used to enter/exit the garage(s), and

WHEREAS, the Hoboken Parking Utility receives said deposits from the individual customers, and

WHEREAS, this deposit is refundable upon the cancellation of the contract between the individual and the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the deposit value shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Two Thousand Ten Dollars (\$2,010.00) and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2005 Budget Current Fund line number 5-31-55-502-200. (see attached list)

---Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-68

---By Councilman Ramos:

BE IT 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:

CURRENT FUND	ACCOUNT	FROM	TO
Operations-Within "Caps"			
Mayor's Office SW	5-01-20-110-010	200.00	
Mayor's Office OE	5-01-20-110-021	300.00	
City Council SW	5-01-20-111-021	300.00	
Business Admin. O.E.	5-01-20-112-021	300.00	
Grants Mgmt SW	5-01-20-116-010	1,000.00	
Legal Ads OE	5-01-20-121-020	2,500.00	
Codification OE	5-01-20-123-020	200.00	
Accts. & Control O.E	5-01-20-131-021	400.00	
Tax Collector OE	5-01-20-145-021	400.00	
Assessor's OE	5-01-20-150-021	400.00	
Special Counsel OE	5-01-20-156-021	22,900.00	
Copiers O.E.	5-01-23-213-020	300.00	
Towing & Storage OE	5-01-23-223-021	400.00	
Env. Svcs. Director SW	5-01-26-290-010	1,000.00	
Solid Waste OE	5-01-26-305-021	12,300.00	
Information Tech. SW	5-01-20-147-010	400.00	
Hum. Svcs. Dir. SW	5-01-27-330-010	300.00	
Const. Svcs. SW	5-01-27-333-010	5,900.00	
Board of Health SW	5-01-27-332-010	1,500.00	
Rent Control SW	5-01-27-347-010	3,100.00	
Electricity OE	5-01-31-430-000	34,500.00	
Street Lights OE	5-01-31-435-000	5,000.00	
Telephone OE	5-01-31-440-000	1,000.00	
Water & Sewer OE	5-01-31-445-000	1,500.00	
Telecommunication OE	5-01-31-450-000	1,500.00	

upon any public street; and conditioned for the payment of a sum 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 taxicab 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 Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-70

---By Councilman Giacchi:

WHEREAS, CHAD RICH TRANS has made application to the Mayor and Council of the City of Hoboken for transfer of Taxicab Owner License #14 to JBC-TRANS CORPORATION, and

WHEREAS, CHAD RICH TRANS has consented to said Transfer of Ownership and the application transfer for Taxicab Owner License #14 has been duly investigated as required by law and

WHEREAS, the Hoboken City Council agrees that Public Hack and Taxicab Owner License #14, expiring March 31, 2006 be subject to all of its terms and conditions once transferred to JBC-TRANS CORPORATION, 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 JBC-TRANS CORPORATION 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 \$15,000.00 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 \$30,000.00 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 taxicab upon any public street; and conditioned for the payment of a sum 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 taxicab 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: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-71

--By Councilwoman LaBruno:

WHEREAS, CHAD RICH TRANS has made application to the Mayor and Council of the City of Hoboken for transfer of Taxicab Owner License #15 to JBC-TRANS CORPORATION, and

WHEREAS, CHAD RICH TRANS has consented to said Transfer of Ownership and the application transfer for Taxicab Owner License #15 has been duly investigated as required by law and

WHEREAS, the Hoboken City Council agrees that Public Hack and Taxicab Owner License #14, expiring March 31, 2006 be subject to all of its terms and conditions once transferred to JBC-TRANS CORPORATION, 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 JBC-TRANS CORPORATION 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 \$15,000.00 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 \$30,000.00 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 taxicab upon any public street; and conditioned for the payment of a sum 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 taxicab 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 Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-72

---By Councilman Del Boccio:

WHEREAS, The Hoboken Italian Festival, Inc., with offices at 332 Adams Street, Hoboken has requested permission to conduct their annual Feast in honor of their patron saint, Madonna Dei Martiri for four consecutive days starting on Thursday, September 8, 2005 through and inclusive Sunday, September 11, 2005 on Sinatra Drive and Sinatra park; and

WHEREAS, Hoboken Italian Festival, Inc. 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 between Thursday, September 8, 2005 and Sunday, September 11, 2005. The hours of live music will be limited to the following schedule: Thursday, September 8th from 5:00 pm to 10:00 pm, Friday, September 9th from 5:00 pm to 11:00 pm, Saturday, September 10, from 12:00 noon to 11:00 pm and Sunday, September 11th, from 12:00 noon to 10:00 pm. Recorded music will be permitted at moderate levels and speakers positioned not to disturb area residents and will be discontinued at 11:00 pm. The bandstand will be directed in northern direction in an effort to minimize the noise levels in the southern waterfront residential areas.
- (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 11, 2005.
- (7) To have a procession through sections of Hoboken which is led by the feast committee, the guest of honor, the band, the statue of the saint and the members of the society and devotees on Saturday, September 10, 2005 to begin at 1:30 pm.
- (8) On Saturday, September 10, 2005 at about 9:00 pm to shoot a special pyrotechnic fireworks show on the riverfront at Pier A Park, subject to the approval of the U.S. Coast Guard and local Fire Permits.
- 9) To have the streets cleared of all vehicles and traffic, and
- 10) 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 Hoboken Italian Festival, Inc. to conduct its feast and fireworks display on the above dates and wishes them success for a happy event subject to the applicant's compliance with all requirement regarding permits, licenses and insurance and further subject to the approval of the U.S. Coast Guard.

---Motion duly seconded by Councilwoman LaBruno.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-73

---By Councilman Del Boccio:

WHEREAS, the City of Hoboken has been awarded funding in the amount of \$100,000 from the New Jersey Department of Transportation for the installation of a traffic light at River Street and Hudson Place; and

WHEREAS, the bids for the construction of this traffic light project have exceeded the \$100,000 award;

WHEREAS, the New Jersey Department of Transportation has decided to further assist the City to complete this project (see attached letter); and

WHEREAS, the City must submit NJ Department of Transportation Form SA-96 (see attached) in order to enter into an agreement for the additional funds, now, therefore be it

RESOLVED, that the City will submit such form, 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 such form 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.

05-74

---By Councilman Cricco:

WHEREAS, THE CITY OF HOBOKEN sponsors the Hoboken Arts & Music

Festival, to take place September 25, 2005, and

WHEREAS, the City of Hoboken will be joining in a contract with both BMI & ASCAP to secure the licensing rights for any music performed at the festival

WHEREAS, THE CITY OF HOBOKEN considers it desirable to enter into a contract with both BMI & ASCAP for the use of any music performed at the Festival on September 25, 2005.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HOBOKEN AS FOLLOWS:

1. The above recitals are incorporated herein s though fully set forth at lengths.
2. The Council hereby authorizes the Mayor, or his designee to execute any and all documents necessary to complete and receive the intent and purpose of this Festival Resolution.
3. The Mayor or his designee is authorized to execute a contract for \$268.00 to pay for the licensing of the music that will be performed.
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 for THE CITY OF HOBOKEN.
6. The Mayor or his designee shall execute necessary contracts.

---Motion duly seconded by Councilwoman Castellano.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-75

---By Councilman Giacchi:

THIS RESOLUTION RATIFIES THE ACTION OF THE ADMINISTRATION IN THE PUBLIC AUCTION OF ABANDONED VEHICLES HELD ON 15 JULY 2005

WHEREAS, pursuant to the resolution of the Council of the City of Hoboken, a car auction was held 15 July 2005 in the Court Room in City Hall, and,

WHEREAS, several parties aggressively bid for twenty (20) abandoned vehicles, and

WHEREAS, said these bidders collectively bought these twenty (20) cars for a total of Six Thousand Four Hundred Forty Dollars (\$6,440.00). Said payment was deposited in the City Clerk's Office for disposition in the City bank account, therefore, be it

RESOLVED, that the City Council of Hoboken hereby ratifies and approves said transactions.

--Motion duly seconded by Councilwoman LaBruno.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-76

--By Councilman Cricco:

WHEREAS, by Ordinance Number DR- 192 dated April 21, 2005, the City Council of the City of Hoboken ("City Council") authorized the acquisition by purchase or condemnation of the real property located at 1100 – 1110 Jefferson Street, Hoboken, New Jersey ("Subject Property"), for redevelopment in accordance with the Northwest Redevelopment Plan; and

WHEREAS, the City Council retained the services of Izenberg Appraisal Associates ("Izenberg") to appraise the Subject Property's fair market value; and

WHEREAS, the property was last inspected by Izenberg on June 29, 2005; and

WHEREAS, Izenberg prepared an appraisal report dated June 30, 2005, wherein it is opined that the fair market value of the Subject Property as set forth therein is \$2,060,000.00 as if clean or remediated; and

WHEREAS, the City Council has been provided a copy of the Izenberg report, a copy of which is annexed hereto as Exhibit A; and

WHEREAS, the City Council has considered the contents of the Izenberg appraisal report;

NOW, THEREFORE, BE IT RESOLVED THAT the City Council hereby approves the Izenberg appraisal report dated June 30, 2005; and

NOW, THEREFORE, BE IT FURTHER RESOLVED THAT the City Council hereby authorizes special condemnation counsel, Carlin and Ward, P.C. to make an offer to the Subject Property's owner of record in the full amount of the Izenberg appraisal report, \$2,060,000.00 assuming the subject property were clean or remediated; and;

NOW, THEREFORE, BE IT FURTHER RESOLVED THAT the City's offer reserve for the City any and all rights the City has or may have to recover all costs of remediation and/or cleanup of contamination and/or removal of solid waste and/or sanitary

landfill closure that the City or its successors may incur in the future by reason of conditions which were in existence as of or prior to the date of vesting of title in the City. The City's offer shall further reserve the right to seek, at the City's sole discretion, any and all available legal, administrative and equitable remedies to compel the Owner of Record or any other responsible party to remediate and/or clean up the property in accordance with applicable state and federal statutory and regulatory provisions or to remove solid waste or carry out closure of a sanitary landfill if located on the subject property. Pursuant to N.J.S.A. 58:10-23.11g(d)(4), the City will not assume liability for the cleanup and removal costs of any discharge which occurred or began prior to the City's ownership or use of the property.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
---Nays: None.

05-77

---By Councilwoman LaBruno:

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 handicapped parking fees.

NAME/ADDRESS	AMOUNT
SUDHA P. DESAI 1011 PARK AVENUE HOBOKEN, NEW JERSEY 07030	\$125.00

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
---Nays: None.

ORDINANCES

Introduction and First Reading

05-78
DR-202

AN ORDINANCE AMENDMENT AUTHORIZING INCREASE IN NUMBER OF TAXICAB LICENSES PURSUANT TO SECTION 179-2 (C) OF THE CODE OF THE CITY OF HOBOKEN. (From 48 to 58 licenses) (DR-202)

WHEREAS, section 179-2 (C) of the Code of the City of Hoboken limits the number of taxi licenses to forty-eight (48); and

WHEREAS, there is a need for additional taxicab services in the City of Hoboken; and

WHEREAS, any new taxicab licenses so authorized will be sold at public auction pursuant to the terms and conditions established by the Business Administrator and Law Director; and

WHEREAS, there shall be authorized ten (10) new licenses to be made available for public auction, increasing the total authorized from forty-eight (48) to fifty-eight (58).

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Hoboken that the number of authorized taxi licenses be increased by ten (10) from the present forty-eight (48) to fifty-eight (58); and

BE IT FURTHER ORDAINED that the ten (10) 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.

---Council President 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 7, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-79

DR-203

A BOND ORDINANCE AUTHORIZING VARIOUS PROJECTS AND IMPROVEMENTS IN, BY AND FOR THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, APPROPRIATING AN AGGREGATE AMOUNT OF \$11,900,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$11,400,000 IN AGGREGATE PRINCIPAL AMOUNT OF BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF. (DR-203)

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY THAT:

SECTION 1: There is hereby authorized, pursuant to the applicable statutes of the State of New Jersey, the projects more fully described in Schedule A annexed hereto and made a part of this bond ordinance, in, by and for the City of Hoboken (the "City"), County of

Hudson, State of New Jersey, together with other purposes necessary, appurtenant or incidental thereto or thereof:

SECTION 2: It is hereby determined and declared by this City Council as follows:

A. The estimated aggregate maximum amount of money to be raised from all sources for the purposes stated in Schedule A is \$11,900,000; the estimated maximum amount of money to be raised from all sources for each purpose is as set forth in Schedule A.

B. The estimated aggregate maximum amount of bonds or notes to be issued for the purposes stated in Schedule A is \$11,694,000; the estimated maximum amount of bonds or notes to be issued for each purpose is as set forth in Schedule A.

C. Appropriations were or are contained in a budget or budgets of the City heretofore adopted in the aggregate sum of \$206,000 for the purposes stated in Schedule A; there is now available in said appropriations, said sum of \$206,000, which sum is hereby appropriated as a down payment for the purposes stated in Schedule A. The down payments for each of the purposes stated in Schedule A are set forth in Schedule A.

SECTION 3: The sum of \$11,900,000, excluding said down payment of \$206,000, is hereby appropriated for the purposes stated in Schedule A, all as more fully set forth in Schedule A.

SECTION 4: For the purposes of financing part of the cost of the improvements described in Schedule A, exclusive of said down payment, the issuance of bonds of said City

in an aggregate principal amount not exceeding Eleven Million Four Hundred Thousand Dollars (\$11,694,000) is hereby authorized pursuant to the provisions of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. The rate or rates of interest, maturities, method of sale and other details of said bonds not determined herein shall be determined by subsequent resolution or resolutions adopted by this City Council pursuant to law.

SECTION 5: Pending the issuance of the bonds authorized in Section 4 hereof, bond anticipation notes of the City may be issued pursuant to said Local Bond Law in an aggregate principal amount not exceeding Eleven Million Four Hundred Thousand Dollars (\$11,694,000). Each such bond anticipation note shall be designated "Bond Anticipation Note." All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the City; provided that no note shall mature later than one year from its date. All such bond anticipation notes may be executed in the name of the City by the manual or facsimile signatures of the Mayor and chief financial officer or such other official of the City as may hereafter be designated by resolution or otherwise as provided by law and shall be under the seal of the City and attested by the City Clerk. The notes shall bear interest at such rate or rates and shall be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver such notes to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest, if any, from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the City Council at the meeting next succeeding the date when any sale or delivery of notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser or purchasers thereof.

SECTION 6: It is hereby further determined and declared by this City Council as follows:

(A) The improvements or purposes described in Schedule A are not current expenses; they are improvements or purposes that the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(B) The periods of usefulness of the purposes described in Schedule A for which the bonds are hereby authorized to be issued, within the limits prescribed by the Local Bond Law, are as set forth in Schedule A. The weighted average period of usefulness is at least 10 years.

(C) All bonds or notes issued pursuant to this ordinance shall bear interest at a rate not to exceed the maximum rate permitted by law.

(D) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the City Clerk prior to the passage of this ordinance on first reading, and a complete executed duplicate thereof has been filed in the office of the Director of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to the passage of this ordinance on final reading, and such statement shows that the gross debt of said City, as defined in N.J.S.A. 40A:2-43, is increased by this ordinance of \$11,694,000 and that the issuance of the obligations authorized by this ordinance will be within all debt limitations contained in the Local Bond Law.

(E) The aggregate amount of the proceeds of the obligations authorized by this ordinance to be expended for interest on the obligations authorized herein, engineering and inspection costs, legal expenses, and the costs of issuance of the obligations authorized by this ordinance, including printing, advertisement of ordinances and notices of sale and legal expenses, and other expenses as provided in N.J.S.A. 40A:2-20 does not exceed \$500,000 as more particularly set forth on Schedule A.

SECTION 7: The capital budget of the City is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith, and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services are on file with the City Clerk and are available for public inspection.

SECTION 8: In the event that moneys are lawfully received from any source for the purposes provided in this ordinance, such moneys shall be used for the purposes authorized herein and to reduce the amount of bonds or notes authorized to be issued by this ordinance by the amount so received, or if such other moneys are received after the issuance of the bonds or notes authorized by this ordinance, such moneys shall be used solely for the payment of the debt service on said bonds or notes as the same become due and payable.

SECTION 9: The full faith and credit of the City is hereby pledged for the payment of the principal of and interest on all bonds and notes issued pursuant to this ordinance, and as long as such bonds or notes are outstanding there shall be levied in each year ad valorem taxes on all taxable property within said City without limitation as to raise an amount sufficient to pay the principal of and interest on such bonds and notes maturing in said year.

SECTION 10: The City shall comply with all provisions of the Internal Revenue Code of 1986, as amended and the regulations promulgated thereunder or applicable thereto (the "Code") applicable to the obligations issued pursuant to this bond ordinance and shall not take any action, or fail to take any action, if any such action or failure to take action would cause interest on the obligations issued pursuant to this bond ordinance to become

includable in gross income under Schedule 103 of the Code or cause interest on the obligations issued pursuant to this bond ordinance to be treated as an item of tax preference under Section 57 of the Code. The City shall not directly or indirectly use or permit the use of any proceeds of such obligations or any other funds of the City, or take or omit to take any action, that would cause such obligations to be "arbitrage bonds" within the meaning of Schedule 148(a) of the Code, and will comply with all requirements of Schedule 148 of the Code to the extent applicable to the obligations authorized hereby and all proceeds thereof, including without limitation, restricting the yield on the investment of any moneys and the payment of the rebate amount to the United States in the manner and to the extent necessary to comply with said Schedule 148 of the Code.

(b) The City reasonably expects to reimburse the City's expenditure of certain costs of the improvements or purposes described in Schedule A of this bond ordinance ("Project Costs") incurred and paid prior to the issuance of any obligations authorized by this bond ordinance with the proceeds of such obligations. This Section is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditure of Project Costs incurred and paid prior to the issuance of obligations authorized herein with the proceeds of such obligations in accordance with Treasury Regulations Schedule 1.150-2 (e), and no reimbursement allocation will employ an abusive arbitrage device under Treasury Regulations Schedule 1.148-10 to avoid the arbitrage restrictions. The maximum principal amount of obligations expected to be issued pursuant to this bond ordinance to pay Project Costs does not exceed \$11,694,000. The Project Costs to be reimbursed with the proceeds of the obligations authorized herein will be "capital expenditures" as defined in Treasury Regulations Schedule 1.150-1(b), costs of issuance for the obligations herein authorized or an expenditure described in Treasury Regulations Schedule 1.148-6(d)(3)(ii)(B). The allocation of proceeds of the obligations issued pursuant to this bond ordinance to reimburse Project Costs incurred prior to the issuance of such obligations shall be effected no later than 18 months after the later of the date the Project Costs are paid or the date the improvements are placed in service or abandoned, but in no event more than 3 years after the original Project Costs to be reimbursed are paid.

SECTION 11: This ordinance shall take effect twenty days after the first publication hereof after final adoption, in the manner provided by law.

---Council President 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 7, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Cammarano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

---Abstentions: Castellano.

All regular business concluded the following members of the public spoke at the "Public Portion" of the meeting: Leah Healey, 806 Park Avenue; Helen Hirsch, 98 Park Avenue.

President Campos then adjourned the meeting at 7:52 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

**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 14, 2005 AT 6:00 PM**

At this time, 6:02 p.m., the City Clerk read the following letter dated September 9, 2005 into the record:

05-91

The Honorable Christopher Campos
President, Hoboken City Council
Hoboken City Hall
94 Washington Street
Hoboken, NJ 07030

Re: Special Meeting of the Hoboken City Council

Dear City Council President Campos:

I hereby call a Special Meeting of the Hoboken City Council for Wednesday, September 14, 2005 at 6:00 pm in the City Council Chambers, 94 Washington Street, Hoboken, New Jersey for the following purposes:

Introduction of the SFY 2006 Municipal Budget

Presentation of the Corrective Action Plan for the 2005 Audit.

Very truly yours,
David Roberts
Mayor
City of Hoboken

cc: City Council Members
Richard F. England, Business Administrator
Joseph S. Sherman, Corporation Counsel
James J. Farina, City Clerk
Jersey Journal/The Record/Star Ledger

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

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

Council Vice-President Del Boccio noted that Council President Campos was absent from the meeting due to the passing of his grandfather.

The City Clerk then read from the budget, noting that the advertisement date will appear on October 3, 2005 and the public hearing will be on October 19, 2005.

Mayor David Roberts then addressed the City Council and all those in attendance as follows:

As Mayor of the City of Hoboken, I am pleased to submit the budget for the fiscal year 2006. This budget is consistent with my goal of curbing spending without reducing City services.

As I have always said, Hoboken is a unique and vibrant community, recognized nationally as one of the most attractive municipalities in New Jersey to live and work.

This year will mark the ground breaking of the W Hotel. Over the past four years we have welcomed new residents like John Wiley & Sons and Marsh & McLennan who have decided to call us home. There will be more.

This budget marks our first municipal tax increase in over ten years; 2 percent on the municipal portion, which reflects 25 percent of the school and county portion. Our municipal tax rate has been the engine that has driven a remarkable economic renaissance, that has benefited current residents and is attracting new ones. This is evidenced in the value of Hoboken's property.

This can be accomplished despite some challenges that we and other municipalities face nationwide. Increases in health and liability insurance costs, utility expenses and garbage hauling fees were factored. Our entire nation faces increased fuel costs, which will remain uncertain.

Hoboken is not alone in experiencing these sharp increases, which are beyond our control. We will take strong measures to harness these costs through a thorough review of cost efficiencies in every department and every division.

We are currently negotiating all six municipal contracts with every union and the City is seeking to maintain all costs to within 2 percent of the 2005 budget. This budget incorporates cost cutting measures, namely the consolidation/privatization of municipal services.

Additionally, we will review licensing fees in all departments, including parking fees, mercantile fees, and others to establish a continued revenue stream. This may result in the establishment of an enforcement bureau to monitor this revenue.

Our Master Plan will be implemented. Most importantly, this will ensure that our Northwest Redevelopment Plan is completed to maximize all potential revenue and benefit our community to include parks and open spaces.

Can we do more? Of course. The City will aggressively monitor spending in each department to minimize taxpayer expenditures.

Hoboken continues to draw hundreds of millions of dollars in public investment through dynamic partnerships with the State of New Jersey, the Port Authority of New York and New Jersey and NJ Transit. Through these partnerships, we have a commitment to restore economic and architectural viability to the historic Erie Lackawanna Terminal, which is used by tens of thousands of commuters each day.

Noteworthy, from this partnership, I would like to thank state Senate Majority Leader Bernard Kenny, Jr. for his efforts in ensuring that Hoboken receives top priority in its requests to the state. I strongly believe that if we are to continue these fruitful partnerships, we need to work with the leaders of these agencies, not against them.

I am committed to maintaining and elevating quality of life in our City. This budget does not reduce services and programs that Hobokenites expect and deserve. Our investment in public safety is intact and we will continue to expand on our pedestrian safety initiative. Our open space initiative continues and we will build on our firm commitment to add more than 17 acres of parkland in the coming years. Cultural, recreational and educational programs, such as free ice skating, swimming, sailing and our ongoing collaboration with Stevens Institute, will be maintained to meet the needs of all residents, especially the growing number of young families. These programs are paramount to our community's success and growth.

Hoboken is a great City that has undergone a great period of prosperity. As we move forward, I firmly believe this spending plan puts us in a position to begin a program of long range financial forecasting, while maintaining the full gamut of city services.

I am pleased to submit this budget to the City Council for its consideration and I am looking forward to working with the City's governing body in the ensuing budget process. Thank you.

MAYOR DAVID ROBERTS

The City Clerk then called the roll:

PRESENT: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

ABSENT: Council President Campos.

05-92

---By Councilman Ramos:

Introduction of the SFY 2006 Municipal Budget.

---Motion duly seconded by Councilman Russo.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

The Business Administrator, Richard England, advised that the Corrective Action Plan for the 2005 Audit will be available at the next meeting.

Vice-President Del Boccio then adjourned the meeting at 6:18 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

MEETING OF SEPTEMBER 21, 2005

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 21, 2005 AT 7:00 PM

President Campos 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

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 91 JACKSON STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS LOT 10 and 11, BLOCK 15, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-204)

President Campos 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 Campos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.

Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

Council President Campos 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 155 " RENT CONTROL " (DR-205)

The above item was WITHDRAWN, NO ACTION TAKEN.

05-93

PETITIONS AND COMMUNICATIONS

September 21, 2005

Council President Christopher Campos
Hoboken City Council
City Hall
Hoboken, NJ 07030

Dear Council President Campos:

Following are the individuals that I am appointing to the Mayor's Advisory Committee for the Redevelopment of the City's Public Work Garage and the Neumann Leather Sites:

- 1.) Mayor David Roberts
- 2.) Councilwoman Theresa Castellano
- 3.) Councilman Richard Del Boccio
- 4.) Business Administrator – Richard England
- 5.) Tom---Neumann Tenant
- 6.) Tim Daly ---Neumann Tenant
- 7.) Chris Mehos---Neumann Tenant
- 8.) John Nastasi---Neumann Tenant

- 9.) Ron Hine---Neumann Tenant
- 10.) Patrick Ranahan---68 Park Ave. Condo President
- 11.) Jennifer Marsh---68 Park Avenue
- 12.) Lane Bajardi---70 Park Ave., Condo President
- 13.) Terrance Richardson---71 Park Ave.,Condo President
- 14.) Daniel Hughes---300 Newark St., Condo President (Jefferson Trust)
- 15.) James Buccola---415 Newark St., Building Rep. (Observer Plaza)
- 16.) Monica Pollock---415 Newark St., Building Rep. (Observer Plaza)

I wish to express my appreciation to these individuals for the generous offer of their time, talents and efforts to assist the City in the development of an important area of the City of Hoboken.

Sincerely,
Mayor David Roberts

--Received and filed.

05-94

APPLICATIONS FOR MISCELLANEOUS LICENSES

Raffles ----- 1

--Councilman Ramos moved that the licenses be granted.
 --Motion duly seconded by Councilman Del Boccio.
 --Adopted by the following vote: YEAS: 9 - NAYS: 0
 --Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
 --Nays: None.

05-95

REPORTS OF CITY OFFICERS

A report of the Municipal Court indicating receipts for the month of August 2005 as \$322,151.72.

--Received and filed.

05-96

A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending August 31, 2005 - \$6,132,858.59.

--Received and filed.

05-97

A report of Municipal Clerk James J. Farina indicating bids received on September 19, 2005 for Roadway Improvements; bid #06-01 (2 bids received).

---Received and filed.

05-98

CLAIM RESOLUTIONS

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$115,257.80 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$25,851.12 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---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 \$261,045.59 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---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 \$90,231.59 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---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 \$35,896.22 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

By Councilman Cammarano:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$42,716.76 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

By Councilwoman LaBruno:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$5,757.39 against the PARKING UTILITY.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

PAYROLL RESOLUTIONS

05-99

By Councilman Giacchi:

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 25, 2005 TO SEPTEMBER 7, 2005 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	6-01-20-105	7,502.89			7,502.89
Mayor's Office	6-01-20-110	10,310.70			10,310.70
City Council	6-01-20-111	7,565.59			7,565.59
Bus Adm. Office	6-01-20-112	9,495.00			9,495.00
ABC Board	6-01-20-113			269.24	269.24
Purchasing	6-01-20-114	6,530.71			6,530.71
Grants Management	6-01-20-116	7,029.78			7,029.78
City Clerks Office	6-01-20-120	12,193.74	298.17		121,491.91
Elections	6-01-20-122				
Finance Office	6-01-20-130	4,771.56			4,771.56
Accounts / Controls	6-01-20-131	5,158.77			5,158.77
Payroll Division	6-01-20-132	2,915.88			2,915.88
Tax Collection	6-01-20-145	11,055.17			11,055.17
Assessor's Office	6-01-20-150	11,195.97			11,195.97

Corporation Counsel	6-01-20-155	14,604.53			14,604.53
Community Develop.	6-01-20-160	4,940.73			4,940.73
Treasurer	6-01-20-146				
Planning Board	6-01-21-180	3,284.73			3,284.73
Info Technology	6-01-20-147011	1,982.76			1,982.76
Zoning Officer	6-01-21-186	5,321.46			5,321.46
Housing Inspection	6-01-21-187	7,185.01			7,185.01
Construction Code	6-01-22-195	25,418.59			25,418.59
Police Division	6-01-25-241	462,819.20	5,940.66	59,223.40	527,983.26
Crossing Guards	6-01-25-241	1,808.30			1,808.30
Emergency Mgmt	6-01-25-252	673.38		96.15	769.53
Fire Division	6-01-25-266	421,518.51	4,804.79	3,143.42	429,466.72
Signal & Traffic	6-01-25-267	6,237.95			6,237.95
Envir. Ser. Dir. Office	6-01-26-290	14,645.17	1,365.66		16,010.83
Streets & Roads	6-01-26-291				
Central Garage	6-01-26-301	5,016.72			5,016.72
Sanitation	6-01-26-305	46,629.33	7,920.93	280.00	54,830.26
Housing Authority	6-01-28-370-015	20.60			20.60
Human Service Direct.	6-01-27-330	5,519.12	189.00		5,708.12
Board of Health	6-01-27-332	10,798.27	1,643.96		12,442.23
Constituent Services	6-01-27-333	5,785.69			5,785.69
Senior Citizens Div	6-01-27-336	14,758.74	336.72		15,095.46
Rent Stabilization	6-01-27-347	6,337.19			6,337.19
Transportation	6-01-27-348	7,985.45	267.75		8,253.20
Recreation	6-01-28-370	19,253.81	882.18		20,135.99
Parks	6-01-28-375	21,024.41	757.25	1,110.15	22,891.81

Public Prop.	6-01-28-377	25,463.92	77.33		25,541.25
Public Library	6-01-29-390	26,667.38			26,667.38
Public Defender	6-01-43-495	2,203.16			2,203.16
Municipal Court	6-01-43-490	29,958.50	376.05		30,334.55
Parking Utility	6-31-55-501-100	46,268.13	1,725.19		47,993.32
Universal Cops	6-01-25-241-012	7,701.89	113.76		7,815.65
Cops In School	01-25-241-015	13,886.48	227.52		14,114.00
Civilian Hiring	6-01-25-241-016	4,674.68	291.96	94.68	5,061.32
Minority Affairs	6-01-27-331-011				
Summer Fun	6-01-28-370-013	2,376.25			2,376.25
Summer Lunch	6-51-56-852-301	383.06			383.06
Other					
Police Grant.			4,000.00		4,000.00
Police Outside Employ.	T-14-10-000-000			24,087.50	24,087.50
Police Grant	DE 16-S7-01				
Fire Dept. Penalty	T-13-10-000-001				
Fire Education Acct	T-13-10-000-000				
Grand Total		1,368,878.86	31,218.88	88,304.54	1,488,402.28

Motion by Councilman Giacchi.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

RESOLUTIONS

Presented and Read

05-100

---By Councilman Ramos:

BE IT 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:

CURRENT FUND	ACCOUNT #	AMOUNT
Operations-Within "Caps"		
Personnel S&W	6-01-20-105-010	\$7,500.00
Mayor's Office SW	6-01-20-110-010	10,300.00
Mayor's Office OE	6-01-20-110-021	500.00
City Council SW	6-01-20-111-010	7,600.00
Business Adm. OE	6-01-20-110-021	25,000.00
A.B.C. Board OE	6-01-20-113-021	700.00
Purchasing OE	6-01-20-114-021	1,350.00
Grants Mgmt SW	6-01-20-116-010	5,500.00
City Clerk SW	6-01-20-120-010	12,000.00
City Clerk OE	6-01-20-120-021	800.00
Finance Supervisor SW	6-01-20-130-010	4,700.00
Finance Supervisor OE	6-01-20-130-021	7,600.00
Payroll OE	6-01-20-132-021	350.00
Tax Collector SW	6-01-20-145-010	11,000.00
Tax Collector OE	6-01-20-145-021	5,275.00
Assessor's SW	6-01-20-150-010	11,000.00
Planning Bd SW	6-01-21-180-010	6,600.00
Zoning Off. SW	6-01-21-186-010	5,300.00
Housing Insp. SW	6-01-21-187-010	15,000.00
Construction OE	6-01-22-195-010	37,500.00
Postage OE	6-01-23-211-020	40,000.00
Police SW	6-01-25-241-010	466,000.00
Police OE	6-01-25-241-021	29,125.00
Fire Dept. OE	6-01-25-266-021	30,400.00
Signal & Traff. SW	6-01-25-267-010	13,000.00
Hum. Svcs. Dir. SW	6-01-27-330-010	5,500.00
Board of Health OE	6-01-27-332-021	14,500.00
Senior Citizen SW	6-01-27-336-010	30,000.00
Senior Citizen OE	6-01-27-336-021	9,425.00
Rent Control OE	6-01-27-347-021	3,175.00
Recreation SW	6-01-28-370-010	111,000.00
Public Prop. OE	6-01-28-377-021	56,800.00
Public Defender SW	6-01-42-495-010	<u>2,200.00</u>
	TOTALS	\$992,690.00
(Outside Cap)		
Insurance OE	6-01-30-400-010	154,300.00
Worker's Comp OE	6-01-30-400-020	213,375.00
Health Insurance OE	6-01-30-400-030	<u>2,174,450.00</u>
	TOTALS	\$2,640,125.00

---Motion duly seconded by Councilman Del Boccio.
 ---Adopted by the following vote: YEAS: 9 - NAYS: 0
 ---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
 ---Nays: None.

05-101

---By Councilman Ramos:

BE IT RESOLVED, that the following SFY 2005 budget appropriations reserve transfers are hereby authorized for the City of Hoboken:

CURRENT FUND	ACCOUNT #	FROM	TO
Operations-Within "Caps"			
Special Counsel O.E.	5-01-20-156-020	\$4,000.00	
Police Dept. O.E.	5-01-25-241-021		<u>4,000.00</u>
	TOTALS	\$4,000.00	\$4,000.00

---Motion duly seconded by Councilman Del Boccio.
 ---Adopted by the following vote: YEAS: 9 - NAYS: 0
 ---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
 ---Nays: None.

05-102

---By Councilman Ramos:

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 **\$ 37,053.64** representing overpayment of taxes:

<u>NAME</u>	<u>BL \LOT\UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
First American Real Estate Tax Service	36\31\C0004	204-06 Jackson St.	\$3,189.51

1201 Elm Street Suite 300 Dallas, Texas 75270			
Maura Abad & Charles Lowe 3 Broadmoor Drive Rumson, N. J. 07760	173\20	1120Park Avenue	\$4,872.30
Andrew & Wendy Hersh 70 Adams St. Apt 2M Hoboken, N. J. 07030	18\4\C0P47	70 Adams St	\$109.34
Salvatore Rainone, Esq. 6 Dougal Avenue Livingston, N. J. 07039	100\10	1024-30Adams St	\$3,091.88
Brian H. Kappock, Esq. 232 Madison St. Hoboken, N. J 07030	184\4	212 Ninth St.	\$577.33
Chase Home Finance 3415 Vision Drive Columbus, Ohio 43219-6009	50\16\C0002	331Jefferson St.	\$5,470.41
First American Real Estate Tax Service 1201 Elm Street Suite 300 Dallas, Texas 75270	76\11.1\C01-B	621 Madison St.	\$1,195.76
Don Carlucci 42 Schindler Court Parsippany, N. J. 07054	27\16\C002B	133 Jackson St.	\$1,485.73
Wells Fargo Home MACX3902-024 7495 New Horizon Way Frederick, MD. 21703	115\9.01\C0P20	1317-27Grand St.	\$ 364.20
First AmericanTax Serv. 1201 Elm Street #300 Dallas, Texas 75270	115\9	1317-27 Grand St.	\$3,519.25
Wells Fargo Mortg 1 Home Campus Des Moines, IA 50328-0001	58\6	411Monroe St.	\$1,629.72
Wells Fargo Mortg. 1 Home Campus Des Moines, IA 50328-0001	19\16	93 Adams St.	\$2,115.57

Countrywide Tax Serv. 216-1\22 P. O. Box 10211 SV3-24 Van Nuys, CA 91410-0211	532 Hudson St.	\$8,098.70
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Chevy Chase Bank 173\6\C1-02 6151 Chevy Chase Drive Laurel, Maryland 20707	1109-21 Willow Ave.	\$1,333.94
--	---------------------	------------

---Motion duly seconded by Councilman Del Boccio.
 ---Adopted by the following vote: YEAS: 9 - NAYS: 0
 ---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
 ---Nays: None.

05-103

---By Councilman Ramos:

WHEREAS, an overpayment of taxes has been made on the property on the list below: and

WHEREAS, tax appeal was filed by the property owners: and

WHEREAS, State Tax Court recommends a settlement in this matter, now, therefore, be it

RESOLVED, that a warrant be drawn on the City Treasurer made payable to the taxpayer appearing on the attached list totaling \$

<u>NAME</u>	<u>BL\LT\UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
D. Keough Esq. & 783 Springfield Avenue Summit, N. J. 07901-2332	29\3\C002E	508-10 First St.	\$392.38

---Motion duly seconded by Councilman Del Boccio.
 ---Adopted by the following vote: YEAS: 9 - NAYS: 0
 ---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
 ---Nays: None.

05-104

---By Councilman 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 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, proposals were advertised in compliance with Hoboken DR 154, Ordinance requiring competitive negotiation, for Professional Service contracts; and

WHEREAS, funds for these agreements are available for this purpose;

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

1. A contract for Special Legal Counsel – Rent Control shall be prepared and executed as follows:

David L. Ganz, Esq.
Ganz & Livin, L.L.P.
5 Ryder Road
PO Box 536
Fair Lawn, New Jersey, 07410

such firm to be paid at an hourly rate of \$140.00, total amount not to exceed Thirty Thousand (\$30,000) dollars.

2. This agreement shall be effective July 1, 2005 and terminate June 30, 2006.
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 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.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-105

--By Councilman Giacchi:

WHEREAS, the Council of the City of Hoboken considers it necessary and proper to hire special legal counsel for the Planning Board 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, a proposal was submitted and reviewed in compliance with Hoboken DR-154 Ordinance requiring competitive negotiation for professional service contracts; and

WHEREAS, funds for these agreements are available for this purpose;

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

1. A contract for Special Counsel for the Planning Board shall be prepared and executed as follows:

Netchert, Dineen & Hillman
280 Baldwin Avenue
Jersey City, New Jersey

Hourly \$140.00 total amount not to exceed Thirty Thousand (\$30,000.00) dollars.

2. This agreement shall be effective July 1, 2005 and terminate June 30, 2006.
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 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 Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-106

--By Councilman Russo:

WHEREAS, THE CITY OF HOBOKEN sponsors the Hoboken Arts & Music Festival, to take place September 25, 2005, 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 The Turtles contractual fees through Flo & Eddie Inc./f/s/o in the sum of \$10,150.00 (ten thousand, one hundred and fifty dollars); and

WHEREAS, THE CITY OF HOBOKEN considers it desirable to enter into a contract with The Turtles to perform at the Festival on September 25, 2005.

NOW, THEREFORE, BE IT RESOLVED, BY THE COUNCIL OF THE CITY OF HOBOKEN AS FOLLOW:

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 necessary to complete and receive the intent and purpose of this Festival Resolution.
3. The Mayor or his designee is authorized to execute a contract for \$10,500.00 (ten thousand, one hundred and fifty dollars) performing services of The Turtles/Flo & Eddie, Inc.f/s/o
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 for THE CITY OF HOBOKEN.
6. The Mayor or his designee shall execute necessary contracts.

---Motion duly seconded by Councilwoman Castellano.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-107

---By Councilwoman LaBruno:

WHEREAS, the City of Hoboken is interested in participating in a program with the NJ Division of Highway Traffic Safety to reduce pedestrian injuries through education, enforcement, and engineering, and

WHEREAS, the City of Hoboken wishes to apply for funding for a project under the New Jersey Division of Highway Traffic Safety in the amount of \$18,000.00, and

WHEREAS, the Hoboken City Council has reviewed the accompanying application and has approved said request, and

WHEREAS, the project is a joint effort between the Division of Highway Traffic Safety and the City of Hoboken for the purpose described in the application;

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

- 1) The Mayor or his designee is authorized to execute the above referenced grant application, and all other documents to fulfill the intent of the application.
- 2) As a matter of public policy, the City of Hoboken wishes to participate to the fullest extent possible with the NJ Division of Highway Traffic Safety.
- 3) The Attorney General will receive funds on behalf of the applicant.
- 4) The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.

Before the vote the following addressed the City Council: Maurice DeGennaro, 614 Hudson Street.

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-108

---By Councilman Ramos:

WHEREAS, the City of Hoboken requires the services of Krivit and Krivit, P.C. for specialized legal services; and

WHEREAS, the City has reviewed the qualifications and proposal of Krivit and Krivit, P.C. and has determined that Krivit and Krivit, P.C. can provide these services for the City of Hoboken in an efficient manner; and

WHEREAS, this type of work constitutes a service of an extraordinary and unspecifiable nature and as defined by N.J.S.A. 40A:11-5(1)(a)(ii); and

BE IT RESOLVED, that a contract is awarded to Krivit and Krivit, P.C. in an amount not to exceed Fifty Thousand (\$50,000.00)dollars.

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: Krivit and Krivit, P.C.
1000 Potomac Street, N.W.,
Suite 250
Washington, D.C. 20007-3501**

**Term of Contract:
July 1, 2005 to June 30, 2006**

Before the vote the following addressed the City Council: Bob Du Val, 303 Park Avenue; Ron Hine, 258 Newark Street.

---Motion duly seconded by Council President Campos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-109

---By Councilman Ramos:

WHEREAS, the City of Hoboken requires the services of Meadowlands Associates for Public Relations and Media Consultant services; and

WHEREAS, the City has reviewed the qualifications and proposal of Meadowlands Associates and has determined that Meadowlands Associates can provide these services for the City of Hoboken in an efficient manner; and

WHEREAS, this type of work constitutes a service of an extraordinary and unspecifiable nature and as defined by N.J.S.A. 40A:11-5(1)(a)(ii); and

BE IT RESOLVED, that a contract is awarded to Meadowlands Associates in an amount not to exceed Thirty Six Thousand (\$36,000.00) dollars per year payable at the rate of Three Thousand (\$3,000.00) dollars per month, as outlined in the attached contract, and said contract shall be executed by the Mayor and the Clerk.

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: Meadowlands Associates
47 Cedar Street
Jersey City, New Jersey 07305**

**Term of Contract:
July 1, 2005 to June 30, 2006**

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSTENTIONS: 1

---Yeas: Council persons Cammarano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos and President Campos.

---Nays: Castellano.

---Abstentions: Russo.

05-110

---By Councilman Cricco:

WHEREAS, the City of Hoboken sought competitive proposals for Roadway Improvements, and

WHEREAS, the below submitted bids were higher than the anticipated cost of the original bid specifications as advertised, and

WHEREAS, the following proposals were received:

	English Paving 1087 Edgewater Avenue Ridgefield, NJ 07657	Tilcon New York, Inc. 625 Mt. Hope Road Wharton, NJ 07885
Base Bid	\$232,539.70	\$174,381.25
	\$152,178.35	\$123,187.50
	\$ 83,345.90	\$475,426.25
	\$ 65,880.10	\$ 75,426.25
	\$ 62,328.60	\$ 59,576.25
	\$ 54,214.40	\$ 51,456.25
	<u>\$ 47,031.70</u>	<u>\$ 45,166.50</u>
	\$697,518.75	\$587,802.75

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

All regular business concluded the following members of the public spoke at the "Public Portion" of the meeting: Daniel Tumpson, 230 Park Avenue; Cheryl Fallick, 204 3rd Street; Mary Ondrejka, 159 9th Street;

Councilwoman La Bruno left the meeting at 8:21 p.m.

Councilwoman La Bruno returned to the meeting at 8:25 p.m.

speakers continued: Jon Gordon, 333 River Street; Pete Rogers, 523 Willow Avenue; Eric Volpe, 109 Madison Street; Tom Olivieri, 1126 Willow Avenue;

Councilman Del Boccio left the meeting at 8:45 p.m.

Councilman Ramos left the meeting at 8:45 p.m.

speakers continued: Cathy Cardillo, 223 Bloomfield Street;

Councilman Del Boccio returned to the meeting at 8:48 p.m.

Councilman Ramos returned to the meeting at 8:49 p.m.

Councilman Cricco left the meeting at 8:52 p.m.

Councilman Cricco returned to the meeting at 8:57 p.m.

speakers continued: Aaron Lewit, 627 Garden Street; Peter Belfiore, 161 11th Street; Ira Landgarten, 561 1st Street; Ines Garcia Keim, 1103 Washington Street; Lane Bajardi, 70 Park Avenue.

President Campos then adjourned the meeting at 10:02 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

MEETING OF OCTOBER 5, 2005

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, OCTOBER 5, 2005 AT 7:00 PM

President Campos opened the meeting at 7:04 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Bergen Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

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

The Clerk then called the roll:

PRESENT: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

ABSENT: None.

05-111

PETITIONS AND COMMUNICATIONS

Mayor David Roberts addressed the City Council and those in attendance regarding the following proclamation:

WHEREAS, Hurricane Katrina has caused unprecedented destruction and suffering in New Orleans, the Gulf Coast and surrounding region; and

WHEREAS, in response to this devastation the City of Hoboken has opened its heart to help those in need by "adopting" the City of Kenner, Louisiana; and

WHEREAS, a major campaign effort was initiated to collect basic survival items and monetary contributions and was personally delivered to the people of Kenner on September 27, 2005; and

WHEREAS, the City of Hoboken is pleased to salute and commend the many individuals who contributed their time and money to this effort: Council President Christopher Campos, Sara Stojkovic, Eugene Flinn, George Vallone, Sr., George Vallone, Jr., Leyton Louie, Annette Chaparro, Councilman Michael Russo, the Anthony Russo Civic Association, Frank Raia, John Colegrove, Larry Thorpe, Joseph Natalicchio, Timothy O'Brien, Jose Figuero, Joel Mestre, OEM, Police Chief Carmen LaBruno, Hoboken SWAT Team-Sgt. Angelo Andriani, Det. James Perez, P.O. Mario Novo, P.O. Edward Lepre, P.O. Cesar Olavarria, P.O. Marco Grossmann, P.O. David Montanez, P.O. Robert Truppner, P.O. Jose Wilson, Josh Velez, Fire Chief John Cassesa, Deputy Chief August Schwarz, Dep. Chief (Ret.) William Bergin, Battalion Chief Frank Palmisano, Capt. Frank Guzman, Capt. Mauro Andreula, Capt. Christopher Lyons, Fire Inspector Angelo Aligo, Firefighters Dan Montoto, Albert Pierro, Rudy Tesoroni, Audra Carter, Nicholas Goldsack, Charles Santiago, William Rozmester, Capt. John Cunning, Cap. Dan Cunning, Firefighters Local 1078, President David Buoncuore, Joseph Turner, Michael Stefano, Hany Ahmed, Joe Caulfield, D&F Plumbing, Donald Grauso and General Lumber, Atlantic Tropical, Leo Genese, Sharon Courounis and the countless other dedicated citizens of Hoboken who generously gave to this important cause;

NOW, THEREFORE, BE IT RESOLVED THAT I, DAVID ROBERTS, do hereby issue this proclamation to all those individuals who generously contributed their time, talent and dollars to the HOBOKEN HURRICANE KATRINA RELIEF FOR KENNER DRIVE and further recognize and commend them for their selfless commitment to helping those in greatest need.

--Received and filed.

05-112

APPLICATIONS FOR MISCELLANEOUS LICENSES

Raffles -----	3
Motor Vehicle Repair Shop-----	1

- Councilman Giacchi moved that the licenses be granted.
- Motion duly seconded by Councilman Cricco.
- Adopted by the following vote: YEAS: 9 - NAYS: 0
- Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
- Nays: None.

REPORTS OF CITY OFFICERS

05-113

A report of Municipal Clerk James J. Farina indicating bids received on Friday, September 23, 2005 for various goods and services.

---Received and filed.

05-114

A report of the Municipal Court indicating receipts for the month of September 2005 as \$296,221.18.

---Received and filed.

CLAIM RESOLUTIONS

05-115

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$2,021,190.06 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Cricco.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$76,845.98 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Cricco.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---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 \$58,269.10 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

By Councilman Russo:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$75,486.37 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---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 \$204,373.66 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

By Councilman Cammarano:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$37,102.82 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---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 \$4,725.50 against the CAPITAL ACCOUNT.

Seconded by Councilwoman LaBruno.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

By Councilwoman LaBruno:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$173,325.51 against the PARKING UTILITY.

Seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

PAYROLL RESOLUTIONS

05-116

By Councilman Cricco:

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 8, 2005 TO SEPTEMBER 21, 2005 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	6-01-20-105	7,502.89			7,502.89
Mayor's Office	6-01-20-110	10,310.70			10,310.70
City Council	6-01-20-111	7,565.59			7,565.59
Bus Adm. Office	6-01-20-112	9,495.00			9,495.00
ABC Board	6-01-20-113	264.00			264.00
Purchasing	6-01-20-114	1,771.19			1,771.19
Grants Management	6-01-20-116	7,029.78			7,029.78

City Clerks Office	6-01-20-120	12,495.73	744.63	351.81	13,582.17
Elections	6-01-20-122				
Finance Office	6-01-20-130	4,771.56			4,771.56
Accounts / Controls	6-01-20-131	5,158.77			5,158.77
Payroll Division	6-01-20-132	2,915.88			2,915.88
Tax Collection	6-01-20-145	11,055.17			11,055.17
Assessor's Office	6-01-20-150	11,195.97	1,843.05		13,039.02
Corporation Counsel	6-01-20-155	14,513.53			14,513.53
Community Develop.	6-01-20-160	5,088.86			5,088.86
Treasurer	6-01-20-146				
Planning Board	6-01-21-180	3,284.73			3,284.73
Info Technology	6-01-20-147011	1,982.76			1,982.76
Zoning Officer	6-01-21-186	5,321.46			5,321.46
Housing Inspection	6-01-21-187	7,185.01			7,185.01
Construction Code	6-01-22-195	26,047.59			26,047.59
Police Division	6-01-25-241	467,842.43	6,693.97	837.69	475,374.09
Crossing Guards	6-01-25-241	10,634.55			10,634.55
Emergency Mgmt	6-01-25-252	769.53			769.53
Fire Division	6-01-25-266	416,555.76	15,310.16		431,865.92
Signal & Traffic	6-01-25-267	6,709.95	266.46		6,976.41
Envir. Ser. Dir. Office	6-01-26-290	14,799.01	1,449.08		16,248.09
Streets & Roads	6-01-26-291				
Central Garage	6-01-26-301	4,962.12			4,962.12
Sanitation	6-01-26-305	47,964.07	7,138.26	120.00	55,222.33
Housing Authority	6-01-28-370-015				
Human Service Direct.	6-01-27-330	5,519.12			5,519.12

Board of Health	6-01-27-332	11,773.27	994.13		12,767.40
Constituent Services	6-01-27-333	7,067.80			7,067.80
Senior Citizens Div	6-01-27-336	14,758.74	1,154.16		15,912.90
Rent Stabilization	6-01-27-347	6,337.19			6,337.19
Transportation	6-01-27-348	7,083.88	304.02		7,387.90
Recreation	6-01-28-370	20,963.44	861.54		21,824.98
Parks	6-01-28-375	20,596.13	6,202.36	1,738.15	28,536.64
Public Prop.	6-01-28-377	25,515.43	786.89	144.00	26,446.32
Public Library	6-01-29-390	26,431.54			26,431.54
Public Defender	6-01-43-495	2,203.16			2,203.16
Municipal Court	6-01-43-490	31,233.75	168.96		31,402.71
Parking Utility	6-31-55-501-100	48,471.84	2,020.13		50,491.97
Universal Cops	6-01-25-241-012	7,701.89	1,023.84		8,725.73
Cops In School	6-01-25-241-015	13,886.48	227.52		14,114.00
Civilian Hiring	6-01-25-241-016	4,674.64			4,674.64
Minority Affairs	6-01-27-331-011				
Summer Fun	6-01-28-370-013	2,110.00			2,110.00
Summer Lunch	6-51-56-852-301	273.18			273.18
Other					
Police Grant/DE16-S7-01	G-02-41-730-302				
Police Outside Employ.	T-14-10-000-000			36,297.50	36,297.50
Police Urban Area Sec	6-01-25-241-013				
Fire Dept. Penalty	T-13-10-000-001				
Fire Education Acct	T-13-10-000-000				
Grand Total		1,381,800.31	47,189.16	39,489.15	1,468,478.62

Motion by Councilman Cricco.

Seconded by Councilwoman LaBruno.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

RESOLUTIONS

Presented and Read

05-117

---By Councilman Cricco:

WHEREAS, the City of Hoboken sought competitive proposals for the "Pier C Park Construction" on August 19, 2005; and

WHEREAS, the following firms submitted the following proposals:

<u>VENDORS</u>	<u>PROPOSALS</u>
1.) E.I.C. Associates, Inc Springfield, NJ	\$21,861,050.00
2.) Hall Construction Farmingdale, NJ	\$22,947,000.00
3.) George Harms Construction Co., Inc. Farmingdale, NJ	\$28,825,825.00
4.) John P. Picone, Inc. Lawrence, NY	\$43,720,000.00

WHEREAS, said proposals were submitted to the City's architect, Michael Van Valkenburgh Associates, Landscape Architects for its review of the proposals received by the City of Hoboken; and

WHEREAS, it is the recommendation of Michael Van Valkenburgh, Landscape Architects that the above stated proposals for "Pier C Park Construction" be rejected;

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 City Council hereby rejects the proposals of the above vendors.
3. The Administration is hereby authorized to re-advertise for the receipt of proposals for the construction of Pier C Park.

---Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

05-118

--By Councilwoman LaBruno:

WHEREAS, the City of Hoboken desires to continue its participation in the Federal Aid programs funded through the New Jersey Department of Transportation, Division of Local Government Services; and

WHEREAS, the projects eligible for funding pursuant to this agreement and subsequent Task Orders may be included in the Metropolitan Planning Organizations Transportation Improvement Program and the State Transportation Improvement Program; and

WHEREAS, the City of Hoboken and the State of New Jersey need to specify the conditions applicable to the financing of the costs of the projects and the obligations of the City and the State with respect to the Projects; and

WHEREAS, this Agreement shall remain in effect and shall continue in full force and effect for a period of five (5) years;

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

1. The above recitals are incorporated herein as though fully set forth at length.
2. The City Council hereby authorizes the Mayor, or his lawfully appointed designee, to execute the Basic Agreement and any and all documents and take any and all 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: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-119

--By Councilman Ramos:

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 **\$ 120,377.52** representing overpayment of taxes:

<u>NAME</u>	<u>BL \ LOT \ UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Michael Visceglie 809 Bloomfield Street Hoboken, N.J. 07030	207\5	809BloomfieldSt.	\$37.20
Chase Home Fin. P. O. Box 569763 Dallas, Texas 75356	77\28	606-08 Adams St.	\$1,801.27
Ya-Fang Lu 402 Ninth Street Apt. E3F Hoboken, N J 07030	149\1\C0E3F	402 9 th St.	\$1,037.63
Affinity Federal Credit 73 Mountain View Boulevard Basking Ridge, NJ 07920	114\1	1301-19 Adams St.	\$5,666.63
Citi Mortgage 95 Methodist Hill Rd. Suite 100 Rochester, N.Y. 14623 Attn: Refund Dept.	191\6	427Garden St.	\$2,738.45
Citi Mortgage Inc. 5280 Corporate Drive Dept. 1009 Frederick, Md. 21703	82\1	701-03 Monroe St.	\$2,654.52
Citi Mortgage Inc. Mail Stop 22-528-1009 P. O. Box 9444 Gaithersburg, Md. 20898-9444	220\22\C0006	938 Hudson St.	\$913.42
Citi Mortgage Inc. 5280 Corporate Drive Dept. 1009 Frederick, Md. 21703	77\15	629-33 Jefferson St.	\$1,528.36
Chase Home Finance 3415 Vision Drive Columbus, Ohio 43219-6009	25\1\C008C	700 1 st . Street	\$2,831.69

1034 Willow Ave. LLC 162\9 Joseph V. Covello 158 Childs Road Basking Ridge, NJ 07920	1034 Willow Ave.	\$6,591.99
M. Rodriguez & J. Power 77\15\C0002 629-33 Jefferson St. #2 Hoboken, NJ 07030	629-33 Jefferson St.	\$2,407.38
Wells Fargo Home Mortg. 173\13\C011D 1 Home Campus Des Moines, IA 50328-0001	261 12 th Street	\$1,205.99
Interchange Bank 179\27 Park 80 West/Plaza Two Saddle Brook, N. J. 07663-5893	336 Garden St.	\$3,693.80
Anthony & Alex Caprio 76\1\C07GA 607 Madison St. #7A Hoboken, N J.07030	607 Madison St.	\$80.36
Chase Home Finance LLC89\12\C0603 3415 Vision Drive Columbus, Ohio 43219-6009	501 9 th Street	\$688.24
Countrywide Tax Service 74\22 P. O. Box 10211 SV3-24 Van Nuys, CA. 91410-0211	624 Monroe Street	\$115.51
J. & M. Bankert 155\3\C0PHH 1021 Grand St. Apartment #PHH Hoboken, NJ 07030	1021 Grand St.	\$4,504.73
Crusader Servicing Corp. 139\1.1 179 Washington Lane Jenkintown, Pa. 19046	So. of Hudson Place	\$81,880.35

---Motion duly seconded by Councilman Giacchi.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
---Nays: None.

05-120

---By Councilman Cricco:

WHEREAS, Bon Secours New Jersey Health System Foundation, working in conjunction with Happy Rock Enterprises, have requested a permit from the City of Hoboken

to conduct the 7th Annual St. Mary Hospital 5K Run, River Walk and Kids' Dashes on October 8, 2005 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 8, 2005, is hereby approved by the Council of the City of Hoboken upon the condition that Bon Secours New Jersey Health System Foundation, working in conjunction with Happy Rock Enterprises, (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 8, 2005. 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 7, 2005 and must be removed before 6:00 pm on Monday, October 10, 2005. 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 Richard England, 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, Joseph Peluso, 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 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 the insurance does not cover and particular loss, the Permittee shall be liable to the City of Hoboken, for the full amount of any and all loss and damage as provided 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, at 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 Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-121

---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 of Exterminating Services for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 06-05.

	Monthly \$ Buildings	Monthly \$ Parks	Weekly \$ Parks	Hourly \$ on Call Ins
Prime Pest Control 101 Grandview Dr \$275.00	\$750.00 \$75.00/hr			\$395.00
West Paterson, NJ				
Pest-A-Side Exterminator 56 Sanitarium Rd. Bridgeton, NJ	\$8,124.00	\$12,636.00	\$37.00/pppf	\$43.00/hr

Mac Pest Control
P.O. Box 392 \$600.00 \$400.00 \$250.00 \$75.00/hr

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

1. The above recitals are incorporated herein as thoughtfully 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 authorized to execute an agreement for the above references goods and/or services based upon the following information:

Mac Pest Control, P.O. Box 392, Franklin Lakes, NJ

---Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-122

---By Councilwoman LaBruno:

WHEREAS, the Hoboken Parking Utility requires it's monthly customers within the Municipal Garages within Hoboken to make a deposit as security for the individual vehicle AVI (computer card) used to enter/exit the garage(s), and

WHEREAS, the Hoboken Parking Utility receives said deposits from the individual customers, and

WHEREAS, this deposit is refundable upon the cancellation of the contract between the individual and the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the deposit value shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Two Thousand Ninety-Five Dollars (\$2,095.00) and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2005 Budget Current Fund line number 5-31-55-502-200. (see attached list)

---Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-123

---By Councilwoman LaBruno:

WHEREAS, the Hoboken Parking Utility is charged with providing on/off street parking for the citizens of Hoboken, and

WHEREAS, the Hoboken Parking Utility is also charged with enforcing existing parking regulations within the City of Hoboken, and

WHEREAS, this enforcement, occasionally, results in improper citations being issued by the employees of the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the towing and/or boot removal charges which were deemed to be improper equal to the amount shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Two Thousand Seven Hundred Sixty-three Dollars (\$2,763.00) and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2005 Budget Current Fund line number 5-31-55-502-200. (see attached list)

---Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-124

---By Councilman Cammarano:

WHEREAS, pursuant to the Local Redevelopment and Housing Law, the City Council of the City of Hoboken may direct the Planning Board to conduct a preliminary investigation and public hearing to determine whether certain areas of the City are in need of redevelopment in accordance with N.J.S.A. 40A:12A-6; and

WHEREAS, the City Council desires that the Planning Board conduct such a study to determine whether the following block and lot designation on the current Hoboken tax map:

Block 92, Lots 1.1, 1.2, 1.11 and 1.12

Block 93, Lots 1 to 32

Block 97, Lots 1.1, 1.2, 1.3, 2, 3, 4, 5, 6.2, 6.3 and 7 to 22.2

Block 101, Lot 1.1

Block 105, Lot 1.1

Block 106, Lots 1 to 32

Block 111, Lots 2 to 14.1

Block 112, Lots 1 to 32

are an area in need of redevelopment; and

WHEREAS, upon the completion of the preliminary investigation and hearing, the Planning Board must provide recommendations to the City Council as to the proposed redevelopment areas;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HOBOKEN:

1. That the Planning Board of the City of Hoboken is hereby authorized and directed to perform a preliminary investigation and hold a public hearing to determine whether the proposed areas as set forth in the attached list of City Blocks and Lots are in need of redevelopment and to submit its recommendation to the City Council in accordance with N.J.S.A. 40A:12A-6 et seq.; and

2. That this Resolution shall be effective immediately.

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

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

ORDINANCES

Introduction and First Reading

05-125

DR-206

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Loading Zones: repealed) (DR-206)

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 repealed as a loading zone.

Name of Street	Time	Side	Location
Adams Street	8:00am to 6:00pm Monday to Friday	west	beginning at a point of 35 feet north of the northerly curblineline of Eight Street and extending 35 feet northerly therefrom
Clinton Street	8:00 am. to 6:00pm Monday to Friday	west	beginning at a point of 90' feet north of the north the northerly curblineline of First Street and extending 70' northly therefrom.
Garden Street	7:00am to 11:00pm Monday to Friday	west	beginning at a point of 35 feet north of northerly curblineline of Fourteenth Street and extending 60 feet northerly therefrom.
Grand Street	6:00am to 6:00pm	west	beginning at a point of 80 feet southly of the Street and extending 80 feet southerly therefrom.
Grand Street	6:00am to 6:00pm Monday to Friday	west	beginning at a point of 285 feet south of the southerly curblineline of Ninth Street and extending 50 feet southerly therefrom.
Grand Street	8:00am to 6:00 pm Monday to Friday	west	beginning at a point of 317 feet south of the southerly curblineline of Eight Street and extending 22 feet southerly therefrom.
Grand Street	8:00am to 6:00pm Monday to Friday	west	beginning at a point of 46 feet south of the southerly curblineline of First Street and extending 50 feet southerly therefrom.
Madison Street	5:00am to 5:00pm Monday to Friday	west	beginning at a point of 35 feet north of the northerly curblineline of Observer Highway and extending 43 north therefrom.
Newark Street	8:00am to 6:00pm Monday to Friday	south	beginning at a point of 50 feet west of the westerly

			curbline of River Street and extending 44 feet westerly therefrom.
Fifth Street	8:00am to 6:00pm Monday to Friday	south	beginning at a point of 64feet west of the westerly curbline of Monroe Street and extending 50 feet westerly therefrom.
First Street	8:00am to 6:00pm Monday to Friday		beginning at a point of 123 feet east of the easterly curbline of Jefferson Street and extending 36 feet easterly therefrom

Section 2: All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. Proper signs shall be erected in accordance with the current "Manual on Traffic Control Devices." This ordinance shall take effect as provided by law.

---Councilwoman LaBruno 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 19, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-126
DR-207

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 155.1 "RENT CONTROL" (DR-207)

WHEREAS, the Hoboken City Council seeks to make amendments to Chapter 155.1 Rent control Ordinance; and

NOW, THEREFORE BE IT ORDAINED:

1. Section 155-1, Definitions, shall be supplemented as follows:

Full Disclosure Statement – The statement a landlord and/or his agent shall be required to sign and deliver to each tenant by certified mail identifying the name and address of the landlord and his or her agent, if any; identifying the name, address and telephone number of the superintendent, if any; a statement generally advising

the tenant that the City has adopted a Rent Control ordinance; and notification of the two-year period of limitations for filing an application for a rent rebate. As an alternative to certified mail, the tenant may sign a document acknowledging receipt of the full disclosure statement; a copy of this statement shall also be filed with the Rent Control office.

2. Section 155-4, Controls; increase restrictions, shall be supplemented as follows:

(New Section) 155-1.1 Rebate Limitation

Notwithstanding the provisions in Section 155-4 of this Chapter, a determination of the Division Chief of the Rent Leveling & Stabilization office, of the legal rent for an apartment will not result in a credit or refund of any rents previously overpaid by a Tenant, if the following has occurred:

- A. The Landlord has served the Tenant with a full Disclosure Statement, as defined in Section 155-1, which fully sets forth the Tenant's right to request a legal rent calculation and to secure a rebate of any overpaid rents; and
- B. The Tenant had failed to request a legal rent calculation within two years from the receipt of the full Disclosure Statement; and
- C. Any existing tenant, duly served with the full Disclosure Statement shall be entitled to no more than a two (2) year rebate of overpaid rents as of the date of the tenant request for a rent rebate.

It will be the burden of the Landlord to demonstrate to the Division Chief of the Rent Leveling & Stabilization office, that a full Disclosure Statement was served and acknowledged by the Tenant, and that the two (2) year period within which to receive a rebate has since expired.

NOW, THEREFORE BE IT ORDAINED 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 ordinance.
3. This ordinance shall be effective according to law.

---Councilman Cammarano 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 19, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Cammarano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

---Abstentions: Castellano.

05-127

DR-208

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 155-20(A)(4) "RENT CONTROL" (DR-208)

WHEREAS, the Hoboken City Council seeks to make amendments to Chapter 155-20(A)(4), Rent control Ordinance; and

NOW, THEREFORE BE IT ORDAINED:

1. Section 155-20(A)(4) shall be amended from

(4) Tenant application contesting imposition or rent increase under §155-5, or application for reduction in rent pursuant to §155-15: Five dollars (\$5.00)

TO:

(4) All requests for Updating Legal Base rents; applications contesting imposition of rent increases under Section 155-5 or applications for reduction in rent pursuant to Section 155-15 shall have a fee of Ten dollars (\$10.00) per unit.

NOW, THEREFORE BE IT ORDAINED 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 ordinance.
3. This ordinance shall be effective according to law.

---Councilman Cammarano 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 19, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Cammarano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

---Abstentions: Castellano.

Councilman Ramos excused himself from the meeting at 7:26p.m.

05-128

DR-209

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING
CHAPTER 196 "ZONING" (DR-209)

WHEREAS, the Hoboken City Council seeks to make amendments to Chapter 196, Zoning
NOW THEREFORE BE IT ORDAINED:

ARTICLE III
Zoning Districts Established

1. Section 196-7. Designation of districts and historic sites.
 - A. Zoning districts established in fulfillment of the purposes of this chapter are designated as follows:

R-1	Residence District (Conservation)
R-1(E)	Higher Education Subdistrict
R-1(CS)	Court Street Subdistrict
R-1(H)(CPT)	Castle Point Historic Subdistrict
R-2	Residence District (Stabilization)
R-3	Residence District (Redevelopment)
I-1	Industrial District (Light Manufacturing)
I-1(W)	Waterfront Subdistrict
I-2	Industrial District (Mixed Use)
CBD	Central Business District
CBD(H)	Historic Subdistrict
CBD(H)(CS)	Court Street Subdistrict
W(RDV)	Waterfront Redevelopment Subdistrict (Special Review)
W(H)	Historic Subdistrict (Waterfront)
W(N)	Castle Point Subdistrict
 - B. Historic sites established in fulfillment of the purposes of this chapter are designated as follows: NO CHANGE

ARTICLE V
Schedule I: Residential District

2. Section 196-14. R-1 District; R-1 (E) Subdistrict; R-1 (CS) Subdistrict; R-1(H)(CPT) Castle Point Historic Subdistrict
 - A. Purpose.
 - (1) R-1 District. NO CHANGE
 - (2) R-1(E) Subdistrict. NO CHANGE
 - (3) R-1(CS) Subdistrict. NO CHANGE
 - (4) R-1(H)(CPT) Subdistrict: the purpose of the Castle Point Historic Subdistrict is to reinforce and safeguard the heritage of this area which has been one of the most prestigious neighborhoods in Hoboken. This subdistrict which is also designated the "Castle Point Historic District" is distinguished by being the only neighborhood in the city typified by large, free-standing 1 and 2 family homes. Through architectural and

bulk controls, the height and density will be limited to maintain the historic character .

- B. Principal permitted uses shall be as follows.
- (1) R-1 District: NO CHANGE
 - (2) R-1(E) Subdistrict: NO CHANGE
 - (3) R-1(CS) Subdistrict: NO CHANGE.
 - (4) R-1(H)(CPT) Subdistrict: detached single-family and two-family residential buildings.
- C. Accessory uses shall be as follows:
- (1) R-1 District: NO CHANGE
 - (2) R-1(E) Subdistrict NO CHANGE
 - (3) R-1(CS) Subdistrict NO CHANGE
 - (4) R-1(H)(CPT) Subdistrict
 - (a) Home occupations
 - (b) Other uses customarily incidental to principal permitted uses and on the same lot.
- D. Conditional uses shall be as follows:
- (1) R-1 District: NO CHANGE
 - (2) R-1(E) Subdistrict: NO CHANGE
 - (3) R-1(CS) Subdistrict: NO CHANGE
 - (4) R-1(H)(CPT) Subdistrict: none
- E. Area, yard and building requirements for principal and accessory buildings shall be as follows:
- (1) Lot area, minimum:
 - (a) R-1 District: NO CHANGE
 - (b) R-1(E) Subdistrict: NO CHANGE.
 - (c) R-1(CS) Subdistrict: NO CHANGE.
 - (d) R-1(H)(CPT) Subdistrict: [1] one-family 2000 square feet
[2] two-family 3000 square feet
 - (2) Lot width, minimum:
 - (a) R-1 District: NO CHANGE
 - (b) R-1(E) Subdistrict: NO CHANGE
 - (c) R-1(CS) Subdistrict: NO CHANGE
 - (d) R-1(H)(CPT) subdistrict: [1] one-family twenty (20) feet
[2] two-family thirty (30) feet
 - (3) Lot depth, minimum:
 - (a) R-1 District: NO CHANGE.
 - (b) R-1(E) Subdistrict: NO CHANGE
 - (c) R-1(CS) Subdistrict: NO CHANGE.
 - (d) R-1(H)(CPT) Subdistrict: one hundred (100) feet.
 - (4) Lot coverage maximum:
 - (a) R-1 District: NO CHANGE
 - (b) R-1(E) Subdistrict: NO CHANGE
 - (c) R-1(CS) Subdistrict: NO CHANGE
 - (d) R-1(H)(CPT) Subdistrict: sixty percent (60%)
 - (5) Reserved.

- (6) Building height.
 - (a) R-1 District: NO CHANGE
 - (b) R-1(E) Subdistrict: NO CHANGE
 - (c) R-1 (CS) Subdistrict: NO CHANGE
 - (d) R-1(H)(CPT) Subdistrict:
 - [1] No addition shall be constructed on the front, side or top of an existing building so as to change the architectural style of the front facade; additions may be made to the rear portions of existing structures so long as the addition complies with other bulk requirements and does not exceed 40ft. in height above the grade of the rear yard as measured at the two rear building corners existing at the time of the adoption of this ordinance.
 - [2] New construction shall not exceed the prevailing height as established on the subject blockfront as measured from the average grade of the two front corners of all principal building.

- (7) Yard dimension, minimum:
 - (a) R-1 District: NO CHANGE
 - (b) R-1(E) Subdistrict: NO CHANGE
 - (c) R-1(CS) Subdistrict: NO CHANGE
 - (d) R-1(H)(CPT) Subdistrict:
 - [1] Front: minimum of ten (10) feet.
 - [2] Rear: minimum of thirty (30) feet.
But in no event shall the rear wall be farther than 75 feet from the front lot line.
 - [3] Side: minimum of five (5) feet on one side; zero (0) or minimum of five (5) feet on other side.

- (8) Density. Residential density of development of a site will be determined by site area per dwelling unit and maximum number of dwelling units adjusted where necessary for other on-site principal uses as calculated below:
 - (a) R-1 District and R-1(CS) Subdistrict:
 - [1] NO CHANGE
 - [2] NO CHANGE
 - [3] NO CHANGE
 - (b) R-1(H)(CPT) Subdistrict: only one or two-family homes permitted.

- (9) Other regulations in the R-1(E) Subdistrict: NO CHANGE

- (10) (Reserved)

- F. Off-street parking shall be as follows:
 - (1) R-1 District: NO CHANGE
 - (2) R-1(E) Subdistrict: NO CHANGE
 - (3) R-1(CS) Subdistrict. NO CHANGE

- (4) R-1(H)(CPT) Subdistrict.: none permitted
- G. Building facades in the:
 - (1) R-1(E) Subdistrict. NO CHANGE
 - (2) R-1(H)(CPT) Subdistrict. both new construction and alterations will be subject to the review of the Historic Preservation Commission pursuant to the Secretary of the Interior's Standards for Historic Preservation Projects.
- H. Sound and lighting standards in the R-1(E) Subdistrict: NO CHANGE

ARTICLE IX
General Supplementary Regulations

3. Section 196-27.-Subdistricts

The R-1(E), R-1(CS), R-1(H)(CPT), CBD(H), CBD(H)(CS), W(RDV), W(H), W(N), and I-1(W) Subdistricts are designed to provide flexibility to district regulations. The subdistricts further the public interest by subtracting permitted district uses in the Higher Education Subdistrict and increasing district requirements in the Historic Subdistrict.

- A. R-1(E) Higher Education Subdistrict: NO CHANGE
- B. CBD(H) Historic Subdistrict. NO CHANGE
- C. Court Street (CS) Subdistrict NO CHANGE
- D. I-1(W) Subdistrict. NO CHANGE
- E. W(H) Subdistrict. NO CHANGE
- F. W(RDV) Subdistrict. NO CHANGE
- G. W(N) Waterfront North Overlay Subdistrict. NO CHANGE

H. R-1(H)(CPT) Castle Point Historic Subdistrict. The purpose of the Castle Point Historic Subdistrict is to reinforce and safeguard the heritage of this area which has been one of the most prestigious neighborhoods in Hoboken. This subdistrict which is also designated the "Castle Point Historic District" is distinguished by being the only neighborhood in the city typified by large, free-standing 1 and 2-family homes. Through architectural and bulk controls, the height and density will be limited to maintain the historic character.

---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 14, 2005 at 7:00 PM.

---Motion duly seconded by Councilwoman Castellano.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Russo and President Campos.

---Nays: None.

---Absent: Ramos.

05-129

DR-210

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 196-8 "ZONING MAP" (DR-210)

WHEREAS, the Hoboken City Council seeks to make amendments to Chapter 196-8, Zoning Map.

NOW, THEREFORE BE IT ORDAINED:

**ARTICLE III
Zoning District Established**

3. Section 196-8. Zoning Map

The location and boundaries of said districts and sites are hereby established as shown on the Zoning Map of the City of Hoboken as revised, which is attached hereto and is hereby made a part of the chapter. Said map, together with everything shown thereon, and all amendments thereto shall be part of this chapter as if the same were fully described and set forth herein.ⁱ

The most recent amendment to the map, adopted by the Council on _____, is a correction to the R-1(E) overlay which had erroneously been placed over several properties belonging in the R-1 zone.

The R-1(E) overlay is corrected as follows:

Along the western boundary of the R-1(E) on the eastern side of Hudson Street beginning at the mid-line of Sixth Street, the western half of Block 228 has been excluded from the R-1(E) overlay.

Along the western boundary of the R-1(E) on the eastern side of Castle Point Terrace beginning at the mid-line of Ninth Street and running to Elysian Park (Tenth Street) the western portion of Block 239 has been excluded such that the boundary line runs along the rear lot lines of the properties fronting on Castle Point Terrace.

NOW, THEREFORE BE IT ORDAINED 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 ordinance.
3. This ordinance shall be effective according to 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 14, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Cammarano.

---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSTENTIONS: 1 - ABSENT: 1

--Yeas: Council persons Cammarano, Castellano, Del Boccio, Giacchi, LaBruno, Russo and President Campos.
--Nays: None.
--Abstentions: Cricco.
--Absent: Ramos.

05-130
DR-211

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 36: HISTORIC DISTRICT COMMISSION (Creating The Castle Point Historic District) (DR-211)

WHEREAS, the Hoboken City Council seeks to make amendments to Chapter 36 of the Hoboken City Code, Historic District Commission.

NOW, THEREFORE BE IT ORDAINED:

Chapter 36
Historic District Commission

Section 3. Historic District(s) created.

A. The Southern Hoboken Historic District is hereby created; NO CHANGE

B. The Castle Point Historic District is hereby created and its boundaries are delineated as follows: beginning at a point at the southwest corner of Block 237 at Eighth Street, proceeding northward along the east side of Hudson Street to the northernmost tip of Elysian Park on Block 239.1 at the intersection with Hudson Street and Sinatra Drive, then moving along the northern boundary of Elysian Park to its easternmost point, then proceeding westerly along the southern boundary of Block 239.1 until it reaches the rear of lot 14 on Block 239 whereupon the boundary continues southward along the rear lot lines of those lots fronting on the east side of Castle Point Terrace until it meets the mid-point of Ninth Street, then westward to a point approximately mid-point along the northern boundary of Block 237, then southward along the rear lot lines of those lots fronting on Hudson Street until it reaches Eighth Street, then westward back to the beginning at Hudson Street.

--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 14, 2005 at 7:00 PM.

--Motion duly seconded by Councilwoman Castellano.

--Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSTENTIONS: 1 - ABSENT: 1

--Yeas: Council persons Cammarano, Castellano, Del Boccio, Giacchi, LaBruno, Russo and President Campos.
--Nays: None.
--Abstentions: Cricco.
--Absent: Ramos.

It was noted that the Public Hearing for ordinances DR-209, DR-210 and DR-211 will be held at the Monday, November 14, 2005 City Council meeting.

Councilman Cricco left the meeting at 7:45 p.m.

Councilman Cricco returned to the meeting at 7:49 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;

Councilwoman LaBruno left the meeting at 8:04 p.m.

Councilwoman LaBruno returned to the meeting at 8:09 p.m.

speakers continued: Elizabeth Mason, 921 Hudson Street; Janice Cohen, 333 River Street; Mark Villamore, 921 Washington Street; Ester Milsted, 921 Washington Street; Robert Schmidt, 10 Pirates Cove, Little Silver, NJ; Cathy Cardillo, 223 Bloomfield Street; Aaron Lewit, 627 Garden Street.

President Campos then adjourned the meeting at 8:58 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

ⁱ The Zoning Map is included at the end of this chapter.

MEETING OF OCTOBER 19, 2005

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, OCTOBER 19, 2005 AT 7:00 PM

President Campos 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

ABSENT: None.

PETITIONS AND COMMUNICATIONS

05-131

Council President Campos recognized Mayor David Roberts who presented the following proclamation:

WHEREAS, Orlando Addeo, a highly esteemed lifelong resident of the Mile Square City is being saluted by the City of Hoboken in affectionate and grateful recognition of his remarkable record of service to the community; and

WHEREAS, Orlando Addeo, served his country with honor and valor as a member of the United States Army during World War II, engaging in combat in the Burma Theater and earning the rank of Sergeant; and

WHEREAS, Orlando Addeo, serviced with distinction as an Auto Parts Manager for the Ford Motor Company until his retirement in 1985; and

WHEREAS, Orlando Addeo, has given generously of his time, energy, and resources as a Commissioner and Chairman of the Hoboken Housing Authority for twenty-five years; and

WHEREAS, Orlando Addeo, is known and respected as a friendly and caring family man, neighbor, and member of his community and has been actively involved in the American Legion, the Knights of Columbus, and the Saint Francis Holy Name Society as President for four years, as well as always willing to lend a hand to help his fellow senior citizens

NOW, THEREFORE, BE IT RESOLVED, I, DAVID ROBERTS, Mayor of the City of Hoboken, do hereby issue this proclamation in honor of Orlando Addeo and to commend him for his outstanding record of service and commitment, and further to extend best wishes for continued success in all his future endeavors.

--Received and filed.

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 Zones: repealed) (DR-206)

President Campos 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 Campos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.

Motion duly seconded by Councilman Russo.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos and President Campos.

---Nays: None.

---Abstentions: Russo.

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

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos and President Campos.

---Nays: None.

---Abstentions: Russo.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING
CHAPTER 155.1 "RENT CONTROL" (DR-207)

President Campos 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 spoke: Maurice DeGennaro, 614 Hudson Street; Bob DuVal, 303 Park Avenue; Carl Glenn, 931 Garden Street; Daniel Tumpson, 230 Park Avenue; Annette Illing, 1 Marineview Plaza; David Axelrod, 230 Park Avenue; John Geltrude, 89 Monroe Street; Cathy Cardillo, 223 Bloomfield Street; Mary Ondrejka, 159 9th Street; Ines Garcia Keim, 1103 Washington Street; Brendan Davies, 315 Grand Street; Aaron Lewit, 627 Garden Street; Lawrence Daly, 315 Grand Street; Greg Ribot, 1201 Garden Street; Cathy Cardillo, 223 Bloomfield Street (2nd time); Joe Covello, 405 Washington Street; Nick Petrozzelli, 75 Jackson Street. No other person present desiring to be heard and no written protests or objections received, President Campos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.

Motion duly seconded by Councilman Russo.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

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

---Adopted by the following vote: YEAS: 6 - NAYS: 1 -ABSTENTIONS: 2

---Yeas: Council persons Cammarano, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: President Campos.

---Abstentions: Castellano, Cricco.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING
CHAPTER 155-20(A)(4) "RENT CONTROL" (DR-208)

President Campos 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 Campos asked for a motion to close the hearing.

Councilman Ramos moved that the hearing be closed.

Motion duly seconded by Councilman Russo.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

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

--Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSTENTIONS: 1
--Yeas: Council persons Cammarano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.
--Abstentions: Castellano.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 196 "ZONING" (DR-209)

The Public Hearing for the above ordinance will be held at the Monday, November 14, 2005 regularly scheduled City Council meeting in order to allow sufficient time to notice residents.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 196-8 "ZONING MAP" (DR-210)

The Public Hearing for the above ordinance will be held at the Monday, November 14, 2005 regularly scheduled City Council meeting in order to allow sufficient time to notice residents.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 36: HISTORIC DISTRICT COMMISSION (Creating The Castle Point Historic District) (DR-211)

The Public Hearing for the above ordinance will be held at the Monday, November 14, 2005 regularly scheduled City Council meeting in order to allow sufficient time to notice residents.

05-132

APPLICATIONS FOR MISCELLANEOUS LICENSES

Vendor-----2

--Councilman Cricco 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

CLAIM RESOLUTIONS

05-133

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 \$62,613.25 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---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 \$60,848.96 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---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 \$259,200.76 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

By Councilman Russo:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$43,957.29 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Cammarano.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---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 \$150,877.00 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

By Councilman Cammarano:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$107,553.75 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Russo.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---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 \$242,223.62 against the CAPITAL ACCOUNT.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

By Councilwoman LaBruno:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$14,142.33 against the PARKING UTILITY.

Seconded by Councilman Giacchi.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

PAYROLL RESOLUTIONS

05-134

By Councilman Cricco:

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 21, 2005 TO OCTOBER 5, 2005 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	6-01-20-105	7,502.89			7,502.89
Mayor's Office	6-01-20-110	10,310.70			10,310.70
City Council	6-01-20-111	7,565.59			7,565.59
Bus Adm. Office	6-01-20-112	9,495.00			9,495.00
ABC Board	6-01-20-113	269.24			269.24
Purchasing	6-01-20-114	8,910.47			8,910.47
Grants Management	6-01-20-116	7,029.78			7,029.78
City Clerks Office	6-01-20-120	12,873.48	596.34	65.94	13,535.76
Elections	6-01-20-122				

Finance Office	6-01-20-130	4,771.56			4,771.56
Accounts / Controls	6-01-20-131	5,158.77			5,158.77
Payroll Division	6-01-20-132	2,915.88			2,915.88
Tax Collection	6-01-20-145	11,055.17			11,055.17
Assessor's Office	6-01-20-150	11,195.97	(1,843.05)		9,352.92
Corporation Counsel	6-01-20-155	14,358.75			14,358.75
Community Develop.	6-01-20-160	5,162.43			5,162.43
Treasurer	6-01-20-146				
Planning Board	6-01-21-180	3,284.73			3,284.73
Info Technology	6-01-20-147011	2,021.22			2,021.22
Zoning Officer	6-01-21-186	5,321.46			5,321.46
Housing Inspection	6-01-21-187	7,381.16			7,381.16
Construction Code	6-01-22-195	23,017.19			23,017.19
Police Division	6-01-25-241	466,721.06	3,692.40	19,645.00	490,058.46
Crossing Guards	6-01-25-241	10,395.68			10,395.68
Emergency Mgmt	6-01-25-252	769.53			769.53
Fire Division	6-01-25-266	422,939.24	9,588.56	3,120.16	435,647.96
Signal & Traffic	6-01-25-267	6,206.22	1,065.84	144.00	7,416.06
Envir. Ser. Dir. Office	6-01-26-290	14,799.01	1,230.06		16,029.07
Streets & Roads	6-01-26-291				
Central Garage	6-01-26-301	4,907.52		54.60	4,962.12
Sanitation	6-01-26-305	49,165.93	14,018.85	624.00	63,808.78
Housing Authority	6-01-28-370-015				
Human Service Direct.	6-01-27-330	5,519.12			5,519.12
Board of Health	6-01-27-332	11,978.08	374.10		12,352.18
Constituent Services	6-01-27-333	6,511.92		164.83	6,776.75

Senior Citizens Div	6-01-27-336	14,758.74	872.11		15,630.85
Rent Stabilization	6-01-27-347	6,611.92		164.83	6,776.75
Transportation	6-01-27-348	8,312.36	856.41	68.00	9,236.77
Recreation	6-01-28-370	20,316.42	1,544.56	100.00	21,960.98
Parks	6-01-28-375	18,787.74	2,123.00	224.00	21,134.74
Public Prop.	6-01-28-377	25,475.42	3,419.28		28,894.70
Public Library	6-01-29-390	26,416.54	173.88	40.00	26,630.42
Public Defender	6-01-43-495	2,203.16			2,203.16
Municipal Court	6-01-43-490	31,596.37	167.32		31,763.69
Parking Utility	6-31-55-501-100	48,144.56	2,786.00		50,930.56
Universal Cops	6-01-25-241-012	7,701.89		420.00	8,121.89
Cops In School	6-01-25-241-015	13,886.48		2,380.00	16,266.48
Civilian Hiring	6-01-25-241-016	4,856.31			4,856.31
Minority Affairs	6-01-27-331-011				
Summer Fun	6-01-28-370-013	1,750.00			1,750.00
Summer Lunch	6-51-56-852-301	615.39			615.39
Other					
Police Grant.	G-02-41-730-302				
Police Outside Employ.	T-14-10-000-000			16,720.00	16,720.00
Police Grant	DE 16-S7-01				
Fire Dept. Penalty	T-13-10-000-001				
Fire Education Acct	T-13-10-000-000				
Grand Total		1,390,947.97	40,665.66	43,770.53	1,475,384.16

Motion by Councilman Cricco.
 Seconded by Councilman Del Boccio.

--Adopted by the following vote: YEAS: 9 - NAYS: 0
--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

RESOLUTIONS

Presented and Read

05-135

--By Councilman Cricco:

Whereas, the Board of Directors of 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 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 of the City of Hoboken, or his designee, is hereby authorized and directed to execute this Agreement between the City of Hoboken and Hoboken Family Planning, and the City Clerk is hereby authorized to attest same and to affix the City Seal.

--Motion duly seconded by Councilman Del Boccio.
--Adopted by the following vote: YEAS: 9 - NAYS: 0
--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

05-136

--By Councilman Cricco:

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 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 of the City of Hoboken, or his designee, is hereby authorized and directed to execute said Agreement between the City of Hoboken and H.O.P.E.S. Head Start, and the City Clerk is hereby authorized to attest same and to affix the City Seal.

--Motion duly seconded by Councilman Del Boccio.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-137

--By Councilman Cricco:

Whereas, the Board of Directors of The Boys & Girls Club of Hudson County (Hoboken Unit), located 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 Recreational 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 \$12,000 out of available Community Development funds; **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 of the City of Hoboken, or his designee, is hereby authorized and directed to execute said Agreement between the City of Hoboken and The Boys & Girls Club, and the City Clerk is hereby authorized to attest same and to affix the City Seal.

--Motion duly seconded by Councilman Del Boccio.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-138

--By Councilman Cricco:

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; **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 of the City of Hoboken, or his designee, is hereby authorized and directed to execute this Agreement between the City of Hoboken and Day Care 100, and the City Clerk is hereby authorized to attest same and to affix the City Seal.

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-139

---By Councilman Cricco:

Whereas, the Board of Directors of Mile Square 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 \$77,818 out of available CD miscellaneous program income funds to operate said program within the City of Hoboken; **now therefore, be it -**

Resolved, that the Council of the Mayor and Council of the City of Hoboken hereby approves the attached Subrecipient Agreement and accepts the obligations under the aforesaid Agreement, **and be it -**

Further Resolved, that the Mayor of the City of Hoboken, or his designee, is hereby authorized and directed to execute this Agreement between the City of Hoboken and Mile Square Day Care, and the City Clerk is hereby authorized to attest same and to affix the City Seal.

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-140

---By Councilman Cricco:

Whereas, the Board of Directors of Nuestros Ninos Day Care, located at Rue School, 301 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 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 of the City of Hoboken, or his designee, is hereby authorized and directed to execute this Agreement between the City of Hoboken and Nuestros Ninos Day Care, and the City Clerk is hereby authorized to attest same and to affix the City Seal.

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-141

---By Councilman Cricco:

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 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 of the City of Hoboken, or his designee, is hereby authorized and directed to execute this Agreement between the City of Hoboken and United Cerebral Palsy, and the City Clerk is hereby authorized to attest same and to affix the City Seal.

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-142

---By Councilman Cricco:

WHEREAS, Verizon-NJ has announced intentions to build facilities through which competitive cable television services can be offered in 54 New Jersey municipalities, yet it is not clear whether or when the City of Hoboken in which Verizon also operates will enjoy the benefits of competition to the same extent as these 55 communities, and

WHEREAS, The New Jersey Cable Television Act provides a primary role for local governments to negotiate the terms and conditions under which a wireline cable television company may provide cable television service to its residents pursuant to a municipal consent ordinance, and this requirement of law is consistent with the long-standing principle of ascertaining and addressing community cable-related needs at the local level, and

WHEREAS, New Jersey's wireline cable television companies constructed and now operate cable television systems under municipal consents that address the specific needs of local communities consistent with the provisions of the New Jersey Cable Television Act with expiration terms that range from 5 to 15 years, and

WHEREAS, federal law explicitly prohibits cable companies and municipalities from entering into exclusive franchises. Yet, notwithstanding nonexclusivity, construction of competitive wireline cable television systems in New Jersey has not occurred to the extent desired due to economic factors beyond the control of local government.

WHEREAS, competition in the provision of cable television service is desirable and has the potential for producing consumer benefits through increased choice and the City of Hoboken supports competition, and

WHEREAS, in order to ensure nondiscriminatory and equal access to competitive services consistent with federal and state law, the City of Hoboken) has an obligation to ensure that its residents are among those to whom Verizon's competitive services will be made available by a date certain., and

WHEREAS, Verizon-NJ has expressed the intention to seek state legislation that would exempt it from the municipal consent process to which all cable television companies now operate and, if such legislation were enacted, would be permitted to offer competitive cable services under one statewide franchise that bypassed municipal authorization and approval, and

WHEREAS, the process for award of such a statewide franchise will have the effect of eliminating any meaningful opportunity for the City of Hoboken to address the specific cable-related needs that otherwise might be fulfilled by Verizon-NJ and disable Hoboken the ability to ensure competition is offered on equal terms, and

WHEREAS, municipalities and their residents have a significant and specific interest in the terms and conditions attendant to the award of a cable television franchise;

NOW THEREFORE BE IT RESOLVED the City of Hoboken urges the New Jersey State Legislature, in the strongest possible manner, to oppose any effort to eliminate the municipal consent process for competitive providers of cable television service until, at a minimum, a thorough evaluation is completed of the current system and the effect of any proposed changes on local governments, residents, competitors and incumbents is analyzed.

BE IT FURTHER RESOLVED that the New Jersey State Legislature request from the New Jersey Board of Public Utilities a report on the status of Verizon-NJ's commitments and operations under Opportunity NJ and the extent to which Opportunity NJ, or any other instrument of the Board, contemplates and authorizes Verizon-NJ to utilize municipal rights of way for the purpose of providing cable television service and exempts it from the requirement to apply for and obtain a municipal consent as otherwise required of companies that provide or intend to provide cable television service under the New Jersey Cable Television (NJSA 48:5A-1, et seq);

AND, BE IT FURTHER RESOLVED that a copy of this resolution shall be certified and forwarded to Acting Governor/Senate President Richard J. Codey, Assembly Speaker Albio Sires, Senator Bernard Kenny and Assemblymen Brian Stack (the municipality's current state legislators).

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-143

---By Councilman Cricco:

WHEREAS, the City of Hoboken has applied to and received a grant for \$2,250,000 from the New Jersey Department of Community Affairs, Neighborhood Preservation Balanced Housing Program; and

WHEREAS, the purpose of this grant is to assist in the funding of the Adams Street Development, an affordable housing project to be located at Block 104, Hoboken, New Jersey and to be developed by the 1118 Adams Street Urban Renewal, LLC, a Limited Liability Company having its offices located at c/o Tarragon Corporation, 1775 Broadway, 23rd floor, New York, New York 10019 (hereinafter "Developer"); and

WHEREAS, the City of Hoboken and the Department of Community Affairs have executed a Grant Agreement #04-1955-00 which describes the terms and conditions of the Neighborhood Preservation Balanced Housing Program; and

WHEREAS, Item 2 of Section C of said Grant Agreement requires that the City of Hoboken enter a Third Party Contract with the Developer for the transfer of up to \$2,250,000 in Balanced Housing Program Funds for the Adams Street Development affordable housing project; **now therefore be it-**

RESOLVED, that the Mayor of the City of Hoboken and/or his designee is hereby authorized to execute the Third Party Contract referenced within and any other pertinent

documents related to the Neighborhood Preservation Balanced Grant for the 1118 Adams Street Development affordable housing project.

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-144

---By Councilman Cricco:

WHEREAS, under the rules of the New Jersey Council on Affordable Housing the City of Hoboken has entered into Regional Contribution Agreements with the following municipalities:

1. Borough of North Haledon	24 units	\$480,000
2. Borough of Wanaque	24 units	\$480,000
3. Borough of Demarest	9 units	\$225,000
4. Green Township	13 units	\$325,000

WHEREAS, the New Jersey Council on Affordable Housing passed a resolution approving these Regional Contribution Agreements for a total amount of \$1,510,000 in order to create affordable housing in the City of Hoboken whereby the City of Hoboken is the receiving municipality and the above noted towns are the sending communities; and

WHEREAS, under the rules of the New Jersey Council on Affordable Housing the City of Hoboken is to enter into an agreement with the developer to create 90 units of affordable housing at 1118 Adams Street, Hoboken, New Jersey to be partially funded through the above noted Regional Contribution Agreements; and

WHEREAS, the City of Hoboken shall enter into an agreement with the 1118 Adams Street Urban Renewal, LLC, a Limited Liability Company having its offices located at c/o Tarragon Corporation, 1775 Broadway, 23rd floor, New York, New York 10019 for the development of the above referenced 90 units of affordable housing to be partially reimbursed by the City with funds from the Regional Contribution Agreements; **now therefore be it—**

RESOLVED, that the Mayor of the City of Hoboken and/or his designee is hereby authorized to execute the necessary contract and any other pertinent documents related to the disbursement of Regional Contribution Agreement funds to the 1118 Adams Street Urban Renewal, LLC, for the City's Adams Street Development affordable housing project.

Authorizing the City of Hoboken to enter into a contract to disburse Regional Contribution Agreements to 1118 Adams Street Urban Renewal, LLC.

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-145

--By Councilwoman LaBruno:

WHEREAS, the Mayor and the Council deem it in the City of Hoboken's best interest to reevaluate its management agreement with Robotic Service Organization; and

WHEREAS, it is further determined that Robotic be put on notice that there are performance deficiencies, attached hereto but not limited there to, which shall be corrected immediately; and

WHEREAS, it is further determined that if the deficiencies are not corrected within thirty (30) days cancellation of the contract with Robotic, according to the contract terms, be effectuated immediately; and

WHEREAS, the Mayor and Council designate the Law Director and the Parking Utility Director to effectuate improved performance under the contract.

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 Law Director and the Parking Utility Director to take any and all actions necessary to put Robotics on notice of all the performance deficiencies which shall be corrected within the next thirty (30) days.
3. The Law Director and the Parking Utility Director shall report back to the Mayor and Council after thirty (30) days on the progress, if any, made with Robotic's performance.
4. This resolution is effective immediately.

--Motion duly seconded by Councilwoman Castellano.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

ORDINANCES

Introduction and First Reading

05-146

DR-212

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED. (Delete: 1030 Bloomfield Street) (DR-212)

ORDAIN AS FOLLOWS: (Delete: 1030 Bloomfield St.)

Handicap Spaces

A. Section 192-4 is amended to delete the following;

Eileen HEileen Hopkins, 1030 Bloomfield Street, west side of Bloomfield Street, beginning at a point of 124 feet from the southwest curblineline of Eleventh 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 this ordinance codified and incorporated in the official copies of the Hoboken Code. This ordinance shall take effect as provided by law.

--Councilwoman LaBruno 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 2, 2005 at 7:00 PM.

--Motion duly seconded by Councilman Giacchi.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

Public Hearing for the SFY 2006 Municipal Budget

The following spoke regarding the budget: Bob DuVal, 303 Park Avenue;

Councilman Cricco left the meeting at 8:44 pm

speakers continued: Elizabeth Mason, 921 Hudson Street;

Councilman Cricco returned to the meeting at 8:48 pm.

speakers continued: Michael Lenz, 408 Monroe Street;

No other members of the public in attendance wishing to be heard, the City Council decided to continue the Public Hearing on the SFY 2006 Municipal Budget at the next City Council meeting, on Wednesday, November 2, 2005.

Councilwoman LaBruno left the meeting at 9:12 pm.

All regular business concluded the following members of the public spoke at the "Public Portion" of the meeting: Carlyn McCann, 224 Jefferson Street;

Councilwoman LaBruno returned to the meeting at 9:15 pm.

Mayor David Roberts addressed the City Council.

speakers continued: Barbie Roman, 320 Jackson Street;

Councilman Del Boccio left the meeting at 9:45 pm

Councilman Del Boccio returned to the meeting at 9:49 pm

speakers continued: Elizabeth Mason, 921 Hudson Street;

Council President Campos left the meeting at 9:55 pm

speakers continued: Maurice DeGennaro, 614 Hudson Street;

Council President Campos returned to the meeting at 9:58 pm

President Campos then adjourned the meeting at 10:02 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

MEETING OF NOVEMBER 2, 2005

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 2, 2005 AT 7:00 PM

President Campos 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 Castellano, Cricco, Del Boccio, LaBruno, Ramos, Russo and President Campos.

ABSENT: Cammarano, Giacchi.

PETITIONS AND COMMUNICATIONS

Councilman Ramos read the following proclamation from Mayor David Roberts into the record:

Councilmen Cammarano and Giacchi arrived at 7:24 p.m.

05-147

WHEREAS, Lung cancer is the leading cause of cancer death in both men and women in the United States; and

WHEREAS, Lung cancer takes the lives of more Americans each year than breast, prostate, colon, liver, kidney cancers combined; and

WHEREAS, former smokers and people who have never smoked comprise the majority of new cases of lung cancer each year; and

WHEREAS, 70% of new lung cancer cases will be diagnosed at late stage, with a 15% 5 year survival rate; and

WHEREAS, early lung cancer diagnosis and management protocols exist, yet have not been embraced as the standard of care; and

WHEREAS, the Lung Cancer Alliance as the only national advocacy organization, is dedicated to informing and advocating for people living with lung cancer or at risk for the disease;

NOW, THEREFORE, I DAVID ROBERTS, Mayor of the City of Hoboken, do hereby proclaim November as

LUNG CANCER AWARENESS MONTH

in the City of Hoboken, New Jersey

Furthermore, I urge all citizens of Hoboken to do all we can to increase awareness of lung cancer issues, and offer compassion to people with lung cancer.

--Received and filed.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 196 "ZONING" (DR-209)

It was noted that the public hearing for the above ordinance will be held at the Monday, November 14, 2005 meeting in order to allow sufficient time to notice residents.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 196-8 "ZONING MAP" (DR-210)

It was noted that the public hearing for the above ordinance will be held at the Monday, November 14, 2005 meeting in order to allow sufficient time to notice residents.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 36: HISTORIC DISTRICT COMMISSION (Creating The Castle Point Historic District) (DR-211)

It was noted that the public hearing for the above ordinance will be held at the Monday, November 14, 2005 meeting in order to allow sufficient time to notice residents.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED. (Delete: 1030 Bloomfield Street) (DR-212)

President Campos 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 Campos asked for a motion to close the hearing.

Councilman Russo moved that the hearing be closed.

Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

Council President Campos 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

PETITIONS AND COMMUNICATIONS CONTINUED

05-148

October 28, 2005

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

Dear Ladies & Gentlemen:

Pursuant to my authority under Chapter 48, Section 2 of the Hoboken Code, I hereby appoint Jeanne Lubin, 58 Ninth Street, Hoboken, New Jersey 07030 to serve as a Trustee of the Hoboken Public Library for a term of five (5) years to expire on June 30, 2010.

Very truly yours,

DAVID ROBERTS
Mayor
City of Hoboken

cc/James Farina, City Clerk
Joseph Sherman, Corporation Counsel
Arturo Martinez, LB

--Received and filed.

05-149

A communication from Business Administrator Richard England with: A) SFY 2006 Annual Financial Statement; B) SFY 2004 Audit Comment Corrective Action Plan; C) SFY 2006 Extraordinary Aid Application and D) Memo to City Council with potential cost reduction/revenue enhancements.

--Received and filed.

05-150

October 31, 2005

The Honorable Christopher Campos
President, Hoboken City Council
Hoboken City Hall
94 Washington Street
Hoboken, New Jersey 07030

Dear Council President Campos:

I am honored to appoint Father Thomas Crangle, Pastor of St. Ann's Church, 704 Jefferson Street, as Chaplain for the Hoboken Police Department.

Sincerely,

DAVID ROBERTS
Mayor
City of Hoboken

Cc/City Council Members
Carmen V. La Bruno, Chief of Police

--Received and filed.

05-151

APPLICATIONS FOR MISCELLANEOUS LICENSES

Vendors----- 1
Mechanical Amusement Devices ----- 2

---Councilman Giacchi 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
---Nays: None.

REPORTS OF CITY OFFICERS

05-152

A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending September 30, 2005 - \$16,222,504.16.

---Received and filed.

RESOLUTIONS

Presented and Read

05-153

---By Councilman Ramos:

BE IT 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:

CURRENT FUND	ACCOUNT #	AMOUNT
Operations-Within "Caps"		
Personnel S&W	6-01-20-105-010	\$62,000.00
Personnel O.E.	6-01-20-105-021	1,800.00
Mayor's Office SW	6-01-20-110-010	86,000.00
Mayor's Office OE	6-01-20-110-021	975.00
City Council SW	6-01-20-111-010	62,000.00

City Council OE	6-01-20-111-021	2,100.00
Business Adm. SW	6-01-20-112-010	80,000.00
Business Adm. OE	6-01-20-112-010	14,000.00
A.B.C. Board SW	6-01-20-113-010	3,210.00
A.B.C. Board OE	6-01-20-113-021	1,000.00
Purchasing SW	6-01-20-114-010	20,100.00
Purchasing OE	6-01-20-114-021	500.00
Grants Mgmt SW	6-01-20-116-010	63,000.00
City Clerk SW	6-01-20-120-010	111,000.00
City Clerk OE	6-01-20-120-021	1,000.00
Legal Ads O.E.	6-01-20-121-020	12,125.00
Elections SW	6-01-20-122-010	13,850.00
Elections OE	6-01-20-123-021	39,000.00
Codification O.E.	6-01-20-123-020	2,950.00
Finance Super. SW	6-01-20-130-010	40,000.00
Accts & Control SW	6-01-20-131-010	61,000.00
Payroll S&W	6-01-20-132-010	26,000.00
Payroll OE	6-01-20-132-021	200.00
Audit OE	6-01-20-135-020	25,000.00
Tax Collector SW	6-01-20-145-010	91,000.00
Tax Collector OE	6-01-20-145-021	2,500.00
Info. Technology SW	6-01-20-147-010	17,000.00
Info. Technology OE	6-01-20-147-021	5,500.00
Assessor's SW	6-01-20-150-010	91,000.00
Assessor's OE	6-01-20-150-021	10,980.00
Corp. Counsel SW	6-01-20-155-010	132,000.00
Corp. Counsel OE	6-01-20-155-021	5,600.00
Spec. Counsel OE	6-01-20-156-020	347,750.00
Community Dev. SW	6-01-20-160-010	40,000.00
Historic Comm. OE	6-01-20-175-021	300.00
Planning Bd. SW	6-01-20-180-010	27,000.00
Planning Bd. OE	6-01-20-180-021	13,300.00
Zoning Off. SW	6-01-21-186-010	44,000.00
Zoning Off. OE	6-01-21-186-021	740.00
Housing Insp. SW	6-01-21-187-010	63,000.00
Housing Insp. OE	6-01-21-187-021	550.00
Construction S&W	6-01-22-195-010	218,000.00
Construction OE	6-01-22-195-021	36,000.00
Postage OE	6-01-23-211-020	43,750.00
Dues/Member OE	6-01-23-212-020	15,000.00
Copiers O.E.	6-01-23-213-020	13,000.00
Cele of Public Events OE	6-01-23-216-020	19,000.00
Office Supplies OE	6-01-23-218-020	5,000.00
Nth Hud. Mayor OE	6-01-23-222-020	28,342.00
Police SW	6-01-25-241-010	4,400,000.00
Police OE	6-01-25-241-021	124,000.00
Acq. Of Police Car OE	6-01-25-242-020	9,000.00
Emerg. Management SW	6-01-25-252-010	7,000.00
Emerg. Management OE	6-01-25-252-021	475.00
Hob. Vol. Amb.OE	6-01-25-260-020	20,000.00
Fire Dept. SW	6-01-25-260-010	3,900,000.00
Fire Dept. OE	6-01-25-266-021	76,000.00
Signal & Traff. SW	6-01-25-267-010	72,000.00

Signal & Traff OE	6-01-25-267-021	11,870.00
Env. Services Dir. SW	6-01-26-290-010	149,000.00
Env. Services Dir. OE	6-01-26-290-021	1,600.00
Streets & Roads OE	6-10-26-291-021	22,420.00
Central Garage SW	6-01-26-301-010	30,000.00
Central Garage OE	6-01-26-301-021	40,125.00
Solid Waste SW	6-01-26-305-010	505,000.00
Solid Waste OE	6-01-26-305-010	865,000.00
Human Svcs. Dir. SW	6-01-27-330-010	46,000.00
Human Svcs. Dir. OE	6-01-27-330-021	800.00
Const. Svcs. SW	6-01-27-333-010	54,000.00
Const. Svcs. OE	6-01-27-333-021	3,800.00
Hispanic Affairs OE	6-01-27-331-021	600.00
Bd. Of Health. SW	6-01-27-332-010	100,000.00
Board of Health OE	6-01-27-332-021	17,700.00
Senior Citizen SW	6-01-27-336-010	164,000.00
Senior Citizen OE	6-01-27-336-021	9,000.00
Rent Control	6-01-27-347-010	55,000.00
Rent Control OE	6-01-27-347-021	15,000.00
Transport SW	6-01-28-348-010	74,000.00
Transport OE	6-01-28-348-021	3,175.00
Recreation SW	6-01-28-370-010	350,000.00
Recreation OE	6-01-28-370-021	129,000.00
Parks SW	6-01-28-375-010	202,000.00
Parks OE	6-01-28-375-021	23,000.00
Public Prop. SW	6-01-28-377-010	222,000.00
Public Prop. OE	6-01-28-377-021	40,000.00
Electricity OE	6-01-31-430-000	106,000.00
Streets Lights OE	6-01-31-435-000	137,000.00
Telephone OE	6-01-31-440-000	60,000.00
Water & Sewer OE	6-01-31-445-000	10,500.00
Fuel Oil OE	6-01-31-447-000	11,000.00
Telecomm. OE.	6-01-31-450-000	3,500.00
Gasoline OE	6-01-31-460-000	88,000.00
Engineering OE	6-01-31-461-000	47,700.00
Waterfront Dev. OE	6-01-31-462-000	25,000.00
Mun. Court SW	6-01-43-490-010	279,000.00
Mun. Court OE	6-01-43-490-021	54,000.00
Public Defender SW	6-01-43-495-010	18,000.00
Public Defender OE	6-01-43-495-021	<u>1,000.00</u>
	TOTALS	\$14,595,987.00

(Outside Cap)

Public Library SW	6-01-29-390-010	235,000.00
Public Library OE	6-01-29-390-021	110,000.00
Insurance OE	6-01-30-400-010	100,000.00
Worker's Comp OE	6-01-30-400-020	170,000.00
Health Insurance OE	6-01-30-400-030	1,500,000.00
Unemployment Ins. OE.	6-01-23-225-020	30,025.00
Social Security OE	6-01-36-472-000	397,750.00
Parking Utility SW	6-01-55-502-100	<u>430,000.00</u>

TOTALS \$2,972,775.00

---Motion duly seconded by Council President Campos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
---Nays: None.

CLAIM RESOLUTIONS

05-154

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$87,196.17 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
---Nays: None.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$26,159.74 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
---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 \$67,598.72 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Ramos.

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

--Yeas: Council persons Cammarano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: Castellano.

By Councilman Russo:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$47,158.00 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilwoman Castellano.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--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 \$494,818.73 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

By Councilman Cammarano:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$14,409.47 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Del Boccio.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

By Councilwoman LaBruno:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$131,670.88 against the PARKING UTILITY.

Seconded by Councilman Cricco.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

PAYROLL RESOLUTIONS

05-155

By Councilman Ramos:

RESOLVED, THAT WARRANTS DRAWN ON THE CITY TREASURER, TO THE ORDER OF THE CITY TREASURER, IN PAYMENT OF SERVICES OF OFFICERS AND EMPLOYEES OF THE CITY OF HOBOKEN, FOR THE PERIOD OCTOBER 6, 2005 TO OCTOBER 19, 2005 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	6-01-20-105	7,502.89			7,502.89
Mayor's Office	6-01-20-110	10,310.70			10,310.70
City Council	6-01-20-111	7,565.59			7,565.59
Bus Adm. Office	6-01-20-112	9,495.00			9,495.00
ABC Board	6-01-20-113	269.24			269.24
Purchasing	6-01-20-114	2,071.19			2,071.19
Grants Management	6-01-20-116	4,348.58			4,348.58
City Clerks Office	6-01-20-120	12,458.06	347.87	54.95	12,860.88
Elections	6-01-20-122				
Finance Office	6-01-20-130	4,771.56			4,771.56
Accounts / Controls	6-01-20-131	5,158.77			5,158.77
Payroll Division	6-01-20-132	2,915.88			2,915.88
Tax Collection	6-01-20-145	10,927.51		30.77	10,958.28

Assessor's Office	6-01-20-150	11,195.97			11,195.97
Corporation Counsel	6-01-20-155	14,513.53			14,513.53
Community Develop.	6-01-20-160	5,162.43			5,162.43
Treasurer	6-01-20-146				
Planning Board	6-01-21-180	3,284.73			3,284.73
Info Technology	6-01-20-147011	2,021.22			2,021.22
Zoning Officer	6-01-21-186	5,321.46			5,321.46
Housing Inspection	6-01-21-187	7,381.16			7,381.16
Construction Code	6-01-22-195	27,762.39			27,762.39
Police Division	6-01-25-241	465,976.06	10,306.95	30,246.29	506,529.30
Crossing Guards	6-01-25-241	9,625.81			9,625.81
Emergency Mgmt	6-01-25-252	769.53			769.53
Fire Division	6-01-25-266	422,372.09	5,113.01		427,485.10
Signal & Traffic	6-01-25-267	6,198.48	530.16		6,728.64
Envir. Ser. Dir. Office	6-01-26-290	14,799.01	1,732.28		16,531.29
Streets & Roads	6-01-26-291				
Central Garage	6-01-26-301	4,689.12		273.00	4,962.12
Sanitation	6-01-26-305	49,715.06	10,601.16	926.24	61,242.46
Housing Authority	6-01-28-370-015				
Human Service Direct.	6-01-27-330	5,519.12			5,519.12
Board of Health	6-01-27-332	12,540.58			12,540.58
Constituent Services	6-01-27-333	7,753.09			7,753.09
Senior Citizens Div	6-01-27-336	14,758.74	158.49	1,000.00	15,917.23
Rent Stabilization	6-01-27-347	6,611.92		989.56	7,601.48
Transportation	6-01-27-348	10,437.95	418.83	297.50	11,154.28
Recreation	6-01-28-370	18,978.37		100.00	19,078.37

Parks	6-01-28-375	19,981.23	1,824.24	735.95	22,541.42
Public Prop.	6-01-28-377	25,409.75	953.07	80.00	26,442.82
Public Library	6-01-29-390	26,489.54	1,006.66	30.00	27,526.20
Public Defender	6-01-43-495	2,203.16			2,203.16
Municipal Court	6-01-43-490	32,300.78	250.15		32,550.93
Parking Utility	6-31-55-501-100	47,980.98	2,490.18	38.46	50,509.62
Universal Cops	6-01-25-241-012	7,701.89	691.20	280.00	8,673.09
Cops In School	6-01-25-241-015	13,886.48	1,329.84	1,680.00	16,896.32
Civilian Hiring	6-01-25-241-016	4,856.31		1,453.35	6,309.66
Minority Affairs	6-01-27-331-011	812.50			812.50
Summer Fun	6-01-28-370-013	1,545.00			1,545.00
Summer Lunch	6-51-56-852-301				
Other					
Police Grant.	G-02-41-730-302				
Police Outside Employ.	T-14-10-000-000			14,750.00	14,750.00
Police Grant	DE 16-S7-01				
Fire Dept. Penalty	T-13-10-000-001				
Fire Education Acct	T-13-10-000-000				
Grand Total		1,388,350.41	37,754.09	52,966.07	1,479,070.57

Motion by Councilman Ramos.

Seconded by Council President Campos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

RESOLUTIONS CONTINUED

Presented and Read

05-156

---By Councilwoman LaBruno:

WHEREAS, M&A Taxi Corp. has made application to the Mayor and Council of the City of Hoboken for transfer of Taxicab Owner License #27 to Pedro Guzman, and

WHEREAS, M&A Taxi Corp. has consented to said Transfer of Ownership and the application transfer for Taxicab Owner License #27 has been duly investigated as required by law and

WHEREAS, the Hoboken City Council agrees that Public Hack and Taxicab Owner License #272, expiring March 31, 2006 be subject to all of its terms and conditions once transferred to Pedro Guzman 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 Pedro Guzman 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 \$15,000.00 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 \$30,000.00 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 taxicab upon any public street; and conditioned for the payment of a sum 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 taxicab 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 Cricco.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-157

---By Councilman Cricco:

WHEREAS, the City of Hoboken, Department of Environmental Services has a need for additional construction services with regard to the City Hall improvements; and

WHEREAS, the City of Hoboken, Department of Environmental Services has awarded a contract to Hilt Construction, Inc., 44 Essex Drive, Monmouth Junction, New Jersey 08852; and

WHEREAS, the scope of work in the aforementioned contract has been expanded to include additional brick, rail and parapet repair, as well as the addition of a project manager at Hoboken's City Hall; and

WHEREAS, there exists a need for the maximum amount of the contract to Hilt Construction, Inc. be increased from One Million Seven Hundred Thirty Two Thousand Seven Hundred Twenty Eight Dollars (\$1,732,728.00) to One Million Eight Hundred Thirty Two Thousand Six Hundred Eighty Three (\$1,832,683); and

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

1. An amended contract for the professional engineering services shall be prepared and executed as follows:
Hilt Construction, Inc.
44 Essex Drive
Monmouth Junction, NJ 08852, not to exceed
\$1,832,683.00.
2. The Mayor and City Clerk are hereby authorized to execute this Agreement.
3. 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.

This Resolution is effective immediately.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-158

--By Councilman Cricco:

WHEREAS, the City of Hoboken is considering the acquisition of certain real property known as 1032-1040 Grand Street, Hoboken, New Jersey, designated as Block 150, Lot 3, and 1012-1022 Grand Street, Hoboken, New Jersey, designated as Block 150, Lots 1 and 2, on the Tax Assessment Map for redevelopment pursuant to the Northwest Redevelopment Plan; and

WHEREAS, the City is desirous of retaining Daniel J. McCarthy, Esq. of Rogut McCarthy Troy LLC, located at 37 Alden Street, Cranford, New Jersey 07016, 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, Daniel J. McCarthy, Esq. and Rogut McCarthy Troy LLC, have special expertise in redevelopment matters and are available to be engaged as Special Counsel with regard to condemnation matters in the Northwest Redevelopment area; and

WHEREAS, pursuant to Section 8 of the Competitive Negotiation for Professional Contracts Ordinance (“the Ordinance”) provides that the City Council may waive the provisions of that Ordinance if compliance is impractical and the City Council so finds here as a result of its Agreement with the Northwest Area Redeveloper which will pay all of the City’s incurred condemnation costs directly;

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Hoboken that pursuant to Section 8 of the Ordinance the City hereby retains the services of Daniel J. McCarthy, Esq. and Rogut McCarthy Troy LLC, to act as Special Counsel in connection with the acquisition of the property located at 1032-1040 Grand Street, Hoboken, New Jersey, designated as Block 150, Lot 3, and 1012-1022 Grand Street, Hoboken, New Jersey, designated as Block 150, Lots 1 and 2, on the City’s Tax Assessment Map; and

BE IT FURTHER RESOLVED that Special Counsel is authorized to engage a title insurance company, surveyor, environmental consultants, real estate appraiser, and such other experts as may be required in the performance of his duties; and

BE IT FURTHER RESOLVED that all costs incurred by the City for the retention of Special Counsel and other related costs with regard to the condemnation action are to be paid directly by Block 150 Development, LLC, the City’s designated Redeveloper of this project; and

BE IT FURTHER RESOLVED that the Mayor or his designee is hereby authorized to execute a contract with Rogut McCarthy Troy LLC, as Special Counsel on behalf of the City of Hoboken and the City Clerk is hereby authorized to attest same;

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

---Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-159

---By Councilman Cammarano:

HOBOKEN

WHEREAS, the Hudson County Board of Freeholders (“Freeholders”) passed an Ordinance No. 398-7-1996 which eliminated the division of Police Services (“Hudson County Police”); and

WHEREAS, the City of Hoboken supported the County Freeholders’ decision to eliminate the Hudson County Police; and

WHEREAS, N.J.S.A. 39:4-197.2 authorizes municipalities which maintain paid police forces to regulate traffic and parking along and upon any county road or part thereof within its borders, by passage of a resolution and with the consent of the County; and

WHEREAS, Hoboken maintains a paid police department; and

WHEREAS, an agreement has been prepared which would memorialize this transfer of responsibility for policing the county roads within the City of Hoboken from the County to the City of Hoboken which is attached hereto and is 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 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 take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. This Resolution shall be in effect immediately.

---Motion duly seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

ORDINANCES

Introduction and First Reading

05-160
DR-213

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Loading Zones) (DR-213)

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

(Introduced as Ordinance No. DR-206 on October 5, 2005. Due to an error by the advertising agency, needs to be re-introduced as DR-213)

**ARTICLE V
LOADING ZONE**

190-11 Loading Zone

Section 1: The locations described are hereby repealed as a loading zone.

Name of Street	Time	Side	Location
Adams Street	8:00 am to 6:00 pm Monday to Friday	west	beginning at a point of 35 feet north of the northerly curblines of Eight Street and extending 35 feet northerly therefrom
Clinton Street	8:00 am to 6:00 pm Monday to Friday	west	beginning at a point of 90' feet North of the north the northerly curblines of First Street and extending 60 feet northerly therefrom
Garden Street	7:00am to 11:00pm Monday to Friday	west	beginning at a point of 35 feet north of the northerly curblines of Fourteenth Street and extending 60 feet northerly therefrom.
Grand Street	6:00am to 6:00pm Monday to Friday	west	beginning at a point of 80 feet south of the southerly curblines of Ninth Street and extending 80 feet Southerly therefrom.
Grand Street	6:00am to 6:00pm Monday to Friday	west	beginning at a point of 285 feet south of the southerly curblines of Ninth Street and extending 50 feet southerly therefrom.
Grand Street	6:00am to 6:00pm Monday to Friday	west	beginning at a point of 317 feet south of the southerly curblines of Eighth Street and extending 22 feet southerly therefrom.
Madison Street	5:00am to 5:00pm Monday to Friday	west	beginning at a point of 35 feet north of the northerly curblines of Observer Highway and extending 43 feet north therefrom
Newark Street	8:00am to 6:00pm	south	beginning at a point of 50 feet of the Monday to Friday north of the northerly curblines of Observer Highway and extending 43 feet north therefrom
Fifth Street	8:00am to 6:00pm Monday to Friday	south	beginning at a point of 64 feet west of the westerly curblines of

Fifth Street

8:00am to 6:00pm
Monday to Friday

River Street and extending 44 feet
north therefrom

beginning at a point of 123 feet
east of the easterly curblin of
Jefferson Street and extending 36
feet easterly therefrom

Section 2: All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. Proper signs shall be erected in accordance with the current "Manual on Traffic Control Devices." This ordinance shall take effect as provided by law.

---Councilwoman LaBruno 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 7, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Cricco.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-161
DR-214

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED. (Deletion: 460 8th Street and Approval: 460 8th Street) (DR-214)

Handicap Spaces

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

(Amend 460 8th Street)

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

DELETE:

Eleanor Falconer, 460 Eighth Street (west side of Adams Street, beginning at a point 93 feet from the northerly curblin of Eighth Street and extending 12 feet northerly therefrom)

ADD:

John LiButti, 460 Eighth Street (west side of Adams Street, beginning at a point 93 feet from the northerly curblin of Eighth Street and extending 12 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 this ordinance codified and incorporated in the official copies of the Hoboken Code. This ordinance shall take effect as provided by law.

--Councilwoman LaBruno 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 7, 2005 at 7:00 PM.

--Motion duly seconded by Councilman Cricco.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-162
DR-215

AN ORDINANCE AUTHORIZING CRIMINAL HISTORY BACKGROUND CHECKS OF EMPLOYEES AND VOLUNTEERS INVOLVED WITH CITY OF HOBOKEN PROGRAMS OR SERVICES FOR MINORS (DR-215)

WHEREAS, the City of Hoboken wants to ensure that the municipality is providing the safest possible recreational and other programs for its youth; and

WHEREAS, recently enacted State law, N.J.S.A. 15A:3A-1, et seq., permits the municipality to request that the Attorney General's office conduct a criminal history record background check on each prospective and current employee or volunteer participating in any Hoboken endorsed or sponsored programs which provide recreational, cultural, charitable, social or there activities or services for persons younger than 18 years of age; and

WHEREAS, the Mayor recommends that all such current and prospective volunteers involved with such youth programs be required to submit to such criminal background checks at the City of Hoboken's cost; and

WHEREAS, the Mayor recommends that all prospective and current employees involved in such youth programs be required to submit to such criminal background checks at the individual's expense; and

WHEREAS, the municipality desires that all youth programs sponsored in Hoboken, such as Little League, Pop Warner, Youth Basketball and Lacrosse and Indoor/Outdoor Soccer, and the like, be required to perform criminal background checks on their employees and volunteers, as a condition of Municipal sponsorship.

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

SECTION 1. Article VI "Boards, Commissions, Bureaus and Authorities" is amended and supplemented by the addition of the following new Section 2.64:

Section 2.64 “Criminal History Background Checks of Employees and Volunteers of Nonprofit Youth Serving Organizations”.

Section 2.64-1 Definitions Relative to Criminal History Background Checks for **Employees and Volunteers of Youth Serving Organizations.** As used in this Ordinance:

- A. “Criminal history record background check” means a determination of whether a person has a criminal record by cross-referencing that person’s name and fingerprints with those on file with the Federal Bureau of Investigation, Identification Division and the State Bureau of Identification in the Division of State Police.
- B. “Department” means the City of Hoboken Police Department.
- C. “Nonprofit youth serving organization” or “organization” means a corporation, association or other organization established pursuant to Title 15 of the Revised Statutes, Title 15A of the New Jersey Statutes, or other law of this State, but excluding public and nonpublic schools, and which provides recreational, cultural, charitable, social or other activities or services for persons younger than 18 years of age, and is exempt from federal income taxes.

Section 2-62.2 Request for Criminal Background Check; Costs.

- A. The City of Hoboken requires that all employees and volunteers of a nonprofit youth serving organization request through the Department, than the State Bureau of Identification in the Division of State Police conduct a criminal history record background check on each prospective and current employee or volunteer of the organization.
- B. The Division of State Police shall inform the department whether the person’s criminal history record background check reveals a conviction of a disqualifying crime or offense as specified in 2-64.3 of this Ordinance.
- C. The City of Hoboken shall conduct a criminal history record background check only upon receipt of the written consent to the check from the prospective or current employee or volunteer
- D. The City of Hoboken shall bear the costs associated with conducting criminal history background checks for prospective and current volunteers, however, any current employees shall bear the costs for such background check.

Section 2.64.3 Conditions under which Person is disqualified from Service.

- A. A person may be disqualified from serving as an employee or volunteer of a nonprofit youth serving organization if that person’s criminal history record background check reveals a record of conviction of any of the following crimes and offenses:
 - 1. In New Jersey, any crime or disorderly persons offense:
 - (a) Involving danger to the person, meaning those crimes and disorderly persons offenses set forth in N.J.S. 2C:11-1 et seq., N.J.S. 2C:12-1 et seq., N.S.S.2C:13-1 et seq., N.J.S. 2C:14-1 et seq. or N.J.S.15-1 et seq;
 - (b) against the family, children or incompetents, meaning those crimes and disorderly persons offenses set forth in N.J.S. 2C:1.4-1 et seq.*.
 - (c) involving theft as set forth in chapter 20 of Title 2C of the New Jersey Statutes;

- (d) involving any controlled dangerous substance or controlled substance analog as set forth in Chapter 35 of Title 2C of the New Jersey Statutes except paragraph (A) of subsection a. of N.J.S. 2C:3510.
- 2. In any other state or jurisdiction, conduct which, if committed in New Jersey, would constitute any of the crimes or disorderly persons offenses described in subsection 1. of this section.

Section 2-6A.A Submissions, Exchange of Background Check Information.

- A. Prospective or current employees and volunteers of nonprofit youth serving organizations shall submit their name, address, fingerprints and written consent to the organization for the criminal history record background check to be performed. The organization shall submit this documentation to Hoboken Chief of Police who shall coordinate the background check.
- B. The Department shall act as a clearinghouse for the collection and dissemination of information obtained as a result of conducting criminal history record background checks pursuant to this ordinance.

Section 2-64.4 Limitations on access and use of Criminal History Record Information.

- A. Access to criminal history record information for non-criminal justice purposes, including licensing and employment is restricted to authorized personnel of the non-profit youth serving organization on a need to know basis, as authorized by Federal or State statute, rule or regulation, dissemination of Criminal History Record Information obtained under this Ordinance.
- B. Such persons or organizations shall limit their use of criminal history record information solely to the authorized purpose for which it was obtained and Criminal History Record Information furnished shall not be disseminated to persons or organizations not authorized to receive the records for authorized purpose. Use of this record shall be limited solely to the authorized purpose for which it was given and it shall not be disseminated to my unauthorized persons. This record shall be destroyed immediately after it has served its intended and authorized purpose. Any person violating Federal or State regulations governing access to Criminal History Record Information may be subject to criminal an/or civil penalties.

Section 2:64-5 Employee or Volunteer may challenge Accuracy of Report.

If this criminal history record may disqualify as applicant for any purpose, the person making the determination shall provide the applicant with an opportunity to complete and challenge the accuracy of the information contained in the Criminal History Record. The applicant shall be afforded a reasonable period of time to correct and complete this record. A person is not presumed guilty of any charges or arrests for which there are no final dispositions indicated on the record

Section 2. Any ordinance or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance.

Section 3. If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable,

Section 4. This Ordinance shall take effect immediately upon its passage and adoption according to law.

NOW, THEREFORE BE IT ORDAINED 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 ordinance.
3. This ordinance shall be effective according to law.

--Council President Campos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on December 7, 2005 at 7:00 PM.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-163
DR-216

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 1030 HUDSON STREET HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS LOT 15, BLOCK 221, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-216)

WHEREAS, the applicant, George Weiner, AIA has petitioned the City of Hoboken for the granting of a certain easement over municipal lands at 1030 Hudson Street, Hoboken, New Jersey, ("the premises") which premises is more particularly described as Lot 15, 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 canopy over the main entrance within the fence line adjacent to the western property line. The easements are described as follows:

METES AND BOUNDS
(PROPOSED FRONT YARD SUNKEN LEVEL)

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 Hudson Street, distant 32.00 feet southerly from the intersection formed by the southerly line of Eleventh Street with the westerly line of Hudson Street, said point being opposite the center of a party wall standing partly on the premises being described and partly on the premises adjoining the north and running thence:

THENCE South 13° -04' -W and along the westerly line of Hudson Street a distance of 31.67 feet to a point opposite the center of another party wall standing partly on the premises being described and partly on the premises adjoining the south;

THENCE N-76 ° -56'-W, to thru and beyond the center of said party wall a distance of 110.00 feet to a point;

THENCE N-13 °-04'-E and parallel to Hudson Street a distance of 31.67 feet to a point opposite the center of the first mentioned party wall;

THENCE S-76 °-56'-E, to thru and beyond the center of said party wall a distance of 110.00 feet to a point in the westerly line of Hudson Street, said point or place of BEGINNING.

Known as Lot 15, Block 221 as shown on the official tax assessment map for the City of Hoboken, Hudson County, New Jersey, and more commonly known as 1030 Hudson 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 1030 Hudson Street, THE AFOREMENTIONED EASEMENT SUBJECT TO THE FOLLOWING CONDITIONS AND REQUIREMENTS:

1. The above recitals are incorporated herein as though 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 that 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 insured's.

5. These easements shall run with the land and insure 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 the 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 Campos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on December 7, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-164
DR-217

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 128 "LICENSES". (DR-217)

WHEREAS, the Hoboken City Council seeks to make amendments to Chapter 128, Licenses; and

WHEREAS, in most instances, license fees have not changed since 1993; and

WHEREAS, the City Council deems it necessary and proper to adjust fees listed below:

1. Section 128-5 Business Licenses; fees shall be amended as follows:

Chapter 128 Hoboken Business Licenses

Food Businesses	From	To
Bakery (retail)	\$50	\$150
Bakery, Milk (retail)	\$70	To Be Eliminated
Bakery (wholesale, vehicle)	\$75	\$250.00
Butcher (retail)	\$50	\$125
Butcher, Milk (retail)	\$70	To Be Eliminated
Butcher, Poultry Slaughterhouse (retail)	\$55	To Be Eliminated
Butcher (wholesale)	\$75	\$200
Butcher Refuse	\$40	To Be Eliminated
Butcher, eggs & cheese	\$40	To Be Eliminated
Confectionery, retail	\$50	\$100
Confectionery, milk	\$70	To Be Eliminated
Confectionery, wholesale	\$75	\$200
Eating and Drinking (take-out)	\$65	\$150
Farmers Market Participant	\$5	\$10/day
Fish Market	\$50	\$125
Fish Market, eating & drinking, take-out	\$125	To Be Eliminated
Frozen Ices, Ice Cream (retail)	\$40	\$150
Frozen Ices, Ice Cream (wholesale)	\$50	\$200
Frozen Ices, Ice Cream, Yogurt(mobile truck only, not to exceed 5 ft)	\$175	\$175
Fruit and Vegetables Store (retail)	\$30	\$150
Fruit and Vegetables Truck	\$40	\$150
Fruit and Vegetable (wholesale)	\$50	\$200
Grocery (retail)	\$50	\$125
Grocery, Deli (retail)	\$75	\$125
Grocery, Milk (retail)	\$70	\$125
Grocery, vehicle (wholesale)	\$75	\$250
Milk (store)	\$25	\$125
Milk, vehicle (wholesale)	\$75	\$75
Restaurants (seating capacity fewer than 25)	\$100	\$125
Restaurants (seating capacity 26-50)	\$100	\$250
Restaurants (seating capacity 51-100)	\$125	\$350
Restaurants (seating capacity over 100)	\$125	\$500
Small Market (mini-market)	\$175	\$250

Supermarkets (under 20,000 sq. ft.)	\$525	\$600
Supermarkets (over 20,000 sq. ft.)	\$1000	\$1250
Wholesale Food Distribution		\$250
Vending Machines (food & drinks)	\$35/PM	\$35/Per Machine
Vendor, Hot Dog (pushcart)	\$175	\$175
Vendor, Mobile Vehicle	\$500	\$500

Non Food Businesses	Current Fees	To
Barbershop	\$30	\$25 Per Chair
Beauty Shop/Nail Salon	\$45	\$200
Dry Cleaning off premises	\$50	\$100
Dry Cleaning on premises	\$65	\$500
Health & Fitness		\$50
Laundry Drop off (each Store)	\$25	\$100
Laundromat Store (plus \$10 per machine)	\$75	\$75
Laundry Room/Apt Bldg (coin-operated, \$5 per machine)	\$75	\$75
Laundry (pick up truck)	\$40	\$50
Pet Grooming	\$15	\$50
Pet Shop	\$15	\$100
Pier A Food Concessionaire	\$125	\$150
Pool License (public)	\$125	\$150
Spas and health clubs/GYM	\$25	\$200
Tanning Salon/Tanning Booths	\$25	\$25 plus \$25 per booth
Dog Licenses (un-spayed & un-neutered)	\$11.20	\$14
Dog Licenses (spayed & neutered)	\$8.20	\$10
Transcripts (births, deaths, marriages both certified and uncertified, no quantity discounts)	\$5	\$10
Corrections to (birth, death, marriage)	\$20	\$20
Record Search (up to 3 years)	\$2 each year	\$5 each year
Tattoo Parlors	\$100	\$125
Kennels 93-7 (10 dogs or	\$100	\$

less)		
Kennels 93-7 (more than 10 dogs)	\$250	\$
Taxicab Application	\$30	
Taxicab License	\$500	

Licenses

Type	From	To
Auctioneer	\$225	\$225
Auto Trucks, Moving Vans	\$150	\$150
Auto Wrecking Yard	\$1000	\$1000
Bowling Alley, per alley	\$250	\$250
Carnival, per day	\$75	\$150
Christmas Trees, less than 50		\$100
Christmas Trees, 500 or more		\$250
Garage, 3 or more cars	\$150	\$150
Gas Stations		
Junkyard	\$1000	\$1000
Lumber Yard	\$250	\$250
Mercantile License	\$50	\$50
Motion Picture Houses & Theaters	\$325	\$325
Motor Vehicle Repair Shop	\$350	\$350
Music machines	\$75	75
Out of Business Renewal	\$50	\$50
Out of Business Sale, 1 st -30 days	\$100	\$100
Parking Lot	\$150	\$150
Parking Lot, 8 or more		\$300
Peddler or Vendor Vehicle	\$175	\$175
Peddler & Vendors, Nonfood	\$75	\$100
Pier A Merchandise Concessionaire	\$75	\$75
Pool & Billiard Parlors, Per Table	\$125	\$150
Secondhand Dealer, Auto	\$500	\$500
Secondhand Dealer, General Merchandise	\$100	\$100
Waste-handling Plant	\$1000	\$1000

NOW, THEREFORE BE IT ORDAINED 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 ordinance.
3. This ordinance shall be effective according to law.

--Council President Campos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on December 7, 2005 at 7:00 PM.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

Public Hearing for the SFY 2006 Municipal Budget

President Campos said that the Public Hearing for the SFY 2006 Municipal Budget will be continued

All regular business concluded the following members of the public spoke at the "Public Portion" of the meeting: Maurice DeGennaro, 614 Hudson Street; Helen Hirsch, 98 Park Avenue; Elizabeth Mason, 921 Hudson Street; Carlyn McCann, 224 Jefferson Street; Donald Pellicano, 1000 Hudson Street.

President Campos then adjourned the meeting at 8:30 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

MEETING OF NOVEMBER 14, 2005

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 14, 2005 AT 7:00 PM

The Council President called for the Salute to the Flag.

President Campos then 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 Clerk then called the roll:

PRESENT: Council persons Castellano, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

ABSENT: Cammarano, Cricco.

President Campos called on Mayor David Roberts.

Councilman Cricco arrived at 7:14 p.m.

Mayor Roberts introduced Mayor Phil Capitano of Kenner, Louisiana. Mayor Capitano was in attendance to thank the people of the City of Hoboken for their support after the devastation of Hurricane Katrina.

PUBLIC HEARING and FINAL VOTE ON ORDINANCES

Second Reading / Public Hearing and Final Vote

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 196 "ZONING" (DR-209)

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

Elizabeth Vandor, Hoboken City Planning Consultant, 26 Leroy Avenue, Tarrytown, NY, addressed the City Council regarding ordinances DR-209, DR-210 and DR-211. No other person present desiring to be heard and no written protests or objections received, President Campos asked for a motion to close the hearing.

Councilman Russo left the meeting at 7:39 p.m.

Councilman Russo returned to the meeting at 7:42 p.m.

Councilman Ramos moved that the hearing be closed.

Motion duly seconded by Councilman Russo.

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

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

---Absent: Cammarano.

Council President Campos 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 Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

---Absent: Cammarano.

---Abstentions: Cricco.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 196-8 "ZONING MAP" (DR-210)

President Campos 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 Campos asked for a motion to close the hearing.

Councilman Russo moved that the hearing be closed.

Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 1 - ABSTENTIONS: 1

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

---Absent: Cammarano.

---Abstentions: Cricco.

Council President Campos 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 Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.
--Absent: Cammarano.
--Abstentions: Cricco.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 36: HISTORIC DISTRICT COMMISSION (Creating The Castle Point Historic District) (DR-211)

President Campos 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 addressed the City Council: Dominic Casulli, 921 Castle Point Terrace; Katherine Knapp, 1037 Garden Street; Mark Villamar, 921 Washington Street; Elizabeth Mason, 921 Hudson Street; Paul Somerville, 1245 Bloomfield Street. No other person present desiring to be heard and no written protests or objections received, President Campos asked for a motion to close the hearing.

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

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

After the public hearing was closed, the City Council unanimously reopened the hearing to allow one additional member of the public to speak: Alan Kratz, 1245 Bloomfield Street. The City Council then moved again to close the hearing as follows:

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

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

Council President Campos 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 Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.
--Absent: Cammarano.

---Abstentions: Cricco.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278. (Loading Zones) (DR-213)

The public hearing for the above ordinance will be held at the December 7, 2005 meeting in order 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. (Deletion: 460 8th Street and Approval: 460 8th Street) (DR-214)

The public hearing for the above ordinance will be held at the December 7, 2005 meeting in order to allow sufficient time for legal advertising.

AN ORDINANCE AUTHORIZING CRIMINAL HISTORY BACKGROUND CHECKS OF EMPLOYEES AND VOLUNTEERS INVOLVED WITH CITY OF HOBOKEN PROGRAMS OR SERVICES FOR MINORS (DR-215)

The public hearing for the above ordinance will be held at the December 7, 2005 meeting in order to allow sufficient time for legal advertising.

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 1030 HUDSON STREET HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS LOT 15, BLOCK 221, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-216)

The public hearing for the above ordinance will be held at the December 7, 2005 meeting in order to allow sufficient time for legal advertising.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 128 "LICENSES". (DR-217)

The public hearing for the above ordinance will be held at the December 7, 2005 meeting in order to allow sufficient time for legal advertising.

Council President Campos left the meeting at 8:09 p.m.

PETITIONS AND COMMUNICATIONS

05-165

A communication from the Hoboken Planning Board regarding ordinances DR-209, DR-210 and DR-211.

--Received and filed.

05-166

A communication from Charles A. Richman, Acting Commissioner, State of New Jersey, Department of Community Affairs, appointing Dominic Lisa as Commissioner to the Hoboken Housing Authority; term to expire November 24, 2008.

--Received and filed.

05-167

APPLICATIONS FOR MISCELLANEOUS LICENSES

Christmas Tree Vendors-----	2
Music Machines-----	1
Limousine Owners-----	1

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

REPORTS OF CITY OFFICERS

05-168

A report of the Municipal Court indicating receipts for the month of October 2005 as \$293,283.99.

---Received and filed.

CLAIM RESOLUTIONS

05-169

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$1,529,047.58 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Cricco.

---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos and Russo.

---Nays: None.

---Absent: Cammarano, President Campos.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$76,484.56 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Cricco.

---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos and Russo.

---Nays: None.

---Absent: Cammarano, President 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 \$118,784.76 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos and Russo.

---Nays: None.

---Absent: Cammarano, President Campos.

By Councilman Russo:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$84,470.69 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilwoman Castellano.

---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos and Russo.

---Nays: None.
---Absent: Cammarano, President 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 \$126,949.95 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos and Russo.
---Nays: None.
---Absent: Cammarano, President 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 \$27,984.60 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos and Russo.
---Nays: None.
---Absent: Cammarano, President Campos.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$27,000.00 against the CAPITAL ACCOUNT.

Seconded by Councilman Cricco.

---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2
---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos and Russo.
---Nays: None.
---Absent: Cammarano, President Campos.

By Councilwoman LaBruno:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$90,039.35 against the PARKING UTILITY.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos and Russo.

---Nays: None.

---Absent: Cammarano, President Campos.

PAYROLL RESOLUTIONS

05-170

By Councilman Giacchi:

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 20, 2005 TO NOVEMBER 2, 2005 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	6-01-20-105	7,502.89			7,502.89
Mayor's Office	6-01-20-110	10,310.70			10,310.70
City Council	6-01-20-111	7,565.59			7,565.59
Bus Adm. Office	6-01-20-112	9,495.00			9,495.00
ABC Board	6-01-20-113	269.24			269.24
Purchasing	6-01-20-114	6,830.71			6,830.71
Grants Management	6-01-20-116	9,710.98			9,710.98
City Clerks Office	6-01-20-120	12,782.65	596.34		13,378.99
Elections	6-01-20-122				
Finance Office	6-01-20-130	4,771.56			4,771.56
Accounts / Controls	6-01-20-131	5,158.77			5,158.77
Payroll Division	6-01-20-132	2,915.88			2,915.88
Tax Collection	6-01-20-145	11,093.63			11,093.63

Assessor's Office	6-01-20-150	11,195.97			11,195.97
Corporation Counsel	6-01-20-155	14,520.03			14,520.03
Community Develop.	6-01-20-160	5,162.43			5,162.43
Treasurer	6-01-20-146				
Planning Board	6-01-21-180	3,284.73			3,284.73
Info Technology	6-01-20-147011	2,021.22			2,021.22
Zoning Officer	6-01-21-186	5,321.46			5,321.46
Housing Inspection	6-01-21-187	7,066.60			7,066.60
Construction Code	6-01-22-195	25,256.65		69.23	25,325.88
Police Division	6-01-25-241	472,060.09	1,740.76	10,195.71	483,996.5
Crossing Guards	6-01-25-241	10,467.43			10,467.43
Emergency Mgmt	6-01-25-252	769.53			769.53
Fire Division	6-01-25-266	425,174.45	1,814.82		426,989.27
Signal & Traffic	6-01-25-267	6,361.13			6,361.13
Envir. Ser. Dir. Office	6-01-26-290	14,799.01	1,684.23		16,483.24
Streets & Roads	6-01-26-291				
Central Garage	6-01-26-301	4,907.52		54.60	4,962.12
Sanitation	6-01-26-305	48,687.71	7,562.71	806.24	57,056.86
Housing Authority	6-01-28-370-015				
Human Service Direct.	6-01-27-330	5,519.12			5,519.12
Board of Health	6-01-27-332	11,578.08		700.00	12,278.08
Constituent Services	6-01-27-333	7,149.34			7,149.34
Senior Citizens Div	6-01-27-336	13,758.08	2,209.08		15,967.82
Rent Stabilization	6-01-27-347	6,611.92			6,611.92
Transportation	6-01-27-348	6,166.64	129.12		6,295.76
Recreation	6-01-28-370	17,681.27	803.46	9,899.81	28,384.54

Parks	6-01-28-375	21,262.00	1,141.59	1,200.15	23,603.74
Public Prop.	6-01-28-377	25,776.76	2,223.46		28,000.22
Public Library	6-01-29-390	26,636.77	50.17		26,686.94
Public Defender	6-01-43-495	2,203.16			2,203.16
Municipal Court	6-01-43-490	32,288.58	129.20		32,417.78
Parking Utility	6-31-55-501-100	48,193.11	1,892.42		50,085.53
Universal Cops	6-01-25-241-012	7,701.89		1,620.00	9,321.00
Cops In School	6-01-25-241-015	13,886.48		1,260.00	15,146.48
Civilian Hiring	6-01-25-241-016	4,263.76	291.96	(1,453.35)	3,102.37
Minority Affairs	6-01-27-331-011	737.75			737.75
Summer Fun	6-01-28-370-013	2,085.00			2,085.00
Summer Lunch	6-51-56-852-301				
Other					
Police Grant.	G-02-41-730-302				
Police Outside Employ.	T-14-10-000-000			15,760.00	15,760.00
Police Grant	DE 16-S7-01				
Fire Dept. Penalty	T-13-10-000-001				
Fire Education Acct	T-13-10-000-000				
Grand Total		1,398,964.13	22,269.32	40,112.39	1,461,345.84

Motion by Councilman Giacchi.

Seconded by Councilman Cricco.

---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos and Russo.

---Nays: None.

---Absent: Cammarano, President Campos.

RESOLUTIONS

Presented and Read

Council President Campos returned to the meeting at 8:12 p.m.

05-171

---By Councilman Ramos:

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 **\$67,438.88** representing overpayment of taxes:

<u>NAME</u>	<u>BL \LOT\UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
David Spina 47 Werner Avenue North Haledon, N. J. 07508	66\5	509 Jackson St.	\$1,166.91
Rev. F. Miller Mount St. Mary's Seminary Emmitsburg, Md. 21727	165\9	217 Willow Ave.	\$43.98
J. Monan & M. Zolot 77 Garden St.- Apt. 2 Hoboken, N. J. 07030	186\4\C0001	77 Garden St.	\$3,103.76
Jamie Balara 400 9 th St. Apt. W5E Hoboken, N. J. 07030	149\1\C0W5E	400-14 9 th St.	\$ 42.70
AB AMRO Mortg. Group 7159 Corklan Drive Jacksonville, Fla 32258-4455	190\13	338 Bloomfield St	\$3,777.75
Stephen Chalmers 41 First Street – Apt-1F Hoboken, N. J. 07030	223\10.1\C001F	41-43 1 st . Street	\$1,334.64
Joann Costanzo 501 9 th Street – Apt-510 Hoboken, N. J. 07030	89\12\C0510	501 9 th Street	\$1,399.45
Anthony LaMonica 230 Monroe St. #1S	37\18\CE-1S	230 Monroe St.	\$1,366.24

Hoboken, N. J. 07030

Wells Fargo Home 1 Home Campus Des Moines, IA 50328-0001	38\6	219 Monroe St.	\$1,168.00
First Horizon Home Loans % Total Mortgage Solutions LP 1555 Walnut Hill Ln., Ste#200A Irving, Tx 75038	15\30	64 Monroe St.	\$1,956.04
First Horizon Home Loans %Total Mortgage Solutions LP 1555 Walnut Hill Ln., Ste#200A Irving, Tx 75038	29\33	102 Jefferson St.	\$2,830.80
First Horizon Home Loans % Total Mortgage Solutions LP 1555 Walnut Hill Ln., Ste#200A Irving, Tx 75038	28\13	125 Monroe St.	\$2,936.58
First Horizon Home Loans % Total Mortgage Solutions, LP 1555 Walnut Hill Ln., Ste.#200A Irving, Tx 75038	17\41	70 Jefferson St.	\$1,720.98
Hudson City Savings Bk. West 80 Century Road Paramus, NJ 07652-1478	202\11.1	321 Bloomfield St.	\$2,835.84
Hudson City Savings Bk West 80 Century Road Paramus, NJ 07652-1478	51\16	331 Adams St.	\$2,144.09
First American Real Estate Tax Service, Inc. 8435 North Stemmons Freeway Dallas, Texas 75247-3907	89\22\C003B	812-20 Jefferson St.	\$1,118.36
First American Real Estate Tax Service 1201 Elm Street-Suite 300 Dallas, Texas 75250	66\27\C0204	506-14 Monroe St.	\$1,889.06
Washington Mutual 2210 Enterprises Drive P. O. Box 100573 Florence, m SC 29501-0573	18\4\C0P46	70 Adams St.	\$1,688.39
First American Real Estate Tax Service Post Box 569766 Dallas, Texas 75247-3907	77\28	606-08 Adams St.	\$1,801.28

Jacquiline Klausner 321 Washington Street #3 Hoboken, N. J. 07030	214\9\C0003	321 Washington St.	\$2,368.08
Brendan Courtney 327 Garden St. Hoboken, N. J. 07030	190\4	327 Garden St.	\$1,932.17
Robert Loeb 700 First St. Apt#17PQ Hoboken, N. J. 07030	25\1\C17PQ	700 First St.	\$2,760.17
Lise Harman 420 E. 23 rd Street-Apt#9C New York, N. Y. 10010	171\32	910 Park Ave.	\$11,823.18
First American Real Estate Tax Service 1201 Elm Street –Suite 300 Dallas, Texas 75270	223\10.1\C004A	41-43 1 st Street	\$1,373.92
First American Real Estate Tax Service 1201 Elm Street - Suite 300 Dallas, Texas 75270	36\31\C0004	204-06 Jackson St.	\$1,827.45
First American Real Estate Tax Service 1201 Elm Street – Suite 300 Dallas, Texas 75270	247\34.2\C003N	1208 Washington St.	\$728.43
Countrywide Tax Service P. O. Box 10211 SV3-24 Van Nuys, Ca. 91410-0211	37\18\CE-1S	230 Monroe St.	\$ 682.84
Wells Fargo Real Estate Tax Service 1 Home Campus Des Moines, IA 50328-0001	188\16\C0005	135 Garden St.	\$1,299.11
Citi Mortgage Mail Stop 22-528-1009 P. O. Box 9444 Gaithersburg, MD 20898-9444	79\3	356-60 6 th St.	\$2,271.77
Wells, Jaworski, Liebman Paton, LLP 12 Route 17 North Paramus, N. J. 07653-1827	29\17	133 Madison St.	\$3,537.60
Amy Marino 67 Jefferson St – Apt A	18\7\C000A	67 Jefferson St.	\$2,509.31

Hoboken, N. J. 07030

---Motion duly seconded by Councilman Giacchi.

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

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

---Absent: Cammarano.

05-172

---By Councilman Del Boccio:

WHEREAS, Verizon-NJ has announced intentions to build facilities through which competitive cable television services can be offered in 54 New Jersey municipalities, yet it is not clear whether or when the City of Hoboken in which Verizon also operates will enjoy the benefits of competition to the same extent as these 55 communities; and

WHEREAS, The New Jersey Cable Television Act provides a primary role for local governments to negotiate the terms and conditions under which a wireline cable television company may provide cable television service to its residents pursuant to a municipal consent ordinance, and this requirement of law is consistent with the long-standing principle of ascertaining and addressing community cable-related needs at the local level; and

WHEREAS, New Jersey's wireline cable television companies constructed and now operate cable television systems under municipal consents that address the specific needs of local communities consistent with the provisions of the New Jersey Cable Television Act with expiration terms that range from 5 to 15 years; and

WHEREAS, federal law explicitly prohibits cable companies and municipalities from entering into exclusive franchises. Yet, notwithstanding nonexclusivity, construction of competitive wireline cable television systems in New Jersey has not occurred to the extent desired due to economic factors beyond the control of local government; and

WHEREAS, competition in the provision of cable television service is desirable and has the potential for producing consumer benefits through increased choice and the City of Hoboken supports competition; and

WHEREAS, in order to ensure nondiscriminatory and equal access to competitive services consistent with federal and state law, the City of Hoboken has an obligation to ensure that its residents are among those to whom Verizon's competitive services will be made available by a date certain; and

WHEREAS, Verizon-NJ has expressed the intention to seek state legislation that would exempt it from the municipal consent process to which all cable television companies now operate and, if such legislation were enacted, would be permitted to offer competitive cable services under one statewide franchise that bypassed municipal authorization and approval; and

WHEREAS, the process for award of such a statewide franchise will have the effect of eliminating any meaningful opportunity for the City of Hoboken to address the specific

cable-related needs that otherwise might be fulfilled by Verizon-NJ and disable Hoboken the ability to ensure competition is offered on equal terms; and

WHEREAS, municipalities and their residents have a significant and specific interest in the terms and conditions attendant to the award of a cable television franchise;

NOW, THEREFORE, BE IT RESOLVED the City of Hoboken urges the New Jersey State Legislature, in the strongest possible manner, to oppose any effort to eliminate the municipal consent process for competitive providers of cable television service until, at a minimum, a thorough evaluation is completed of the current system and the effect of any proposed changes on local governments, residents, competitors and incumbents is analyzed.

BE IT FURTHER RESOLVED that the New Jersey State Legislature request from the New Jersey Board of Public Utilities a report on the status of Verizon-NJ's commitments and operations under Opportunity NJ and the extent to which Opportunity NJ, or any other instrument of the Board, contemplates and authorizes Verizon-NJ to utilize municipal rights of way for the purpose of providing cable television service and exempts it from the requirement to apply for and obtain a municipal consent as otherwise required of companies that provide or intend to provide cable television service under the New Jersey Cable Television (N.J.S.A. 48:5A-1, et seq); and

BE IT FURTHER RESOLVED that a copy of this resolution shall be certified and forwarded to Acting Governor/Senate President Richard J. Codey, Assembly Speaker Albio Sires, Senator Bernard Kenny and Assemblymen Brian Stack.

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

---Absent: Cammarano.

05-173

---By Councilwoman LaBruno:

WHEREAS, the City of Hoboken requires the services of United Textiles Fabricators Corp. ("United") with the Hoboken Parking Utility as the Coin Counting Contractor; and

WHEREAS, the City has reviewed the proposal of "United" and has determined that "United" can provide these services for the Parking Utility in an efficient and cost effective manner; and

WHEREAS, the cost for this service does not exceed the bid threshold as established by N.J.S.A. 40A:11 et.seq.; and

WHEREAS, the contract to be awarded to "United" on a monthly basis for an amount of Two Thousand Two Hundred Ninety Two (\$2,292.00) dollars, not to exceed Twenty Seven Thousand Five Hundred (\$27,000.00) dollars in a twelve month period, pursuant to the contract, 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 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: United Textile Fabricators Corp.
21 Germania Station Road
PO Box 4988
Toms River, New Jersey 08754**

Term of Contract: December 1, 2005 to November 31, 2006

--Motion duly seconded by Councilman Giacchi.

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

--Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

--Absent: Cammarano.

05-174

--By Councilwoman LaBruno:

WHEREAS, the City of Hoboken requires the services of United Textiles Fabricators Corp. ("United") with the Hoboken Parking Utility as the Coin Collection Contractor; and

WHEREAS, the City has reviewed the proposal of "United" and has determined that "United" can provide these services for the Parking Utility in an efficient and cost effective manner; and

WHEREAS, the cost for this service does not exceed the bid threshold as established by N.J.S.A. 40A:11 et.seq.; and

WHEREAS, the contract to be awarded to "United" on a monthly basis for an amount of Two Thousand Two Hundred Ninety Two (\$2,292.00) dollars, not to exceed Twenty Seven Thousand Five Hundred (\$27,000.00) dollars in a twelve month period, pursuant to the contract, 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 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: United Textile Fabricators Corp.
21 Germania Station Road
PO Box 4988
Toms River, New Jersey 08754**

Term of Contract: December 1, 2005 to November 31, 2006

--Motion duly seconded by Councilman Giacchi.

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

--Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

--Absent: Cammarano.

05-175

--By Councilwoman LaBruno:

WHEREAS, the City of Hoboken requires the services of United Textiles Fabricators Corp. ("United") with the Hoboken Parking Utility for Meter maintenance; and

WHEREAS, the City has reviewed the proposal of "United" and has determined that "United" can provide these services for the Parking Utility in an efficient and cost effective manner; and

WHEREAS, the cost for this service does not exceed the bid threshold as established by N.J.S.A. 40A:11 et.seq.; and

WHEREAS, the contract to be awarded to "United" on a monthly basis for an amount of Two Thousand Two Hundred Ninety Two (\$2,292.00) dollars, not to exceed Twenty Seven Thousand Five Hundred (\$27,000.00) dollars in a twelve month period, pursuant to the contract, 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 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: United Textile Fabricators Corp.
21 Germania Station Road
PO Box 4988
Toms River, New Jersey 08754**

Term of Contract: December 1, 2005 to November 31, 2006

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

05-176

--By Councilman Cricco:

WHEREAS, the Mayor and Council of the City of Hoboken desire to further public interest by obtaining a grant from the State of New Jersey in the amount of \$20,619 to fund the activities described within the scope of services in "Attachment A", pursuant to the requirements of the New Jersey Pollution Discharge Elimination System, Municipal Stormwater General Permit, Watershed Protection & Management Act of 1997 and Section 319 (h) of the Federal Clean Water Act, and;

WHEREAS, the City of Hoboken agrees to comply with all applicable federal, State, and municipal laws, rules and regulations in its performance pursuant to the agreement; **now therefore be it –**

RESOLVED, that the Mayor and/or his designee is authorized to execute the grant agreement with the State of New Jersey for a grant in an amount not less than \$20,619 and is also authorized to execute any amendments necessary to implement the activities outlined within the "Attachment A".

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

05-177

--By Councilman Cricco:

WHEREAS, the City of Hoboken requires the services of Special Legal Counsel – Redevelopment pursuant to N.J.S.A. 40A:9-140.

WHEREAS, the City of Hoboken has reviewed the qualifications of Gordon Litwin, Esq. of Ansell Zaro Grimm & Aaron having an office at 60 Park Place, Suite 1114, Newark, New Jersey, and has determined that the attorney can provide these services for the City of Hoboken in an efficient manner.

WHEREAS, this type of work constitutes a professional service as defined by N.J.S.A. 40A:11-2(b) and as such, is exempt from the bidding requirements pursuant to N.J.S.A. 40A:11-5; and

WHEREAS, a proposal was submitted and reviewed in compliance with Hoboken DR 154, Ordinance requiring competitive negotiation, for Professional Service contracts; and

WHEREAS, funds for this agreement are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, that the City of Hoboken does hereby authorize a contract between the City of Hoboken and Gordon Litwin, Esq. for various Redevelopment services.

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

1. A contract for Special Counsel for Redevelopment for the City of Hoboken in the County of Hudson, that:

Gordon Litwin, Esq.
Answell Zaro Grimm & Aaron
60 Park Place
Suite 1114
Newark, New Jersey 07102

The firm shall be paid at an hourly rate of \$140.00, not to exceed \$50,000 dollars.

2. This agreement shall be effective November 14, 2005 and terminate November 13, 2006.
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 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.

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

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

---Absent: Cammarano.

05-178

---By Councilwoman LaBruno:

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

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

WHEREAS, the Hoboken Parking Utility has requested a rate increase in residential fees from \$10.00 to \$15.00.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hoboken agrees that the fee for Resident Permits be increased from \$10.00 to \$15.00 to be effective immediately.

Before the vote was taken the following spoke to the resolution: Maurice DeGennaro, 614 Hudson Street.

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSENT: 1

---Yeas: Council persons Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: Castellano.

---Absent: Cammarano.

05-179

---By Councilman Russo:

WHEREAS, the City of Hoboken is desirous of having the best possible financial systems within the City operation, and

WHEREAS, the City of Hoboken is has solicited proposals within the industry, and

WHEREAS, the Administration of the City of Hoboken deemed Donohue, Gironde & Doria's offer to be in the best interests of the City, now

THEREFORE BE IT RESOLVED, the Administration is hereby authorized to enter into a one (1) year contract (1 December 2005 through 30 November 2006) with Donohue, Gironde & Doria for the provision of financial services at an annual cost of approximately \$300,000.00.

At this time a motion was made to **TABLE** the resolution as follows:

---Motion to **TABLE** by Councilwoman LaBruno

---Motion duly seconded by Council President Campos.

---**FAILED** by the following vote: YEAS: 2 - NAYS: 6 - ABSENT: 1

---Yeas: Council persons LaBruno, President Campos

---Nays: Castellano, Cricco, Del Boccio, Giacchi, Ramos, Russo.

---Absent: Cammarano.

The vote was then taken on the resolution and it passed as follows:

- By Councilman Russo:
- Motion duly seconded by Councilman Giacchi.
- Adopted by the following vote: YEAS: 6 - NAYS: 2 - ABSENT: 1
- Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, Ramos, Russo.
- Nays: LaBruno, President Campos.
- Absent: Cammarano.

05-180

---By Council President Campos:

WHEREAS, Magic Ice USA is prepared to enter into a contract with the City of Hoboken, and

WHEREAS, Stevens Institute of Technology is contributing to the cost of the contract; and

WHEREAS, the Hoboken City council authorizes the Mayor or his designee to execute the contract, which is attached hereto and incorporated by reference; and

WHEREAS, funds are available for this purpose.

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. This Resolution shall be in effect immediately.

Before the vote was taken the following spoke to the resolution: 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 Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
- Nays: None.
- Absent: Cammarano.

ORDINANCES

Introduction and First Reading

05-181
DR-218

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 93 "Dogs and Other Animals". (DR-218)

WHEREAS, the Hoboken City Council seeks to make amendments to Chapter 93, Dogs and Other Animals; and

WHEREAS, in most instances, fees have not changed since 1993; and

WHEREAS, the City Council deems it necessary and proper to adjust fees listed below:

1. Section 93-7 (E) Kennels, Pet Shops and Pounds; fees shall be amended as follows:

Chapter 93 Dogs and Other Animals

Type	From	To
Kennels (10 dogs or less)	\$100	\$150
Kennels (more than 10 dogs)	\$250	\$300

NOW, THEREFORE BE IT ORDAINED 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 ordinance.
3. This ordinance shall be effective according to law.

---Council President Campos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on DECEMBER 7, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

---Absent: Cammarano.

05-182

DR-219

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 110 "Garbage, Rubbish and Litter". (DR-219)

WHEREAS, in most instances, fees have not changed since 1993; and

WHEREAS, the City Council deems it necessary and proper to adjust fees listed below:

1. Section 110-33 Demolition Containers; fees shall be amended as follows:

Chapter 110 Garbage, Rubbish and Litter

Type	From	To
Demolition Containers "Dumpsters"	\$25 for first 48 hours & \$10 for each day thereafter	\$50 for first 48 hrs. and \$20 for each day thereafter

NOW, THEREFORE BE IT ORDAINED 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 ordinance.
3. This ordinance shall be effective according to law.

---Council President Campos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on DECEMBER 7, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

---Absent: Cammarano.

05-183

DR-220

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 168 "Streets and Sidewalks". (DR-220)

WHEREAS, the Hoboken City Council seeks to make amendments to Chapter 168, Streets and Sidewalks; and

WHEREAS, in most instances, fees have not changed since 1993; and

WHEREAS, the City Council deems it necessary and proper to adjust fees listed below:

1. Section 168-10 Excavation in Streets, permit fees shall be amended as follows:

Chapter 168 Streets and Sidewalks

Excavation in Street Permits	From	To
Up to 50 feet	\$50	\$100
75-150 feet	\$75	\$150
150-300 feet	\$150	\$300
300-500 feet	\$300	\$1000

NOW, THEREFORE BE IT ORDAINED that:

2. The above recitals are incorporated herein as though fully set forth at length.
3. 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 ordinance.
4. This ordinance shall be effective according to law.

---Council President Campos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on DECEMBER 7, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

---Absent: Cammarano.

05-184

DR-221

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 AND PARKING SPACES. (DR-221)

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 ORDAINED that:

1. Chapter 140 of the Code of the City of Hoboken be modified by the insertion and deletion of the following material:

“§ 140-8.1 Parking meter covers **(add) and parking spaces.**

- A. **(add) Parking spaces** and 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 **(add) parking spaces** and parking meter covers and to contract with applicants at such rates. The private contracting party is referred to as a licensee.
- B. In no case shall a licensee allow a vehicle to remain in such a parking space beyond the contract period. Vehicles remaining beyond the contract period shall be considered parked illegally and are subject to the provisions of § 140-7 B.
- C. During the contract period, no person other than the licensee or their designee shall occupy the effected parking space(s). **(delete) If such a vehicle is parked for less than one hour, a summons shall be issued.** If such a vehicle remains parked for more than one hour, the vehicle may be booted and/or towed and impounded at the vehicle owner's expense.

--Councilwoman LaBruno 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 7, 2005 at 7:00 PM.

--Motion duly seconded by Councilman Giacchi.

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

--Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

--Absent: Cammarano.

05-185
DR-222

AN ORDINANCE AUTHORIZING THE CITY OF HOBOKEN TO ACCEPT AN ASSIGNMENT OF CONTRACT TO PURCHASE LAND AND TO PURCHASE LAND KNOWN AS 1600 PARK AVENUE, HOBOKEN, NJ 07030, KNOW AS BLOCK 256, LOTS 1 - 8 ON THE HOBOKEN CITY TAX MAP AND BLOCK 11, LOTS 1 AND 2 ON THE TAX MAP OF THE TOWNSHIP OF WEEHAWKEN, NJ. (DR-222)

WHEREAS, The Trust for Public Land has entered into a Contract with Plaza Towers I, LLC, and Hoboken II Associates, LP, to purchase property known as 1600 Park Avenue, Hoboken, New Jersey 07030 for the purchase price of \$7,100,000.00; and

WHEREAS, the City of Hoboken is desirous of accepting an assignment of the Contract for the purchase of 1600 Park Avenue, Hoboken, New Jersey 07030, in order to preserve the land as open space and to be used as a park and/or for other recreational purposes; and

WHEREAS, The Trust for Public Land has already received an appraisal of said property and has also conducted other professional studies concerning said property and has agreed to assign the Contract to the City of Hoboken and upon the acceptance of the assignment by the City of Hoboken to purchase said property and that all documentation pertaining to the acquisition of the subject property will be turned over to the City of Hoboken; and

WHEREAS, The Trust for Public Funds is willing to contribute \$200,000.00 to the City of Hoboken towards a purchase of said property; and

WHEREAS, The City of Hoboken has received indications that there is a strong likelihood that it will receive approximately \$2,300,000.00 from the State of New Jersey Green Acres Fund, \$2,000,000.00 from the Hudson County Open Space Trust Fund and a minimum of \$1,000,000.00 from the State of New Jersey's Land and Water Conservation Fund, which proceeds will be dedicated to the purchase of the above-referenced property; and

WHEREAS, the City Council by Ordinance No. D-203 on September 7, 2005 authorized the City of Hoboken to borrow sufficient funds to cover the costs for the initial purchase of property similar in nature to the above-referenced property; and

WHEREAS, The Trust for Public Land has received an appraisal report prepared for the purchase of establishing a fair market evaluation and just compensation for the acquisition of a fee simple title to the above-subject property, and said appraisal report indicates that the Contract purchase price of \$7,100,000.00 is fair and would be in the best interest of the citizens of the City of Hoboken; and

WHEREAS, the City of Hoboken's Legal Department is capable to initiate the necessary procedures to Close Title on the above-referenced parcel of property as is further referenced in this Ordinance on behalf of the City of Hoboken, and to Close Title with the respective property owner by agreement; and

WHEREAS, The Trust for Public Land is willing to assign its right, title and interest to the City of Hoboken in order to permit the City of Hoboken to actually acquire title to the above-reference property; and

WHEREAS, N.J.S.A. 40:A:12-5(a), a provision of the New Jersey Local Lands and Buildings Law, authorizes a municipality by ordinance to provide for the acquisition of any real property needed for public use by purchase, gift, devise, lease, exchange, condemnation, or installment purchase agreement; and

WHEREAS, Members of the City Council of the City of Hoboken believe it is in the best interest of the citizens of the City of Hoboken to acquire the approximate 2.03 acres of land known as 1600 Park Avenue, Hoboken, New Jersey 07030 and keep it free of development and dedicate it to public open space and/or recreational use; and

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the City of Hoboken as follows:

SECTION I

AUTHORIZATION FOR THE CITY ATTORNEY'S OFFICE AND THE ADMINISTRATION OF THE CITY OF HOBOKEN TO ENTER INTO NEGOTIATIONS TO ACCEPT AN ASSIGNMENT OF CONTRACT FOR THE PURCHASE OF 1600 PARK AVENUE, HOBOKEN, NEW JERSEY 07030.

The Office of the City Attorney and the Executive Branch of government of the City of Hoboken are hereby specifically authorized to negotiate to obtain an assignment of the all title and interest currently possessed by The Trust for Public Land, which entity is under Contract to acquire the property known as 1600 Park Avenue, Hoboken, New Jersey 07030, based upon the fair market evaluation as prepared by Holzhauer & Hostenstein, LLC Real Estate Advisory Services, which supports a purchase price of \$7,100,000.00, and to consummate the purchase of 1600 Park Avenue, Hoboken, New Jersey 07030.

SECTION II

PROPERTY DESCRIPTION

The parcel of real property, is more particularly and legally described as follows:

BEING known and designated as a portion of Lots 1 and 2 in Block 11 in the Township of Weehawken and Tax Lots 1-5 and 6-8, Tax Block 256 in the City of Hoboken, County of Hudson, State of New Jersey.

BEGINNING at a point formed by the intersection of the northwesterly corner of 16th Street and Park Avenue which point is distant 450 feet northerly along the westerly line of Park Avenue from the northerly line of 15th Street and from said point of beginning running thence (1) along the said westerly line of Park Avenue North 13 degrees 04 minutes 39 seconds East 493.35 feet; thence (2) North 76 degrees 51 minutes 51 seconds West 62.50 feet; thence (3) on a curve to the right in a northeasterly direction having a radius of 241.50 feet an arc distance of 97.63 feet to a point 5.11 feet west at right angles with the said westerly line of Park Avenue; thence (4) Along the southerly line of Erie Lackawanna right of way South 79 degrees 09 minutes 23.7 seconds west 85.13 feet to a point; thence (5) along said right of way South 79 degrees 09 minutes 23.7 seconds West 90 feet 3 inches; thence (6) along the seconds West 500 feet; thence (7) South 76 degrees 51 minutes 51 seconds East and along the northerly line of 16th Street 165.00 feet to the point and place of Beginning.

The foregoing description is a modified and revised description of Tracts 1, 2, 3, and 4 aforescribed partially prepared in accordance with a survey by P.L. Caufield, Engineer dated December 9, 1965 prepared for New Jersey Realty Title & Insurance Co.

Consisting of approximately 2.03 acres of vacant land.

SECTION III

ACQUISITION AND PURCHASE PRICE

The Administration of the City of Hoboken in conjunction with the Corporation Counsel of the City of Hoboken are hereby authorized and directed to enter into *bona fide* negotiations to acquire an assignment of a certain Contract between the current property owner of 1600 Park Avenue, Hoboken, New Jersey 07030 and The Trust for Public Land and to complete the acquisition of said property once the assignment has been granted and to authorize transfer of funds in order to satisfy the purchase price as set forth in the Contract between the current owner and The Trust for Public Land, which compensation is based upon the fair market evaluation of the subject real property as contained in the appraisal report of Holzhauer & Hostenstein, LLC Real Estate Advisory Services, which report is dated February 4, 2005:

TAX MAP BLOCK AND LOT NO. COMPENSATIONBASEDUPONFAIR
MARKET VALUE

A. Tax Lots 1 and 2 in Tax Block 11 \$7,100,000.00
 in the Township of Weehawken

 Tax Lots 1-5 and 6-8 in Block 256
 in the City of Hoboken

SECTION IV

AUTHORIZATION TO CLOSE TITLE

The Mayor and such other members of the City of Hoboken's Administration Department as designated by the Mayor and the Office of the City Attorney of the City of Hoboken are hereby authorize and directed to take the necessary steps to determine all title issues regarding the real property more specifically and legally described in Section II of this Ordinance, and furthermore, the aforesaid are authorized and directed to prepare the necessary Contracts and documentation in order to Close Title upon said property on behalf of the City of Hoboken, inclusively of ordering the necessary title searches, title insurance and other professional studies which may be necessary in order to close title to the above-referenced property.

SECTION V

**AUTHORIZATION FOR THE CITY OF HOBOKEN TO
BORROW \$7,100,000.00 TO FUND THE ACQUISITION
OF PROPERTY.**

The Mayor, the City Clerk, any pertinent City Officials, and the Office of the City Attorney, are hereby authorized and directed to prepare any and all documentation necessary in order to effectuate the borrowing of \$7,100,000.00 by either way of bond or bond anticipation notes in order to fund the acquisition of 1600 Park Avenue, Hoboken, New Jersey 07030 for the purchase price of \$7,100,000.00, and to charge the loan against Ordinance No. DR-203 which was approved on September 7, 2005 by the Hoboken City Council.

SECTION VI

**STATUTORY AUTHORIZATION FOR THE
ACQUISITION OF THE SUBJECT REAL PROPERTY
FOR A PUBLIC USE.**

The City of Hoboken, with respect to the adoption of this Ordinance, is acting pursuant to the express authority granted a municipality by N.J.S.A. 40A:12-5(a), a provision of the New Jersey Local Lands and Buildings Law, which statutory provision authorizes a municipality, by Ordinance, to provide for the acquisition of any real property needed for public use by purchase or condemnation.

SECTION VII

INCONSISTENCY CLAUSE

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed as to such inconsistencies only.

SECTION VIII

SEVERABILITY PROVISION

In the event that any word, phrase, clause, section, or provision of this Ordinance is found by any Court of competent jurisdiction to be unenforceable, illegal, or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of this Ordinance, and the remainder of this Ordinance shall remain in full force and effect.

SECTION IX

EFFECTIVE DATE OF ORDINANCE

This Ordinance shall take effect upon passage and publication as provided by Law.

---Council President Campos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on DECEMBER 7, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

---Absent: Cammarano.

Public Hearing for the SFY 2006 Municipal Budget

The public hearing for the SFY 2006 Municipal Budget will be continued at the December 7, 2005 meeting.

At this time, 8:51 p.m. the City Council went into closed session.

05-186

---By Council President 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 at follows:

Pending litigation and, personnel; terms and conditions of employment

BE IT RESOLVED, that the City Council shall at this time 8:51 pm, November 14, 2005, 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 Russo.

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

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

---Absent: Cammarano.

Councilman Ramos left the meeting at 9:40 p.m.

The City Council came back into regular session at 10:12

At this time a motion was made to table an ordinance (Salaries) that was to be introduced this evening to amend certain salaries.

Motion to **TABLE**.

---By Councilman Del Boccio:

---Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 6 - NAYS: 0 - ABSENT: 2

---Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Russo and President Campos.

---Nays: None.

---Absent: Cammarano, Ramos.

All regular business concluded the following members of the public spoke at the "Public Portion" of the meeting: Maurice DeGennaro, 614 Hudson Street.

President Campos then adjourned the meeting at 10:28 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

MEETING OF DECEMBER 7, 2005

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 7, 2005 AT 7:00 PM

Prior to the beginning of the regular council meeting, at 6:40 PM, the council entered into an executive (closed) session.

05-187

---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:

Pending litigation (DeStefano)

BE IT RESOLVED, that the City Council shall at this time 6:40 pm, December 7, 2005, 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.

Seconded by Councilman Ramos.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

The City Council came out of closed session at 7:08 p.m. and took a brief recess until the start of the regular meeting.

In the absence of President Campos, Vice-President Del Boccio opened the meeting at 7:17 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

ABSENT: President Campos.

Council Vice-President Del Boccio read the proclamation from Mayor Roberts honoring the 2005 Hoboken High School championship football team at this time. The proclamations were presented to the football team players through their head coach.

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 Zones) (DR-213)

Vice-President Del Boccio 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, Vice-President Del Boccio asked for a motion to close the hearing.

Councilman Russo moved that the hearing be closed.

Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

Council Vice-President Del Boccio 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED. (Deletion: 460 8th Street and Approval: 460 8th Street) (DR-214)

Vice-President Del Boccio 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, Vice-President Del Boccio asked for a motion to close the hearing.

Councilman Russo moved that the hearing be closed.

Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

Council Vice-President Del Boccio 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

AN ORDINANCE AUTHORIZING CRIMINAL HISTORY BACKGROUND CHECKS OF EMPLOYEES AND VOLUNTEERS INVOLVED WITH CITY OF HOBOKEN PROGRAMS OR SERVICES FOR MINORS (DR-215)

Vice-President Del Boccio 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, Vice-President Del Boccio asked for a motion to close the hearing.

Councilman Ramos moved that the hearing be closed.

Motion duly seconded by Councilman Russo.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

Council Vice-President Del Boccio 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

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 1030 HUDSON STREET HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS LOT 15, BLOCK 221, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-216)

Vice-President Del Boccio 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 spoke regarding the ordinance: Elizabeth Mason, 921 Hudson Street. No other person present desiring to be heard and no written protests or objections received, Vice-President Del Boccio asked for a motion to close the hearing.

Councilman Cricco moved that the hearing be closed.

Motion duly seconded by Councilman Russo.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

Council Vice-President Del Boccio 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 128 "LICENSES". (DR-217)

Vice-President Del Boccio 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, Vice-President Del Boccio asked for a motion to close the hearing.

Councilwoman LaBruno moved that the hearing be closed.

Motion duly seconded by Councilman Russo.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

Council Vice-President Del Boccio 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 93 "Dogs and Other Animals". (DR-218)

Vice-President Del Boccio 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, Vice-President Del Boccio asked for a motion to close the hearing.

Councilman Russo moved that the hearing be closed.

Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

Council Vice-President Del Boccio 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.
---Nays: None.
---Absent: President Campos.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 110 "Garbage, Rubbish and Litter". (DR-219)

Vice-President Del Boccio 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, Vice-President Del Boccio asked for a motion to close the hearing.

Councilman Russo moved that the hearing be closed.

Motion duly seconded by Councilwoman LaBruno.

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

Council Vice-President Del Boccio 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.
---Nays: None.
---Absent: President Campos.

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 168 "Streets and Sidewalks". (DR-220)

Vice-President Del Boccio 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, Vice-President Del Boccio asked for a motion to close the hearing.

Councilman Russo moved that the hearing be closed.

Motion duly seconded by Councilman Ramos.

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

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.
--Nays: None.
--Absent: President Campos.

Council Vice-President Del Boccio 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 Cammarano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.
--Nays: None.
--Absent: President Campos.
--Abstentions: Castellano.

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 AND PARKING SPACES. (DR-221)

Vice-President Del Boccio 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 spoke regarding the ordinance: Elizabeth Mason, 921 Hudson Street. No other person present desiring to be heard and no written protests or objections received, Vice-President Del Boccio asked for a motion to close the hearing.

Councilwoman LaBruno moved that the hearing be closed.
Motion duly seconded by Councilman Ramos.

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

Council Vice-President Del Boccio 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.
--Nays: None.
--Absent: President Campos.

AN ORDINANCE AUTHORIZING THE CITY OF HOBOKEN TO ACCEPT AN ASSIGNMENT OF CONTRACT TO PURCHASE LAND AND TO PURCHASE LAND KNOWN AS 1600 PARK AVENUE, HOBOKEN, NJ 07030, KNOW AS BLOCK 256, LOTS 1

- 8 ON THE HOBOKEN CITY TAX MAP AND BLOCK 11, LOTS 1 AND 2 ON THE TAX MAP OF THE TOWNSHIP OF WEEHAWKEN, NJ. (DR-222)

Vice-President Del Boccio 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 spoke regarding the ordinance: Elizabeth Mason, 921 Hudson Street; Leah Healey, 806 Park Avenue; Morgan McNeish, 516 Adams Street; James Vance, 107 Monroe Street; Irene Sobolov. No other person present desiring to be heard and no written protests or objections received, Vice-President Del Boccio asked for a motion to close the hearing.

Councilman Cricco moved that the hearing be closed.

Motion duly seconded by Councilman Russo.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

Council Vice-President Del Boccio 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

PETITIONS AND COMMUNICATIONS

05-188

WHEREAS, December 7, 2005 will mark the 64th anniversary of Pearl Harbor Day, in which naval aviation forces of the Empire of Japan attacked the United States Pacific Fleet center at Pearl Harbor, Hawaii, and

WHEREAS, 2,323 American servicemen lost their lives in the attack,

WHEREAS, the Japanese attack on Pearl Harbor was a watershed moment that marked America's entry into World War II, and

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

NOW, THEREFORE, BE IT RESOLVED THAT I, DAVID ROBERTS, Mayor of the City of Hoboken, do hereby issue this proclamation on behalf of the City of Hoboken and its citizens in commemoration of **Pearl Harbor Day**.

--Received and filed.

05-189

WHEREAS, the City of Hoboken is pleased to salute and commend the members and coaches of the **Hoboken High School Varsity Football Team** in recognition of their outstanding achievement as **2005 Hudson County Athletic Association Football Champions and Group I, North II State Champions; and**

WHEREAS, in winning this championship the **Hoboken High School Varsity Football Team** demonstrated a superb work ethic, exceptional determination, and extraordinary talent; and

WHEREAS, under the capable guidance of **Head Coach Louis Taglieri**, with excellent assistance from **Assistant Coaches Michael Casazza, Ryan Sorafine, Ralph Gallo, Ravon Anderson, Marty Shannon, Vin Johnson, Louis Turso, Deniso Castro, Keon Walker, Ruben Gonzalez, Jr., Tom Kennedy, Jr., Shawn Fallon and Cliff Brown** and strong support from **Athletic Director Mauro DeGennaro and School Principal John Lavagnino; and**

WHEREAS, the outstanding young athletes, **Chris Willis (1), Damien Bates (2), Tyrone Montaque (3), Courtney Slack (4), Leroy Sherrill (5), Andre Scott (6), Norman Smith (7), Darius Ingram (8), Rashawn Brown (9), David Vargas (10), Duval Kamara (11), Rodney Clark (12), Eric Cruz (13), Raphael Maldonado (14), Nathaniel Aroccho (18), Cadeam Stevenson (20), Matt Lee Bates (28), Stephan Loor (30), Zachary Markle (31), Carlos Zabaleta (32), Nate Montanez (33), Jomari Carson (34), Carlos Garcia (35), Ricardo Cruz (36), Herman Johnson (44), Pedro Medina (51), Julian Diaz, (52), William Rosa (53), Bernardo Numez (54), Jonathan Cartegena (55), Dashawn Johnson (56), Brian Irizzary (58), Luis Rosario (60), Matt Lopez (63), Trevon McKenzie (66), Orlando Rivera (68), Bearthur Johnson (71), Max Max Nunez (74), Tyquan Ashley (75), Isaac Holmes (77), Antonio Moya (78) and Anthony Pearson (79)** performed with praiseworthy consistency throughout their remarkable season; and

WHEREAS, their talent and exemplary efforts in seeking and achieving athletic excellence have earned for the members and coaches of the **Hoboken High School Varsity Football Team** the respect of the people of the City of Hoboken; and

NOW, THEREFORE, BE IT RESOLVED THAT I, DAVID ROBERTS, Mayor of the City of Hoboken wishes to honor and congratulate the **Hoboken High School Varsity Football Team** and commend the Team's players and coaches for their exceptional efforts and competitive spirit as evidenced by their accomplishments.

A proclamation from Mayor David Roberts honoring the 2005 Hoboken High School championship football team.

--Received and filed.

05-190

APPLICATIONS FOR MISCELLANEOUS LICENSES

Parking Garages	2
Limousine Owner	1

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

REPORTS OF CITY OFFICERS

05-191

A report from City Clerk James J. Farina, informing the City Council of referendum petitions regarding Ordinance DR-207 (Rent Control); submitted to the City Clerk's Office on November 7, 2005.

--Received and filed.

05-192

A report of the Municipal Court indicating receipts for the month of November 2005 as \$281,878.16.

--Received and filed.

05-193

A report from Municipal Tax Collector Louis Picardo for taxes collected; for the month ending October 31, 2005 - \$5,528,404.43.

--Received and filed.

CLAIM RESOLUTIONS

05-194

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$142,336.31 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Ramos.

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

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$160,584.54 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 7 - NAYS: 1 - ABSENT: 1

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos.

---Nays: Russo.

---Absent: President 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 \$254,268.10 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Ramos.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

By Councilman Russo:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$113,891.59 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Cammarano.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President 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 \$215,622.01 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Ramos.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

By Councilman Cammarano:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$98,881.57 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Russo.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President 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 \$266,601.84 against the CAPITAL ACCOUNT.

Seconded by Councilman Ramos.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

By Councilwoman LaBruno:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$222,328.08 against the PARKING UTILITY.

Seconded by Councilman Ramos.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.
---Absent: President Campos.

PAYROLL RESOLUTIONS

05-195

By Councilman Giacchi:

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 3, 2005 TO NOVEMBER 16, 2005 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
Personnel	6-01-20-105	7,502.89			7,502.89
Mayor's Office	6-01-20-110	10,310.70			10,310.70
City Council	6-01-20-111	7,565.59			7,565.59
Bus Adm. Office	6-01-20-112	9,495.00			9,495.00
ABC Board	6-01-20-113	269.24			269.24
Purchasing	6-01-20-114	4,654.24			4,654.24
Grants Management	6-01-20-116	7,029.78			7,029.78
City Clerks Office	6-01-20-120	12,468.79	347.87		12,855.61
Elections	6-01-20-122		9,779.24		9,779.24
Finance Office	6-01-20-130	4,771.56			4,771.56
Accounts / Controls	6-01-20-131	5,158.77			5,158.77
Payroll Division	6-01-20-132	2,915.88			2,915.88
Tax Collection	6-01-20-145	11,093.63			11,093.63
Assessor's Office	6-01-20-150	11,195.97			11,195.97
Corporation Counsel	6-01-20-155	14,669.53			14,669.53
Community Develop.	6-01-20-160	5,162.43			5,162.43
Treasurer	6-01-20-146				

Planning Board	6-01-21-180	3,284.73			3,284.73
Info Technology	6-601-20-147011	2,021.22			2,021.22
Zoning Officer	6-01-21-186	5,321.46			5,321.46
Housing Inspection	6-01-21-187	7,426.10			7,426.10
Construction Code	6-01-22-195	25,256.85			25,256.85
Police Division	6-01-25-241	464,491.09	4,974.75	21,367.69	490,833.53
Crossing Guards	6-01-25-241	7,199.55			7,199.55
Emergency Mgmt	6-01-25-252	769.53			769.53
Fire Division	6-01-25-266	426,612.11	2,734.04	14,196.96	443,543.11
Signal & Traffic	6-01-25-267	5,991.56	83.28		6,074.84
Envir. Ser. Dir. Office	6-01-26-290	14,799.01	2,020.55		16,819.56
Streets & Roads	6-01-26-291				
Central Garage	6-01-26-301	4,416.12			4,416.12
Sanitation	6-01-26-305	49,641.74	12,886.88	1,311.20	63,839.82
Housing Authority	6-01-28-370-015				
Human Service Direct.	6-01-27-330	5,519.12			5,519.12
Board of Health	6-01-27-332	12,403.08		525.00	12,928.08
Constituent Services	6-01-27-333	5,250.69			5,250.69
Senior Citizens Div	6-01-27-336	14,758.74	184.80		14,943.54
Rent Stabilization	6-01-27-347	6,611.92			6,611.92
Transportation	6-01-27-348	9,394.01	382.35		9,776.36
Recreation	6-01-28-370	18,702.82	1,862.70		20,841.01
Parks	6-01-28-375	17,721.49	794.52	1,160.15	19,676.16
Public Prop.	6-01-28-377	24,998.08	1,722.93	120.00	26,841.01
Public Library	6-01-29-390	27,064.85	268.09		27,332.94
Public Defender	6-01-43-495	2,203.16			2,203.16

Municipal Court	6-01-43-490	31,625.82	215.33	1,861.52	33,702.67
Parking Utility	6-31-55-501-100	48,520.74	2,431.34		50,952.08
Universal Cops	6-01-25-241-012	7,701.89	463.68	700.00	8,865.57
Cops In School	6-01-25-241-015	12,369.18	113.76	1,120.00	13,602.94
Civilian Hiring	6-01-25-241-016	4,856.31			4,856.31
Minority Affairs	6-01-27-331-011	305.50			305.50
Summer Fun	6-01-28-370-013				
Summer Lunch	6-51-56-852-301				
Other					
Police Grant.	G-02-41-730-302				
Police Outside Employ.	T-14-10-000-000			17,020.00	17,020.00
Police Grant	DE 16-S7-01				
Fire Dept. Penalty	T-13-10-000-001				
Fire Education Acct	T-13-10-000-000				
Grand Total		1,381,503.08	41,266.11	59,421.47	1,482,190.66

Motion by Councilman Giacchi.

Seconded by Councilman Ramos.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

RESOLUTIONS

Presented and Read

05-196

---By Councilwoman LaBruno:

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 handicapped parking fees:

<u>NAME/ADDRESS</u>	<u>AMOUNT</u>
JUAN RIVERA VASQUEZ	\$125.00
ROSALE RIVERA	\$125.00
ANTONINO FORTE	\$125.00
YUTWEE RAY ENG	\$125.00
MILDRED SCOTT	\$125.00
CRUZ RODRIGUEZ	\$125.00
SONIA RAMOS	\$125.00
ADELIA MONANEZ	\$125.00
DOMINGO COLON	\$125.00

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

05-197

---By Councilman Del Boccio:

RESOLVED, that the following dates and times listed below are adopted as the official meeting dates for 2006 of the Hoboken City Council, and be it further -

RESOLVED, that the scheduled meeting dates as listed below are advertised in a newspaper of general circulation within ten days of passage of this resolution.

CITY COUNCIL MEETINGS, COUNCIL CHAMBERS, CITY HALL, HOBOKEN, NJ

NOTICE OF DATES AND TIMES FOR 2006

Wednesday	January 4, 2006	7 PM	Wednesday	July 12, 2006*	7 PM
Wednesday	January 18, 2006	7 PM			
Wednesday	February 1, 2006	7 PM	Wednesday	August 9, 2006	7 PM
Wednesday	February 15, 2006	7 PM			
Wednesday	March 1, 2006	7 PM	Wednesday	September 6, 2006	7 PM
Wednesday	March 15, 2006	7 PM	Wednesday	September 20, 2006	7 PM

Wednesday	April 5, 2006	7 PM	Wednesday	October 4, 2006	7 PM
Wednesday	April 19, 2006	7 PM	Wednesday	October 18, 2006	7 PM
Wednesday	May 3, 2006	7 PM	Wednesday	November 1, 2006	7 PM
Wednesday	May 17, 2006	7 PM	Monday	November 13, 2006	7 PM
Wednesday	June 7, 2006	7 PM	Wednesday	December 6, 2006	7 PM
Wednesday	June 21, 2006	7 PM	Wednesday	December 20, 2006	7 PM

*The July 12, 2006 date will be for the Hoboken City Council Regular and 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, during regular business hours, prior to each Council meeting.

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

05-198---By Councilman Giacchi:

WHEREAS, a summons issued RENE COLON for Docket No. WO1-361192/93 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:

NAME/ADDRESS	SUMMONS NO.	AMOUNT
RENE COLON 35 HARMON ST., APT., #4 JERSEY CITY, NJ 07305	WO1-361192/93	\$200.00

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

05-199

---By Councilman Cricco:

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals were received for the SFY 2005 Roadway Improvement Project for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 06-01.

Vendor	Base Bid	Alt. #A	Alt. #F	Total \$
English Paving 1087 Edgewater Ave. Ridgefield, NJ 07657	\$159,676.17	\$117,023.70	\$35,461.25	\$312,161.12
Tilcon-New York 625 Mt. Hope Road Wharton, NJ 07885	\$207,374.00	\$141,225.00	\$52,000.00	\$400,599.00
A.J.M. Contractors, Inc. 71 Liberty Street Passaic, NJ 07055	\$167,457.25	\$115,382.50	\$31,135.00	\$313,974.75

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, contingent on all mandated requirements being met, for the above references goods and/or services based upon the following information:

English Paving
1087 Edgewater Ave.
Ridgefield, NJ 07657

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

05-200

---By Councilman Cammarano:

WHEREAS, the New Jersey Department of Law and Public Safety with the New Jersey Office of Emergency Management and the City of Hoboken (hereinafter collectively referred to as the “Parties”) wish to encourage inter-governmental cooperation and planning with regard to their common interests in the provision of effective Emergency Management services (the “services”); and

WHEREAS, the Parties recognize that inter-local government service agreements may yield certain economics and efficiencies to the Parties in the delivery of the services; and

WHEREAS, N.J.S.A. 40:48-5 authorizes a municipality to contract with any public or private entity for the provision of any service which the municipality itself could provide directly; and

WHEREAS, the “Inter-local Services Act”, N.J.S.A. 10:8A-1, et seq., authorizes local units of this State to enter into a contract with any other local unit or units for the joint provision within their several jurisdictions of any services which any party to the Agreement is empowered to render within its own jurisdiction; and

WHEREAS, the Parties have negotiated the attached Agreement relating to the services referenced above,

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

1. That the City of Hoboken is hereby authorized to enter into the attached Inter-local Services Agreement, pursuant to N.J.S.A. 40:48-5 and N.J.S.A. 40:8A-1, et seq. which permits the New Jersey Department of Law and Public Safety and the New Jersey Office of Emergency Management, under the terms and conditions referenced in the attached Agreement.
2. That the Mayor or his designee is authorized to execute and the Municipal Clerk to attest the attached Agreement on behalf of the City of Hoboken.
3. That the Agreement shall not become effective until such time as the governing bodies of both Agencies have duly authorized their appropriate Municipal Officials to execute and attest the attached Agreement, and the Agreement has been fully executed and attested.
4. That this Resolution shall also permit the parties to enter into the same arrangement with each other as to such other vehicle(s) and equipment that either party may wish loan to the other, as may be needed on a case by case basis. If so, then all of the terms and conditions contained within the attached Agreement shall also be applicable to such other vehicle(s) and/or equipment.
5. That a certified copy of this Resolution (along with the attached Agreement) shall be provided to each of the following
 - (a.) New Jersey Office of Emergency Management
 - (b.) New Jersey Department of Law and Public Safety
 - (c.) James J. Farina, City Clerk, City of Hoboken

- (d.) Joseph S. Sherman, Hoboken Corporation Counsel
- (e.) John Cassesa, Fire Chief, Hoboken
- (f.) Richard England, Business Administrator, Hoboken

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Mayor and City Council of the City of Hoboken, in the County of Hudson and State of New Jersey, as follows:

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. This Resolution shall be in effect immediately.

---Motion duly seconded by Councilman Russo.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

05-201

---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 towing & storage services for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 06-02, 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:

<u>Vendor</u>	<u>Avg. Tow \$</u>	<u>Daily Storage Rate</u>	<u>WeightedTowingCharge</u>
North County Collision 1601 Manhattan Avenue Union City, NJ 07087	\$ 36.14	\$ 20.00	\$31.30
Mile Square Towing 1520 Jefferson Street Hoboken, NJ 07030	\$ 23.07	\$ 25.00	\$ 23.65

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:

Mile Square Towing
1520 Jefferson Street
Hoboken, NJ 07030

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

Councilman Cricco left the meeting at 8:23 p.m.

05-202

--By Councilman Cricco:
--Motion duly seconded by Councilman 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 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, proposals were advertised in compliance with Hoboken DR 154, Ordinance requiring competitive negotiation, for Professional Service contracts; and

WHEREAS, funds for these agreements are available for this purpose;

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

1. A contract for Special Legal Counsel – Rent Control shall be amended as follows:

David L. Ganz, Esq.
Ganz & Livin, L.L.P.
5 Ryder Road
PO Box 536
Fair Lawn, New Jersey, 07410

such firm to be paid at an hourly rate of \$140.00, total amount **be amended from Thirty Thousand (\$30,000) dollars to Forty Five Thousand (\$45,000.00) dollars.**

2. This agreement shall be effective July 1, 2005 and terminate June 30, 2006.
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 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.*

6.*Amending a professional services contract with David L. Ganz. Esq. of Fair Lawn, NJ, for Special Legal Counsel – Rent Control; amended from \$30,000 to \$45,000.

At this time a motion was made to **TABLE** the above resolution as follows:

---Motion to **TABLE** by Councilman Ramos.

---Motion duly seconded by Councilwoman LaBruno.

---Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2

---Yeas: Council persons Cammarano, Castellano, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: Cricco, President Campos.

The motion to **TABLE** the above resolution passed.

05-203

---By Councilman Giacchi:

WHEREAS, the State of New Jersey launched a historic Public Archives and Records Infrastructure Support (PARIS) Grant Program in 2004; and

WHEREAS, in the first year, 21 counties and the State's twelve largest communities were eligible for funding. The County of Hudson applied for and received \$1,397,000 to conduct a Needs Assessment and Strategic Plan, hire archivists and undertake specific projects to improve records keeping on the County level; and

WHEREAS, in the second year, the PARIS Program has grown to include a competitive grant for up to \$2,000,000 to provide for shared services; and

WHEREAS, County Clerk Javier Inclan convened two meetings with the Municipal Clerks of Hudson County to gather opinions about the needs of the municipalities that were common to all; and

WHEREAS, after considerable discussion, the Municipal Clerks and County Clerk Inclan agreed that the constituent municipalities could benefit from sharing services with Hudson County. These services could include: wireless connections between the County of Hudson and the local town halls to facilitate information sharing, disaster recovery facilities, GIS technology, centralized microfilming services and a potential records center in a county owned facility; and

WHEREAS, the City of Hoboken would greatly benefit from the above described services should the County of Hudson be successful in securing this grant.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Hoboken does hereby support the Hudson County Clerk's application to the PARIS Program for a Shared Services Grant.

Before the vote the following spoke regarding the resolution: Elizabeth Mason, 921 Hudson Street.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 2

--Yeas: Council persons Cammarano, Castellano, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

--Nays: None.

--Absent: Cricco, President Campos.

Councilman Cricco returned to the meeting at 8:29 p.m.

ORDINANCES

Introduction and First Reading

05-204 **DR-223**

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED (Approvals: 517 Park Avenue; 217 Garden Street) (DR-223).

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

Handicap Spaces

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

Felice Lunanov 517 Park Avenue: east side of Park Avenue, beginning at a point of 174 feet north of the northerly curblineline of Fifth Street and extending 22 feet northerly therefrom.

Benjamin Mayo 217 Garden Street: east side of Garden Street, beginning at a point of 235 feet south of the southerly curblineline of Third 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 this ordinance codified and incorporated in the official copies of the Hoboken Code. This ordinance shall take effect as provided by law.

--Councilwoman LaBruno 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 21, 2005 at 7:00 PM.

--Motion duly seconded by Councilman Ramos.

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

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

--Nays: None.

--Absent: President Campos.

05-205
DR-224

AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 1012-1022 GRAND STREET, HOBOKEN, NEW JERSEY, FOR REDEVELOPMENT IN ACCORDANCE WITH THE NORTHWEST REDEVELOPMENT PLAN (DR-224).

WHEREAS, by Ordinance No. R-318 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 1012-1022 Grand Street (Block 150, Lots 1 and 2 on the Tax Assessment Map)(the "Property") for the purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

WHEREAS, by Resolution No. 03-953 dated April 16, 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 1012-1022 Grand Street; and

WHEREAS, on May 19, 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 1012-1022 Grand Street were assigned to and assumed by the joint venture parties through a development entity to be formed by them; and

WHEREAS, the joint venture parties have formed a development entity known as Block 150 Development, LLC as assignee of the foregoing rights and obligations, and Block 150 Development, LLC has assumed the Redeveloper's rights and obligations under the Amended Developer's Agreement with respect to the Property; and

WHEREAS, the joint venture partners 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 1012-1022 Grand Street, Hoboken, New Jersey, designated as Block 150, Lots 1 and 2 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 1971, 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 150 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 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 150 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 Cammarano 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 21, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

05-206
DR-225

AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 1032-1040 GRAND STREET, HOBOKEN, NEW JERSEY, FOR REDEVELOPMENT IN ACCORDANCE WITH THE NORTHWEST REDEVELOPMENT PLAN (DR-225).

WHEREAS, by Ordinance No. R-318 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 1032-1040 Grand Street (Block 150, Lot 3 on the Tax Assessment Map)(the "Property") for the purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

WHEREAS, by Resolution No. 03-953 dated April 16, 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 1032-1040 Grand Street; and

WHEREAS, on May 19, 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 1032-1040 Grand Street were assigned to and assumed by the joint venture parties through a development entity to be formed by them; and

WHEREAS, the joint venture parties have formed a development entity known as Block 150 Development, LLC as assignee of the foregoing rights and obligations, and Block 150 Development, LLC has assumed the Redeveloper's rights and obligations under the Amended Developer's Agreement with respect to the Property; and

WHEREAS, the joint venture partners 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 1032-1040 Grand Street, Hoboken, New Jersey, designated as Block 150, Lot 3 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 1971, 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 150 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 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 150 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 Cammarano 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 21, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Del Boccio.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

05-207
DR-226

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 1500 HUDSON STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS BLOCK 269.2, LOT 1, and BLOCK 269.3. LOT 1, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-226)

WHEREAS, the applicant, Toll Brothers has petitioned the City of Hoboken for the granting of a certain easement over municipal lands at 1500 Hudson Street, Hoboken, New Jersey, ("the premises") which premises is more particularly described as Block 269.2, Lot 1, and Block 269.3, Lot 1, on the Tax Map of the City of Hoboken, New Jersey, in order to maintain an encroachment on municipal lands for the purpose a parking easement. The easement is described as follows:

METES AND BOUNDS
(PROPOSED PARKING/ACCESS EASEMENT)
Portion of Block 269.2, Lot 1

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 formed by the intersection of Southerly right-of way line of 15TH Street with the Westerly right-of-way line of Washington Street and running;

THENCE along the westerly right-of-way line of Washington Street, S 12°33'43" W a distance of 11.51 feet to a point;

THENCE across Block 269.2, Lot 1, N 75 °08'08" W a distance of 130.50 feet to a point;

THENCE continuing across same, N 12 °33'43" E a distance of 11.51 feet to a point;

THENCE along the southerly right-of-way line of 15th Street, S 75 ° 08'08" E a distance of 130.50 feet to the point and place of BEGINNING. Containing an area of 1,501 square feet of 0.034 acres.

Known as Block 269.2, Lot 1, as shown on the official tax assessment map for the City of Hoboken, Hudson County, New Jersey, and more commonly known as 1500 Hudson Street, Hoboken, New Jersey.

METES AND BOUNDS
(PROPOSED PARKING/ACCESS EASEMENT)
Portion of Block 269.3, Lot 1

BEGINNING at a concrete monument to be set at the intersection of southerly right-of-way line of 15th Street with the easterly right-of-way line of Washington Street and running;

THENCE along the southerly right-of-way line of 15th Street, S 75°08'08" E a distance of 32.10 feet to a concrete monument to be set in same;

THENCE continuing along same, S 77 °26'17" E a distance of 167.93 feet to a point;

THENCE across Block 269.3, Lot 1, S 12 °33'43" W a distance of 12.00 feet a point;

THENCE continuing across same, N 77 °26'17" W a distance of 200.00 feet a point;

THENCE along the easterly right-of-way line of Washington Street, N 12 °33'43" E a distance of 13.29 feet to the point and place of BEGINNING. Containing an area of 2,421 square feet or 0.056 acres.

Known as Block 269.3, Lot 1, as shown on the official tax assessment map for the City of Hoboken, Hudson County, New Jersey, and more commonly known as 1500 Hudson 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 1500 HUDSON STREET, THE AFREMENTIONED EASEMENT SUBJECT TO THE FOLLOWING CONDITIONS AND REQUIREMENTS:

1. The above recitals are incorporated herein as though 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 that 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 insured's.
5. These easements shall run with the land and insure 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 the 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.

--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 21, 2005 at 7:00 PM.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSENT: 1 - ABSTENTIONS: 1

--Yeas: Council persons Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

--Nays: None.

--Absent: President Campos.

--Abstentions: Cammarano.

05-208
DR-227

AN ORDINANCE AMENDING CHAPTER 141-2, RESIDENT PERMITS. (DR-227)

WHEREAS, it is necessary to further clarify the requirements for qualification for resident parking permits;

NOW, THEREFORE BE IT ORDAINED that §141-2 be amended to add a new section B (3) which shall read:

“B-3 A current vehicle registration for the vehicle to be permitted that shall reflect the same name as the resident seeking said permit”.

BE IT FURTHER ORDAINED THAT §141-2E shall be amended:

FROM:

- 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.

TO:

- E. The resident permit is to be placed on the lower **right hand** corner of the **front windshield** of the passenger'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.

NOW, THEREFORE BE IT ORDAINED 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 ordinance.
3. This ordinance shall be effective according to law.

--Councilwoman LaBruno 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 21, 2005 at 7:00 PM.

--Motion duly seconded by Councilman Ramos.

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

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

--Nays: None.

--Absent: President Campos.

05-209
DR-228

AN ORDINANCE AMENDMENT TRANSFERRING THE DIVISION OF SIGNAL AND TRAFFIC CHAPTER 58-11 AND CHAPTER 58-12 TO THE PARKING UTILITY. (DR-228)

WHEREAS, the Division of Signal and Traffic is established as a Division in the Department of Environmental Services, §58-11 and §58-12; and

WHEREAS, it is considered prudent for administrative and budgetary purposes to transfer the Division of Signal and Traffic to the Hoboken Parking Utility, §56-1 et seq.; and

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

4. 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 ordinance.
3. This ordinance shall be effective according to law.

--Councilwoman LaBruno 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 21, 2005 at 7:00 PM.

--Motion duly seconded by Councilman Ramos.

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

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

--Nays: None.
--Absent: President Campos.

05-210
DR-229

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN REPEALING RECENT AMENDMENT BY DR-207 TO CHAPTER 155.1 "RENT CONTROL". (DR-229)

WHEREAS, the Hoboken City Council recently amended Section 155.1 "Rent Control" via DR-207; and

WHEREAS, the City Council seeks to repeal DR-207.

NOW, THEREFORE BE IT ORDAINED that DR-207 is repealed according to law.

--Councilman Russo 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 21, 2005 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 Castellano, Cricco, Del Boccio, LaBruno, Ramos, Russo.
--Nays: Cammarano, Giacchi.
--Absent: President Campos.

05-211
DR-230

AN ORDINANCE TO AMEND SALARY ORDINANCE. (Police Inspector) (DR-230).

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES ORDAIN AS FOLLOWS;

1. The Alphabetical List of Titles, City of Hoboken, set forth in the ordinance to which this Ordinance is an amendment be and the same is hereby amended so that the following titles, salaries and ranges contained therein shall be included as follows in the attached list which is incorporated by reference.
2. If the Alphabetical List of Titles, City of Hoboken, herein set forth contains any position or positions, the duties of which are not enumerated in the Plan for the Standardization of Municipal Class Titles, which is a part of the ordinance to which this ordinance is an amendment, then in that event the duties of the said position or positions shall be those which pertain to the particular position and positions set forth in any other ordinance adopted and now in force and effect in any statute of the State of New Jersey relating to said position or provisions of this ordinance or the ordinance amended hereby.

3. The provisions of this ordinance shall in no way affect 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.

Title	Effective April 5, 2005 through April 5, 2006
Police Inspector	14% above current base Captain salary

---Councilman Cammarano 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 21, 2005 at 7:00 PM.

---Motion duly seconded by Councilman Ramos.

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

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.

---Nays: None.

---Absent: President Campos.

Public Hearing for the SFY 2006 Municipal Budget

The Public Hearing is continued to the December 21, 2005 City Council meeting.

All regular business concluded the following members of the public spoke at the "Public Portion" of the meeting: Leah Healey, 806 Park Avenue; Carlyn McCann, 224 Jefferson Street; Angel Rios, 111 Newark Street; Maurice DeGennaro, 614 Hudson Street; Kim Cardinal, 68 Park Avenue.

Vice-President Del Boccio then adjourned the meeting at 9:21 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK

MEETING OF DECEMBER 21, 2005

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 21, 2005 AT 7:00 PM

President Campos 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

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: 517 Park Avenue; 217 Garden Street) (DR-223).

President Campos 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 Campos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.

Motion duly seconded by Councilman Russo.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

Council President Campos 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 1012-1022 GRAND STREET, HOBOKEN, NEW JERSEY, FOR REDEVELOPMENT IN ACCORDANCE WITH THE NORTHWEST DEVELOPMENT PLAN (DR-224).

President Campos 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 spoke regarding the ordinance: Gerald O'Donnell, 1021 Grand Street; Richard Kamber, 1021 Grand Street; Daniel Serata, 1021 Grand Street; Carolyn Hickman, 1021 Grand Street; Leslie Rubman, 1015 Grand Street; Ann Graham, 1021 Grand Street; Sandra Azzollini, 1021 Grand Street; Tom Stumpf, 21 Bragg Drive, Lakegrove, NY, (from "USTOREIT"); Alex Khesin, 1021 Grand Street; Mark Bogdargos, 1034 Clinton Street; John McLaughlin, 1015 Grand Street; Terry Quinn, 1015 Grand Street; Jessica Peters, 1015 Grand Street; John Branciforte, 1020 Garden Street; John Podamusic, 1021 Grand Street.

Councilwoman LaBruno left the meeting at 7:53 p.m.

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

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

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

Councilwoman LaBruno returned to the meeting at 7:56 p.m.

At this time, after discussion amongst the City Council members, a motion to **TABLE DR-224** was made as follows:

--Motion to **TABLE** ordinance **DR- 224** by Councilman Cricco.
-- Duly seconded by Councilwoman Castellano.
--Adopted by the following vote: YEAS: 8 - NAYS: 1

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo.
---Nays: President Campos.

AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 1032-1040 GRAND STREET, HOBOKEN, NEW JERSEY, FOR REDEVELOPMENT IN ACCORDANCE WITH THE NORTHWEST REDEVELOPMENT PLAN (DR-225).

President Campos 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 Campos asked for a motion to close the hearing.

Councilman Russo moved that the hearing be closed.

Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

At this time a motion to **TABLE DR- 225** was made as follows:

---Motion to **TABLE** ordinance **DR- 225** by Councilman Cricco.

--- Duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

At this time, 8:46 p.m. the City Council took a brief recess.

At 8:55 p.m. the City Council returned to the meeting.

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 1500 HUDSON STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY KNOWN AS BLOCK 269.2, LOT 1, AND BLOCK 269.3, LOT 1, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY. (DR-226).

The above ordinance (DR-226) was withdrawn, NO ACTION TAKEN

AN ORDINANCE AMENDING CHAPTER 141-2, RESIDENT PERMITS. (DR-227)

President Campos 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 Campos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.

Motion duly seconded by Councilman Cammarano.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

Council President Campos 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

AN ORDINANCE AMENDMENT TRANSFERRING THE DIVISION OF SIGNAL AND TRAFFIC CHAPTER 58-11 AND CHAPTER 58-12 TO THE PARKING UTILITY. (DR-228)

The above ordinance (DR-228) was withdrawn (NO ACTION TAKEN); to be amended and reintroduced later in this meeting as ordinance DR - 232

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN REPEALING RECENT AMENDMENT BY DR-207 TO CHAPTER 155.1 "RENT CONTROL". (DR-229)

President Campos 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 spoke regarding the ordinance: Annette Illing, 1 Marineview Plaza; Cheryl Fallick, 204 3rd Street. No other person present desiring to be heard and no written protests or objections received, President Campos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.

Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

Council President Campos 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 Castellano, Del Boccio, LaBruno, Ramos, Russo and President Campos.

---Nays: Cammarano, Giacchi.

---Abstentions: Cricco.

AN ORDINANCE TO AMEND SALARY ORDINANCE. (Police Inspector) (DR-230).

President Campos 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 Campos asked for a motion to close the hearing.

Councilman Del Boccio moved that the hearing be closed.

Motion duly seconded by Councilman Russo.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

Council President Campos 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

PETITIONS AND COMMUNICATIONS

05-212

A communication from Business Administrator Richard England with the SFY 2005 Annual Dept Statement.

--Received and filed.

05-213

APPLICATIONS FOR MISCELLANEOUS LICENSES

Raffles -----	1
Bingo-----	2
Vendor-----	1
Parking Garage -----	1
Parking Lots-----	1

---Councilman Giacchi 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 Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
 ---Nays: None.

REPORTS OF CITY OFFICERS

05-214

A report of Municipal Clerk James J. Farina indicating bids received on Tuesday, December 13, 2005 for the Replacement of the roof in City Hall; bid number 06-06.

---Received and filed.

RESOLUTIONS

Presented and Read

05-215

---By Councilman Ramos:

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:

<u>ACCOUNT</u>	<u>ACCOUNT #</u>	<u>AMOUNT</u>
(Inside Caps)		
Business Administrator OE	6-01-20-112-021	\$20,000.00
City Clerk O.E.	6-01-20-120-021	\$2,000.00
Finance Supervisor O.E.	6-01-20-130-021	\$50,000.00
Tax Collector O.E.	6-01-20-145-021	\$5,000.00
Community Devel. O.E.	6-01-20-160-021	\$30,000.00
Zoning Bd of Adj. O.E.	6-01-21-185-021	\$30,000.00
Housing Inspector O.E.	6-01-21-187-021	\$1,000.00
Construction O.E.	6-01-22-195-021	\$65,000.00
Police Dept. O.E	6-01-25-241-021	\$30,000.00
Emergency Mgmt. O.E.	6-01-25-252-021	\$ 500.00
Hispanic Affairs S & W	6-01-27-331-010	\$1,856.00
Board of Health O.E.	6-01-27-332-021	\$15,000.00
Senior Citizens O.E.	6-01-27-336-021	\$2,600.00

Public Property O.E.	6-01-28-377-021	\$40,000.00
Rent Control O.E.	6-01-27-347-021	\$20,000.00
Gasoline O.E.	6-01-31-460-000	\$20,000.00
Master Plan O.E.	6-01-31-463-000	<u>\$100,000.00</u>
	TOTAL	\$432,956.00

(Outside Caps)		
Unemployment Insurance	6-01-40-700-018	\$10,000.00
Social Security O.E.	6-01-36-472-000	\$200,000.00
Capital Improvement O.E.	6-01-44-900-001	<u>\$600,000.00</u>
TOTAL		\$810,000.00

---Motion duly seconded by Councilman Russo.
 ---Adopted by the following vote: YEAS: 9 - NAYS: 0
 ---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
 ---Nays: None.

CLAIM RESOLUTIONS

05-216

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$1,203,504.82 against the UNCLASSIFIED CLAIMS.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
 ---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
 ---Nays: None.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$114,947.27 against the DEPARTMENT OF ADMINISTRATION.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0
 ---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
 ---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 \$413,966.89 against the DEPARTMENT OF ENVIRONMENTAL SERVICES.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---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 \$41,736.58 against the DEPARTMENT OF HUMAN SERVICES.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---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 \$101,149.73 against the DEPARTMENT OF COMMUNITY DEVELOPMENT.

Seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

By Councilman Cammarano:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$20,426.66 against the DEPARTMENT OF PUBLIC SAFETY.

Seconded by Councilman Russo.

--Adopted by the following vote: YEAS: 9 - NAYS: 0
--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

By Councilman Giacchi:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$35,342.00 against the CAPITAL ACCOUNT.

Seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0
--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

By Councilwoman LaBruno:

RESOLVED, that warrants be drawn on the City Treasurer in favor of the claimants named on the accompanying list in the amount of and for the purpose set opposite their respective names in payment of approved claims totaling \$19,571.77 against the PARKING UTILITY.

Seconded by Councilman Giacchi.

--Adopted by the following vote: YEAS: 9 - NAYS: 0
--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

PAYROLL RESOLUTIONS

05-217

By Councilman Giacchi:

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 17, 2005 TO NOVEMBER 30, 2005 FOR THE PAYROLL ARE HEREBY RATIFIED IN THE FOLLOWING AMOUNTS:

<u>Department</u>	<u>Account Num.</u>	<u>Regular Pay</u>	<u>Overtime</u>	<u>Other Pay</u>	<u>Total Pay</u>
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Personnel	6-01-20-105	7,502.89			7,502.89
Mayor's Office	6-01-20-110	10,310.70			10,310.70
City Council	6-01-20-111	7,565.59	1,125.00		8,690.59
Bus Adm. Office	6-01-20-112	9,495.00			9,495.00
ABC Board	6-01-20-113				
Purchasing	6-01-20-114	3,090.65			3,090.65
Grants Management	6-01-20-116	7,029.78			7,029.78
City Clerks Office	6-01-20-120	12,560.41	793.53	54.95	13,408.89
Elections	6-01-20-122				
Finance Office	6-01-20-130	4,771.56			4,771.56
Accounts / Controls	6-01-20-131	5,158.77			5,158.77
Payroll Division	6-01-20-132	2,915.88			2,915.88
Tax Collection	6-01-20-145	11,093.63			11,093.63
Assessor's Office	6-01-20-150	11,195.97			11,195.97
Corporation Counsel	6-01-20-155	14,520.03			14,520.03
Community Develop.	6-01-20-160	5,162.43			5,162.43
Treasurer	6-01-20-146				
Planning Board	6-01-21-180	3,284.73			3,284.73
Info Technology	5-601-20-147011	2,021.22			2,021.22
Zoning Officer	6-01-21-186	5,321.46			5,321.46
Housing Inspection	6-01-21-187	6,909.31			6,909.31
Construction Code	6-01-22-195	24,856.45			24,856.45
Police Division	6-01-25-241	476,605.22	4,967.82	3,566.09	485,139.13
Crossing Guards	6-01-25-241	10,273.55			10,273.55
Emergency Mgmt	6-01-25-252	673.38			673.38
Fire Division	6-01-25-266	417,205.21	5,169.91	1,144.50	423,519.62

Signal & Traffic	6-01-25-267	6,011.82			6,011.82
Envir. Ser. Dir. Office	6-01-26-290	14,805.16	1,326.50	36.90	16,168.56
Streets & Roads	6-01-26-291				
Central Garage	6-01-26-301	4,907.52		54.60	4,962.12
Sanitation	6-01-26-305	48,473.09	12,099.97	850.00	61,423.06
Housing Authority	6-01-28-370-015				
Human Service Direct.	6-01-27-330	5,519.12			5,519.12
Board of Health	6-01-27-332	11,978.08			11,978.08
Constituent Services	6-01-27-333	7,126.94			7,126.94
Senior Citizens Div	6-01-27-336	14,758.74	1,535.40		16,860.28
Rent Stabilization	6-01-27-347	6,541.04			6,541.04
Transportation	6-01-27-348	6,321.45	247.52		6,568.97
Recreation	6-01-28-370	16,860.28			16,860.28
Parks	6-01-28-375	20,818.68	851.28	1,280.15	22,950.11
Public Prop.	6-01-28-377	25,420.76	425.70		25,846.46
Public Library	6-01-29-390	26,223.85	823.86		27,047.71
Public Defender	6-01-43-495	2,203.16			2,203.16
Municipal Court	6-01-43-490	31,463.24	344.53		31,807.77
Parking Utility	6-31-55-501-100	48,104.42	1,975.06		50,079.48
Universal Cops	6-01-25-241-012	7,701.89	349.92	180.00	8,231.81
Cops In School	6-01-25-241-015	15,403.78		90.00	15,493.78
Civilian Hiring	6-01-25-241-016	4,856.31	291.96	180.00	5,328.27
Minority Affairs	6-01-27-331-011				
Summer Fun	6-01-28-370-013				
Summer Lunch	6-51-56-852-301				

Other

Police Grant	DE16-S7-01	4,978.98		4,978.98	
Police Outside Employ.	T-14-10-000-000		30,250.00	30,250.00	
Police Grant	DE 16-S7-01				
Fire Dept. Penalty	T-13-10-000-001				
Fire Education Acct	T-13-10-000-000	345.48		345.48	
Grand Total		1,385,0213.15	36,527.42	38,812.19	1,460,362.76

Motion by Councilman Giacchi.

Seconded by Councilman Del Boccio.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

RESOLUTIONS CONTINUED

Presented and Read

05-218

---By Councilman Giacchi:

BE IT RESOLVED by the City Council that Phillip Salinardi, Jr., 506 Bloomfield Street, Hoboken, New Jersey is hereby reappointed as a Commissioner to the Hoboken Alcoholic Beverage Control Board pursuant to City Ordinance Chapter 9, Section 2 for a three (3) year term to expire June 30, 2008.

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. Salinardi's acceptance of his appointment.

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-219

---By Councilman Ramos:

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 **\$ 39,154.30** representing overpayment of taxes:

<u>NAME</u>	<u>BL \LOT\UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Eric Aldous 1110 Clinton St. Apartment # 17 Hoboken, N. J. 07030	156/4.1/C0017	1108-10 Clinton St.	\$455.35
LSI c/o Sovereign Bk 3100 New York Dr. Pasadena, Ca 91107 Attn: Porsha Brown	254/13/C003A	209 Fourteenth St.	\$1,049.38
First American Real Estate Tax Service P. O. Box 569766 Dallas, Texas 75356	216.1/36/C0001	502 Hudson St.	\$1,641.75
Patrick Pisapia 904 Jefferson St. Apt. # 2D Hoboken, N. J. 07030	95/25/C002D	900-12 Jefferson St.	\$141.34
John & Elizabeth Berger 910 Bloomfield St. Hoboken, N. J.07030	196/44	910 Bloomfield St.	\$3,822.21
Wells Fargo Home Mortg 1 Home Campus Des Moines, IA 50328-0001 Attn: Phil Schomer	18/20\C005C	463-65 First St.	\$917.02
812 Garden St. LLC %Greco & Gess P.C. 89 Hudson St. Hoboken, N. J. 07030	183/20	821 Park Ave.	\$2,711.29
First Horizon Home Loan 4000 Horizon Way Irving, Texas 75063 Attn: D. Kruger	195/4	807-09 Garden St.	\$3,924.22
Flagstar Bank	28/31	108 Madison St.	\$629.63

P. O. Box 569770
Dallas, Texas 75356
Attn: Bridgette Hilstock

Samuel & Daniell Peckman 34/34.1/C0003 102 Park Avenue \$800.00
102 Park Ave. #3
Hoboken, N. J. 07030

Peggy Fitzgerald 187/5\C001A 95 Garden St. \$19.43
P. O. Box 146
Sea Girt, N. J. 08750

Washington Mutual 245/14/C00A1 1300 Hudson St. \$1,060.66
Attn: Tax Refund Dept.
FSC0211
P. O. Box 100573
Florence, SC 29501-0573

Bavagnoli & Bavanoli 185/40/C0002 1008 Garden St. \$770.00
Attorney Trust Account
12 Furler Street
P. O. Box 147
Totowa, N. J. 07511-0147

Hudson City Savings 25/1/C17PV 700 First St. \$2,566.48
West 80 Century Road
Paramus, N. J. 07652-1478

First American Real Estate 206/36/C0003 714 Washington St. \$3,444.76
Tax Service
1201 Elm Street – Suite 300
Dallas, Texas 75270

First American Real Estate 171/19/C004L 253 Tenth Street \$3,618.60
Tax Service
1201 Elm Street – Suite 300
Dallas, Texas 75270

Chase Home Finance 43/22/C0007 224-26 Willow Ave. \$6,193.26
3415 Vision Drive
Columbus, Ohio 43219-6009

Wells Fargo Home Mortg. 82/11/C0206 721-33 Monroe St. \$2,682.49
1 Home Campus
Des Moines, IA 50328-0001

Karen Anderson 169/8/C002G 711-13 Willow Ave. \$2,706.43
711 Willow Avenue
Apt.#2G
Hoboken, N. J.07030

---Motion duly seconded by Councilman Russo.

--Adopted by the following vote: YEAS: 9 - NAYS: 0
--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

--By Councilman Giacchi:

WHEREAS, Service Systems, Inc. (a/k/a Haynes Security) has been handling payments to the City of Hoboken for police services on behalf of Verizon Telephone Company. As of December 1, 2005, they are no longer handling the account and there remains a balance of \$127.50;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, that the amount of \$127.50 be returned to Service Systems, Inc. (a/k/a Haynes Security).

--Motion duly seconded by Councilman Ramos.
--Adopted by the following vote: YEAS: 9 - NAYS: 0
--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

05-220

--By Councilwoman LaBruno:

WHEREAS, the Hoboken Parking Utility is charged with providing on/off street parking for the citizens of Hoboken, and

WHEREAS, the Hoboken Parking Utility is also charged with enforcing existing parking regulations within the City of Hoboken, and

WHEREAS, this enforcement, occasionally, results in citations being issued, and dismissed by the Municipal Court, by the employees of the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the towing and/or boot removal charges which were dismissed by the Municipal Court, equal to the amount shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Six Thousand Four Hundred Nineteen Dollars and Twenty-Cents (\$6,419.20), and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2006 Budget Fund line number 6-31-55-502-200. (See attached list)

--Motion duly seconded by Councilman Giacchi.
--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

05-222

--By Councilwoman LaBruno:

WHEREAS, the Hoboken Parking Utility requires it's monthly customers within the Municipal Garages within Hoboken to make a deposit as security for the individual vehicle AVI (computer card) used to enter/exit the garage(s), and

WHEREAS, the Hoboken Parking Utility receives said deposits from the individual customers, and

WHEREAS, this deposit is refundable upon the cancellation of the contract between the individual and the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the deposit value equal to the amount shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Two Thousand Four Hundred Eighty Dollars (\$2,480.00), and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2006 Budget Fund line number 6-31-55-502-200. (See attached list)

--Motion duly seconded by Councilman Giacchi.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-223

--By Councilman Giacchi:

WHEREAS, the City of Hoboken Health Department in disbursement of OPRA request information mistakenly overcharged for OPRA information; and

WHEREAS, the sum of Forty Three Twenty Five (\$43.25) was charged to James Simon of Industrial Waste Management with an office location of 135 Lincoln Blvd., Middlesex, New Jersey, 08846. The correct sum should be Seven Fifty (\$7.50); and

WHEREAS, the City of Hoboken will issue a refund of Thirty Five Seventy Five (\$35.75).

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 OPRA request information:

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
---Nays: None.

05-224

---By Council President Campos:

WHEREAS, the Planning Board of the City of Hoboken, Hudson County, State of New Jersey, adopted the Housing Element of the Master Plan on December 19, 2005; and

WHEREAS, a true copy of the resolution of the Planning Board of the City of Hoboken adopting the Housing Element is attached pursuant to N.J.A. C. 5:95-2.2(a) 2; and

WHEREAS, the Planning Board of the City of Hoboken adopted the Fair Share Plan on December 19, 2005; and

WHEREAS, a true copy of the resolution of the Planning Board of the City of Hoboken adopting the Fair Share Plan is attached pursuant to N.J.A.C. 5:95-2.2(a) 2; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Hoboken, Hudson County, State of New Jersey, hereby endorses the Housing Element and Fair Share Plan as adopted by the Planning Board of the City of Hoboken; and

BE IT FURTHER RESOLVED, that the Mayor and Council of the City of Hoboken; Hudson County, pursuant to the provisions of N.J.S.A. 52:27D-301 et. seq. and N.J.A.C. 5:95-3.2, submits this petition for substantive certification of the Hoboken Housing Element and Fair Share Plan to the Council on Affordable Housing for review and certification; and

BE IT FURTHER RESOLVED, that notice of this petition for substantive certification shall be published in a newspaper of countywide circulation to N.J.S.A. 5:95-3.5 within seven days of issuance of the notification letter from the Council on Affordable Housing's Executive Director indicating that the submission is complete and that a copy of this resolution, the adopted Housing Element and Fair Share Plan and all supporting documentation shall be made available for public inspection at the Hoboken City Clerk's Office located at City Hall, 94 Washington Street, Hoboken, New Jersey 07030 during the hours of 9:00a.m. to 4:00 pm on Monday through Friday for a period of 45 days following the date of publication of the legal notice pursuant to N.J.A.C. 5:95-3.5.

---Motion duly seconded by Councilman Ramos.
---Adopted by the following vote: YEAS: 9 - NAYS: 0
---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
---Nays: None.

05-225

---By Councilwoman LaBruno:

WHEREAS, the Council of the City of Hoboken considers it necessary and proper to authorize a temporary management agreement with the Hoboken Parking Utility (HPU) and St. Mary Hospital (SMH); and

WHEREAS, such services can be provided by HPU under their parking management program and Central Parking Systems; and

WHEREAS, this temporary agreement shall commence December 22, 2005 and be in effect for six (6) months thereafter, unless it is cancelled by either party.

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 of Hoboken 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. This Resolution shall be in effect immediately.
4. This temporary agreement shall commence December 22, 2005 unless it is cancelled by either party.

---Motion duly seconded by Councilman Giacchi.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-226

---By Councilman Del Boccio:

WHEREAS, the City of Hoboken (hereinafter referred to as the "Employer") by resolution adopted a Deferred Compensation Plan (hereinafter referred to as the "Plan") effective for the purpose of making available to eligible employees the accrual of tax benefits under a Section 457 Deferred Compensation Plan; and

WHEREAS, the Employer by resolution retained The Variable Annuity Life Insurance Company ("VALIC") OR VALIC Retirement Services Company ("VRSCO") as the contractor under the Deferred Compensation Plan and executed a Service Agreement with said contractor; and

WHEREAS, the Job Creation and Worker Assistance Act of 2002 amended Section 457 of the Internal Revenue Code (the "Code"); and

WHEREAS, the Internal Revenue Service (“IRS”) issued final Code Section 457 regulations on July 11, 2003 and proposed Code Section 415 regulations issued May 31, 2005 that modified the Code Section 457 regulations; and

WHEREAS, the IRS has issued model amendments (Revenue Procedure 2004-56) and guidance regarding rollover contributions to eligible retirement plans (Revenue Procedure 2004-12 that apply to Section 457 Plans; and

WHEREAS, the IRS has set a deadline of December 31, 2005 for State and local governmental Section 457(b) plan sponsors to adopt or amend their plans to conform with the Code, regulations, and interpretative guidance; and

WHEREAS, the Employer desires its Plan to conform with the changes in the Code, regulations, and interpretative guidance; and

WHEREAS, the Employer desires to adopt an amended and restated Plan that conforms with the changes in the Code, regulations, and interpretative guidance; and

WHEREAS, such amended and restated Plan shall supersede the previously adopted Plan;

NOW, THEREFORE, BE IT RESOLVED, that the Employer does hereby adopt the amended and restated Plan prepared by VALIC and assigned Plan Document indentifer 55-PD-VALIC 110305 by the Director of the Division of Local Government Services.

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services.

---Motion duly seconded by Councilman Ramos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-227

---By Councilman Cricco:

WHEREAS, the City of Hoboken submitted a request for funds to the New Jersey Department of Community Affairs Statewide Livable Communities Capital Improvement Program for the City Hall restoration project, **and**;

WHEREAS, the City of Hoboken has received approval from the New Jersey Department of Community Affairs for a Statewide Livable Communities Capital Improvement Grant in the amount of One Hundred Ninety Thousand (\$190,000.00) dollars for the City Hall restoration project consisting of the cleaning, repairing and painting of the exterior cornices and brick façade; **now therefore be it –**

RESOLVED, by the Mayor and the Council of the City of Hoboken that the Governing Body does hereby accept this grant in the amount of One Hundred Ninety Thousand (\$190,000.00) dollars, for the purposes described herein, **and be it further—**

RESOLVED, that the Mayor of the City of Hoboken and/or his designee be hereby authorized to execute a Grant Agreement with the New Jersey Department of Community Affairs on behalf of the City of Hoboken, and upon execution of said Agreement, the City of Hoboken does accept the Terms and Conditions specified in said Grant Agreement.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-228

--By Councilman Cammarano:

WHEREAS, the City of Hoboken is considering the acquisition of certain real property known as 1024 Adams Street, Hoboken, New Jersey, designated as Block 100, Lot 10, on the Tax Assessment Map for redevelopment pursuant to the Northwest Redevelopment Plan; and

WHEREAS, the City is desirous of retaining Daniel J. McCarthy, Esq. of Rogut McCarthy Troy, LLC located at 37 Alden Street, Cranford, New Jersey 07016, 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, Daniel J. McCarthy, Esq. and Rogut McCarthy Troy LLC, have special expertise in redevelopment matters and are available to be engaged as Special Counsel with regard to condemnation matters in the Northwest Redevelopment area; and

WHEREAS, pursuant to Section 8 of the Competitive Negotiation for Professional Contracts Ordinance ("the Ordinance") provides that the City Council may waive the provisions of that Ordinance if compliance is impractical and the City Council so finds here as a result of its Agreement with the Northwest Area Redeveloper which will pay all of the City's incurred condemnation costs directly;

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Hoboken that pursuant to Section 8 of the Ordinance the City hereby retains the services of Daniel J. McCarthy, Esq. and Rogut McCarthy Troy LLC, to act as Special Counsel in connection with the acquisition of the property located at 1024 Adams Street, Hoboken, New Jersey, designated as Block 100, Lot 10, on the City's Tax Assessment Map; and

BE IT FURTHER RESOLVED that Special Counsel is authorized to engage a title insurance company, surveyor, environmental consultants, real estate appraiser, and such other experts as may be required in the performance of his duties; and

BE IT FURTHER RESOLVED that all costs incurred by the City for the retention of Special Counsel and other related costs with regard to the condemnation action are to be

paid directly by Block 100 Development, LLC, the City's designated Redeveloper of this project; and

BE IT FUTHER RESOLVED, that the Mayor of his designee is hereby authorized to execute a contract with Rogut McCarthy Troy LLC, as Special Counsel on behalf of the City of Hoboken and the City Clerk is hereby authorized to attest same;

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

---Motion duly seconded by Council President Campos.

---Adopted by the following vote: YEAS: 9 - NAYS: 0

---Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

---Nays: None.

05-229

---By Councilman Cricco:

WHEREAS, the City of Hoboken sought competitive proposals for the replacement of the City Hall roof, and

WHEREAS, the below submitted bids did not comply with the requirements of the original bid specifications as advertised, and

WHEREAS, the following proposal was received:

Vendor	Proposal
East Rutherford Roofing, Co. Inc. 227 Summer Street East Rutherford, NJ 07073	\$149,700.00
The Barrett Company 33 Stonehouse Road Millington, NJ 07946	\$187,040.00
Jottan, Inc. 5205 Route 130 Florence, NJ 08518	\$177,787.00

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 proposal of the above vendor.
3. The Administration is hereby authorized re-advertise for these goods/services.

--Motion duly seconded by Councilman Ramos.
--Adopted by the following vote: YEAS: 9 - NAYS: 0
--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

05-230

--By Councilman Ramos:

WHEREAS, the SFY 2006 budget has not as yet been adopted; and

WHEREAS, the City of Hoboken is attempting to find alternative revenue sources to lessen the burden of taxes on the City's taxpayers and residents; and

WHEREAS, the City of Hoboken is in need of revenues to maintain normal cash flow operations; now, therefore, be it

RESOLVED, that the Tax Collector of the City of Hoboken is hereby authorized to issue estimated tax bills.

RESOLVED, that deadline for receipt of First Quarter 2006 taxes and the grace period for the collection of those taxes be determined according to P.L. 1994. c. 72 (R.S. 54:4-67).

--Motion duly seconded by Councilman Del Boccio.
--Adopted by the following vote: YEAS: 9 - NAYS: 0
--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: None.

05-231

--By Councilman Cammarano:

WHEREAS, the Mayor and the Council of the City of Hoboken have determined that they require the services of an Administrative Consultant to, among other things, aid in the completion of a budget for the City of Hoboken, as well as other administrative and management matters concerning Hoboken; and

WHEREAS, this is a professional service contract and therefore does not need to be bid pursuant to N.J.S.A. 40A:11-1 *et seq.*, as it is defined as an extraordinary, unspecifiable service.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken that George W. Crimmins d/b/a Government Solutions L.L.C. shall be retained as

Administrative Consultant (Administrative Consultant)” to consult with and advise the City of Hoboken in administrative, managerial and budgetary matters.

BE IT FURTHER RESOLVED, that the Administrative Consultant shall be paid at a rate of \$100.00 an hour, for a total amount not to exceed Forty Thousand (\$40,000.00) dollars.

BE IT FURTHER RESOLVED, that this agreement shall be effective from January 1, 2006 to June 30, 2006, renewable for an additional six (6) months unless there is affirmative action of the City Council not to renew; and

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. This Resolution is effective immediately.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-232

--By Councilman Cricco:

WHEREAS, Hoboken Cove, LLC and Block 268, LLC (collectively, the “Developer”) are the owners in fee simple of certain tracts of real property situated in the City of Hoboken, County of Hudson, State of New Jersey as more particularly described in the Easement Agreements attached hereto (“Developer’s Property”);

WHEREAS, as a condition of (i) variance approval granted by the City of Hoboken Planning Board (the “Board”) on September 25, 2003, and set forth in the Board’s Resolution of Approval adopted November 6, 2003, and (ii) site plan approval granted by the Board on March 2, 2004 and set forth in the Board’s Resolution of Approval dated April 8, 2004, for certain proposed improvements to Developer’s Property, the Board required that Grantors grant to the City of Hoboken, a body politic of the State of New Jersey, whose address is Newark and Washington Streets, Hoboken, New Jersey 07030 (the “Grantee”) certain easements for public access, parking and water lines (the “Easements”);

WHEREAS, four (4) easement agreements that address the Developer’s and the City’s obligations with respect to the Easements (the “Easement Agreements”), have been negotiated between the City and the Developer, and a copy of the Easement Agreements are annexed hereto as **Exhibit A**;

NOW, THEREFORE, BE IT RESOLVED, that:

The Easement Agreements are hereby approved; and

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. This Resolution is effective immediately.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-233

--By Councilman Del Boccio:

WHEREAS, George DeStefano has been the Respondent in a matter that was litigated in the Division of Local Government Services, Office of Administrative Law, Docket No. CLG09465-2002N, Agency Docket No. DLGS-02-3, and

WHEREAS, the Administrative Law Judge in the aforementioned matter has ruled in favor of the Respondent, George DeStefano in five of the six counts of the litigated matter, and

WHEREAS, George DeStefano has initiated a law suit in the United States District Court under Case No. 04-CV-5207, a matter which continues to be pending within the United States District Court, and

WHEREAS, the City of Hoboken, is a Defendant in the United States District Court law suit, and

WHEREAS, based upon the findings of the Administrative Law Judge, it is the desire of the parties, to wit George DeStefano and the City of Hoboken, to amicably resolve the outstanding issues as presented in the Administrative proceeding before the Office of Administrative Law, and the Federal law suit pending in the United States District Court.

NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The City of Hoboken and George DeStefano agree to amicably resolve and settle all matters presently pending in any Court or Tribunal including but not limited to the Office of Administrative Law, and the United States District Court.
2. The settlement between the parties shall be governed by the Settlement Agreement and General Release attached hereto and incorporated herein by reference.
3. This Resolution shall take effect immediately.

Before the vote was taken the following spoke regarding the resolution: Maurice DeGennaro, 614 Hudson Street.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 7 - NAYS: 0 - ABSTENTIONS: 2

--Yeas: Council persons Cammarano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos and President Campos.

--Nays: None.

--Abstentions: Castellano, Russo.

05-234

--By Councilman Del Boccio:

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, proposals were advertised in compliance with Hoboken DR 154, Ordinance requiring competitive negotiation, for Professional Service contracts; and

WHEREAS, funds for these agreements are available for this purpose;

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

1. A contract for Special Legal Counsel – Rent Control shall be amended as follows:

David L. Ganz, Esq.
Ganz & Livin, L.L.P.
5 Ryder Road
PO Box 536
Fair Lawn, New Jersey, 07410

such firm to be paid at an hourly rate of \$140.00, total amount **be amended from Thirty Thousand (\$30,000) dollars to Forty Five Thousand (\$45,000.00) dollars.**

2. This agreement shall be effective July 1, 2005 and terminate June 30, 2006.
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 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.*

The above resolution was TABLED at the December 7, 2005 City Council meeting. On a motion made by Councilman Ramos and duly seconded by Councilman Del Boccio and voted in favor unanimously by the entire City Council it was added to the agenda for December 21, 2005.

--Motion duly seconded by Councilman Cammarano.

--Adopted by the following vote: YEAS: 7 - NAYS: 1- ABSTENTIONS: 1
--Yeas: Council persons Cammarano, Castellano, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.
--Nays: Cricco.
--Abstentions: Russo.

ORDINANCES

Introduction and First Reading

05-235

DR-231

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED (Approvals: 206 9th Street; 1233 Park Avenue; 700 Park Avenue; 1032 Hudson Street) (DR-231).

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

Handicap Spaces

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

Felix Bonet 206 9th Street: north side of Ninth Street, beginning at a point of 110 feet from the easterly curblineline of Park Avenue and extending 22 feet easterly therefrom.

Patricia LaBruno 1233 Park Avenue: east side of Park Avenue, beginning at a point of 335 feet from the northerly curblineline of Twelfth Street and extending 22 feet northerly therefrom.

Jennifer Zielke 700 Park Avenue: west side of Park Avenue, beginning at a point 35 feet from the northerly curblineline of Seventh Street and extending 22 feet northerly therefrom.

Patricia Mitten 1032 Hudson Street: south side of Eleventh Street, beginning at a point of 205 feet from the easterly curblineline 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 this ordinance codified and incorporated in the official copies of the Hoboken Code. 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 JANUARY 4, 2006 at 7:00 PM.

--Motion duly seconded by Councilman Ramos.

--Adopted by the following vote: YEAS: 8 - NAYS: 0- ABSTENTIONS: 1
--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, Ramos, Russo and President Campos.
--Nays: None.
--Abstentions: LaBruno.

05-236
DR-232

AN ORDINANCE AMENDMENT ABOLISHING THE DIVISION OF SIGNAL AND TRAFFIC CHAPTER 58-11 AND TRANSFERRING THE DUTIES OF CHAPTER 58-12 TO THE PARKING UTILITY. (DR-232)

WHEREAS, the Division of Signal and Traffic is established as a Division in the Department of Environmental Services, §58-11 and §58-12; and

WHEREAS, it is considered prudent for administrative and budgetary purposes to abolish the Division of Signal and Traffic and transfer all the duties and employees to the Hoboken Parking Utility, §56-1 et seq.; and

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Hoboken, Hudson County, 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 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 ordinance.
3. This ordinance shall be effective according to law.

--Councilwoman LaBruno moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on JANUARY 4, 2006 at 7:00 PM.

--Motion duly seconded by Councilman Giacchi.

--Adopted by the following vote: YEAS: 9 - NAYS: 0

--Yeas: Council persons Cammarano, Castellano, Cricco, Del Boccio, Giacchi, LaBruno, Ramos, Russo and President Campos.

--Nays: None.

05-237
DR-233

AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND OTHER RELATED EXPENSES IN AND FOR THE CITY OF HOBOKEN AND APPROPRIATING \$11,970,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$11,400,000 IN BONDS OR NOTES OF THE CITY OF HOBOKEN TO FINANCE THE SAME. (DR-233)

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 several improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Hoboken, in the County of Hudson, New Jersey (the "City") as general improvements. For the several improvements or purposes described in Section 3 hereof, there are hereby appropriated the respective sums of money therein stated as the appropriations made for each improvement or purpose, such sums amounting in the aggregate to \$11,970,000 including the aggregate sum of \$570,000 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$11,400,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds or notes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds or notes are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

- (a) Purpose: Acquisition of various parcels of land located in the City for open space, and designated as Lots 1 to 8, inclusive, in Block 256 on the tax map of the City, and including all rights or interests therein and all work and services necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$7,350,000
<u>Estimated Maximum Amount of Bonds or Notes:</u>	\$7,000,000
<u>Period or Average Period of Usefulness:</u>	40 years
<u>Amount of Down Payment:</u>	\$ 350,000

- (b) Purpose: Improvements to various City buildings and parks, including, but not limited to, Fire Houses located at Observer Highway, 201 Jefferson Street, 801 Clinton Street and 1313 Washington Street; Police Headquarters located at 106 Hudson Street; the Multi-Service Center located at 124 Grand Street; the Public Library located at 500 Park Avenue; City Hall located at 94 Washington Street and various parks located in the City, as more fully described on a list on file in the City Clerk's office, which list is hereby approved, and including all work, materials and services necessary therefor or incidental thereto..

<u>Appropriation and Estimated Cost:</u>	\$3,465,000
<u>Estimated Maximum Amount of Bonds or Notes:</u>	\$3,300,000
<u>Period or Average Period of Usefulness:</u>	19.73 years
<u>Amount of Down Payment:</u>	\$ 165,000

- (c) Purpose: Acquisition of various vehicles and equipment, including, but not limited to, a 31 yard garbage truck, a street sweeper, two (2) Cushman scooters, two (2) vans for the City Buildings/Recreation Department, two (2) pick-up trucks, a small truck for the City Sanitation Inspector, replacement of the body on two (2) 31 yard trucks, conversion of a vacuum truck to a roll-off truck, a mobile stage, two (2) vehicles for the City Construction/Health Department and various computer equipment and software, as more fully described on a list on file in the City Clerk's office, which list is hereby approved, and including all work, materials and services necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$1,155,000
<u>Estimated Maximum Amount of Bonds or Notes:</u>	\$1,100,000
<u>Period or Average Period of Usefulness:</u>	8.09 years
<u>Amount of Down Payment:</u>	\$ 55,000

(e) The estimated maximum amount of bonds or notes to be issued for the several improvements or purposes is as stated in Section 2 hereof.

(f) The estimated cost of the several improvements or purposes is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1. The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget (or temporary capital budget as applicable) of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget (or amended temporary capital budget as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The several improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes the City may lawfully undertake as general improvements, and no part of the costs thereof have been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the several improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of the respective amounts or obligations authorized for each improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 31.05 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$11,400,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$1,197,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

(e) The City reasonably expects to commence the acquisition and/or construction of the several improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the City further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of

the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the City is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized 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 9. After passage upon first reading of this bond ordinance, the City Clerk is hereby directed to publish the full text of the bond ordinance, together with the notice set forth below entitled: "NOTICE OF PENDING BOND ORDINANCE" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19, at least seven days prior to the date set for public hearing and further consideration for final passage (which date shall be at least ten days after introduction and first reading). The City Clerk is further directed to comply with all provisions of N.J.S.A. 40A:2-17(b) regarding postings, publications, and the provision of copies of this bond ordinance.

Section 10. After final adoption of this bond ordinance by the City Council, the City Clerk is hereby directed to publish the full text of this bond ordinance, as finally adopted, together with the notice set forth below entitled: "NOTICE OF ADOPTION OF BOND ORDINANCE" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19.

Section 11. The City Council of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use,

expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 12. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 13. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by Section 10 hereof and the Local Bond Law.

NOTICE OF PENDING BOND ORDINANCE

PUBLIC NOTICE IS HEREBY GIVEN that the foregoing bond ordinance was duly introduced and passed upon first reading at a regular meeting of the City Council of the City of Hoboken, in the County of Hudson, New Jersey, held on _____, 2005. Further notice is hereby given that said bond ordinance will be considered for final passage and adoption, after public hearing thereon, at a regular meeting of said City Council to be held in the Council Chambers, City Hall, Hoboken, New Jersey on _____, 2005 at ____ o'clock p.m., and during the week prior to and up to and including the date of such meeting, copies of said bond ordinance will be made available at the City Clerk's office in the Municipal Building to the members of the general public who shall request the same.

James J. Farina, City Clerk

NOTICE OF ADOPTION OF BOND ORDINANCE

PUBLIC NOTICE IS HEREBY GIVEN that the bond ordinance published herewith has been finally adopted by the City Council of the City of Hoboken, in the County of Hudson, New Jersey on _____, 2005 and the 20-day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this notice.

James J. Farina, City Clerk

CLERK'S CERTIFICATE

I, James J. Farina, City Clerk of the City of Hoboken, in the County of Hudson, State of New Jersey, HEREBY CERTIFY as follows that:

1. The attached copy of Ordinance No. _____ of said City entitled as set forth below and finally adopted on _____, 2005, has been compared by me with the original thereof officially recorded in the Ordinance Book of the City and is a true and correct copy thereof and of the whole of said original Ordinance. The title of said Ordinance is as follows:

AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND OTHER RELATED EXPENSES IN AND FOR THE CITY OF HOBOKEN AND APPROPRIATING \$11,970,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$11,400,000 BONDS OR NOTES OF THE CITY OF HOBOKEN TO FINANCE THE SAME.

2. Said Ordinance was introduced in writing and read and passed on first reading at a regular meeting of the City Council of said City duly called and held on _____, 2005 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), and was passed on second reading and finally adopted by the recorded affirmative vote of at least two-thirds of all the members of said City Council, at a regular meeting thereof duly called and held on _____, 2005 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), following the holding of a public hearing thereon at which all interested persons were given an opportunity to be heard.

3. Said Ordinance was published after first reading, on _____, 2005, together with the Notice of Pending Bond Ordinance, containing the date of introduction, time and place of further consideration of said Ordinance, in the _____, a newspaper published and circulating in the City (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

4. On _____, 2005, said Ordinance was posted on the bulletin board in the Municipal Building of the City together with notice of the availability of copies of said Ordinance at the Office of the City Clerk, and such copies of said Ordinance were made available to all members of the general public requesting the same.

5. After final passage, said Ordinance was duly published, together with the Notice of Adoption of Bond Ordinance, on _____, 2005 in the _____, a newspaper published and circulating in the City, and no protest by any person against making the improvement or issuing the indebtedness authorized in said Ordinance, nor any petition requesting that a referendum vote be taken on the action proposed in the Ordinance has been presented to the governing body or to me or filed in my office nor has any such action or proceeding questioning the validity of such Ordinance has been commenced within 20 days after such publication (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

6. Said Ordinance when introduced was complete in the form in which it was finally adopted and remained on file in the Office of the City Clerk for public inspection from the date of introduction to the date of final adoption.

7. The Ordinance appropriated a down payment of not less than 5% of the obligations thereby authorized to the purpose, or ratably to the purposes, to be financed pursuant to the Ordinance, and such sum was made available (strike out inapplicable language) (a) by provision in a previously adopted budget or budgets of the City for down payment or for capital improvement purposes, (b) from moneys then actually held by the City and previously contributed for such purposes other than by the City; and/or (c) by emergency appropriation.

8. The attached copy of a Supplemental Debt Statement has been compared by me with the original Supplemental Debt Statement of said City, prepared as of _____, 2005, and sworn to on _____, 2005, by _____, who was then the Chief Financial Officer of said City, and filed in the office of said City Clerk on _____, 2005, and that the same is a true and complete copy of said original Supplemental Debt Statement.

9. A complete, executed duplicate of the said original Supplemental Debt Statement was duly filed (before final adoption by the City Council) in the Office of the Director of the Division of Local Government Services of the State of New Jersey on _____, 2005.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said City this ____ day of _____, 200_.

(SEAL) James J. Farina, City Clerk

ATTACHMENTS

- A) Ordinance
- B) Extract of minutes of City Council meeting at which Ordinance was introduced
- C) Extract of minutes of City Council meeting at which Ordinance was finally adopted
- D) Affidavit of First Publication of Ordinance after introduction
- E) Affidavit of Second Publication of Ordinance after final adoption
- F) Supplemental Debt Statement

---Councilman Ramos moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on JANUARY 4, 2006 at 7:00 PM.

---Motion duly seconded by Councilman Cammarano.

---Adopted by the following vote: YEAS: 5 - NAYS: 2- ABSTENTIONS: 2

---Yeas: Council persons Cammarano, Del Boccio, LaBruno, Ramos and President Campos.

--Nays: Giacchi, Russo.
--Abstentions: Castellano, Cricco.

Public Hearing for the SFY 2006 Municipal Budget

The Public Hearing is continued to the January 4, 2006 City Council meeting.

All regular business concluded the following members of the public spoke at the "Public Portion" of the meeting: Maurice DeGennaro, 614 Hudson Street; Angel Rios, 111 Newark Avenue; Helen Hirsch, 98 Park Avenue.

President Campos then adjourned the meeting at 10:14 p.m.

PRESIDENT OF THE COUNCIL

CITY CLERK