

SPECIAL MEETING OF APRIL 10, 2013

MINUTES OF A SPECIAL MEETING OF THE COUNCIL OF THE CITY OF HOBOKEN, NEW JERSEY, HELD IN THE COUNCIL CHAMBERS, CITY HALL, HOBOKEN, NEW JERSEY, WEDNESDAY, APRIL 10, 2013 AT 6:00 PM

President Cunningham opened the meeting at 7:09 PM. 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 published in the Jersey Journal, City website, copies were provided in the Hoboken Reporter, The 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 Bhalla, Castellano, Giattino, Mason, Mello, Occhipinti and Russo and President Cunningham

City Clerk reads the ordinance Z-233

SECOND READING/PUBLIC HEARING AND FINAL VOTE

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) **(Z-233)**

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

President Cunningham moved that the hearing be closed.

---Motion duly seconded by Councilwoman Giattino

---Adopted by the following vote: YEAS: 8 – NAYS: 0

---Yeas: Council persons Bhalla, Castellano, Giattino, Mason, Mello, Occhipinti, Russo and President Cunningham.

---Nays: None

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

---Motion duly seconded by Councilman Bhalla

---Adopted by the following vote: YEAS: 7 – NAYS: 1

---Yeas: Council persons Bhalla, Castellano, Giattino, Mason, Mello, Occhipinti, and President Cunningham

---Nays: Russo

CALENDAR YEAR 2013

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 1.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the City Council of the City of Hoboken in the County of Hudson finds it advisable and necessary to increase its CY 2013 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the City Council hereby determines that a 1.5% increase in the budget for said year, amounting to \$1,297,156.38 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the City Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the City Council of the City of Hoboken, in the County of Hudson, *a majority of the full authorized membership of this governing body affirmatively concurring*, that, in the CY 2013 budget year, the final appropriations of the City of Hoboken shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$3,026,698.22, and that the CY 2013 municipal budget for the City of Hoboken be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

--Motion duly seconded

--Adopted by the following vote: YEAS: 7 – NAYS: 1

--Yeas: Council persons Bhalla, Castellano, Giattino, Mason, Mello, Occhipinti and President Cunningham

--Nays: Russo

Steve Wielkotz comments and gives an overview of the 2nd reading ordinance Z-233

PUBLIC PORTION

The speaker who spoke: Helen Hirsch

RESOLUTIONS

13-185A

---By Councilman

**RESOLUTION AUTHORIZING THE CY 2013 MUNICIPAL BUDGET TO
BE READ BY TITLE ONLY**

BE IT RESOLVED, by the City Council of the City of Hoboken, in the County of Hudson, by majority vote of the full membership hereby determine that the **CY 2013 Municipal Budget**, shall be read by its title and we further declare that the condition set forth in **N.J.S.A. 40A:4-8(1A & 1B)** of said section have been met.

---Adopted by the following vote: YEAS: 8 – NAYS: 0

---Yeas: Council persons Bhalla, Castellano, Giattino, Mason, Mello, Occhipinti, Russo and President Cunningham

---Nays: None.

**BUDGET HEARING /PUBLIC COMMENTS FOR CY 2013
BUDGET**

ADOPTION OF CY 2013 BUDGET

CLOSED THE PUBLIC HEARING

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 7 – NAYS: 1

---Yeas: Council persons Bhalla, Castellano, Giattino, Mello, Occhipinti, Russo and President Cunningham

---Nays: Mason

At 8:20 PM the Governing Body on a motion by Councilwoman Giattino duly seconded by the Governing Body

Council President Cunningham then adjourned the meeting at 8:20 PM

PRESIDENT OF THE COUNCIL

CITY CLERK