

WHEREAS, our nation commemorates and recognizes the important role that parents play in raising children on **Parents' Day**, the fourth Sunday of every July; and

WHEREAS, the residents of the City of Hoboken understand and embrace the importance of promoting responsible parenting in our society; and

WHEREAS, the New Jersey Parents Foundation sponsored the 14th annual state-wide essay contest for youth to write about "What My Parents Mean To Me" in which more than 120 applicants participated; and

WHEREAS, through her heartfelt essay, **Merly Kurland** demonstrated her love and appreciation for her parents and their dedication to raising their daughter; and

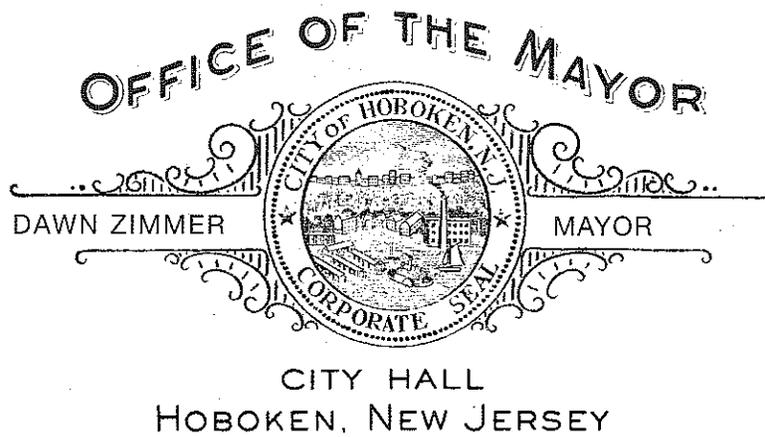
WHEREAS, **Meryl Kurland** of the Elysian Charter School was the 2nd place winner in her age category;

NOW THEREFORE BE IT PROCLAIMED, that I **DAWN ZIMMER** Mayor of the City of Hoboken, do hereby congratulate and commend **Meryl Kurland** for her award-winning essay and thank her parents, **Richard and Susan Kurland**, for serving as outstanding role models for parents in our community.

James Farina, City Clerk

Dawn Zimmer, Mayor

September 9th, 2010



September 14, 2010

Dear Council Members,

I am writing to advise you that I have appointed Mark Tabakin, Esq. as the City's interim Corporation Counsel until such time as a new Corporation Counsel has been appointed.

The deadline for response to the RFQ for corporation counsel is this Friday, September 17th. Interviews with prospective candidates will be conducted next week.

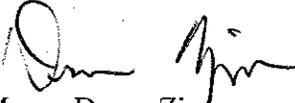
Mr. Tabakin has responded to the RFQ and is under consideration for the corporation counsel position. As you can see from the attached resume, he brings extensive expertise in employment matters, which given the City's current circumstances, has become an essential area of expertise for corporation counsel.

The attached resolution includes a \$430 per day cost, based on a salary of \$103,000 and the expectation that a contract for corporation counsel will be presented to the City Council on October 6th. The total for the contract is not to exceed \$6,500.

This emergency resolution, with agreement from Council President Marsh, will be the first item on the agenda for tomorrow night's meeting.

As a follow up, we will be calling each of you directly to ensure that you receive this electronic communication, and have time to review it prior to tomorrow night's meeting.

Best regards,



Mayor Dawn Zimmer

Introduced by: _____

Seconded by: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION APPOINTING MARK A. TABAKIN, ESQ., OF THE FIRM OF
WEINER LESNIAK, LLP AS INTERIM CORPORATION COUNSEL**

WHEREAS, the City of Hoboken requires the immediate services of Interim Corporation Counsel to represent the interests of the City of Hoboken; and

WHEREAS, the City of Hoboken has reviewed the qualifications of Mark A. Tabakin, of the law firm Weiner Lesniak, LLP, and has determined that he, his firm and its supporting staff can provide these services for the City of Hoboken in an efficient manner; and

WHEREAS, this type of work constitutes a professional service as defined by N.J.S.A. 40A:11-2(b) and as such, is exempt from public bidding requirements pursuant to N.J.S.A. 40A:11-5; and,

WHEREAS, the City has undertaken a request for qualifications process to appoint Corporation Counsel by October 6, 2010; and

WHEREAS, the Firm's initial proposal was deemed in compliance with Hoboken Ordinance #DR-154 (codified as §20A-1 et seq. of the Code of the City of Hoboken) on or about May 19, 2010; and,

WHEREAS, funds for this agreement are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken does hereby authorize a contract between the City of Hoboken and Mark A. Tabakin, Esq., of Weiner Lesniak, LLP, to serve as Interim Corporation Counsel until the City appoints Corporation Counsel through the pending Request for Qualifications process at a per diem rate of \$430 per day; and

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

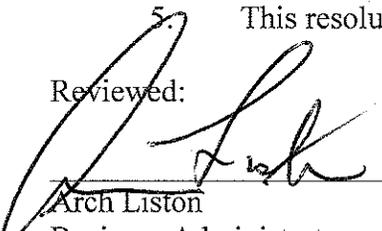
1. A contract for Interim Corporation Counsel for the City of Hoboken shall be prepared and executed with the following vendor:

Mark A. Tabakin, Esq.
Weiner & Lesniak, LLP
629 Parsippany Road
P.O. Box 438
Parsippany, New Jersey 07054

Such contract shall not exceed sixty-five hundred dollars (\$6,500.00) through October 6, 2010.

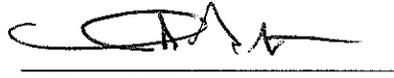
2. This agreement shall be effective 16 September 2010 and terminate 6 October 2010.
3. The Mayor is hereby authorized to execute a contract with Weiner Lesniak, LLP for professional legal services on behalf of the City of Hoboken and to take any other actions necessary to complete and realize the intent and purpose of this resolution.
4. The City Clerk shall publish notice of this resolution 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) and shall keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.
5. This resolution shall take effect immediately.

Reviewed:



Arch Liston
Business Administrator

Approved as to form:



Michael B. Kates, Esq.
Corporation Counsel

Date of Meeting:

CHIEF FINANCIAL OFFICER'S CERTIFICATION
OF AVAILABILITY OF FUNDS
FOR CONTRACT AWARDS

I, George De Stefano, Chief Financial Officer of the City of Hoboken, hereby Certify that \$6,500.00 is available in the following appropriations:

Special Counsel Other Expenses (1-01-20-156-020). These funds will be available in the TY 2010 temporary budget, than sufficient funds to meet the contractual commitment providing for:

Special Counsel Other Expenses

and awarded to the following vendor:

Mark A Tabakin Esq.
Weiner & Lesniak LLP
629 Parsippany Road
P O Box 438
Parsippany, NJ 07054

I further certify that this commitment together with all previously made commitments will not exceed the temporary appropriation balance available in the TY 2010 adopted budget for this purpose.


Chief Financial Officer

Date: 9/14/2010

Meeting September 15, 2010

MARK A. TABAKIN, ESQ.
Weiner Lesniak LLP
629 Parsippany Road
Parsippany, New Jersey 07054
973-403-1100, Facsimile: 973-403-0010
mtabakin@weinerlesniak.com

EDUCATION:

Seton Hall School of Law, Newark, New Jersey: Juris Doctor Degree in Law 1990.

University of Massachusetts, Amherst: Bachelor of Business Administration, Cum Laude (1986).

QUALIFICATIONS:

Member of the Bar of New Jersey; Member of the Bar of the United States District Court of New Jersey; and the United States Court of Appeals for the Third Circuit.

EMPLOYMENT:

1998 - Present: Weiner Lesniak -- Partner and Chair of the Education and Labor Sections -- Representing management in all phases of education, labor and employment matters. Serve as general counsel to public entities. Provide a full range of services including, attend all regular and special meetings; prepare documents necessary for conducting Board business, such as agenda items, resolutions and policies; legal advice in connection with the annual school election, budget process, and budget appeals; review all aspects of construction contracts; handle real estate matters; handle all aspects of litigation including increment withholding, tenure appeals, special education classification, residency and placement appeals, etc. In the role of labor counsel, review and analyze all relevant collective bargaining agreements; prepare bargaining proposals; file and/or respond to petitions or proceedings before the Public Employment Relations Commission; represent our clients at all negotiating sessions through mediation and fact-finding; handle all labor-related litigation, including grievance arbitrations, NJLAD/EEOC/Civil Rights matters, wage and hour matters before the Department of Labor and all other labor-related litigation, hearings and proceedings. Represent public entities in all phases of civil service and appear before the Department of Personnel. In the role of construction counsel, review and prepare documents regarding environmental compliance, bonding, public bids, construction and contracts; monitor building code compliance; interface with construction managers and architects to assure timely and proper completion of projects; appear before local planning/zoning boards as necessary; file and/or respond to petitions or proceedings before courts or the Department of Education. In the role of special education counsel, respond to all petitions and proceedings before the Department of Education, Commissioner of Education and/or the Office of Administrative Law; attend all mediations and hearings; and review and analyze any newly enacted special education statutes and/or regulations.

1994 - 1998: Schwartz, Simon, Edelstein Celso & Kessler -- Associate -- Represented management in all phases of education, labor and employment matters, including appearances before state and federal courts and administrative bodies, such as Department of Education, PERC, Department of Labor, Department of Personnel, EEOC and the Division on Civil Rights; negotiated collective bargaining agreements; represented management in labor arbitrations; conducted all phases of public contracts from drafting specifications and overseeing the bidding process to litigation; reviewed and drafted employment policy manuals; prepared and tried special education litigation.

1990 - 1994: DeMaria, Ellis, Hunt, Salsberg & Friedman -- Associate -- Represented management in all phases of labor and employment matters, including appearances before administrative bodies, such as PERC, Department of Labor, Department of Personnel, EEOC and the Division on Civil Rights; represented management in labor arbitrations; reviewed and drafted board policies and employment policy manuals.

1986-1988: Price Waterhouse (New York City) -- Associate in the Small Business Consulting Unit providing accounting and management consulting services to start-up and "small" businesses with capitalization of at least \$5 million.

PROFESSIONAL
AFFILIATIONS:

New Jersey State Bar Association, Labor and Employment Section,
New Jersey Association of School Attorneys.

COMMUNITY
SERVICE:

Former Member Board of Directors, Morris County Urban League;
Former member Montville DARE; Montville Township Economic
Development Committee.

Sponsor:

Mason

Miller

Second:

Theresa Costello

HOBOKEN CITY COUNCIL

RESOLUTION NO.: _____

RESOLUTION DIRECTING THE ADMINISTRATION OF MAYOR DAWN ZIMMER TO RESCIND A LAYOFF PLAN FIRING UNIFORMED MEMBERS OF THE HOBOKEN POLICE DEPARTMENT

WHEREAS, the Council of the City of Hoboken strongly believes that the officers of the Hoboken Police Department do an outstanding job of protecting the citizens of our community and as a result of their hard work, ensure that our property values and our quality of life remain among the best in New Jersey; and,

WHEREAS, the Council of the City of Hoboken also strongly believes that taxpayers desire and deserve immediate property tax relief, but not at the expense of the public's safety and welfare, and not if it will needlessly risk damage to our property values; and,

WHEREAS, the Council of the City of Hoboken has been advised by the Administration of Mayor Dawn Zimmer that she intends to soon implement a layoff plan that will include the outright termination of up to 18 members of our uniformed police force; and,

WHEREAS, it appears that Mayor Zimmer decided to fire these police officers in part as a result of a State audit whose methodology and conclusions have been challenged as deeply flawed and which failed to fully consider Hoboken's special needs, including its unique status in the State as a major transit hub and as a popular destination for thousands of visitors each week who come to enjoy our restaurants, shopping and nightlife; and,

WHEREAS, it is clear that the size and scope of this layoff plan will reduce the effectiveness of the Hoboken Police Department, and fails to consider that Hoboken's renaissance has been in large part because of the public's perception that our City is a safe place to live, work and raise a family; and,

WHEREAS, if the public now believes that Hoboken is less safe because of the failure to maintain a properly staffed police department, it will be economically devastating to our community, costing taxpayers and business owners far more than any purported savings resulting from the Mayor's layoff plan; and,

WHEREAS, the firing of so many police officers, who are already the lowest paid in the Department, also represents a waste of many thousands of dollars recently invested in their training and professional development; and;

WHEREAS, while this Council encourages and will support cost-saving efforts that make sense for our community, including layoffs when appropriate and warranted, it appears that terminating the employment of so many police officers on such flimsy grounds shows a lack of good faith on the part of the Mayor, especially considering the limited savings involved, the City's multi-million dollar surplus and the large raises she has recently given to her personal aides; and,

WHEREAS, pursuant to the Faulkner Act the Council of the City of Hoboken has the power to disapprove of personnel actions taken by the Mayor, and the Council believes that it is appropriate to exercise that power here to prevent an imminent risk to the health, safety and welfare of our community;

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

- 1) Mayor Dawn Zimmer's Layoff Plan, to the extent it targets uniformed members of the Hoboken Police Department for outright termination, is hereby disapproved by the City Council, and the Mayor and Business Administrator are directed not to implement the aforesaid layoff plan to such effect.

- 2) The City Clerk shall deliver a certified copy of this Resolution to Mayor Dawn Zimmer and Business Administrator Arch Liston.

APPROVED AS TO FORM:

Michael Kates, Corporation Counsel

Date of Adoption:



*Municipal Court of Hoboken
City Hall*

100 Newark Street
Hoboken, New Jersey 07030
201 - 420-2120
Fax 201 - 420-2138



HON. MICHAEL A. MONGIELLO
C.J.M.C.
HON. CATALDO F. FAZIO
J.M.C.

ROSEANN GOHDE
Court Director

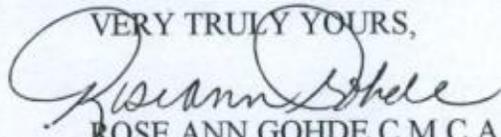
SEPTEMBER 8, 2010

MR. JAMES FARINA
CITY CLERK
CITY OF HOBOKEN
CITY HALL
HOBOKEN N.J. 07030

DEAR MR. FARINA:

THE HOBOKEN MUNICIPAL COURT HAS ISSUED CHECK # 4792 IN THE TOTAL AMOUNT OF \$450,759.24 TO THE TREASURER OF THE CITY OF HOBOKEN. THIS CHECK REPRESENTS THE COLLECTIONS OF THE HOBOKEN MUNICIPAL COURT FOR THE MONTH OF AUGUST 2010 (ATS/ACS SYSTEM)

VERY TRULY YOURS,


ROSE ANN GOHDE C.M.C.A.
MUNICIPAL COURT DIRECTOR

C: HON. DAWN ZIMMER, MAYOR
ARCH LISTON, BUSINESS ADMINISTRATOR
MICHAEL MONGIELLO, C.J.M.C.

OFFICE OF THE TAX COLLECTOR
MONTHLY REPORT

To: The Honorable Mayor and
Council Members of the
City of Hoboken, N.J.

Honorable Mayor and Council Members,

I herewith submit the following report of receipts in the Tax Collector's Office for the month
of AUGUST, 2010.

Receipts on Taxes

2010 Taxes 3-4 Quarter...	24,221,290.35	
N.G. Checks Minus....	7,796.54	
2010 Taxes 1-2 Quarters....	15,101.40	
Total 2010 Taxes Collected		24,228,595.21

Receipts on Taxes

2009 Taxes

2009 Taxes 3 - 4 Quarters....	35,349.37	
Total 2009 Taxes Collected....		35,349.37

Miscellaneous Tax Receipts

Interest on Taxes...	12,508.61	
Tax Serarch.....	10.00	
Bounced Check Fee....	20.00	
Dup. Tax Bill Fee....	140.00	
Total Miscellaneous Tax Receipts		12,678.61

Tax Sale 8/13/2010 Block/Lot 245/1/C0002

Tax Sale Cost....	150.00	
Premium from Tax Sale 8/13/2010....	81,000.00	
Total Miscellaneous Tax Sale Receipts....		81,150.00

Pilot Accts

Pilot Principal.....	733,061.01	
Total collected on Pilot Accts.....		733,061.01

Total Taxes & Miscellaneous Tax Receipts.... 25,090,834.20

*****Abatements not included in Edmunds Cash Receipts Report*****

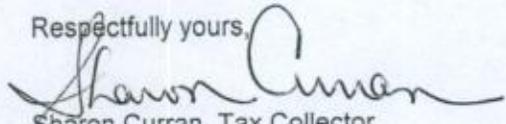
Abatements

Abatement Principal.....	11,629.75	
Abatement Totals.....	*****	<u>11,629.75</u>

Bounced Checks

	Amount
89/12/C0213	1,622.70
178/12.1/C001C	1,068.35
36/26/C0004	2,561.65
170/6/C0009	1,772.26
28/23/C001R	<u>771.58</u>
Total	7,796.54

Respectfully yours,


Sharon Curran, Tax Collector

 Range: Block: First to Last
 Lot:
 Qual:
 Range of Codes: First to Last
 Range of Batch Ids: First to Last
 Range of Spec Tax Codes: First to Last
 Payment Type Includes: Tax: Y Sp Charges: Y Lien: Y Sp Assmnt: Y
 Misc: Y
 Cash: Y Check: Y Credit: Y
 Range of Years: First to 2012
 Range of Periods: 1 to 12
 Range of Dates: 08/01/10 to 08/31/10
 Print Ref Num: N
 Range of Installment Due Dates: First to Last

Code Description	Count	Arrears/Other	Principal			Interest	Total
			Fiscal 2009	Fiscal 2010	Future		
01 TAX-billing	9508	0.00	0.00	781.09	24,004,668.42	3,486.81	24,008,936.32
082 IN LIEU OF TAXES	14	0.00	0.00	0.00	733,061.01	0.00	733,061.01
001 TAX SALE - TAXES	4	0.00	0.00	49,669.68	0.00	6,027.99	55,697.67
008 SUBSEQUENT TAX	89	0.00	0.00	0.00	216,621.93	2,993.81	219,615.74
Tax Payments	9615	0.00	0.00	50,450.77	24,954,351.36	12,508.61	25,017,310.74
006 OUTSIDE REDEEM	74	91,924.71	0.00	0.00	0.00	4,957.17	96,881.88
007 FEE	29	1,508.00	0.00	0.00	0.00	0.00	1,508.00
Lien Payments	103	93,432.71	0.00	0.00	0.00	4,957.17	98,389.88
005 BOUNCED CHECK FEE	1	20.00	0.00	0.00	0.00	0.00	20.00
010 TAX SEARCHES	1	10.00	0.00	0.00	0.00	0.00	10.00
012 DUPLICATE BILLS	10	140.00	0.00	0.00	0.00	0.00	140.00
003 TAX SALE PREMIUM	1	81,000.00	0.00	0.00	0.00	0.00	81,000.00
004 TAX SALE COST	1	0.00	0.00	0.00	0.00	150.00	150.00
Misc Payments	14	81,170.00	0.00	0.00	0.00	150.00	81,320.00
NSF BOUNCED CHECK	5	0.00	0.00	0.00	7,796.54-	0.00	7,796.54-
Tax NSF	5	0.00	0.00	0.00	7,796.54-	0.00	7,796.54-
Payments Total:	9732	174,602.71	0.00	50,450.77	24,954,351.36	17,615.78	25,197,020.62
NSF Reversals Total:	5	0.00	0.00	0.00	7,796.54-	0.00	7,796.54-
Total:	9737	174,602.71	0.00	50,450.77	24,946,554.82	17,615.78	25,189,224.08

Total Cash: 72,925.50
 Total Check: 25,116,298.58
 Total Credit: 0.00

DAILY DEPOSITS FOR THE CITY OF HOBOKEN MONTH OF AUGUST 2010												
Date	Total	Interest	2010 3rd Qtr Taxes	2010 1&2 Qtr. Taxes	2009 3/4 Qtr. Taxes	Premium	DUP. BILL FEE	Bounced Check Fee	Tax Search	Tax Sale Cost	Pilot Payments	Abatement
			25,098,630.74		25,090,834.20							
8/2/2010	368,580.72		368,580.72	-								
8/2/2010	374,468.08	0.08	339,612.00	4.00							34,852.00	0
8/2/2010	371,575.26	0.25	371,563.21	11.80								0
8/3/2010	332,285.76	0.17	332,278.33	7.26								0
8/3/2010	333,361.47	-	333,361.47									-
8/3/2010	372,989.23	0.42	372,928.14	15.67			45.00					0
8/3/2010	344,923.38	0.04	338,404.30	2.04							6,517.00	3,432.71
8/4/2010	2,400,287.99	0.01	2,400,287.30	0.68								-
8/4/2010	789,908.43	0.42	789,894.43	13.58								-
8/5/2010	693,570.21	0.18	693,546.33	8.70			15.00					-
8/6/2010	7,795,663.54	0.11	7,795,069.42	594.01								-
8/6/2010	1,846,283.24	0.14	1,154,584.10	6.99							691,692.01	715.77
8/9/2010	1,175,635.07	0.35	1,175,614.85	14.87			5.00					328.05
8/10/2010	673,494.62	0.55	673,473.20	15.87			5.00					724.35
8/11/2010	302,269.14	0.15	302,262.25	6.74								1,567.19
8/12/2010	634,030.51	0.07	634,022.25	3.19			5.00					696.16
8/13/2010	136,847.67	6,027.99	-	14,320.31	35,349.37	81,000.00				150.00		-
8/13/2010	222,455.49	-	222,455.49	-								-
8/13/2010	407,533.69	-	407,533.69	-								-
8/13/2010	451,331.17	0.34	451,323.06	7.77								730.47
8/16/2010	492,761.18	0.03	492,759.79	1.36								132.09
8/17/2010	314,863.62	0.17	314,851.20	7.25			5.00					-
8/17/2010	788,963.11	0.18	788,955.41	7.52								454.64
8/18/2010	430,404.50	0.44	430,394.25	9.81								723.12
8/19/2010	420,437.70	-	420,437.70	-								266.39
8/19/2010	934,114.83	0.62	934,022.99	31.22			40.00	20.00				-
8/20/2010	688,776.77	0.08	688,758.52	3.17			15.00					-
8/20/2010	268,028.30	0.01	268,027.96	0.33								-
8/20/2010	90,042.87	0.02	90,036.85	1.00			5.00					-
8/23/2010	54,886.68	399.31	54,487.37									-
8/23/2010	39,053.64	301.12	38,752.52									533.90
8/24/2010	51,003.44	425.79	50,565.75	1.90					10.00			-

REDEMPTIONS FOR THE MONTH OF AUGUST 2010

DATE REDEEMED	BLOCK	LOT	QUAL.	CERTIFICATE #	ADDRESS	REDEMPTION AMOUNT	PREMIUM AMOUNT		
8/2/2010	162	23		09-80118	1000 WILLOW AVE	5,981.51	8,600.00		NEW PREMIUM
8/2/2010	261.03	1	CP376	09-80197	1125 MAXWELL LANE	951.44	-		
8/2/2010	78	21		09-80070	628 GRAND ST	694.75	-		
8/2/2010	261.03	1	CP183	09-80192	1125 MAXWELL LANE	246.78	-		
8/2/2010	155	3	C003H	09-80113	1021 GRAND ST.	2,000.00	3,000.00		NEW PREMIUM
8/3/2010	20	28	C0026	09-80029	82 CLINTON ST	245.51	-		
8/3/2010	104	1,01	C00R3	09-80096	1100 ADAMS ST	2,326.97	-		
8/4/2010	2	5	CUL40	09-80003	415 NEWARK ST	465.90	-		
8/5/2010	251	18	C00P2	09-80185	1320 BLOOMFIELD ST	153.34	-		
8/10/2010	170	28		09-80129	824 PARK AVE	1,021.53	500.00		NEW PREMIUM
8/12/2010	61	18		09-80060	408 GRAND ST	4,949.32	7,600.00		NEW PREMIUM
8/12/2010	191	8,2		097195	157-59 FIFTH ST	22,800.77	10,000.00		NEW PREMIUM
8/13/2010	115	9,01	COP29	09-80109	1317-27 GRAND/1326 CL	304.51	-		
8/13/2010	86	1	C0414	09-80080	800-830 JACKSON ST	2,195.12	-		
8/13/2010	2	5	C0018	030011	352 OBSERVER HWY	187.05	-		
8/16/2010	204	23	C0004	09-80152	547 BLOOMFIELD ST	3,250.69	4,500.00		NEW PREMIUM
8/16/2010	3,2	1		09-80005	523-531 NEWARK ST	23,258.68	-		
8/20/2010	15	32	C0008	09-80010	60 MONROE ST	1,239.50	400.00		NEW PREMIUM
8/23/2010	183	1,1	C0214	09-80137	214-20 EIGHTH ST.	639.66	500.00		NEW PREMIUM
8/23/2010	47	7		09-80052	313 JACKSON ST	2,889.11	900.00		NEW PREMIUM
8/23/2010	187	2		09-80141	89 GARDEN ST	7,161.67	2,000.00		NEW PREMIUM
8/23/2010	114	1	C0505	09-80104	1300 GRAND ST	577.76	-		
8/24/2010	214,1	27	C000D	097223	316 HUDSON ST	4,488.88	1,100.00		NEW PREMIUM
8/24/2010	214,1	27	C0001	097224	316 HUDSON ST	7,631.18	2,200.00		NEW PREMIUM
8/24/2010	79	15	C004B	09-80072	610-12 CLINTON ST	142.06	300.00		NEW PREMIUM
8/24/2010	68	21,1	C001C	097085	522 JEFFERSON ST	580.72	400.00		NEW PREMIUM
8/25/2010	261.03	1	CP166	09-80191	1125 MAXWELL LANE	245.57	-		
8/30/2010	57	19		09-80057	410 MONROE ST	635.15	100.00		NEW PREMIUM
8/30/2010	39	2	C01-A	09-80047	203 MADISON ST	1,124.75	500.00		NEW PREMIUM
						98,389.88	42,600.00		

WHEREAS, the City of Hoboken values the health of all its citizens; and

WHEREAS, the City of Hoboken supports awareness of certain diseases, such as breast cancer, which touches millions of lives and is diagnosed every day in our community and further, without a cure, 1 in 8 women in the United States will continue to be diagnosed with breast cancer – a devastating disease with physical, emotional, psychological and financial pain that can last a lifetime; and

WHEREAS, October is National Breast Cancer Awareness Month; and

WHEREAS, as part of **Breast Cancer Awareness Month**, the City of Hoboken, in conjunction with the Hudson Perinatal Consortium, the Hudson County Cancer Coalition, and the Susan G. Komen Breast Cancer Foundation “Tie a Ribbon” campaign, will be tying pink ribbons around trees outside City Hall on Friday, October 1, 2010; and

WHEREAS, the pink ribbons are a symbol of courage, support and hope for a cure and honor those who have been touched by the disease, as well as a way to raise awareness and remind women to do their monthly self exams, schedule a clinical exam and get their mammogram; and

WHEREAS, the City of Hoboken will proudly join the **Tie A Ribbon for the Cure** campaign on Friday, October 1, 2010;

NOW, THEREFORE, I, DAWN ZIMMER, Mayor of the City of Hoboken, do hereby proclaim **October** as **National Breast Cancer Awareness Month** in the City of Hoboken, New Jersey, to be marked by the tying of pink ribbons around Hoboken City Hall located at 94 Washington Street for the period of October 1, 2010 through October 31, 2010 for the **2010 Tie A Ribbon for the Cure Campaign**.

James J. Farina, City Clerk
Dated: September 15, 2010

Dawn Zimmer, Mayor

Rcvd Batch Id Range: First to Last		Rcvd Date Start: 09/08/10 End: 09/10/10		Report Format: Condensed		
Rcvd Date	Batch Id	PO #	Description	Vendor	Amount	Contract
09/09/10	JMW	10-02638	PARTS-3/10	02386	JASPER ENGINE & TRANSMISSION	1,234.88
09/09/10	JMW	10-02794	TRUCK 1 MSA	08922	A & M INDUSTRIAL SUPPLY CO.	319.50
09/09/10	JMW	10-02984	FOR CHIEFS OFFICE	04485	CDWG/MICRO WAREHOUSE	947.37
09/09/10	JMW	10-03062	BAGS FOR PARKS	07310	CLEAN ALL TECH. CORP.	2,142.50
09/09/10	JMW	10-03195	PROPOSAL TO REPAIR STEEL	01424	Z' S IRON WORKS	340.00
09/09/10	JMW	10-03232	FOR SANITATION AT CG	07310	CLEAN ALL TECH. CORP.	1,840.00
09/09/10	JMW	10-03604	FOR 6 WATER UNITS	08311	QUENCH USA, LLC	400.00
09/09/10	JMW	10-03725	SUMMER YOUTH BASKETBALL	00690	STAN' S SPORT CENTER	469.40
09/09/10	JMW	10-03729	LAWN MOWER	01185	MATERA' S NURSERY	390.00
09/09/10	JMW	10-03773	SUPPLIES-HD	04485	CDWG/MICRO WAREHOUSE	919.22
09/09/10	JMW	10-03774	SUPPLIES	08659	EMERGENCY MEDICAL PROD. INC.	233.54
09/09/10	JMW	10-03797	RADIO REPLACEMENT	01259	PINNACLE	2,377.50
09/09/10	JMW	11-00152	OVERHEAD DOOR	00279	LOMBARDY DOOR SALES	482.00
09/09/10	JMW	11-00167	REPAIR SWEEPER 101	00456	W. E. TIMMERMAN CO., INC.	331.91
09/09/10	JMW	11-00331	APPARATUS PARTS FOR REPAIRS	00348	ABSOLUTE FIRE PROTECTION	204.81
09/09/10	JMW	11-00357	REPAIRS SINATRA PARK	44690	ABBOTT CONTRACTING CO.	650.00
09/09/10	JMW	11-00415	Leak in valve dog run elysian	02451	QUALITY PLUMBING & HEATING	350.00
09/09/10	JMW	11-00423	REPAIR MEN ROOM SINATRA CAFE	02451	QUALITY PLUMBING & HEATING	550.00
09/09/10	JMW	11-00424	CLEARED WASTE LINE POLICE DEPT	02451	QUALITY PLUMBING & HEATING	750.00
09/09/10	JMW	11-00425	NO HOT WATER FIRE DEPT	02451	QUALITY PLUMBING & HEATING	125.00
09/09/10	JMW	11-00426	REPAIR FOUNTAIN JACKSON PARK	02451	QUALITY PLUMBING & HEATING	325.00
09/09/10	JMW	11-00427	NEW BACKFLOW HARBORSIDE PK	02451	QUALITY PLUMBING & HEATING	2,100.00
09/09/10	JMW	11-00428	3 NEW VALVE WATER PIPE CSP	02451	QUALITY PLUMBING & HEATING	525.00
09/09/10	JMW	11-00432	CUT GLASS FOR AC MULTI	00141	HOBOKEN GLASS COMPANY	350.00
09/09/10	JMW	11-00450	FIRST AID POOL KIT	01329	MARINE RESCUE PRODUCTS INC.	65.75
09/09/10	JMW	11-00458	PERSONNEL FOR SUMMER PROGRAM	08697	DP MULTI MEDIA	6,160.00
09/09/10	JMW	11-00474	Internal Affairs Course	01312	GARDEN STATE CLE	161.00
09/09/10	JMW	11-00515	ACCOUNTABILITY TAGS	01829	STAN ENGRAVING	17.30
09/09/10	JMW	11-00527	ASPHALT FOR POT HOLES	00757	TILCON NEW JERSEY	217.41
09/09/10	JMW	11-00528	Monthly RISO lease	06601	DE LAGE LANDEN PUBLIC FINANCE	567.64
09/09/10	JMW	11-00529	Fitness for duty evaluation	08847	IMX MEDICAL MANAGEMENT SERV.	550.00
09/09/10	JMW	11-00530	Fitness for duty evaluation	01314	METROPOLITAN CENTER FOR	1,750.00
09/09/10	JMW	11-00531	Service & repair HT 1000	02398	ELECTRONIC SVC SOLUTIONS INC	36.26
09/09/10	JMW	11-00533	IN SERVICE TRAINING CLASS	03114	DIVISION OF CRIMINAL JUSTICE	100.00
09/09/10	JMW	11-00541	CLEAR MAIN SEWER F.D 8TH ST.	02451	QUALITY PLUMBING & HEATING	750.00
09/09/10	JMW	11-00547	PERSONAL PROTECTIVE GEAR	00801	TURNOUT FIRE AND SAFETY	134.99
09/09/10	JMW	11-00557	FLASHING FOR MULTI CENTER BLDG	00681	SCHWARZ ROOFING	310.00
09/09/10	JMW	11-00568	TENNIS FEE REIMBURSEMENT	01338	ANN SEBBIO	50.00
09/09/10	JMW	11-00572	TENNIS REIMBURSEMENT	01344	MARIA PATERNO	50.00
09/09/10	JMW	11-00585	2 AIR COMPRESSORS GARAGE	00269	FCA LIGHTING	800.00
09/09/10	JMW	11-00591	NJ ONE CALL MARK OUTS	03894	ONE CALL CONCEPTS, INC.	60.99
09/09/10	JMW	11-00601	PRO. SERVICES PUBLIC WORKS RED.	01349	WOODARD & CURRAN	5,905.80
09/09/10	JMW	11-00617	REPAIR 2003 FORD EX.MG78744	02202	DAVES AUTO PARTS & ACCESSORIES	150.48
09/09/10	JMW	11-00626	FURNACE REPAIR CITY HALL	01228	AUTOMATED BUILDING CONTROLS	353.54
09/09/10	JMW	11-00627	CLEAN BLOWER WHEEL AC P.U	01228	AUTOMATED BUILDING CONTROLS	427.21
09/09/10	JMW	11-00631	REMOUNT LIGHT POLE FIXTURE	07901	CIRILLO ELECTRIC, INC.	160.00
09/09/10	JMW	11-00633	MARK OUTS CEN. GARAGE 4/10	03894	ONE CALL CONCEPTS, INC.	289.97
09/09/10	JMW	11-00635	PORTABLE TOILETS PARKS	01091	DAVID ZUIDEMA & SONS	450.00
09/09/10	JMW	11-00636	PORTABLE TOILET FOR PIER A	01091	DAVID ZUIDEMA & SONS	900.00
09/09/10	JMW	11-00641	PRO. SERVICES BOYS/GIRLS CLUB	00031	BOSWELL ENGINEERING	958.96
09/09/10	JMW	11-00645	ENGINEERING SERVICES	00031	BOSWELL ENGINEERING	10,833.70
09/09/10	JMW	11-00675	SOL OCCASIO	08004	SOLIVETTE OCASIO	184.00

Rcvd Date	Batch Id	PO #	Description	Vendor	Amount	Contract
09/09/10	JMW	11-00676	SERVICES RENDERED - BUS DRIVER	06728	MICHAEL CRAVEN	528.00
09/09/10	JMW	11-00677	SERVICES RENDERED - BUS DRIVER	07633	GEORGE RIVERA	144.00
09/09/10	JMW	11-00678	2ND QUARTER BURIAL PERMITS	02804	TREASURER, STATE OF NEW JERSEY	20.00
09/09/10	JMW	11-00679	DANCE INSTRUCTOR - S.T.Y.	08241	DERRICK LADSON	420.00
09/09/10	JMW	11-00680	PROGRAM COORDINATOR - S.T.Y.	08281	LUIS ACEVEDO	600.00
09/09/10	JMW	11-00681	SUMMER YOUTH BASKETBALL COACH	08281	LUIS ACEVEDO	375.00
09/09/10	JMW	11-00682	MUSIC INSTRUCTOR - S.T.Y.	08918	MIGUEL ACEVEDO	420.00
09/09/10	JMW	11-00683	SUMMER YOUTH BASKETBALL COACH	08281	LUIS ACEVEDO	200.00
09/09/10	JMW	11-00690	REPAIR P.D. VEH. MG65781	02202	DAVES AUTO PARTS & ACCESSORIES	2,899.05
09/09/10	JMW	11-00693	REPAIR P.D. 2005 FORD MG65785	02202	DAVES AUTO PARTS & ACCESSORIES	1,286.90
09/09/10	JMW	11-00735	SERVICES RENDERED S.T.Y.	08281	LUIS ACEVEDO	600.00
09/09/10	JMW	11-00736	SERVICES RENDERED S.T.Y.	08241	DERRICK LADSON	420.00
09/09/10	JMW	11-00737	SERVICES RENDERED S.T.Y.	08918	MIGUEL ACEVEDO	420.00
09/09/10	JMW	11-00738	SERVICES RENDERED S.T.Y.	08281	LUIS ACEVEDO	150.00
09/09/10	JMW	11-00778	SERVICES RENDERED S.T.Y.	08918	MIGUEL ACEVEDO	420.00
09/09/10	JMW	11-00780	SERVICES RENDERED - S.T.Y.	08241	DERRICK LADSON	280.00
09/09/10	JMW	11-00781	BASKETBALL COACH S.T.Y.	08281	LUIS ACEVEDO	100.00
Total for Batch: JMW						60,035.58
09/09/10	MEM	10-01064	PROGRAM REIMBURSEMENT FY2010	09170	THE JUBILEE CENTER	6,371.18
09/09/10	MEM	10-01590	PROFESSIONAL SERVICES	04037	BIRDSALL ENGINEERING	1,050.00
09/09/10	MEM	10-02215	SUBSCRIPTION SERVICES	00765	BARRACUDA NETWORKS	399.00
09/09/10	MEM	10-03613	EQUIPMENT/SUPPLIES	04919	DELL COMPUTER COMPANY	1,119.82
09/09/10	MEM	10-03689	EQUIPMENT	04919	DELL COMPUTER COMPANY	1,964.30
09/09/10	MEM	10-03691	SUBSCRIPTION	09526	THOMPSON WEST	301.50
09/09/10	MEM	10-03734	PRINTING SERVICES	00419	POGGI PRESS	765.00
09/09/10	MEM	10-03745	PERMIT FORMS	00206	DREW & ROGERS, INC.	1,062.48
09/09/10	MEM	11-00139	ADVERTISING ON WEBSITE	00331	N. J. STATE MUNICIPALITIES	70.00
09/09/10	MEM	11-00337	HIGH YIELD TONER	04919	DELL COMPUTER COMPANY	99.99
09/09/10	MEM	11-00419	Member Invoice 096466-100502	01310	AMERICAN PLANNING ASSOCIATION	595.00
09/09/10	MEM	11-00488	PROFESSIONAL SERVICE/AD	00262	JERSEY JOURNAL	75.19
09/09/10	MEM	11-00492	DISCHARGE OF MUNICIPAL LIEN	01094	HUDSON COUNTY REGISTER	11.00
09/09/10	MEM	11-00495	GENERAL LABOR MATTERS	09531	WEINER & LESNIAK, LLP	2,581.50
09/09/10	MEM	11-00497	KRIS WEHRHAHN-SEPERATION	09531	WEINER & LESNIAK, LLP	707.72
09/09/10	MEM	11-00498	JOHN MCDONALD	09531	WEINER & LESNIAK, LLP	45.00
09/09/10	MEM	11-00499	RICHARD ENGLAND	09531	WEINER & LESNIAK, LLP	405.00
09/09/10	MEM	11-00500	STEVEN KLEINMAN	09531	WEINER & LESNIAK, LLP	45.00
09/09/10	MEM	11-00501	CHIEF ISSUES	09531	WEINER & LESNIAK, LLP	3,134.00
09/09/10	MEM	11-00545	PROFESSIONAL SERVICES	02147	ROSENBERG & ASSOCIATES	495.00
09/09/10	MEM	11-00548	PROFESSIONAL SERVICES	05788	THE GALVIN LAW FIRM	1,476.64
09/09/10	MEM	11-00599	PROFESSIONAL SERVICES	05788	THE GALVIN LAW FIRM	643.38
09/09/10	MEM	11-00608	COMPUTER UPGRADES	04919	DELL COMPUTER COMPANY	389.95
09/09/10	MEM	11-00622	PROFESSIONAL SERVICES	01270	H2M GROUP	3,859.50
09/09/10	MEM	11-00623	CONTRIBUTION TO NON-PROFIT	09170	THE JUBILEE CENTER	5,000.00
09/09/10	MEM	11-00625	RETURN OF ESCROW	02132	MOHSEN HOSSEIN	500.00
09/09/10	MEM	11-00655	COFFEE & SUPPLIES	00287	METROPOLITAN COFFEE SERVICE	112.90
09/09/10	MEM	11-00656	ESCROW RETURN	09951	DRAGONFLY DEVELOPMENT	232.64
09/09/10	MEM	11-00657	RETURN OF ESCROW	09951	DRAGONFLY DEVELOPMENT	791.66
09/09/10	MEM	11-00658	REQUEST FOR QUALIFICATIONS	00331	N. J. STATE MUNICIPALITIES	150.00
09/09/10	MEM	11-00659	PROFESSIONAL SERVICES	01647	AUDIO EDGE TRANSCRIPTION LLC	495.00
09/09/10	MEM	11-00673	REDEMPTION 79/15/CO04B	01288	VIRGO MUNICIPAL FINANCE FUND	442.06
09/09/10	MEM	11-00710	REIMBURSE ZONING MAP	01357	ANN HOLTZMAN	92.04
09/09/10	MEM	11-00716	REIMBURSE MANDATORY ZBA COURSE	03954	NANCY PINCUS	199.00

Rcvd Date	Batch Id	PO #	Description	Vendor	Amount	Contract
09/09/10	MEM	11-00721	mai ntenance	03342	ENTERPRISE CONSULTANTS	212.50
09/09/10	MEM	11-00726	SEMI NARS PENSI ON CHANGES	00463	INST. FOR PROFESSIONAL DEVEL.	99.00
09/09/10	MEM	11-00727	BUDGET 2011	00463	INST. FOR PROFESSIONAL DEVEL.	99.00
09/09/10	MEM	11-00728	EXPAND FINANCI NG OPPORTUNI TIES	00463	INST. FOR PROFESSIONAL DEVEL.	99.00
09/09/10	MEM	11-00768	REDEMPTION	01288	VIRGO MUNI CIPAL FINANCE FUND	735.15
09/09/10	MEM	11-00769	REDEMPTION	00795	US BANK CUST FOR CCTS CAPITAL	1,624.75
09/09/10	MEM	11-00771	REIMBURSEMENT FOR PERSONAL EXP	02534	MESTRE, JOEL	160.49
09/09/10	MEM	11-00783	REDEMPTION	01287	TOWER LIEN LLC	13,191.37
09/09/10	MEM	11-00784	REDEMPTION	01288	VIRGO MUNI CIPAL FINANCE FUND	442.06
09/09/10	MEM	11-00786	REDEMPTION	01288	VIRGO MUNI CIPAL FINANCE FUND	694.75
09/09/10	MEM	11-00795	REDEMPTION	01287	TOWER LIEN LLC	6,932.88
09/09/10	MEM	11-00796	REDEMPTION	09783	US BANK CUST.FOR CCTS CAPITAL	4,749.71
09/09/10	MEM	11-00802	REDEMPTION	01287	TOWER LIEN LLC	19,874.54
09/09/10	MEM	11-00804	REDEMPTION	08370	PAM INVESTORS	706.53
					Total for Batch: MEM	85,304.18
09/09/10	RFE	10-02752	CITYCOUNCI L RESOLUTION 3/17/10	06166	MARAZITI , FALCON & HEALEY	15,159.43
09/09/10	RFE	11-00302	PRO. SERVI CES CSO MONI TORI NG	00031	BOSWELL ENGI NEERI NG	3,486.00
					Total for Batch: RFE	18,645.43
Total for Date: 09/09/10					Total for All Batches:	163,985.19
09/10/10	MPG	10-00005	FY10 WATER - VARIOUS ACCTS	01733	HOBOKEN WATER SERVICE	891.09
09/10/10	MPG	10-00006	FY10 TOWI NG	06543	MILE SQUARE TOWI NG	375.00
09/10/10	MPG	10-00022	FY10 LD/TOLL SERV	07601	COOPERATI VE COMMUNI CATIONS, INC	1,771.78
09/10/10	MPG	10-00024	FY10 CELL/RADI O SERV	04794	NEXTEL COMMUNI CATIONS	7,348.36
09/10/10	MPG	10-00053	SERV FY10 HPU	05470	EXXONMOBI L FLEET/GECC	1,439.62
09/10/10	MPG	10-00642	FY10 HPU INTERNET SERV	050	SPRINT SOLUTIONS, INC.	49.99
09/10/10	MPG	10-02334	UPGRADE-PURCHASE REQUI SI TIONS	03356	EDMUNDS & ASSOCIATES INC.	5,340.00
09/10/10	MPG	10-03020	COMPUTER HPU OFFICE	04485	CDWG/MI CRO WAREHOUSE	1,699.25
09/10/10	MPG	10-03204	PRINTER I NK-S. HOTTENDORF	04919	DELL COMPUTER COMPANY	134.95
09/10/10	MPG	10-03556	SERV-MI DTOWN GARAGE	01218	POP A LOCK	1,180.00
09/10/10	MPG	10-03560	EQUI P HPU	04919	DELL COMPUTER COMPANY	2,364.45
09/10/10	MPG	10-03785	TOWI NG SERV	06543	MILE SQUARE TOWI NG	650.00
09/10/10	MPG	11-00006	7-12/10 WATER	01733	HOBOKEN WATER SERVICE	3,921.02
09/10/10	MPG	11-00007	7-12/10 SEWER	08135	NORTH HUDSON SEWERAGE AUTH.	9,753.44
09/10/10	MPG	11-00008	7-12/10 TOWI NG	06543	MILE SQUARE TOWI NG	390.00
09/10/10	MPG	11-00010	7-12/10 GASOLINE	05470	EXXONMOBI L FLEET/GECC	32,666.45
09/10/10	MPG	11-00023	7-12/10 LD/TOLL SERV	07601	COOPERATI VE COMMUNI CATIONS, INC	909.01
09/10/10	MPG	11-00024	7-12/10 CH MAI NT	03342	ENTERPRISE CONSULTANTS	1,000.00
09/10/10	MPG	11-00026	7-12/10	01089	VERI ZON	12,398.49
09/10/10	MPG	11-00028	7-12/10 FAX EQUI P LEASE/MAI NT	06417	OCE I MAGI STICS	1,086.00
09/10/10	MPG	11-00043	7-12/10 HPU B-D-G	08305	CENTRAL PARKI NG	111,000.00
09/10/10	MPG	11-00044	7-12/10 HPU MI DTOWN	08305	CENTRAL PARKI NG	58,836.00
09/10/10	MPG	11-00048	7-12/10 HPU	00424	P. S. E. & G. COMPANY	46,204.49
09/10/10	MPG	11-00049	7-12/10 HPU LD/TOLL SERV	07187	PAETEC COMMUNI CATIONS INC.	188.31
09/10/10	MPG	11-00053	7-12/10 SERV APG 916	08876	UNI TRONI CS INC.	23,000.00
09/10/10	MPG	11-00055	7-12/10 CYL RENT APG 916	08198	921 WELCO CGI GAS TECH LLC	60.06
09/10/10	MPG	11-00271	Sound Assistant - 4th of July	033	ETHAN JAMES KELLY	260.00
09/10/10	MPG	11-00279	SUMMER 2010 - SOUND SUPPLI ES	00945	FULL COMPASS SYSTEMS	38.33
09/10/10	MPG	11-00412	Seni or HOP FI yers	00281	MI NUTEMAN PRESS	1,062.00

Rcvd Date	Batch Id	PO #	Description	Vendor	Amount	Contract
09/10/10	MPG	11-00413	LASER PRINTER	04485	CDWG/MICRO WAREHOUSE	301.38
09/10/10	MPG	11-00554	SERVICES FOR 916 GARDEN STREET	07674	GRAINGER, INC	212.80
09/10/10	MPG	11-00574	SUMMER 2010 - SOUND EQUIPMENT	00945	FULL COMPASS SYSTEMS	121.20
09/10/10	MPG	11-00661	SUPPLIES FOR HPU OFFICE	03030	PITNEY BOWES, INC.	142.76
09/10/10	MPG	11-00687	SERVICES 916 GARDEN STREET	06543	MILE SQUARE TOWING	270.00

					Total for Batch: MPG	327,066.23
09/10/10	RFE	10-02754	CITYCOUNCIL RESOLUTION 3/17/10	09265	MCMANIMON & SCOTLAND, LLC	16,021.68

					Total for Batch: RFE	16,021.68

					Total for Date: 09/10/10	Total for All Batches: 343,087.91

	Batch Id	Batch Total
Total for Batch:	JMW	60,035.58
Total for Batch:	MEM	85,304.18
Total for Batch:	MPG	327,066.23
Total for Batch:	RFE	34,667.11
Total Of All Batches:		=====
		507,073.10

Fund Description	Fund	Budget Total	Revenue Total
CURRENT FUND	0-01	60,346.35	0.00
PARKING UTILITY FUND	0-31	9,959.14	0.00
	0-55	10,833.70	0.00
Year Total:		81,139.19	0.00
CURRENT FUND	1-01	95,337.90	0.00
PARKING UTILITY FUND	1-31	240,477.91	0.00
Year Total:		335,815.81	0.00
	C-04	3,486.00	0.00
GRANT FUND	G-02	16,125.41	0.00
	G-55	6,371.18	0.00
Year Total:		22,496.59	0.00
TRUST FUND & OTHER	T-03	57,356.71	0.00
	T-24	900.00	0.00
Year Total:		58,256.71	0.00
Total Of All Funds:		501,194.30	0.00

Project Description	Project No.	Project Total
38 JACKSON STREET	010569	951.50
215 MONROE STREET	292765	232.64
110 WILLOW AVENUE	292767	791.66
211 2ND STREET	292823	500.00
1329 - 1331 MADISON STREET	292830	580.00
401 - 403 1st Street	292835	131.02
822 HUDSON STREET	292837	81.50
615 MONROE STREET	292843	131.02
1314 WASHINGTON STREET	292845	804.50
221 WASHINGTON STREET	292849	160.16
128 - 130 PARK AVE	292851	872.00
714 JEFFERSON STREET	292852	212.50
109-111 MONROE STREET	292854	145.00
207 11TH STREET	292855	67.50
300 WASHINGTON STREET	45202	72.80
720 - 729 CLINTON STREET	45254	145.00
		=====
Total Of All Projects:		5,878.80

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:

19-Aug-10	TO	01-Sep-10	Paydate	9/8/2010	
<u>DEPARTMENT</u>	<u>ACCOUNT NUMBER</u>	<u>REGULAR PAY (11)</u>	<u>O/T PAY (14)</u>	<u>OTHER PAY (11)</u>	<u>TOTAL PAY</u>
PERSONNEL	1-01-20-105	9,090.00	0.00	0.00	9,090.00
MAYOR'S OFFICE	1-01-20-110	9,155.78	0.00	0.00	9,155.78
CITY COUNCIL	1-01-20-111	8,445.45	0.00	0.00	8,445.45
BUS ADMINISTRATOR	1-01-20-112	11,234.73	0.00	0.00	11,234.73
ABC BOARD	1-01-20-113	0.00	0.00	153.85	153.85
PURCHASING	1-01-20-114	9,756.87	0.00	0.00	9,756.87
GRANTS MANAGEMENT	1-01-20-116	0.00	0.00	0.00	0.00
CITY CLERK'S OFFICE	1-01-20-120	14,870.08	1,031.30	0.00	15,901.38
ELECTIONS	1-01-20-122	0.00	0.00	0.00	0.00
FINANCE OFFICE	1-01-20-130	23,676.58	0.00		23,676.58
ACCOUNTS/CONTROL	1-01-20-131	0.00	0.00	0.00	0.00
PAYROLL DIVISION	1-01-20-132	0.00	0.00	0.00	0.00
TAX COLLECTION	1-01-20-145	8,777.50	0.00	0.00	8,777.50
ASSESSOR'S OFFICE	1-01-20-150	13,362.54	0.00	0.00	13,362.54
CORPORATE COUNSEL	1-01-20-155	8,116.66	0.00	0.00	8,116.66
COMMUNITY DEVELOPMENT	1-01-20-160	6,250.08	0.00	0.00	6,250.08
TREASURER	1-01-20-146	0.00	0.00	0.00	0.00
PLANNING BOARD	1-01-21-180	5,824.62		0.00	5,824.62
INFORMATION TECHNOLOGY	1-01-20-147	4,305.46	1,199.45	0.00	5,504.91
ZONING OFFICER	1-01-21-186	4,746.88	0.00	0.00	4,746.88
HOUSING INSPECTION	1-01-21-187	5,376.92		0.00	5,376.92
CONSTRUCTION CODE	1-01-22-195	28,044.46	0.00	0.00	28,044.46
POLICE DIVISION	1-01-25-241	542,510.77	9,949.66	2,467.73	554,928.16
CROSSING GUARDS	1-01-25-241	2,078.93	0.00	0.00	2,078.93
EMERGENCY MANAGEMENT	1-01-25-252	1,546.63	0.00	(226.40)	1,320.23

<u>DEPARTMENT</u>	<u>ACCOUNT NUMBER</u>	<u>REGULAR PAY (01)</u>	<u>O/T PAY (02)</u>	<u>OTHER PAY (01)</u>	<u>TOTAL PAY</u>
FIRE DIVISION	1-01-25-266	455,783.67	5,183.82	263.25	461,230.74
STREETS AND ROADS	1-01-26-291-011	24,223.16	5,163.12	0.00	29,386.28
ENV SRVCS DIR OFFICE	1-01-26-290	9,937.15	0.00	0.00	9,937.15
RECREATION SEASONAL EMP	1-0128370016	0.00	0.00	0.00	0.00
CENTRAL GARAGE	1-01-26-301	8,513.16	929.04	26,010.63	35,452.83
SANITATION	1-01-26-305	24,648.76	2,909.40	12.00	27,570.16
LICENSING DIVISION	1-01-20-115-011	3,732.34	0.00	0.00	3,732.34
HUMAN SRVCS DIR OFFICE	1-01-27-330	8,943.22	0.00	0.00	8,943.22
BOARD OF HEALTH	1-01-27-332	20,910.85	0.00	0.00	20,910.85
CONSTITUENT SRCS	1-01-27-333	0.00	0.00	0.00	0.00
SENIOR CITIZENS	1-01-27-336	15,954.47	0.00	0.00	15,954.47
RENT STABILIZATION	1-01-27-347	7,214.42	0.00	0.00	7,214.42
TRANSPORTATION	1-01-27-348	0.00	0.00	0.00	0.00
RECREATION	1-01-28-370	15,536.35	18.72	0.00	15,555.07
PARKS	1-01-28-375	22,904.35	113.40	0.00	23,017.75
PUBLIC PROPERTY	1-01-28-377	27,904.92	508.86	0.00	28,413.78
PUBLIC LIBRARY	1-0129-390-021	0.00	0.00	0.00	0.00
PUBLIC DEFENDER	1-01-43-495	2,600.38	0.00	0.00	2,600.38
MUNICIPAL COURT	1-01-43-490	36,088.17	0.00	0.00	36,088.17
PARKING UTILITY	1-31-55-501-101	75,994.20	11,215.24	0.00	87,209.44
MUN COURT OVERTIME	T-0340000-037	0.00	2,082.02	0.00	2,082.02
SUMMER LUNCH	G02-44-701379	1,477.36	0.00	0.00	1,477.36
POLICE GRANT	09-4601-07	0.00	0.00	0.00	0.00
FIRE EDUCATION	T-13-10-000-000	0.00		0.00	0.00
CULTURAL AF AFFAIRS	1-01-271-760-11	3,226.71	0.00	0.00	3,226.71

<u>DEPARTMENT</u>	<u>ACCOUNT NUMBER</u>	<u>REGULAR PAY (01)</u>	<u>O/T PAY (02)</u>	<u>OTHER PAY (01)</u>	<u>PAY</u>
OTHER:					
SALARY SETTLEMENT	1-01-36-479-000	0.00	0.00	89,944.88	89,944.88
POLICE OUTSIDE EMPL.	T-03-40-000-006	0.00	0.00	21,257.50	21,257.50
RESERVE FOR POAA	T-03-40-000-032	0.00	0.00	600.00	600.00
GRANT	G-02-44-701-362	2,117.50	735.32	0.00	2,852.82
POLICE HOUSING AUTHORITY OEP	1-01-25-241-017	0.00	0.00	17,900.00	17,900.00
GRAND TOTAL		1,484,882.08	41,039.35	158,383.44	1,684,304.87
					1,684,304.87

Introduced by: _____
Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES A SIX (6) MONTH CONTRACT WITH AN OPTION TO EXTEND FOR AN ADDITIONAL SIX (6) MONTHS SUBJECT TO BUDGETARY CONSTRAINTS WITH ALCAZAR COMMUNICATION, INC. TO PROVIDE INTERPRETING SERVICES FOR THE CITY OF HOBOKEN.

WHEREAS, the City of Hoboken operates and maintains a municipal court to address local legal matters;

WHEREAS, as a condition of this operation, the City requires the periodic services of a licensed professional interpreter to assist the Court in its' operation;

WHEREAS, as Alcazar Communication, Inc. has served as the interpreting service to the City for the past several years, this firm has gained special expertise and knowledge of the operation of the Municipal Court;

WHEREAS, the City obtained three quotes for said interpreting services of which Alcazar Communication, Inc. provided a quote which was not the lowest;

WHEREAS, the special expertise and knowledge of Alcazar Communications, Inc., as well as its continual professionalism and high standard of service provide a basis for waiving the lowest quotation requirements of the competitive negotiation provisions of Hoboken Ordinance #DR-154 (codified as §20A-1 et seq. of the Code of the City of Hoboken), as permitted by the Ordinance;

WHEREAS, Alcazar Communication, Inc. shall still be required to fully abide by the anti "pay-to-play" requirements of the Hoboken Public Contracting Reform Ordinance, #DR-154 (codified as §20A-11 et seq. of the Code of the City of Hoboken);

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 public bidding requirements pursuant to N.J.S.A. 40A:11-5; and,

WHEREAS, the funds for this agreement will be available in the Municipal Court Other Expense Line for this purpose.

NOW THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken (a majority vote of the full Council concurring) does hereby authorize a contract between the City of Hoboken and Alcazar Communication, Inc. to provide professional interpreting services as set forth above;

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

1. A contract for Interpreting Services for the City of Hoboken shall be prepared and executed with the following vendor:

Alcazar Communication, Inc.
502 Undercliff Avenue
Edgewater, NJ 07020

Such firm to be paid a total amount not to exceed Forty Four Thousand Dollars (\$44,000.00) for the services as set forth by the established hourly rates provided to the City in Alcazar Communication, Inc.'s Interpreter Rate Schedule.

2. This agreement shall be effective July 1, 2010 and shall be for a term to end on December 31, 2010, with an option to extend for an additional six (6) months subject to budgetary restraints.
3. The Mayor is hereby authorized to execute a contract with Alcazar Communication, Inc. for professional interpreting services on behalf of the City of Hoboken and to take any other actions necessary to complete and realize the intent and purpose of this resolution.
4. The City Clerk shall publish notice of this resolution in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-1 et seq.
5. This resolution shall take effect immediately.

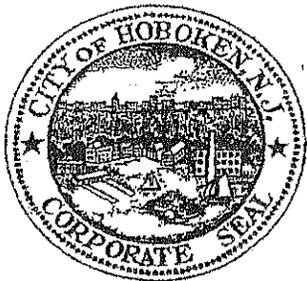
Reviewed:

Approved as to form:

Arch Liston, Business Administrator

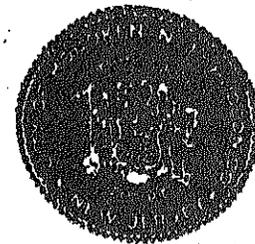
Michael Kates, Corporation Counsel

Meeting: September 15, 2010



*Municipal Court of Hoboken
City Hall*

100 Newark Street
Hoboken, New Jersey 07030
201 - 420-2120
Fax 201 - 420-2138



HON. MICHAEL A. MONGIELLO
C. J. M. C.
HON. CATALDO F. FAZIO
J. M. C.

ROSEANN GOHDE
Court Director

August 5, 2010

Mr. Arthur Liston
Business Administrator
City Hall
Hoboken, New Jersey

Re: Proposals For Court Interpreter

Dear Mr. Liston,

Attached please find three proposals for interpreting services required by the Hoboken Municipal Court. Our current vender, Alcazar Communications' proposal is slightly higher. However, Alcazar Communications have been with the Hoboken Municipal Court for many years. They have exhibited a high standard of professionalism in regards to their ability to translate for the court, and their representative's have shown a high level of decorum, consistent punctuality and have acquired the experience working in the Hoboken Court system

In light of these circumstances, please advise the court of the City's vender selection for these services.

Respectfully submitted,

Rose Ann Gohde, C.M.C.A.
Hoboken Municipal Court

ALCAZAR COMMUNICATIONS INC.

Edgewater, NJ 07020
Tel: 201-224-9113
CELL: 201-697-8385
E-mail: clamora2@gmail.com

INTERPRETER'S RATE SCHEDULE

(EFFECTIVE JANUARY 1, 2009)

Rates for all languages listed below include the following:

Two hour minimums

Tolls parking, plus transportation (as incurred)

\$35.00 per hour of travel time.

<i>\$75.00 PER HOUR</i>	<i>\$95.00 PER HOUR</i>	<i>\$150.00 PER HOUR</i>	<i>\$250.00 PER HOUR</i>
FRENCH	ALBANINA	BENGALI	AMERICAN SIGN
ITALIAN	ARABIC	BERBER	LANGUAGE
POLISH	ARAMAIC	BULARIAN	JAPANESE
SPANISH	FILIPINO	BURMESE	
	GREEK	CAMBODIAN	
	GUAJARATI	CHINESE (ALL DIALECTS)	
	HEBREW	ETHIOPIAN	
<i>\$85.00 PER HOUR</i>	HINDI	FARSI	
CREOLE/HAITIAN	KOREAN	FINNISH	
CZECH/SLOVAK	LEBANESE	GHANA	
DANISH	PERSIAN	HAUSA	
DUTCH	RUMANIAN	HUNGARIAN	
GERMANS	RUSIAN	JAMAICAN/PATOIS	
PORTUGUESE	TURKISH	LAOTIAN	
SWEDISH	UKRANNIAN	LITHUANIAN	
	URDU	MALAYALAM	
		NIGERIAN	
		SERBO-CROATIAN	
		SWAHILI	
		VIETNAMESE	

CANCELATION FEES:

A TWO-HOUR FEE WILL BE CHARGED IF AN ASSIGNMENT IS CANCELED AFTER 5 P.M. THE DAY BEFORE OR CANCELED THE SAME DAY AS THE JOB.

THERE IS A 48 HOUR CANCELLATION NOTICE REQUIRED FOR SIGN LANGUAGE. A TWO-HOUR CHARGE WILL BE ASSESSED IF THIS REQUIREMENT IS NOT ADHERE TO.

THERE COULD BE A ONE HOUR FINDER'S FEE CHARGED IF A DIFFICULT LANGUAGE IS CANCELED BEFORE 24-HOUR NOTICE.

...RATES WILL BE QUOTED FOR ANY UNUSUAL LANGUAGES.....

10% EXTRA CHARGED FOR ANY LAST MINUTE RUSH JOBS.

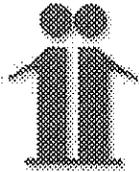
SPECIAL RATES CAN BE QUOTED FOR LONG TERM ASSIGNMENTS SUCH AS TRIALS, HOSPITALS, DIFFICULT LANGUAGES AND DIALECTS ETC.

ALL RATES ARE SUBJECT TO CHANGE.

\$70.00 as seen

Proposal

**Language Links Interpreting Services
For
Hoboken Municipal Court**



Language Links

Manager: Leonora Brucaj
International Institute of New Jersey
1 Journal Square Plaza 4F
Jersey City, New Jersey 07306
Tel: 201-653-3888 Ext. 149
Fax: 201-963-0252
lbrucj@iinj.org
www.iinj.org

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Executive Summary

The International Institute of New Jersey (IINJ) in Jersey City has been the resettlement gateway for New Jersey's immigrants for the past 92 years. It began as a YWCA program and in 1938 it became a non-profit 501©3 social service agency which assists in the resettlement of refugees and asylees in the metropolitan area. IINJ's mission is to enable newly arrived immigrants and refugees to integrate into the community and to become self-sufficient as soon as possible. We are an affiliate of the United States Committee for Refugees and Immigrants, the largest non-sectarian network for refugee resettlement in the United States and we are the only agency in New Jersey which provides such comprehensive, multilingual services.

Our services include:

- Case management
- Immigration/citizenship assistance in the Immigration Law Center
- English language instruction
- Job readiness and financial literacy training
- Interpreting and translation
- Individual/family counseling.

In addition, we partner with the Mental Health Association of New Jersey in providing multicultural competency training to mental health care professionals in northern New Jersey. As a result of a grant from the United Nations, we also provide counseling to refugees and asylees who have escaped political or religious oppression in their homelands in our Survivors of Torture Program.

The staff of IINJ, many of whom are immigrants and refugees, speak nearly 20 languages. We are able to serve more than 3000 clients a year due to the assistance of AmeriCorps Members. IINJ has one of the largest AmeriCorps programs in the state of New Jersey.

Language Links, our interpreting and translation department, has provided quality, low-cost interpreting and translations to courts, hospitals, the Division of Youth and Family Services and the New Jersey Division of Motor Vehicles as well as private organizations for the past 20 years. IINJ also trains clients and other members of the minority population of Jersey City in interpreting and translation skills throughout the year.

Background

Hudson County is fourth among counties in the United States in terms of the foreign-born population. The foreign born population is 246,470 or 41% of the total population of the county according to the 2006 American Community Survey. Los Angeles, Miami, and the Bronx are the other top three counties. Hudson County is a major gateway for newly-arrived refugees and immigrants on the East Coast.

The population of Hoboken is approximately 40,000 and of this number more than 28% speak a language other English at home. Nearly 20% of the population are Hispanic or of Latino origin. These statistics indicate that the city's human services, courts, school and medical systems should provide the cultural and linguistic expertise to effectively serve Hoboken's diverse population. Therefore, it is important that Hoboken's courts have ready access to a sufficient number of trained, certified interpreters. Since accurate interpretation is a learned skill, the use of family members or bilingual, untrained staff is not a substitute, especially in legal situations.

IINJ is currently providing interpreting services to Jersey City's Municipal Court, the Division of Youth and Family Services, Social Security and Hackensack Hospital, among other organizations. In the past, we provided interpreting services to the Newark Municipal Court. IINJ's Language Links program not only provides quality interpreters and translators, it also trains bilingual members of the minority population to become interpreters and/or translators throughout the year.

Scope

IINJ set up *Language Links* approximately 20 years ago to provide interpreting and translation to our clients (refugees and asylees), to train and certify our clients and interested, qualified members from the community in interpreting and to provide low-cost, quality interpreting services to organizations in the community.

We have a network of 75 qualified, certified interpreters who speak the following languages and who are available within 48 hours, Monday through Friday, to provide interpretation for the Hoboken Municipal Court as needed throughout the year, except on the major holidays. The languages for which we provide interpretation are often the following:

American Sign Language	Hungarian
Arabic	Japanese
Bengali	Korean
Bulgarian	Pashto
Chinese (Mandarin)	Punjabi
Chinese (Cantonese)	Serbian
Czech	Slovak
Farsi (Persian)	Urdu
Georgian	Vietnamese
Hebrew	
Albanian	Portuguese
Armenian	Romanian
French	Russian
German	Spanish
Greek	Swahili
Gujarati	Tagalog
Haitian Creole	Turkish
Hindi	Ukrainian
Italian	Yiddish
Polish	OTHER

Process

Language Links receives the request via e-mail from the court for an interpreter. *Language Links* then contacts the interpreter and explains the assignment and its requirements. IINJ invoices the court for the assignment and when the check is received we then pay the interpreter for his or her services that were rendered for the month. With a minimum of 48 hours' notice, IINJ can also provide interpreters for the evening hours, Monday-Friday. *Language Links* uses qualified, certified, experienced interpreters and is solely responsible for the recruitment, screening, qualifying and scheduling of all interpreters assigned to the court. The interpreters comply with all applicable New Jersey Administrative Office of the Court directives, job specifications, requirements, approvals and qualifications for interpreters.

The Responsibilities of the Hoboken municipal Court

The Municipal Court should clearly outline the language for which interpretation is needed, the date and time at least 48 hours in advance of the assignment. There is an extra fee applied for travel time, last minute requests, and requests that are before or after hours.

Please note that some interpreters of not commonly-spoken languages may not be available within a 48-hour period. In this situation, IINJ will inform the Municipal Court when they may be able to find an appropriate interpreter in a timely way.

IINJ assumes that the interpreters will be treated with respect by court officers, law enforcement and lawyers. The intention of the interpreter is to provide the best possible interpretation and they will do nothing to impede the work of the court.

The intention of IINJ is to provide the best possible interpreter for the assignment and the time of the assignment. IINJ expects that when there are any questions or conflicts arising out of the interpreting or the assignment of interpreters, the Municipal Court will consult with the Manager of the *Language Links* Program of IINJ to develop a resolution to the problem.

Timing and Fees

\$80.00 an hour for these Languages

\$70.00 an hour for these Languages

*Arabic	Urdu	Albanian	Portuguese
Bengali	Vietnamese	Armenian	Romanian
Czech	*OTHER Language	French	Russian
*Farsi (Persian)		Greek	Spanish
*Hebrew		Gujarati	Turkish
Hungarian		Haitian Creole	Ukrainian
Korean		Hindi	
Punjabi		Italian	
Serbian		Polish	
Slovak			

All Languages will be paid a minimum payment of two hours or three depending on language, if any assignment goes over the two hours by 15 minutes it will be consider a full hour of charge.

***Three hour minimum payment for the following languages- Arabic, Farsi, and Hebrew**

Please place a check mark next to the language requested or write the language that you are requesting under other option

American Sign Language - \$300.00 minimum 2 hours \$100.00 additional after that _____

Japanese - \$300.00 minimum 2 hours \$100.00 additional after that _____

Chinese (Any Dialect) - \$300.00 minimum 2 hours \$100.00 additional after that _____

***Other language option-** Any language not listed will be a \$300.00 charge with minimum payment of 2 hour minimum \$100.00 additional after that _____

Terms and conditions

Please note: Any assignments that go over the 2-hour minimum will be charge an additional hour

Travel charge of \$30.00 an hour is added per assignment. (Please Note: travel charge is round trip)

Cancellation policy: No charge with 48-hour notification, minimum charge will be applied to cancellation less than 48-hour notification.

Confidentiality Statement: All services are confidential

***Last minute request**

Request made within 48 hours and "after hours" (before 9:00 A.M. and after 5:00 P.M.) Assignment will be charged 1 (one) additional hour.

*We will call or e-mail you to confirm your request confirmation

*Payments are due less than 30 days from the date of service rendered

Staffing

Executive Director, Catherine Tansey	BA in political science, MA in Eng. Language/culture Courses: management/global leadership: Dir. ICP-AIG Japan
Mgr., <i>Language Links</i> , Leonora Brucaj	BA in Management, Language Links Coordinator for 2 years
Adv. <i>Language Links</i> , Sophia Rossovsky	MA in Ling. Moscow U.: Man. Sannat, Inc. NYC; inter/trans USSR State Sports Ministry
Interpreter/Trans Aide LL Erika Molina	B.A. in Pol. Sci. & Spanish, M.A. in International Relations & Diplomacy

Assumptions

Needs Assessment and Assignment of Contacts

If IINJ should get this contract, we would like to undertake a brief needs assessment before beginning the work. This needs assessment would be conducted on a business day and would involve meeting:

- A sample of judges to gain their understanding of their needs for interpreters in the courtroom
- Appropriate court staff and point person assigned to IINJ
- The financial officers to understand the payment system



ACTION INTERPRETING LLC

*90 Hr
4 Lohr travel*

July 28, 2010

Hoboken City Municipal Court
Attn: Rose Ann Gohde
100 Newark St.
Hoboken, NJ 07030

Dear Ms. Gohde,

Enclosed, please find our proposal for the 6 month contract for a Spanish interpreter along with our rates for other languages. This quote is for 1 NJ AOC approved Spanish interpreter. We feel that providing the same interpreter for all sessions will allow for seamless court proceedings. In the event of illness or unforeseen circumstances, Action Interpreting will provide a replacement for the session.

Our Agency strives to provide the highest quality interpreting services to our clients. Our diversity of languages, vast multi-state interpreter network, and competitive rates make Action Interpreting the smart choice for all of your language needs.

If there are any questions, or if you would like to discuss the details further, please do not hesitate to call us. We look forward to serving your court in the future.

Very truly yours-

Nicole Steranka
Director
Action Interpreting LLC
973-887-3580



ACTION INTERPRETING LLC

Option 1:

Spanish Interpreter*: Includes 5 sessions per week for 26 weeks (6 months) listed below:

Monday	9 am - 1:30 pm**
Tuesday	9 am - 1:30 pm**
Tuesday	6 pm - 10 pm**
Wednesday	9 am - 1:30 pm**
Thursday	9 am - 1:30 pm**

*The same NJ AOC approved Spanish interpreter will be provided for all court sessions. We feel that providing the same interpreter for all sessions will allow for seamless court proceedings. In the event of illness or unforeseen circumstances, Action Interpreting will provide a replacement.

**Exact end time is approximate. It is our understanding, that this end time could change based on session needs.

Other Language Requests

For languages other than Spanish, services will be billed per our attached rate sheet as needed.

Terms: 6 month contract period (26 weeks)

Start Date: TBD

6 month Contract Rate: \$19,500 + \$120 per additional session.
 Invoices will be sent on a monthly basis, net 30 days.
 (Action Interpreting considers an additional session to be any session outside of the 5 days/times listed above)

Option 2:

Spanish Interpreter*: Includes 4 sessions per week for 26 weeks (6 months) listed below:

Tuesday	9 am - 1:30 pm**
Tuesday	6 pm - 10 pm**
Wednesday	9 am - 1:30 pm**
Thursday	9 am - 1:30 pm**
Monday	Special sessions as needed - see pricing below

*The same NJ AOC approved Spanish interpreter will be provided for all court sessions. We feel that providing the same interpreter for all sessions will allow for seamless court proceedings. In the event of illness or unforeseen circumstances, Action Interpreting will provide a replacement.

**Exact end time is approximate. It is our understanding, that this end time could change based on session needs.

Other Language Requests

For languages other than Spanish, services will be billed per our attached rate sheet as needed.

Terms: 6 month contract period (26 weeks)

Start Date: TBD

6 month Contract Rate: \$15,600 + \$120 per additional session.
 Invoices will be sent on a monthly basis, net 30 days.
 (Action Interpreting considers an additional session to be any session outside of the 4 days/times listed above)



ACTION INTERPRETING LLC

2010 Rates

Languages:	Tier 1 Rates:	Languages:	Tier 3 Rates:
Creole (Haitian) French German Italian dialects Portuguese Spanish	\$90/hr (2hr minimum) and \$42/hr travel	Afghani dialects Amharic (Ethiopian) Arabic Aramaic Armenian Assyrian Azerbaijani Cambodian Chinese dialects Circassian Filipino dialects Hebrew Indian dialects Indonesian Japanese Kashmiri Korean Laotian Malay Pakistani Persian dialects Sinhalese Syriac Thai Taiwanese Turkish Unusual Languages* Vietnamese Yiddish	\$110/hr (2hr minimum) and \$42/hr travel
Languages:	Tier 2 Rates:		
Afrikaans Albanian Belarusian Bulgarian Croatian Czech Danish Dutch Estonian Finnish Greek Hungarian Icelandic Latvian Lithuanian Macedonian Norwegian Polish Romanian Russian Georgian Serbian Slovak Slovenian Swedish Ukrainian	\$100/hr (2hr minimum) and \$42/hr travel		
		Sign language	\$130hr (2hr minimum) and \$42/hr travel

General Cancellation Policy: In order not to incur any fees for interpreting and travel time for a case, we must receive your cancellation 2 business hours prior to the start of the scheduled appointment. For some languages, the interpreters that we work with require 2-4 hr minimums or 24-72 hr advance cancellations. This would be disclosed if such an interpreter accepts the assignment. **Cancellation fee:** If cancellation notice is provided with less time than the cancellation policy requires, the minimum 2-4 hour fee would be charged plus any travel time incurred by the interpreter.

***Unusual Languages:** Amharic, Akan, Ashanti, Bambara, Bassa, Bemba, Benin, Bunyore, Burmese (Myanmar), Dan, Dyola, Ebo, Edo, Ewe, Fanti, Fulani, Frafra, Ga, Gbe, Gen, Gio, Hausa, Isil, Jula, Kikuyu, Kisa, Koniyanke, Konkani, Kpa, Kpelle, Krahn, Krill, Krio, Lugandi, Luyia, Malinke, Mam, Mandingo, Mano, Maninka (Malinke), Mende, Mixteco, Njanga, Quiche, Runyakitara, Sarakule, Sesotho, Somali, Soninke, Susu, Swahili, Tem, Tigrinya, Twi, Wolof, Xhosa, Yoruba, Zulu. **Unusual Languages Cancellation Policy:** Depending on the language and interpreter who accepts the appointment, the cancellation policy for unusual languages varies between 24-72 hours notice prior to commencement of case. **Cancellation fee:** If cancellation notice is provided with less time than the cancellation policy requires, the minimum 2-4 hour fee would be charged plus any travel time incurred by the interpreter.

INTRODUCED BY: _____

SECONDED BY: _____

THIS RESOLUTION BINDS THE CITY OF HOBOKEN (LGU) TO PURCHASE ELECTRIC GENERATION SERVICES THROUGH THE HUDSON COUNTY COOPERATIVE PRICING SYSTEM (“HCCPS”) BID.

Cooperative Pricing System ID 83-HCPS

RESOLUTION NUMBER _____

WHEREAS, the Hudson County Cooperative Pricing System (hereinafter referred to as “HCCPS”), will from time to time during the Effective Period as defined below solicit bids from electric power suppliers for electric generation services through an energy aggregation program in which the County of Hudson will act as Lead Agency of the HCCPS Cooperative Pricing System # 83-HCPS in accordance with the “Local Public Contracts Law”, N.J.S.A.40A:11-11, and the Electric Discount and Energy Competition Act, N.J.S.A. 48:3-49. (“EDECA”) and the regulations promulgated there under; and

WHEREAS, the City of Hoboken is a Participating member of the HCCPS Cooperative Pricing System and is eligible thereby to obtain electric generation services for its own use through one or more contracts to be awarded to electric power suppliers following said bids for electric generation services pursuant to the aggregation program; and

WHEREAS, the Lead Agency will from time to time during the Effective Period (from date of adoption through May, 2012, hereinafter referred to as “Effective Period”) issue one or more Requests for Bids for electric generation services on behalf of the HCCPS Cooperative Pricing System pursuant to the Local Public Contracts Law and EDECA; and

WHEREAS, due to significant volatility and the potential for price increases in the wholesale electric market, Participating Members will preauthorize the Lead Agency to award contracts for Electric Generation Service in each bid group to one or more electric power suppliers that submit bids which are reasonably forecasted to provide estimated savings to the Participating Member based upon its previous electric usage and utility provided Basic Generation Service rates; and

WHEREAS, the Lead Agency will only award contracts for said electric generation services to electric power suppliers that submit bids with pricing that is at least 5% lower than the current price for utility-provided basic generation service; and

WHEREAS, the LGU agrees to purchase all electric power needed for its own use (exclusive of on-site electric generation sources) during the Effective Period through any electric power supplier(s) awarded a contract, it being understood that the term of any one contract shall be subject to the provisions of Local Public Contracts Law;

WHEREAS, the Lead Agency will notify the Department of Community Affairs’ Division of Local Government Services by mail prior to the issuance a Request for Bids for electric generation services, with the understanding that if the Division of Local Government Services does not respond within 10 business days, it will be deemed to have approved the issuance of the Request for Bids or the Request for Rebids.

NOW, therefore, be it

RESOLVED that the LGU binds itself to the HCCPS Cooperative Pricing System 83-HCPS to purchase all electric power needed for its own use (exclusive of on-site electric generation sources) during the Effective Period from the electric power supplier or suppliers awarded a contract for electric generation services by the Lead Agency; and, be it

FURTHER RESOLVED that the Lead Agency of the HCCPS Cooperative Pricing System is hereby authorized to execute a master performance agreement that obligates the LGU to purchase electricity at the terms and conditions stated therein with a third-party supplier or suppliers who have been awarded the contract or contracts by the Lead Agency on behalf of the participating members of the HCCPS Cooperative Pricing System 83-HCPS (or any CPS number to be assigned in the future), and provided further that all such contracts shall be at prices reasonably forecast and estimated by the Lead Agency to provide savings to the LGU relative to the price charged for basic generation service by the electric public utility that would otherwise provide such service; and, be it

FURTHER RESOLVED that HCCPS is authorized to continue to bid to obtain electric generation services at any time during the Effective Period on behalf of the HCCPS Cooperative Pricing System including, for example, a rebid if energy market conditions do not initially lead to a successful bid, on additional dates to be determined by the Lead Agency; and

FURTHER RESOLVED that this Resolution shall take effect immediately upon passage. The authorization provided to the County of Hudson pursuant to the Local Public Contracts Laws (N.J.S.A. 40A:11-11(5), Administrative Code (N.J.A.C. 5:34-7.1) shall be valid until January 31, 2011 (the Effective Period) at which time the Cooperative Pricing System will be subject to renewal. Any rescission or expiration of this resolution shall not affect any Agreements entered into prior to such rescission or expiration.

Meeting: 15 September 2010

APPROVED:

APPROVED AS TO FORM:

Arch Liston, Business Administrator

Michael Kates, Corporation Counsel

CERTIFICATION

I hereby certify that the foregoing is a true, full and correct copy of Resolution Number _____ adopted by the Hoboken City Council at its meeting on 15 September 2010.

BY: _____
James J. Farina

ATTESTED BY: _____

Name and Title

**COUNTY HUDSON
COOPERATIVE PRICING SYSTEM AGREEMENT FOR
ELECTRICAL POWER SUPPLY AND ENERGY RELATED SERVICES**

This Agreement made and entered into this 16th day of September, 2010, by and between the County of Hudson on behalf of the Hudson County Cooperative Pricing System (HCCPS) and the City of Hoboken and other local government units located in the County of Hudson who may in the future choose to participate in the HCCPS Cooperative Pricing System.

WITNESSETH

WHEREAS, the County of Hudson has formed the Hudson County Cooperative Pricing System, (hereinafter referred to as “ HCCPS”), for the purpose of carrying out the economic, group purchase of electric power supply and energy related services as well as other commodities for local government units throughout the County; and

WHEREAS, N.J.S.A.40A:11-11 specifically authorizes two or more local government units to enter into a Cooperative Pricing Agreement for the purchase of work, materials, and supplies; and

WHEREAS, HCCPS is conducting a voluntary Cooperative Pricing System within the County of Hudson, utilizing the administrative purchasing services and facilities of the County; and

WHEREAS, this Cooperative Pricing Agreement (hereinafter referred to as the “ Agreement”) is to effect substantial economies in the purchase of electricity for local government units across the County; and

WHEREAS, all parties to this Agreement have approved this Agreement by resolution, in accordance with N.J.S.A.40 A:11-11 and regulations promulgated hereunder; and

WHEREAS, it is the desire of all parties to enter into such Agreement for said purposes;

NOW, THEREFORE, IN CONSIDERATION OF the premises and of the covenants, terms, and conditions hereinafter set forth, it is mutually agreed as follows:

1. The work, materials, or supplies to be priced cooperatively include the purchase of electrical generation for consumption by the local government unit; any ancillary or administrative services related to the purchase of electrical generation and related energy services; and such other items or

services as two or more participating local government units in the system agree can be purchased on a cooperative basis.

2. The services and classes of services which may be designated by the participating local government units hereto may be purchased cooperatively for the period commencing with the execution of this Agreement and continuing until terminated as hereinafter provided.
3. The County through the HCCPS, on behalf of all participating local government units, shall, upon approval of the System' s registration and upon the anniversary of the system' s registration publish a legal ad in such format as required by N.J.A.C. 5:34-7.12 in a newspaper normally used for such purposes by it, to include such information as:
 - a. HCCPS' full name and the fact that it may be soliciting competitive bids or informal quotations; and
 - b. HCCPS' address and telephone number; and
 - c. The names of the participating local government units; and
 - d. The State Identification Code for the Cooperative Pricing System, and
 - e. The expiration date of the Agreement.
4. Each of the participating local government units shall designate, in writing, to HCCPS, the services to be purchased and indicate therein the approximate quantities desired, the location for delivery and other requirements, to permit the preparation of specifications as provided by law .
5. The specifications shall be prepared and approved by HCCPS and no changes shall thereafter be made except as permitted by law. Nothing herein shall be deemed to prevent changes in specifications for subsequent purchases.
6. A single advertisement for bids shall be prepared by HCCPS on behalf of all of the participating local government units desiring to purchase electricity specified in this Agreement.
7. HCCPS shall receive bids on behalf of all participating local government units. Following the receipt of bids, HCCPS shall review said bids and on behalf of all participating local government units, either reject all or certain of the bids or make one award to the lowest responsible bidder or bidders. This award shall result in the opportunity for individual local government units to enter

into individual contracts with the successful bidder(s) providing for the estimated aggregate quantities to be purchased during the term of the individual contracts.

8. The County will only award contracts for said electric power generation services to electric power suppliers that submit bids with pricing that is at least 5% lower than the current price for utility provided basic generation service.
9. Prior to the County accepting a bid through this Agreement, each participating local government unit shall *adopt a resolution agreeing to comply with the following terms:*
 - a. Certify the funds available only for its own needs ordered;
 - b. Enter into a formal written contract directly with the successful bidder(s) against said contract;
 - c. Issue purchase orders in its own name directly to successful bidder(s) against said contract;
 - d. Accept its own deliveries;
 - e. Be invoiced and receive statements from the successful bidder(s);
 - f. Make payment directly to the successful bidder(s) and
 - g. Be individually responsible for any tax liability associated with the individual contract.
10. No participating local government units in the Cooperative Pricing System shall be responsible for payment for any services ordered or for performance generally by any other participating local government units. Each participating local government units shall, accordingly be liable only for its own performance and for items ordered and received by it and none assumes any additional responsibility or liability.

The provisions of paragraphs 7, 9 and 10 above shall be quoted or referenced and sufficiently described in all specifications so that each bidder shall be on notice as to the respective responsibilities and liabilities of the participating local government units.

11. HCCPS reserves the right to exclude any item or service from within said system if, in its opinion, the pooling of purchasing requirements or needs of

the participating local government units is either not beneficial or practicable.

12. HCCPS shall appropriate sufficient funds to enable it to perform the administrative responsibilities assumed pursuant to this Agreement, including the cost of retaining a consultant to develop specifications and make recommendations regarding the award of the electricity contract.
13. This Agreement shall become effective upon signing, subject to the review and approval of the Director of the Division of Local Government Services and shall continue in effect until the end of the group purchase of electricity contract expires in May of 2012.
14. Additional local government units may from time to time, execute this Agreement by means of a Rider attached hereto, which addition shall not invalidate this Agreement with respect to the other signatories. HCCPS is authorized to execute the Rider(s) on behalf of the members of the Cooperative Pricing System.
15. All records and documents maintained or utilized pursuant to the terms of this Agreement shall be identified by the code number assigned to the System by the Director, Division of Local Government Services, and such other numbers as are assigned by the Lead Agency for purposes of identifying each contract and item awarded.
16. This Agreement shall be binding upon and ensure to the benefit of the successors and assigns of the respective parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be signed and executed by their authorized corporate officers and their respective seals to be hereto affixed the day and year above written.

**FOR THE HUDSON COUNTY COOPERATIVE PRICING SYSTEM
THE COUNTY OF HUDSON:**

BY: _____

ATTEST

BY: _____
Name and Title
County of Hudson

Name and Title

FOR THE PARTICIPATING LOCAL GOVERNMENT UNIT:

BY: _____

ATTEST

BY: _____
Name and Title

Name and Title

County of Hudson Electric Supply Procurement

Large Accounts:

The County of Hudson has extensive experience in electric supply procurement; it has been bidding out electric supply for its five (5) large electric accounts since 2003 (these large accounts utilize about 25 million kilowatt-hours (kwh) annually). These large accounts include the Jail, Meadowview Hospital Campus, the Administration Building, and two accounts at Hudson Plaza. These large accounts take service at higher (primary) voltage; under PSE&G tariffs such higher voltage accounts have interval meters that measure hourly power usage, and would be placed on a tariff that prices energy at the hourly spot market price. Because of this tariff structure, the County has found it advantageous to bid out electric power supply to third party power suppliers since 2003. In some bids the County has locked-in a fixed price for the contract term (a price option that is *not* available under the PSE&G tariff), and in some years the County has signed a contract under which the supplier energy price floats with the hourly spot market price much like the PSE&G tariff. That decision with regard to whether to fix or float the price is driven by market conditions.

In its most recent bid, in Summer 2008, the County rejected the low bid of 14.5 cents per kwh for the fixed price option, and chose instead to sign a floating price contract for the 22-month term (Jul08 through May10). This decision was driven by market conditions: it was the County's determination that the market prices were very high at the time bids were taken and were due for a correction. In fact, market prices began a precipitous decline in July 2008 (see attached chart). Because the County had a floating price product, it benefited from this price drop. Over the course of the 22-month supply contract, the County paid an average of about 8 cents per kwh, as compared to the 14.5 cent low fixed-price bid that was rejected. That decision to float rather than lock energy saved the County about \$3 million over the 22-month term. Moreover the floating price contract signed with a third party supplier saved the County about \$160,000 as compared to the floating price tariff price of PSE&G, due to a lower contractual 'upcharge' as compared to the tariff.

Smaller Accounts:

Smaller, low voltage accounts are served by PSE&G under a much different tariff, called BGS-Fixed Price or "BGS-FP." Under the BGS-FP tariff, the price is fixed annually (varying only by Summer and Winter month pricing), and stays the same for a year. The price is set based upon PSE&G's wholesale cost of power. On an annual basis PSE&G goes out to auction for 3-year, fixed price wholesale power contracts. The PSE&G BGS-FP tariff price in any year is based upon the average price of the last 3 years of wholesale auctions. As a result as the market kept rising each year from 2003 through mid-2008, the BGS-FP tariff price always lagged behind the current market price; therefore competing suppliers were unable to beat the PSE&G tariff price. For this reason, the County never included its smaller accounts in power supply bids.

With the steep decline in energy prices over the past couple years (shown on the attached chart), that situation has now reversed. The PSE&G tariff price is higher than current market, and it is now possible to save money as compared to the PSE&G tariff by shopping these smaller accounts. This is the reason that the County is, for the first time, including its smaller accounts in this year's bid process.

However, smaller accounts do not attract as much attention from suppliers as the larger accounts. This is the reason that the County is including its smaller accounts with the larger accounts being bid out. Moreover, the County is aware that municipalities have primarily if not exclusively smaller electric accounts that are characterized by PSE&G as BGS-FP. The County has reached out to municipalities in Hudson County to join this aggregation, so that all member municipalities can add their low-voltage, BGS-FP accounts to the cooperative purchasing group, and solicit offers from third party suppliers on these accounts that members would likely not otherwise receive if they bid their accounts out individually.

Opportunity to Bid and Save Money:

As shown in the attached chart, the market is near its lowest level in many years, and this is regarded as an ideal time to lock-in fixed prices, and lock-in savings as compared to the PSE&G tariff.

A recent example of the opportunity for cost savings for local government entities' small accounts through an aggregation group is the ACES aggregation program for over 400 local boards of education. Earlier this year the ACES districts were able to obtain an extension to their fixed price electric supply contracts, through May 2012, which will produce cost savings as compared to the PSE&G tariff price of 15-20%.

Similarly, the State of New Jersey earlier this year aggregated hundreds of its smaller, secondary voltage accounts into a supply bid that resulted in a fixed price contract that will be producing cost savings of approximately 20% as compared to the current utility tariff price for power supply.

The HCCPS resolution requires a minimum 5% savings from the bid in order for the County to be authorized to lock-in a contract on behalf of itself and municipal participants. Based upon current market conditions actual savings from the low bid are expected to be substantially more than 5%; the exact amount of savings will depend upon market conditions at the time of the bid.

Calendar Year 2011 Forward Electric Price Strip

All Hours Pricing

November 1, 2007 - August 19, 2010



Introduced By: _____

Second By: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION AUTHORIZING THE REFUND OF TAX APPEALS
STATE TAX COURT**

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

WHEREAS, Sharon Curran, Collector of Revenue recommends that the refunds be made;

NOW THEREFORE BE IT RESOLVED, that a warrant be drawn on the City Treasurer made payable to the following totaling **\$ 897.80**

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>YEAR</u>	<u>AMOUNT</u>
VESPASIANO, MICHAEL A ATTORNEY AT LAW 331 MAIN ST CHATHAM, NJ 07928	42/15/C0017	222-32 CLINTON ST	2009	\$ 897.80

Meeting: SEPTEMBER 15,2010

Approved as to Form:

CORPORATION COUNSEL

SHARON CURRAN

Introduced By: _____

Second By: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS

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

WHEREAS, Sharon Curran, Collector of Revenue recommends that refunds be made;

NOW THEREFORE BE IT RESOLVED, that a warrant be drawn on the City Treasurer made payable to the following totaling **\$ 5,145.26**

<u>NAME</u>	<u>BL/LT/UNIT</u>	<u>PROPERTY</u>	<u>QTR/YEAR</u>	<u>AMOUNT</u>
CHEN, KEVIN C 230 MONROE ST #2RS HOBOKEN, NJ 07030	37/18/CE2RS	230 MONROE ST	3/10	\$ 1,412.00
PETERSON, BRUCE H & MARY N HAREN 1025 MAXWELL LANE #704 HOBOKEN, NJ 07030	261.04/1/C0704	1025 MAXWELL LANE	4/10	\$ 3,733.26

Meeting: SEPTEMBER 15, 2010

Approved as to Form:

CORPORATION COUNSEL

Sharon Curran

INTRODUCED BY: _____
SECONDED BY: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

**THIS RESOLUTION AWARDS A CONTRACT FOR THE FY 2010 NJDOT TRUST FUND
RESURFACING OF VARIOUS STREETS AS SPECIFIED IN BID NUMBER 10-23.**

WHEREAS, the City of Hoboken sought competitive proposals for the FY 2010 NJDOT Trust Fund resurfacing of various streets, and

WHEREAS, the below listed bids were submitted in compliance with the original bid specifications as advertised, and

WHEREAS, the budget allocated, \$460,531.00, for this project will not allow for all parts to be performed at this time, and

WHEREAS, the below listed vendors submitted the following base proposal and alternates:

<u>Vendor</u>	<u>Base Prop.</u>	<u>Alt. #1</u>	<u>Alt. #2</u>	<u>Alt. #3</u>	<u>Alt. #4</u>	<u>Total \$</u>
Perfetto Enterprises 2319 Richmond Terr. Staten Island, NY	\$ 298,490.00	\$ 96,861.00	\$54,084.00	\$200,782.00	\$108,971.50	\$ 759,188.50
English Paving 650 Route 46 West Clifton, NJ	\$ 301,820.13	\$ 96,137.12	\$53,394.10	\$196,068.55	\$113,830.45	\$ 761,655.08
AJM Contracting 300 Kuller Road Clifton, NJ	\$ 295,321.00	\$100,568.35	\$58,329.90	\$207,952.60	\$119,064.95	\$ 781,236.80
Salomone Bros., Inc. 17 Demarest Drive Wayne, NJ	\$ 301,707.50	\$ 91,541.85	\$52,605.36	\$195,044.10	\$119,963.95	\$ 782,135.80

AND, WHEREAS, the recommendation of Remington and Vernick, the City engineer on this project has recommended that the City award a contract within it's 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 thoughtfully set forth at length.
2. The City Council hereby awards a contract to Salomone Brothers, Inc. in the amount of \$393,249.35 for the base bid and alternate #1 as specified in the bid documents.
3. The Mayor or her agent is hereby authorized to execute a contract with Salomone Brothers for said amount.

Meeting of: September 15, 2010

APPROVED:

APPROVED AS TO FORM:

Jennifer Maier, Director, Environmental Services

Michael Kates, Corporation Counsel

Introduced by: _____
Seconded by: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION APPOINTING BOSWELL ENGINEERING
INC. AS CITY ENGINEER FOR THE CITY OF HOBOKEN
FOR A SIX MONTH (6) TERM, FROM JULY 1, 2010 TO
DECEMBER 31, 2010, WITH TWO OPTIONS TO EXTEND
FROM YEAR TO YEAR THEREAFTER**

WHEREAS, the City of Hoboken requires the services of a General Municipal Engineer pursuant to N.J.S.A. 40A:9-140; and

WHEREAS, the City of Hoboken has reviewed the qualifications of Stephen T. Boswell, Ph.D., P.E., SECB and Boswell Engineering Inc. (collectively "Boswell") and has determined that Boswell can provide these services for the City of Hoboken in a professional and efficient manner; and

WHEREAS, this type of work constitutes a professional service as defined by N.J.S.A. 40A:11-2(b) and as such, is exempt from the bidding requirements pursuant to N.J.S.A. 40A:11-5, and a proposal was submitted by Boswell and reviewed by the City in compliance with Hoboken DR 154, Ordinance requiring competitive negotiation, for Professional Service contracts; and

WHEREAS, funds for this contract 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 Boswell for general engineering services, pursuant to the City's RFP for "Engineering-General" and Boswell's corresponding proposal, dated December 9, 2009.

BE IT FURTHER RESOLVED, that:

1. A contract for General Municipal Engineering Services for the City of Hoboken shall be prepared and executed as follows:

Stephen T. Boswell, Ph.D., P.E., SECB
Boswell Engineering, Inc.
330 Phillips Avenue
South Hackensack, New Jersey 07606

2. Boswell shall be paid an amount not to exceed Forty Eight Thousand (\$48,000.00) dollars per year.
3. This agreement shall be for a six (6) month term, effective July 1, 2010 and terminating on December 31, 2010, with two options to extend for additional one (1) year terms.
4. The City Clerk shall 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).
5. The Mayor and City Clerk are hereby authorized to execute this Agreement.

6. 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.*

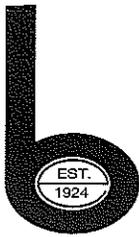
Approved:

Approved as to form:

Arch Liston, Business Administrator

Michael B. Kates, Corporation Counsel

Date of Meeting: September 15, 2010



BOSWELL ENGINEERING

ENGINEERS ■ SURVEYORS ■ PLANNERS ■ SCIENTISTS

330 Phillips Avenue • P.O. Box 3152 • South Hackensack, N.J. 07606-1722 • (201) 641-0770 • Fax (201) 641-1831

VIA E-MAIL &
FEDERAL EXPRESS

September 10, 2010

Ms. Jennifer Maier
Director of Environmental Services
City of Hoboken
94 Washington Street
Hoboken, New Jersey 07030

Re: "Pay-to-Play" Disclosures

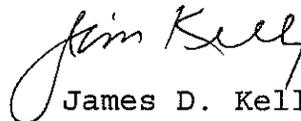
Dear Ms. Maier:

In accordance with your instructions, we are pleased to return herewith completed and signed C.271 Political Contribution Disclosure Form and Stockholder Disclosure Certification.

We appreciate the opportunity to be of continued service to the City of Hoboken and trust this submission will prove responsive to your request. However, should you have any questions or require anything further, please do not hesitate to contact me.

Very truly yours,

BOSWELL ENGINEERING


James D. Kelly

JDK/lb

Attachments

cc: Joseph A. Pomante, P.E.
Rebecca Mejia, P.E.

STOCKHOLDER DISCLOSURE CERTIFICATION

Name of Business: Boswell Engineering, Inc.

I certify that the list below contains the names and home addresses of all stockholders holding 10% or more of the issued and outstanding stock of the undersigned.

OR

I certify that no one stockholder owns 10% or more of the issued and outstanding stock of the undersigned.

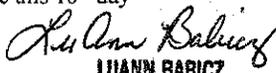
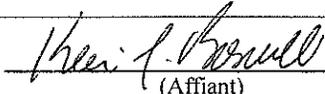
Check the box that represents the type of business organization:

- Partnership
- Corporation
- Sole Proprietorship
- Limited Partnership
- Limited Liability Corporation
- Limited Liability Partnership
- Subchapter S Corporation

Sign and notarize the form below, and, if necessary, complete the stockholder list below.

Stockholders:

Name: Stephen T. Boswell	Name: Kevin J. Boswell
Home Address: 40 Midland Avenue Wyckoff, NJ 07481	Home Address: 760 Peach Tree Lane Franklin Lakes, NJ 07417
Name: Bruce D. Boswell	Name:
Home Address: 17 Pineview Drive Waldwick, NJ 07463	Home Address:
Name:	Name:
Home Address:	Home Address:

Subscribed and sworn before me this 10 th day of September, 2010. (Notary Public) My Commission expires:	 LUANN BABICZ A Notary Public of New Jersey My Commission Expires September 10, 2012	 (Affiant) Kevin J. Boswell, P.E., Vice President (Print name & title of affiant) (Corporate Seal)
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CITY OF HOBOKEN
RESOLUTION NO. _____

**RESOLUTION AUTHORIZING THE ADMINISTRATION TO APPLY
FOR STATE RECYCLING GRANT**

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which a tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing the City of Hoboken to apply for such tonnage grants will memorialize the commitment of the City of Hoboken to recycling and to indicate the assent of the Mayor and Council of the City of Hoboken to the efforts undertaken by the City of Hoboken and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and filed in a timely manner.

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

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute and submit a recycling tonnage grant application to the New Jersey Department of Environmental Protection for tonnage of recyclables collected in SFY 2009 and designates the Director of the Department of Environmental Services to ensure that the application is timely filed.
4. The monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purpose of recycling.
5. Furnish such documents as may be required.
6. Act as authorized correspondent of the City of Hoboken.
7. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

Department of Environmental

Approved as to form:

Jennifer Maier, Director
Meeting Date: September 15, 2010

Michael Kates, Corporation Counsel

Introduced by: _____
 Seconded by: _____
CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AWARDS A CONTRACT TO DONOFRIO & SON, INC. FOR PROVIDING LANDSCAPING AND PARK MAINTENANCE TO THE CITY IN ACCORDANCE WITH THE SPECIFICATIONS IN BID NUMBER 10-09.

WHEREAS, proposals were received on 30 July 2010 for Landscaping & Park Maintenance for the City of Hoboken, as specified in Bid Number 10-09, and

WHEREAS, seven (7) proposals were received in good stead, these being:

VENDOR	Option A	Option B	Opt.B(1)	Opt.B(2)	Opt. C
Hufnagel Landscaping 125 W. Broad Avenue North Bergen, NJ 07047	\$ 56,644	\$ 35,681	\$ 33,125	\$ 33,125	\$ 49,562
			TOTAL OF ALL OPTIONS: \$208,137		
High Tech Landscaping P.O. Box 414 Martinsville, NJ 08836	\$181,400	\$ 48,470	\$ 38,200	\$ 30,800	\$ 81,700
			TOTAL OF ALL OPTIONS: \$ 380,570		
LTI, Inc. 34 Woodland Road Roseland, NJ 07068	\$ 32,000	\$ 12,450	\$ 14,000	\$ 9,450	\$ 21,713
			TOTAL OF ALL OPTIONS: \$ 89,613		
Pat Scanlon Landscaping 14 Plains Drive New City, NY 10956	\$ 34,310	\$ 10,900	\$ 11,100	\$ 10,500	\$ 28,305
			TOTAL OF ALL OPTIONS: \$ 85,115		
Donofrio & Son, Inc. 433 Hillside Avenue Hillside, NJ 07040	\$ 19,975	\$ 11,800	\$ 11,800	\$ 11,800	\$ 19,975
			TOTAL OF ALL OPTIONS: \$ 75,350		
Ascape Landscape P.O. Box 679 New City, NY 10956	\$ 32,500	\$ 11,916	\$ 13,980	\$ 10,650	\$ 16,900
			TOTAL OF ALL OPTIONS: \$ 85,946		
Andy Matt, Inc. 19 Scrub Oaks Road Mine Hill, NJ 07803	\$ 37,500	\$ 16,800	\$ 15,705	\$ 13,875	\$ 38,625
			TOTAL OF ALL OPTIONS: \$ 122,505		

WHEREAS, Donofrio & Son, Inc. submitted the lowest, responsible, bid for Option A of \$19,975 per year, and

WHEREAS, the City of Hoboken has not completed its inventory of parks to be maintained,

NOW THEREFORE BE IT RESOLVED as follows:

- A. This resolution awards a contract to Donofrio & Son, Inc., in an amount not to exceed \$19,975.00, for the provision of the services outlined in option A the specifications set forth.**
- B. Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor or his agent is hereby authorized to enter into an Agreement with Donofrio & Son, Inc..**
- C. This resolution shall take effect immediately upon passage.**

Meeting of: 15 September 2010

APPROVED:

APPROVED AS TO FORM:

Jennifer Maier, Director, Environmental Svcs.

Michael Kates, Corporation Counsel

CHIEF FINANCIAL OFFICER'S CERTIFICATION
OF AVAILABILITY OF FUNDS
FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$19,975.00 is available in the following appropriations:

Pier "A" O&M Fund (T-24-20-700-020) These funds, the amount within the introduced SFY 2010 budget, are sufficient to meet the contractual commitment providing for:

Landscaping & Park Maintenance on the Southern Waterfront

and awarded to the following vendor:

Donofrio & Son, Inc.
433 Hillside Avenue
Hillside, NJ 07040

I further certify that this commitment together with all previously made commitments do not exceed the appropriation balance available for this purpose.

_____ Chief Financial Officer

Date: _____



BOSWELL McCLAVE ENGINEERING
330 PHILLIPS AVENUE, SOUTH HACKENSACK, NJ 07606
P. 201-641-0770 | F. 201-641-1831
PRELIMINARY ENGINEER'S ESTIMATE

Project: Court Street Improvements
Location: City of Hoboken
County: Hudson

Job No: HO-417
Date: 9/10/2010

Item No.	Description	Unit	Total Quantity	Unit Cost	Total Cost
1	Drum	Unit	10	\$ 30.00	\$ 300.00
2	Traffic Cone	Unit	100	\$ 5.00	\$ 500.00
3	Construction Signs	S.F.	100	\$ 20.00	\$ 2,000.00
4	Traffic Director, Flagger	Hour	600	\$ 52.60	\$ 31,560.00
5	Pavement Demolition	S.Y.	450	\$ 2.50	\$ 1,125.00
6	Removal of Existing Cobblestone Pavers	S.Y.	4,500	\$ 38.00	\$ 171,000.00
7	Cobblestone Pavers	S.Y.	2,250	\$ 100.00	\$ 225,000.00
8	Installation of Salvaged Cobblestone Pavers	S.Y.	2,250	\$ 50.00	\$ 112,500.00
				Subtotal	\$ 543,985.00
				Say	\$ 550,000.00
				TOTAL	\$ 550,000.00

Introduced By: _____

Seconded By: _____

City of Hoboken
Resolution Number _____
**RESOLUTION TO REIMBURSE APPLICATION FEES
TO DENIED APPLICANTS FOR DESIGNATED
HANDICAPPED PARKING PLACES**

WHEREAS, the Subcommittee for Handicap Parking denied approval of Ms. Adelia Montanez's request for a Designated Handicapped Parking Spot; and,

WHEREAS, Ms. Adelia Montanez's application fee must be returned in accordance with the City Code and City procedure.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, that warrants be drawn on the City Treasure to the order of the following sum opposite the name as reimbursement for handicap parking fees:

<u>NAME</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Adelia Montanez	1202 Hudson Street Apt. 301	\$125.00

Reviewed:

Approved as to form:

Arch Liston, Business Administrator

Michael Kates, Corporation Counsel

Meeting: September 15, 2010

CITY OF HOBOKEN
Office of Corporation Counsel

DAWN ZIMMER
Mayor



MICHAEL B. KATES
Corporation Counsel

TO: COUNCIL MEMBERS OF THE CITY OF HOBOKEN
FROM: THE OFFICE OF CORPORATION COUNSEL OF THE CITY OF HOBOKEN
RE: RECENT VOTE OF THE COUNCIL TO ADOPT ORDINANCE AMENDMENTS TO
CHAPTER 180A – LIMOUSINES
DATE: SEPTEMBER 10, 2010

Dear Council Members,

The Office of Corporation Counsel reviews the Clerk's copy of Ordinances that pass final reading before they are published. Our office reviewed the Clerk's copy of Chapter 180A-Limousines, which was approved on final reading at the September 1, 2010 Council Meeting. The Office of Corporation Counsel found that the version of the Ordinance which was presented to the Council did not incorporate all of the most recent amendments. Those amendments included updates to comply with recent changes in the New Jersey Statutes (Section 180A-10), and a grandfather clause to assist the Livery Licensees in the City as they transition their businesses to comply with the amended Chapter (Section 180A-3.2B).

During the discussion of the Ordinance amendments, at the September 1, 2010 Council Meeting, the City Council discussed openly that the proposed Ordinance included the above mentioned amendments. Thus, there is a question as to whether the City Council voted to adopt this new Chapter, at least in part, based on the above amendments. In an effort to resolve the contradictions between what was introduced, what was voted on, and what the State Statutes require, the City Council should consider reintroducing the correct version of Chapter 181A, with all amendments, for first reading at the September 15, 2010. The Office of Corporation Counsel suggests this approach to avoid adoption of the September 1, 2010 version which not only violates the New Jersey Statutes, but also contradicts the discussion which resulted in the final vote on September 1, 2010.

Sponsored by: David Mello

Seconded by: _____

**CITY OF HOBOKEN
ORDINANCE NO.: _____**

**AN ORDINANCE TO AMEND CHAPTER 180A OF THE ADMINSTRATIVE CODE OF THE
CITY OF HOBOKEN, ENTITLED
“LIMOUSINES AND LIVERIES”**

WHEREAS, Chapter 180A of the current Code of the City of Hoboken is at variance with the recently amended State statutes regarding limousines; and,

WHEREAS, the language, rules and regulations of Chapter 180A of the current Code of the City of Hoboken have become antiquated and outdated; and,

WHEREAS, it is in the City’s best interest, to support the safety, health and welfare of the residents of the City of Hoboken to update the City Code to reflect modern issues and comply with State statutes.

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

SECTION ONE:

Chapter 180A of the City Code of the City of Hoboken is hereby amended in its entirety as follows (additions noted with underline, ~~deletions noted with strikethrough~~):

CHAPTER 180A LIMOUSINES ~~AND LIVERIES~~

ARTICLE I

General Provisions

- § 180A-1. Definitions.
- § 180A-2. Compliance with state law; insurance requirement.
- § 180A-3. Limousine ~~and livery vehicle~~ license required.
- § 180A-3.1. Leased vehicles.

§ 180A-3.2 Livery Licenses Converted to Limousine Licenses

- § 180A-4. Limousine ~~and livery~~ license application procedure; renewal.
- § 180A-5. Issuance of limousine ~~or livery~~ license.
- § 180A-6. Transfer of limousine ~~or livery~~ license.
- § 180A-6.1. Temporary transfer of vehicles.
- § 180A-7. Suspension and revocation of limousine ~~or livery~~ license.
- § 180A-8. Limousine ~~or livery~~ driver's license required.
- § 180A-9. Limousine ~~or livery~~ driver's license application procedure.
- § 180A-10. Investigation of applicant for limousine ~~or livery~~ license.
- § 180A-11. Consideration of application; appeal of denial.
- § 180A-11.1. Temporary licenses.
- § 180A-12. Issuance of limousine ~~or livery~~ driver's license; term of license; renewal.
- § 180A-13. Suspension and revocation of limousine operator's ~~or livery driver's~~ license.
- § 180A-14. Compliance with other laws.
- § 180A-15. Vehicle equipment and maintenance.
- § 180A-15.1. Reporting of accidents; other reports required.
- § 180A-16. Use for illegal or immoral purposes prohibited.
- § 180A-17. Solicitation of passengers; maximum number of passengers.
- § 180A-17.1. Operation of noncertified limousine or livery vehicle.
- § 180A-17.2. Limousine rates.
- § 180A-18. Register of license holders.
- § 180A-19. Standing in certain locations prohibited.
- § 180A-20. Behavior of drivers.
- § 180A-21. Operation by unlicensed drivers prohibited.
- § 180A-22. Restrictions on operations.
- § 180A-23. Lost articles.
- § 180A-24. Enforcement.
- § 180A-25. Hearings.
- § 180A-26. Promulgation of rules and regulations; distribution.

§ 180A-27. Violations and penalties.

ARTICLE II

Limousine and Livery Drivers'

Rules and Regulations

§ 180A-28. Table of drivers' rules and regulations.

§ 180A-28.1. Fines for violation of drivers' rules and regulations.

ARTICLE III

Limousine and Livery Owners'

Rules and Regulations

§ 180A-29. Table of owners' rules and regulations.

§ 180A-29.1. Fines for violations of owners' rules and regulations.

GENERAL REFERENCES

Parking permits — See Ch. 141.

Taxicabs — See Ch. 179A.

Shuttle Buses – See Ch. 180

Vehicles and traffic — See Ch. 190.

ARTICLE I General Provisions

§ 180A-1. Definitions.

The following words and phrases when used in this chapter have the meanings as set out herein:

CRUISING — The driving of any ~~livery or~~ limousine vehicle on the streets, alleyways or other public places of the city in search of or soliciting prospective passengers for hire.

DIRECTOR — The Director of the Department of Administration.

DIVISION OF TAXI AND LIMOUSINE LICENSING — The Division Head of the Division of Taxi and Limousine Licensing shall be the person designated by the Director of

Transportation and Parking Utility Business Administration of the City of Hoboken to act as Division Head of the Division of Taxi and Limousine Licensing.

HEARING — A public hearing at which the licensee shall be given an opportunity to appear personally and be represented by his chosen counsel and be heard and to present evidence on his behalf or otherwise answer the charges against him.

HOLDER — A person to whom a limousine license ~~or livery~~ has been issued.

INSPECTOR — The person or persons empowered or designated by the Transportation and Parking Utility to perform inspections pursuant to this chapter.

~~LICENSE INSPECTOR — The Inspector of License in the Department of Business Administration~~

~~LIMOUSINE OR LIVERY OPERATOR — Any person holding a valid current driver's license equivalent to a New Jersey commercial driver's license Class DC or above, as required by the State of New Jersey Motor Vehicle Commission, with passenger endorsement to operate a motor vehicle carrying eight (8) or more passengers.~~

LIMOUSINE VEHICLE — Any automobile or motor car which is issued special registration plates bearing the word "limousine" pursuant to section 12 of P.L. 1979, c.224 (C.39:3-19.5) and is engaged in the business of carrying passengers for hire to provide prearranged passenger transportation at a premium fare on a dedicated, nonscheduled, charter basis that is not conducted on a regular route and with a seating capacity in no event of more than fourteen (14) passengers, not including the driver, provided, that such a motor vehicle shall not have a seating capacity in excess of four (4) passengers, not including the driver, beyond the maximum passenger seating capacity of the vehicle, not including the driver, at the time of manufacture. A limousine shall not include a vehicle owned and operated directly or indirectly by a business engaged in the practice of mortuary science when that vehicle is used exclusively for providing transportation related to the provision of funeral services.

LIVERY VEHICLE — Any vehicle which has been issued omnibus or livery license plates by the State of New Jersey, ~~has received a livery license by the City of Hoboken,~~ is engaged in the business of carrying passengers for hire to provide prearranged passenger transportation at a premium fare on a dedicated, nonscheduled, charter basis that is not conducted on a regular route and with a seating capacity in no event of more than five (5) passengers, not including the driver. Pursuant with N.J.S.A. 48:16-13.1, all vehicles within the City previously defined as livery vehicles shall hereinafter be defined as limousines. Wherever the term livery vehicle is used in this Chapter it shall have the same meaning and be subject to the same requirements as a limousine. Pursuant to N.J.S.A. 48:16-13.1, all vehicles within the City previously defined as livery vehicles shall hereinafter be defined as limousines. Wherever the term livery vehicle is used in this

Chapter it shall have the same meaning and be subject to the same requirements as a limousine.

PERSON — Any individual, a corporation or other legal entity, a partnership or any incorporated association but does not include a child of less than six (6) years of age.

TRANSFER — To sell, transfer or in any other manner dispose of a limousine ~~or livery~~ license. Where the license is in the name of a corporation or other legal entity, any change in ownership or control of the corporate entity holding ~~holder the license~~ shall constitute a "transfer" of the license held in the name of said corporation or other legal entity. The Division of Taxi and Limousine Licensing shall determine what constitutes a change in control.

§ 180A-2. Compliance with state law; insurance requirement.

A. In order to ensure the safety of the public, it shall be unlawful for the holder to operate or cause to permit a limousine ~~(or livery)~~ vehicle to be operated, nor shall any license be issued hereunder, until and unless the applicant shall have complied with the provisions of N.J.S.A. 48:16-13 to -22.7 and the Acts amendatory or supplemental thereto, which includes, but is not limited to the purchase of an insurance policy from a company duly licensed to transact business under the insurance laws of this state in the sum of one million five hundred thousand dollars (\$1,500,000.) against loss by reason of the liability imposed by law upon every limousine ~~(or livery)~~ owner for damages on account of bodily injury or death suffered by any person as a result of an accident occurring by reason of ownership, maintenance or use of the limousine ~~(or livery)~~ vehicle ~~in the case of a livery vehicle the same insurance limits which apply to a taxicab in the City of Hoboken shall also apply to liveries.~~

B. The owner shall furnish the Division of Taxi and Limousine Licensing with evidence of compliance with this section and that the premium for the full period of the licensing year has been paid. Each policy shall contain an endorsement providing for thirty (30) days written notice from the insurance company to the City of Hoboken in the event of any change in the policy or cancellation of the policy. Each limousine (or livery) license

shall become effective and operation thereunder shall be permitted only so long as the insurance policy shall remain in force to the full and collectible amounts specified herein.

C. In the event that the aforementioned insurance is canceled, the license shall terminate on the date of the cancellation, unless the insurance has been reinstated and a withdrawal of the cancellation or a new policy of insurance has been submitted to the Clerk of the City and to the Division of Taxi and Limousine Licensing within two (2) business days of any change. As a condition of obtaining a City of Hoboken taxicab license, the taxicab license holder agrees to provide the Division Head with the authority to communicate directly with the taxicab license holder's insurance companies.

§ 180A-3. Limousine ~~and livery vehicle~~ license required.

A. No person shall operate or permit to be operated a ~~livery vehicle~~ or limousine providing service on an intra-municipal, point to point basis within the City without having first obtained a license from the Division of Taxi and Limousine Licensing. This requirement is in addition to the requirement that a limousine owner, whose principal place of business is within the City, obtain a license from the Division of Taxi and Licensing in accordance with N.J.S.A. 48:16-17.

B. No license to operate shall be issued or renewed unless the holder thereof has paid the annual license fee of ~~seven hundred~~ fifty dollars (\$750.) for each limousine service and ten dollars (\$10.) for each limousine license ~~and an annual fee of seven hundred fifty dollars (\$750.) for every livery vehicle to be operated under said license~~. Said license shall be for the year ending on March 31 and shall be in addition to any other fees or charges established by proper authorities and applicable to said holder for the vehicle or vehicles under his operation and control.

C. Each limousine licensed by the City of Hoboken shall be required to pay an annual administrative fee of seven hundred dollars (\$700.) to cover administrative costs including, but not limited to, City vehicle inspections and limousine law enforcement.

D. Each person issued a limousine ~~or livery~~ operator's license by the City of Hoboken shall, as a condition to continue maintenance of such license, submit each of his limousine ~~or livery~~ vehicles for a full mechanical and vehicle inspection once a year during the one-year period of his license pursuant to a schedule established by the City of Hoboken. Such inspection shall be conducted by an Inspector of the Division of Taxi and Limousine Licensing ~~at the Hoboken Police Department~~ and/or New Jersey Motor Vehicle Commission. In the event that city inspectors report that any vehicle is in need of repair, the licensee shall repair the same within thirty (30) days of the inspection and shall resubmit the vehicle for reinspection, plus submit a written report or invoice specifying the services performed and parts furnished to correct the condition noted in the prior inspection report. The term "in need of repair" shall include but is not limited to the following:

- (1) That the glass (windows and/or windshield) is cracked, chipped or scratched or that the glass in the mirrors is cracked.
- (2) That the horn does not function properly so as to produce a sound audible for two hundred (200) feet.
- (3) That the emergency brake does not hold the vehicle when parked on a grade.
- (4) That the foot brake does not hold the vehicle when parked on a grade and that it does not have sufficient reserve pedal.
- (5) That the headlights, taillights, stoplights and directional lights do not turn on and off when operated by the control in the vehicle or are otherwise broken or defective.
- (6) That the windshield wipers do not rotate back and forth with sufficient pressure when turned on and do not stop when turned off by the control in the vehicle.
- (7) That the tires have damage, ply separation, breaks or cuts and do not have at least two thirty-seconds (2/32) inch of tire tread.
- (8) That a defroster does not function properly so as to produce a temperature in excess of fifty degrees Fahrenheit (50° F.).
- (9) That any door for entering into or out of the vehicle is damaged to the extent that it does not fully swing for convenient passenger ingress or egress.

§ 180A-3.1. Leased vehicles.

Any license for a vehicle leased, rented or held under any similar legal arrangement may be licensed as a limousine ~~or livery vehicle~~, subject to the following conditions:

- A. The vehicle, ~~and owner~~, and lessee must meet all the terms of this chapter.
- B. The lease rental agreement or legal documents evidencing the arrangement under which the vehicle is held must be submitted to the Division of Taxi and Limousine Licensing prior to a license being issued.
- C. The vehicle must be held under the exclusive control of the lessee for the entire lease period, which must be at least as long as the license period. There shall be no sharing of vehicles between partnerships, corporations, organizations, associations or any combination thereof during the period of a license. Any such sharing will immediately void the Hoboken limousine ~~or livery~~ license granted for that vehicle.

§ 180A-3.2 Livery Licenses Converted to Limousine Licenses

A. Pursuant to the definition of N.J.S.A. 48:16-13.1, all autocabs within the City of Hoboken currently designated as livery vehicles shall be redesignated as limousines. The City of Hoboken shall convert all current livery licenses to limousine licenses and all current livery operator's licenses to limousine operator's licenses to comply with N.J.S.A. 48:16-13.1. Upon the next renewal after this subsection takes effect, any livery license or livery operator's license shall be converted to a limousine license or limousine operator's license.

B. The holder of such livery license or livery operator's license shall be obligated to meet all requirements for obtaining a limousine license and/or limousine operator's license under this Chapter prior to conversion by the City of Hoboken, except that:

- (1) Any livery vehicle licensed by the City of Hoboken on the date of adoption of this amendment shall be exempt from the four (4) year requirement of Section 180A-15(F) and the licensed livery vehicle shall be entitled to be operated for the

remainder of the aggregate total of twenty-four (24) months allowed under the law prior to this amendment.

(2) Once livery vehicles covered by the exemption listed in Section 180A-3.2B(1) are replaced, whether it be at the end of the twenty-four (24) month period or sooner, the replacement vehicle and its corresponding license shall immediately become subject to the requirements of Section 180A-15(F) without limitations.

C. As of the date of enactment of this subsection, no new or renewal livery license or livery operator's licenses shall be granted by the City of Hoboken.

§ 180A-4. Limousine ~~and livery~~ license application procedure; renewal.

A. In addition to the requirements of N.J.S.A. 48:16-17, application for a license shall be filed with the Division of Taxi and Limousine Licensing upon forms provided by the City of Hoboken, and said application shall be verified under oath and shall furnish the following information:

- (1) The name and address of the applicant; where the applicant is not a natural person, the name and address of all owners or participants in the ownership of the legal entity and all officers, directors or others of like position whatever their title.
- (2) The year, type and model of the vehicle for which the license is desired.
- (3) The number of persons the vehicle is capable of carrying.
- (4) Such further information as the Division of Taxi and Limousine Licensing of the City of Hoboken may require.

B. The annual application for renewal of limousine ~~or livery~~ licenses and limousine operator's licenses shall be filed not later than thirty (30) days prior to the expiration date. Late filing of applications shall be subject to a fifty dollar (\$50) late filing fee.

§ 180A-5. Issuance of limousine ~~or livery~~ license.

The Division of Taxi and Limousine Licensing is hereby created. The head of this division shall be designated by the Director of Transportation and Parking Utility Business Administration of the City of Hoboken to serve at a commensurate salary. The division

head of the Division of Taxi and Limousine Licensing shall be responsible for the enforcement of this section and Chapter 179A of the ordinances of the City of Hoboken pertaining to Taxi and Limousine service.

If the Division Head of the Division of Taxi and Limousine Licensing finds that the applicant is fit, willing and able to perform such public transportation in accordance with the provisions of this chapter, the Division of Taxi and Limousine Licensing shall issue a license stating the name and address of the applicant, the date of issuance and the year, type and model of the vehicle; otherwise, the application shall be denied. In making the above findings, the Division of Taxi and Limousine Licensing shall take into consideration the character, experience and responsibility of the applicant.

A. Until March 31, 2011, the number of outstanding livery licenses shall be limited to a total of twenty-five (25) liveries. As of March 31, 2011 all outstanding livery licenses shall be converted to limousine licenses. Any outstanding livery licenses that have not been converted by the holder as of March 31, 2011 shall be revoked, and the holder thereof shall not be entitled to conversion to a limousine license.

B. ~~The number of outstanding limousine licenses shall be limited to a total of fifty (50) limousines.~~ The number of outstanding limousine license shall be limited to a total of seventy-five (75), fifty (50) of which were outstanding, active and assigned and twenty-five (25) which shall be converted from the City's outstanding active assigned livery licenses. In the event a livery license holder shall fail to convert their outstanding livery license to a limousine license on or before March 31, 2011 the City reserves the right to, but shall not be obligated to sell the remaining available limousine licenses in accordance with the New Jersey Public Contract Law.

§ 180A-6. Transfer of limousine ~~or livery~~ license.

A. No limousine ~~or livery~~ license may be sold, assigned or otherwise transferred without the prior written consent of the City Council. No limousine ~~or livery~~ license shall be mortgaged, pledged or otherwise transferred to secure a debt, loan, advance or other financial transaction.

B. A limousine license holder shall at no time drive a limousine licensed by a different limousine license holder. Such conduct shall result in both limousine licenses being suspended, or, after a hearing, revoked.

§ 180A-6.1. Temporary transfer of vehicles.

It shall be unlawful for any person licensed under the provisions of this chapter to voluntarily permit any other person to drive or operate a limousine ~~or livery~~ under such license.

§ 180A-7. Suspension and revocation of limousine ~~or livery~~ license.

A. Licenses issued under the provisions of this chapter may be suspended or, after hearing, revoked by the Division of Taxi and Limousine Licensing if the holder thereof has:

- (1) Violated any of the provisions of this chapter.
- (2) Violated any ordinance of the City of Hoboken or the laws of New Jersey, the violation of which reflects unfavorably on the fitness of the holder to offer public transportation.
- (3) Discontinued operation of a limousine license for more than thirty (30) days;

B. A holder of a license shall be entitled to notice and a hearing before a Hearing Officer selected by the Corporation Counsel, if requested in writing within five (5) business days after receipt of notice of alleged violations. The license holder shall be entitled to representation by counsel and may present evidence in defense of the charges. The Division of Taxi and Limousine Licensing shall present evidence in support of the charges. At the conclusion of a hearing, the Hearing Officer may either revoke or suspend the license, or dismiss the charges. Any appeal of the decision of the Hearing Officer shall be made to a court of competent jurisdiction.

~~Prior to revocation, the holder shall be given written notice of the proposed action to be taken and the charges against him and shall be given a hearing. Notwithstanding the~~

~~use of the words "suspend or after hearing, revoke" in this chapter, the Division of Taxi and Limousine Licensing may suspend and, after hearing, revoke such licenses.~~

§ 180A-8. Limousine operator's ~~or livery driver's~~ license required.

A. No person shall operate a limousine ~~or livery~~ for hire upon the streets of the City of Hoboken and no person who owns or controls a limousine ~~or livery~~ shall permit it to be so driven and no limousine ~~or livery~~ licensed by the City of Hoboken shall be so driven at any time for hire unless the driver of said limousine ~~or livery~~ shall have first obtained and shall have then in force the limousine ~~or livery~~ operator's license under the provisions of this chapter and provided, further, that said driver shall be a holder or servant, employee or agent of such holder.

B. Every person applying for a ~~license to drive a limousine~~ operator's license ~~or livery vehicle~~ must furnish satisfactory evidence that he ~~has~~ may received a limousine ~~or livery~~ license under the New Jersey State Motor Vehicle Law.

C. Each applicant for a limousine ~~or livery~~ operator's license under the terms of this chapter must conform to the following regulations:

- (1) Be of the age of twenty-one (21) years or over and be legally authorized to work in the United States
- (2) Be able to read and write the English language ~~and be a citizen of the United States.~~

§ 180A-9. Limousine ~~or livery driver's~~ operator's license application procedure.

A. An application for a ~~driver's~~ an operator's license shall be filed with the Division of Taxi and Limousine Licensing on forms provided by the City of Hoboken. Any documentation submitted in support of an application shall be original documents or legible certified copies of same. The application shall contain the following:

- (1) The full name and address of the applicant.
- (2) Places of residence for the preceding five (5) years.
- (3) Age, height and color of eyes and hair.

(4) Place of birth and whether married or single.

(5) Previous employment and whether he has ever been convicted of a high misdemeanor, misdemeanor, violation of the Disorderly Persons Act or a violation of this chapter.

(6) Whether a driver's license, issued by any state or political subdivision thereof, ever held by him has been suspended or revoked and for what cause.

~~(7) Fingerprint impressions taken by the for the Hoboken Department of Police to conduct State and Federal background checks. The applicant shall bear any and all costs for fingerprinting.~~

~~(8 7)~~ The successful completion of a 5 Panel Drug & Alcohol Test administered by a third party selected by the City of Hoboken, which results shall indicate no positive test results for any controlled dangerous substance or alcohol. The cost of this test shall be at the applicant's expense.

~~(9) Authorization to the City of Hoboken, permitting the release of the applicant's criminal background check to the City of Hoboken.~~

~~(10 8)~~ A motor vehicle services record abstract indicating a driver's history from the State New Jersey Motor Vehicle Commission where the applicant's driver's license is held which shall be no more than thirty (30) days old.

(9) An original or sealed copy of the Certification Letter from the Chief Administrator of the New Jersey Motor Vehicle Commission, pursuant to N.J.S.A. 48:16-22.3a, which shall state that the applicant has been approved by the State of New Jersey Motor Vehicle Commission to operate a limousine within the State limits.

B. The applicant shall furnish four (4) passport-type photographs of himself taken within thirty (30) days of the application, front view, two by two (2 x 2) inches in size.

C. Each application must be accompanied by a certificate from a licensed and practicing physician of the State of New Jersey, certifying that the applicant has been examined on a certain date and that, in his opinion, the applicant is of sound physique, with good eyesight, not subject to epilepsy, vertigo, heart trouble or any other infirmity of body or mind which might make him unfit for the safe operation of a limousine or livery vehicle.

The examination shall be within thirty (30) days prior to the filing of the application. At the time the application is filed, the applicant shall pay to the Division of Taxi and Limousine Licensing the sum of seventy-five dollars (\$75.).

D. The annual application for renewal of limousine licenses and limousine operator's licenses shall be filed not later than thirty (30) days prior to the expiration date. Late filing of applications shall be subject to a fifty dollar (\$50) late filing fee.

§ 180A-10. Investigation of applicant for limousine ~~or livery~~ operator's license.

~~The Police Division shall conduct an investigation of each applicant for a driver's license, and a report of such investigation and a copy of the traffic and police record of the applicant, if any, shall be attached to the application for the consideration of the Division of Taxi and Limousine Licensing.~~

A. All applicants for City of Hoboken limousine operator's licenses shall comply with N.J.S.A. 48:16-22.3a. The Division of Taxi and Limousine shall not approve any application for a limousine operator's license until the individual applicant has supplied the Division with an original or sealed copy of the Certification Letter from the Chief Administrator of the New Jersey Motor Vehicle Commission, which shall state that the applicant has been approved by the New Jersey Motor Vehicle Commission to operate a limousine within the State limits. The Division shall summarily deny a City of Hoboken limousine operator's license to any applicant who obtains a Disqualification Letter from the Chief Administrator of the New Jersey Motor Vehicle Commission.

B. The City of Hoboken shall not be entitled to any additional investigation into the criminal background of individual applicants, except that the City of Hoboken shall require a driver's abstract which it may rely on in considering the application.

§ 180A-11. Consideration of application; appeal of denial.

The Division Head of the Division of Taxi and Limousine Licensing, upon consideration of the application and the reports and certificate required to be attached thereto, shall

approve or reject the application. If the application is rejected, the applicant may request a hearing to offer evidence why his application should be reconsidered.

§ 180A-11.1. Temporary licenses.

The Division of Taxi and Limousine Licensing may issue a temporary license to any applicant who has fully completed the licensing application process, has been approved by the Director of Transportation and Parking Utility Business Administration and is awaiting City Council approval of his or her license. Such temporary license shall be valid for a period of time to be determined by the Division of Taxi and Limousine Licensing and for not longer than thirty (30) days from the date of its issuance.

§ 180A-12. Issuance of limousine ~~or livery driver's~~ operator's license; term of license; renewal.

- A. Upon approval of the application for an operator's ~~a driver's~~ license by the Division of Taxi and Limousine Licensing, the Division Head shall issue a license to the applicant which shall bear the name, signature and photograph of the applicant.
- B. Such license shall be in effect for the remainder of the fiscal year ending March 31. The fee for such license shall be seventy-five dollars (\$75.), and the license for every year thereafter shall be issued upon payment of seventy-five dollars (\$75.).
- C. The license shall also contain the city license number and a notice that, in case of any complaint, the Division of Taxi and Limousine Licensing shall be notified of the license number of the driver. The license shall bear the signature of the Division Head of the Division of Taxi and Licensing.

§ 180A-13. Suspension and revocation of limousine ~~or livery driver's~~ operator's license.

The Division of Taxi and Limousine Licensing is hereby given the authority to suspend any operator's ~~driver's~~ license issued under this chapter upon justified complaint of any person, including a holder, for a driver failing or refusing to comply with the provisions

of this chapter; provided, however, that a holder's first ~~such~~ suspension shall not exceed twenty (20) days. The Division of Taxi and Limousine Licensing is also given the authority to revoke any driver's license for failure to comply with the provision of this chapter; provided, however, that a license may not be revoked unless the driver has received notice and a copy of the charges against him and has been given a hearing.

Notwithstanding the use of the words "suspend or, after a hearing, revoke" in this chapter, the Division of Taxi and Limousine Licensing may suspend and, after a hearing, revoke any such license.

A holder of a license shall be entitled to notice and a hearing before a Hearing Officer selected by the Corporation Counsel, if requested in writing within five (5) business days after receipt of notice of alleged violations. The license holder shall be entitled to representation by counsel and may present evidence in defense of the charges. The Division of Taxi and Limousine Licensing shall present evidence in support of the charges. At the conclusion of a hearing, the Hearing Officer may either revoke or suspend the license, or dismiss the charges. Any appeal of the decision of the Hearing Officer shall be made to a court of competent jurisdiction.

§ 180A-14. Compliance with other laws.

Every driver licensed under this chapter shall comply with all city, state and federal laws, the violation of which reflects unfavorably on the fitness of such driver to engage in public transportation; failure to do so will justify the Division of Taxi and Limousine Licensing in suspending or, after a hearing, revoking the license. If, at any time within the license year, a driver has been found guilty of a high misdemeanor or misdemeanor or has permitted his vehicle to be used for any illegal or immoral purpose, the Division of Taxi and Limousine Licensing may immediately suspend or, after a hearing, revoke the driver's license.

§ 180A-15. Vehicle equipment and maintenance.

- A. No license shall be issued until said limousine ~~or livery vehicle~~ has been thoroughly inspected and found to be in a safe condition for the transportation of passengers and of good appearance.
- B. Every vehicle operating under this chapter shall be periodically inspected, at such intervals as the Division of Taxi and Limousine Licensing may direct, to ensure the continued maintenance of safe operating conditions.
- C. Every vehicle operating under this chapter shall be kept in a clean and sanitary condition in accordance with the rules and regulations promulgated by the Division of Taxi and Limousine Licensing.
- D. Any vehicle on the streets of the City of Hoboken in violation of this section may be removed from the street by the Hoboken Police Department ~~Division~~. If the vehicle is not returned to service in accordance with the provisions of this section within ninety (90) days, the Division of Taxi and Limousine Licensing may suspend or, after a hearing, revoke the limousine ~~or livery~~ license.
- E. Color scheme of ~~livery or~~ limousine. A ~~livery or~~ limousine may be of any color other than one that will represent a taxi/hack (yellow).
- F. Vehicles used as a limousine shall be of a four-door model and shall not be more than four (4) years old. ~~Vehicles used as livery shall be of a four door model and may not be operated in excess of an aggregate total of twenty four (24) months. Thereafter, said vehicle must be replaced and/or retired.~~
- G. Upon written request, the Division of Taxi and Limousine Licensing may permit a vehicle smaller than a four-door model or more than four (4) years old ~~in use longer than an aggregate of twenty four (24) months~~ to be licensed. Such a request shall only be granted where the vehicle is a classic, antique, vintage or otherwise unusual and rare automobile. Furthermore, such requests shall only be granted where the vehicle in question is capable of safely performing the tasks for which it is licensed.

§ 180A-15.1. Reporting of accidents; other reports required.

A. All accidents arising from or in connection with the operation of a limousine or livery vehicles which result in death or injury to any person or in damage to any vehicle or to any property in an amount exceeding five hundred dollars (\$500.) shall be reported to the Division of Taxi and Limousine Licensing within forty-eight (48) hours from the time of the occurrence in the form of a report to be furnished by the Division of Taxi and Limousine Licensing. Copies of any police report filed or prepared as a result of the accident must also be provided to the Division of Taxi and Limousine Licensing within forty-eight (48) hours. Failure to report said accidents shall be grounds for suspension and/or revocation of the limousine license. Such reports are to be used by the Division of Taxi and Limousine Licensing in developing useful information in the prevention of transportation accidents.

B. Whenever a limousine registered to a City of Hoboken limousine license is out of service for five (5) or more days, the limousine license holder shall report the same in writing to the Division of Taxi and Limousine Licensing with the reason therefore, the date of decommission, and the expected date of return. Prior to returning the taxicab to service, the taxicab license holder shall provide the Division with a written letter from a mechanic, on the mechanics official letterhead, stating the vehicle is safe for operation as a limousine, and the date the vehicle may return to operation.

C. Whenever the registration and/or license plates for a limousine licensed by the City of Hoboken shall change the limousine license holder shall provide the City of Hoboken with written verification, from the State of New Jersey Department Motor Vehicle Commission, indicating the change of license plate and/or change of registration for the vehicle prior to use of the vehicle under the City of Hoboken limousine license.

§ 180A-16. Use for illegal or immoral purposes prohibited.

No holder or driver shall knowingly permit his vehicle to be used for any illegal or immoral purposes, under penalty of suspension or, after hearing, revocation of the holder or driver's license, or both, and such other penalty as may be provided.

§ 180A-17. Solicitation of passengers; maximum number of passengers.

A. Prohibited solicitation. No driver shall solicit passengers on any city street, parking lot, taxi stand or other location where vehicles may enter or stand, nor shall any driver engage in "cruising" as defined in this chapter. Furthermore, no driver shall pick up any passenger in response to a signal, hail, gesture or call, except telephone calls, made from a passenger on a city street, parking lot, taxi stand or other location where vehicles may enter or stand. A driver shall only be permitted to respond to a telephone request for a pickup. A violation of this subsection shall result in a fine of five hundred dollars (\$500.) for the first offense and/or up to one hundred eighty (180) days imprisonment to be determined by the Municipal Court, and not less than seven hundred fifty dollars (\$750.) and/or up to one hundred eighty (180) days imprisonment to be determined by the Municipal Court for the second offense; and not more than one thousand dollars (\$1000.) and/or one (1) year imprisonment to be determined by the Municipal Court for the third or subsequent offense and revocation of the owner's license for that particular vehicle.

B. Receipt and discharge of passengers on a sidewalk. Drivers shall not receive or discharge passengers in the roadway but shall pull up to the right-hand side as nearly as possible or, in the absence of a sidewalk, to the extreme right-hand side of the road and there receive or discharge passengers, except upon one-way streets, where passengers may be discharged at either the right-or left-hand sidewalk or side of the roadway, in the absence of a sidewalk.

C. Restrictions on the number of passengers. No driver shall permit more than four (4) passengers to be carried in a limousine ~~nor more than four (4) passengers to be carried in a livery vehicle.~~ Upon written application to the Division of Taxi and Limousine Licensing requesting an inspection of a particular vehicle, the Division of Taxi and Limousine Licensing may, at his discretion, rate particular vehicles or classes of vehicles at a higher occupancy level.

§ 180A-17.1. Operation of noncertified limousine or livery vehicle.

- A. It shall be unlawful for a nonlicensed limousine or livery vehicle to pick up or accept a passenger within the city for a destination within the city limits. Upon written request of a prospective passenger, the Division of Taxi and Limousine Licensing may, at his discretion, waive this rule in particular instances.
- B. Limousines and livery vehicles licensed in other jurisdictions may discharge passengers at a destination within the city, provided that said passenger has been picked up by the limousine or livery vehicle outside the city.
- C. Livery cars, and limousines licensed in other jurisdictions shall not cruise within the city limits to seek non-prearranged passengers. Livery cars, and limousines may only pick up a passenger within the city to be taken to a place or destination outside the city provided the passenger had personally, or through an agent, previously arranged by telephone or other means with the owner or driver of the noncertified taxicab for such a trip to the destination outside the city. Livery cars, and limousines shall be specifically prohibited from picking up fares unless they have been prearranged.
- D. Any person found to be guilty of violating any provision of this section shall be punishable by a fine of not less than five hundred dollars (\$500.) and/or one hundred eighty (180) days imprisonment to be determined by the Municipal Court and notice of the offense shall be sent to the owner of the taxi license for the first (1st) offense; And not less than seven hundred fifty dollars (\$750.) and/or up to one hundred eighty (180) days imprisonment to be determined by the Municipal Court and notice of the offense shall be sent to the owner of the taxi license for the second (2nd) offense; And not more than one thousand dollars (\$1000.) and/or up to one (1) year imprisonment to be determined by the Municipal Court and notice of the offense shall be sent to the owner of the taxi license for the third (3rd) or subsequent offense.

§ 180A-17.2. Limousine and Livery Rates

A limousine or livery may charge any rate for its services, provided that:

A. The rate schedule is on file with the Division of Taxi and Limousine Licensing of the City of Hoboken. The rates schedule must conform to the rules of this section. A rate schedule may be changed only once in a calendar month.

B. The current rate schedule must be posted conspicuously in the passenger compartment of the vehicle and be on file with the Division of Taxi and Limousine Licensing of the City of Hoboken. No fee that differs, either higher or lower, from the fee set forth in the fee schedule on file with the Division of Taxi and Limousine Licensing may be charged for any trip.

§ 180A-18. Register of license holders.

The Division of Taxi and Limousine Licensing shall keep a register of the name of each holder licensed under this chapter, together with the license number and the make and description of the vehicle licensed, with the date and record of inspections made of it.

§ 180A-19. Standing in certain locations prohibited.

It shall be unlawful for any limousine ~~or livery~~ to stand in any restricted area or any area which is controlled by parking meters or at the curb within fifteen (15) feet of the entrance to any theater, hotel, restaurant or other public place.

§ 180A-20. Behavior of drivers.

The driver, while engaged in the operation of a limousine ~~or livery vehicle~~, shall behave himself in a gentlemanly manner, and he shall not use any indecent, profane or insulting language while engaged in such operation.

§ 180A-21. Operation by unlicensed drivers prohibited.

It shall be unlawful for any person owning or operating any limousine ~~or livery vehicle~~ in the City of Hoboken, licensed under the provisions of this chapter, to permit such vehicle to be operated by any person who does not hold a valid driver's license as required by this chapter.

§ 180A-22. Restrictions on operations.

Every holder of a limousine ~~or livery~~ license shall be responsible for the operation of the vehicle for which the license has been granted regardless of the legal relationship between such holder and the driver of said vehicle.

§ 180A-23. Lost articles.

Every driver of a limousine ~~or livery vehicle~~, immediately after the termination of any hiring or employment, must carefully search such vehicle for any property lost or left therein, and any such property, unless sooner claimed or delivered to the owners, must be reported, in writing, by the driver or holder to the Division of Taxi and Limousine Licensing, with brief particulars and a description of the property, within twenty-four (24) hours after the finding thereof.

§ 180A-24. Enforcement.

The Division of Taxi and Limousine Licensing and Police Division of the City of Hoboken ~~are~~ is hereby given the authority and ~~are~~ is instructed to watch and observe the condition of holders and drivers operating under this chapter. Upon discovering a violation of the provisions of this chapter, the Police Division shall report the same to the Division of Taxi and Limousine Licensing, in addition to issuing any required summons to the offending licensee the Division of Taxi and Limousine Licensing who shall order or take appropriate action.

§ 180A-25. Hearings.

All hearings under this chapter shall be conducted by the Division Head of the Division of Taxi and Limousine Licensing, and/or his or her designee.

§ 180A-26. Promulgation of rules and regulations; distribution.

The Division of Taxi and Limousine Licensing shall promulgate reasonable rules and regulations to implement this chapter and to carry out its intendments, which shall be filed with the City Clerk of the City of Hoboken. The Division of Taxi and Limousine Licensing shall cause the rules and regulations as promulgated, together with this chapter and any amendments or additions thereto, to be printed and distributed to the holders of limousine or livery licenses and to all those who in the future shall obtain such license or licenses.

§ 180A-27. Violations and penalties.

Any person found guilty of violating any of the provisions of this chapter for which no penalties have been specified may, in addition to the suspension or revocation of the license as heretofore provided, be fined not less than five hundred dollars (\$500.) and/or up to one hundred eighty (180) days imprisonment to be determined by the Municipal Court and notice of the offense shall be sent to the owner of the taxi license for the first (1st) offense; and not less than seven hundred fifty dollars (\$750.) and/or up to one hundred eighty (180) days imprisonment to be determined by the Municipal Court and notice of the offense shall be sent to the owner of the taxi license for the second (2nd) offense; and not more than one thousand dollars (\$1000.) and/or one (1) year imprisonment to be determined by the Municipal Court and notice of the offense shall be sent to the owner of the taxi license for the third (3rd) or subsequent offense.

ARTICLE II ~~Limousine and Livery~~ Drivers' Rules and Regulations

§ 180A-28. Table of drivers' rules and regulations.

The following rules shall apply to all drivers of ~~livery or~~ limousine vehicles. Such rules, numbered sequentially below, shall be referred to by chapter, section and rule number. They are set forth below as follows:

Rule No. Rule Specification

101 A driver shall be clean and neat in dress and

person. A driver must wear hemmed or tailored trousers that are no higher than mid-thigh and that have no holes. A female driver must wear hemmed or tailored trousers or a skirt that is no higher than mid-thigh and that has no holes. A driver must wear closed shoes or sneakers. A driver must wear a collared shirt or blouse, without holes, which, if it has buttons, must be buttoned, except for the top 2 buttons. A driver may not wear as outer clothing any of the following: underwear, tank tops, tube tops, body shirts, swim wear, bathing trunks or cut-off shorts.

- 102 A driver shall not smoke while carrying a passenger unless the passenger verbally consents.
- 103 A driver shall not operate or occupy a limousine ~~or livery vehicle~~ while his driving ability is impaired by either alcohol or drugs, nor while driving or occupying such limousine or livery vehicle shall he consume any alcoholic beverage or any drugs or narcotics which are either illegal or capable of impairing his driving ability.
- 104 A driver shall not operate a limousine ~~or livery vehicle~~ for more than twelve (12) consecutive hours.
- 105 A driver shall at all times cooperate with all law enforcement officers and authorized representatives of the Division of Taxi and

Limousine Licensing and shall comply with all their reasonable requests, including but not limited to providing his name and limousine ~~and livery driver's~~ operator's license number and other documents required to be in his possession.

- 106 a. A driver shall not operate his limousine ~~or livery vehicle~~ in such a manner or at a speed which unreasonably endangers users of other vehicles, pedestrians or his passengers.
- b. A driver who knowingly or having cause to know that personal injury has been caused to another person or that damage has been caused to the property of another person due to an accident involving the driver's limousine ~~or livery vehicle~~ shall, before leaving the place where said damage or injury occurred, stop, exhibit to such other person his limousine ~~or livery vehicle~~ operator's license and rate card and give to such other person his name, residence address, limousine ~~or livery driver's~~ operator's number, as well as the name of the vehicle's insurance carrier and the insurance policy number.
- c. A driver shall operate his limousine ~~or livery vehicle~~ at all times in full compliance with all laws, rules and regulations of the Port

Authority of New York and New Jersey and any regulatory body or governmental agency having jurisdiction over motor vehicles, with respect to matters not otherwise specifically covered in these rules.

- d. A driver, while operating a limousine ~~or livery vehicle~~, shall immediately report to the owner of the vehicle any motor vehicle accident in which he is involved.

107 A radio shall be turned on or off at the request of the passenger. The passenger shall have the right to select the radio program. Whether or not a limousine ~~or livery vehicle~~ is hired, a radio shall be played at normal volume only, and all noise ordinances shall be complied with.

108 An air-conditioning and heating device in a limousine ~~or livery~~ shall be turned on or off at the request of a passenger.

109 A driver, while performing his duties and responsibilities as a driver, shall not commit or attempt to commit, alone or in concert with another, any act of fraud, misrepresentation or larceny or perform any willful act of omission or commission which is against the best interests of the public, even though not specifically mentioned in these rules.

110 A driver shall not apply for or accept more than 1 limousine operator's ~~or livery driver's~~ license without the Division of Taxi and Limousine

Licensing's written permission.

111 A driver shall not permit any other person to use limousine operator's ~~or livery driver's~~ license while such person is operating any vehicle.

112 a. A driver shall not permit the limousine ~~or livery vehicle~~ to be operated for hire by another person who is not currently licensed by the Division of Taxi and Licensing as a limousine or livery driver.

b. During the work shift, a driver shall not allow another person to operate the limousine ~~or livery vehicle~~ or occupy the driver's seat, except in the event of an emergency.

113 a. A driver shall not use or permit any other person to use his limousine ~~or livery vehicle~~ for any unlawful purpose.

b. A driver shall not conceal any evidence of a crime nor voluntarily aid violators to escape arrest.

c. A driver shall report immediately to the police any attempt to use his limousine ~~or livery vehicle~~ to commit a crime or to escape from the scene of a crime.

114 A driver or any person acting on his behalf shall not offer or give any gift, gratuity or thing of value to any employee, representative or member of the office of the Division of Taxi and Licensing or any public servant or any dispatcher employed at a public transportation facility.

- 115 A driver shall immediately report to the Division of Taxi and Licensing and the Hoboken Police Division any request or demand for a gift, gratuity, free service or anything of value by any employee or representative of the Division of Taxi and Licensing, any member of the City Council of Hoboken, any police officer, any dispatcher or any public servant.
- 116 A driver shall notify the Division of Taxi and Licensing, in writing, of the driver's conviction of a crime or motor vehicle offense, excluding parking violations for vehicles other than a limousine or livery vehicle, within fifteen (15) days of such conviction, and he shall deliver to the Division of Taxi and Licensing a certified copy of the certificate of disposition issued by the Clerk of the Court within fifteen (15) days of sentencing.
- 117 A driver shall not permit more than four passengers to ride in his limousine or livery unless the particular vehicle in question has been approved for more passengers by the Division of Taxi and Licensing or his designee pursuant to Section 180A-15F of this chapter. Children riding in any vehicle shall be considered a passenger and must comply with all car seat requirements as provided by State law.
- 118 A handicapped passenger, unable to enter or ride in the rear passenger part of the limousine

~~or livery vehicle~~ must be permitted to occupy the front seat alongside the driver. If a passenger's luggage occupies the rear passenger part of the vehicle, a passenger must be permitted to occupy the front seat alongside the driver.

- 119 a. A driver shall be courteous to passengers.
b. A driver shall comply with all the reasonable requests of a passenger, including but not limited to providing, upon request, his name and his limousine ~~or livery driver's~~ license number.
- 120 A driver shall not threaten, harass or abuse any passenger, governmental officer, representative of the Division of Taxi and Licensing, public servant or any other person while performing his duties as a driver.
- 121 A driver shall not use or attempt to use any physical force against any passenger, governmental officer, representative of the Division of Taxi and Licensing, public servant or any other person while performing his duties as a driver.
- 122 A driver may not use another person to solicit a passenger nor suggest to a passenger that an additional person be accepted as a passenger.
- 123 A driver shall not pick up additional paying passengers while the limousine ~~or livery~~ continues to be employed.

- 124 A driver may not, in omnibus fashion, pick up paying passengers at one (1) or more locations. A driver shall not refuse by words, gestures or any other means to take any orderly and lawful passenger to any destination within the City of Hoboken and a 25-mile radius thereof. This includes a person who is handicapped and any guide dog accompanying such person.
- 126 A driver shall not induce the hire of his vehicle by giving misleading information, including but not limited to the times of arrival and departure of trains, buses, ships, ferries, planes or other scheduled forms of transportation, the location of a building or place or the distance between two (2) points.
- 127
- a. A driver shall not refuse to transport a passenger's luggage, wheelchair, crutches or other property.
 - b. Upon request of a passenger, the driver shall load or unload such property in or from the vehicle's interior or trunk compartment and shall secure such compartment.
- 128 A driver shall not sell, advertise or recommend any service or merchandise to any passenger without prior written approval from the Division of Taxi and Limousine Licensing.
- 129 A driver shall take a passenger to his destination by the shortest reasonable route, unless the passenger requests a different route or unless

the driver proposes a faster alternative route to which the passenger agrees. The driver shall comply with all reasonable and lawful routing requests of the passenger.

- 130 A driver shall be required to accept United States currency or a Director-approved group voucher.
- 131 A driver shall give the correct change to a passenger who has paid the hourly or daily charge.
- 132 A driver shall give a passenger a receipt for payment of the charge when requested to do so by the passenger; such a receipt shall state the date, time, fee paid and the Division of Taxi and Licensing's Complaint Department telephone number.
- 133 A driver shall not ask a passenger for a tip nor indicate that a tip is expected or required.
- 134 A driver shall promptly answer and comply as directed with all questions, communications, directives and summonses from the Division of Taxi and Licensing or his representative. A driver shall produce his limousine ~~or livery driver's~~ operator's license and Motor Vehicle Commission (MVC) license or other documents whenever the Division of Taxi and Licensing or his representative requires him to do so.
- 135 A driver shall not knowingly operate a vehicle for hire unless such vehicle is properly licensed

by the Division of Taxi and Licensing.

136 A driver shall comply with all restrictions endorsed by the Division of Taxi and Licensing upon his limousine ~~or livery driver's~~ license.

137 a. A driver shall not operate a limousine ~~or livery vehicle~~ in the City of Hoboken while his limousine operator's ~~or livery driver's~~ license or his motor vehicle driver's license is revoked, suspended or expired.

b. A driver shall immediately surrender his limousine operator's ~~or livery driver's~~ license to the Division of Taxi and Licensing upon the suspension or revocation of his chauffeur's license.

138 A driver shall take all reasonable steps to safeguard his limousine operator's ~~or livery driver's~~ license.

139 A driver shall notify the Division of Taxi and Licensing, in writing, of the loss or theft of his limousine and livery driver's license within seventy-two (72) hours, exclusive of weekends and holidays.

140 A driver shall not alter, deface, mutilate or obliterate any portion of his limousine operator's ~~or livery driver's~~ license or the attached photograph so as to cause it to present false information or make it unreadable or unrecognizable.

141 A driver shall immediately surrender for

replacement any unreadable or unrecognizable
limousine or livery driver's license.

142 A driver shall submit four (4) prints of a new
photograph to the Division of Taxi and Licensing
whenever his physical appearance has
substantially changed. Substantial change shall
include, but not be limited to, the growth or
removal of facial hair.

143 A driver shall report any change of mailing
address to the Division of Taxi and Licensing,
either in person or by registered or certified
mail, return receipt requested, within seven (7)
days, exclusive of weekends and holidays. Any
notice from the Division of Taxi and Licensing
shall be deemed sufficient if sent to the mailing
address furnished by the driver.

144 A driver, while operating a limousine or livery
vehicle, shall not carry a weapon without the
Division of Taxi and Licensing's written
authorization.

145 A driver shall not operate a limousine or livery
vehicle having any equipment, devices or signs
not specifically specified in these rules, unless
authorized, in writing, by the Division of Taxi and
Licensing.

146 A driver shall not operate a limousine or livery
vehicle without continuing personal inspection
and reasonable determination that all
equipment, including brakes, tires, lights and

signals, is in good working order.

147 When a limousine ~~or livery vehicle~~ is taken out of service for repair has been repaired, and if the repairs were made by the driver, the driver shall carry the work order or receipt with him while on his work shift and deliver it to the owner at the end of that shift.

148 A driver, during his work shift, shall keep the vehicle's exterior and interior clean.

149 No driver shall charge a fee that differs from the fee schedule on file with the Division of Taxi and Licensing.

150 No driver shall leave the scene of any accident contrary to the laws of the State of New Jersey.

151 No driver shall cause his vehicle horn to sound for the purposes of signaling a passenger between the hours of 8:00 p.m. and 8:00 a.m.

§ 180A-28.1. Fines for violation of drivers' rules and regulations.

The following penalty schedule shall be in force for the violation of the rules set forth in Section 180A-28. The penalty schedule lists the rule number, the range of fines associated with a violation of that rule and whether the violator is required to make a personal appearance to answer such charge.

Schedule of Violations and Penalties

Rule No.	Penalty/Fine (minimum to maximum)	Personal Appearance Required
101	\$50.00	No
102	\$100.00	No

103	\$250.00 to \$500.00	Yes (N.J.S.A. 39:4-50)
104	\$25.00	No
105	\$50.00 to \$350.00	Yes
106a	\$100.00 to \$250.00 and/or suspension of 5 days	Yes
106b	\$100.00 to \$250.00 and/or suspension of 5 days	Yes
106c	\$50.00 to \$100.00 for a violation that governs stationary vehicles	Yes
106d	\$250.00 to \$500.00 and/or suspension of 5 days	Yes
107	\$50.00	No
108	\$50.00	No
109	\$200.00 to \$350.00	Yes
110	\$50.00 to \$150.00 and/or suspension of 20 days	Yes
111	\$250.00 to \$500.00 and/or suspension of 5 days	Yes
112a	\$150.00 to \$350.00 and/or suspension of 5 days	Yes
112b	\$50.00	No
113a, b and c	\$250.00 to \$500.00 and/or suspension of 20 days	Yes
114	\$100.00 to \$250.00 and/or suspension of 10 days	Yes
115	\$100.00	No

116	\$250.00 to \$500.00	No
117	\$250.00 to \$500.00	No
118	\$50.00 to \$150.00	No
119	\$50.00	No
120	\$250.00	No
121	\$250.00 to \$500.00	No
122	\$250.00	No
123	\$150.00 to \$250.00	No
124	\$250.00 to \$500.00	No
125	\$250.00	No
126	\$100.00	No
127a and b	\$50.00 to \$100.00	No
128	\$50.00 to \$100.00	No
129	\$50.00 to \$100.00	No
130	\$50.00 to \$100.00	No
131	\$50.00 to \$100.00	No
132	\$50.00	No
133	\$50.00	No
134	\$100.00	Yes
135	\$250.00 to \$500.00	Yes
136	\$50.00 to \$100.00	Yes
137a and b	\$250.00 to \$500.00	Yes
138	\$25.00	No
139	\$25.00	No
140	\$100.00	No
141	\$25.00	No
142	\$25.00	No
143	\$100.00	No
144	\$100.00	Yes

145	\$25.00	No
146	\$50.00 to \$100.00	Yes
147	\$50.00 to \$100.00	Yes
148	\$25.00	No
149	\$250.00 to \$500.00	Yes
150	\$500.00 to \$1,000.00	Yes
	and/or suspension of 30 days	
151	\$100.00	No

ARTICLE III ~~Limousine and Livery~~ Owners' Rules and Regulations

§ 180A-29. Table of owners' rules and regulations.

The following rules shall apply to all owners of limousines ~~and livery vehicles~~. Such rules, numbered sequentially below, shall be referred to by chapter, section and rule number. They are set forth below as follows:

Rule No. Rule Specification

- | | |
|-----|--|
| 201 | An owner shall not dispatch a limousine or livery vehicle not currently licensed by the city. |
| 202 | An owner who is not currently licensed shall not advertise or hold himself out as doing business as a limousine or livery or any name that would tend to confuse the public as to the owner's license status. |
| 203 | An owner shall not cause to be dispatched a limousine or livery vehicle unless the driver thereof has a current limousine <u>operator's</u> or livery driver's license. |
| 204 | An owner, while performing his duties and |

responsibilities as a limousine ~~or livery vehicle~~ owner, shall not commit or attempt to commit, alone or in concert with another, any act of fraud, misrepresentation or larceny or perform any willful act or omission which is against the best interests of the public, although not specifically prohibited in these rules.

205 An owner shall not use or permit any other person to use ~~any of~~ his limousine ~~or livery vehicles~~, his garage or his office of record for any unlawful purpose.

206 An owner shall not conceal any evidence of crime connected with his limousine ~~or livery vehicles~~, garage or office of record.

207 An owner shall report immediately to the police any attempt to use any of his limousine ~~or livery vehicles~~ to commit a crime or flee from the scene of a crime.

208 The owner shall inspect or cause to be inspected the interior of the limousine ~~or livery vehicles~~ immediately after the termination of each work shift.

209 Property found shall be taken without delay to the Police Division, unless it can be returned to its rightful owner within a reasonable time.

210 An owner shall not dispatch or cause to be dispatched any limousine ~~or livery vehicle~~ from a public street or other public area if such dispatch will prevent the flow of pedestrians and/or

vehicular traffic or cause inconvenience or annoyance to the public.

- 211 No owner of a vehicle shall permit a person to operate that vehicle as a livery or a limousine who does not possess a valid limousine operator's ~~or livery driver's~~ license issued by the Division of Taxi and Licensing of City of Hoboken.
- 212 No owner shall aid, assist, counsel, require, order, mandate, suggest or in any other way knowingly cause a driver to violate any rule of this chapter. The fines for such an offense shall be triple the maximum fine allowable for the offense committed by the driver.

§ 180A-29.1. Fines for violations of owners' rules and regulations.

The following penalty schedule shall be in force for the violation of the rules set forth in Section 180A-29. The penalty schedule lists the rule number, the range of fines associated with a violation of that rule and whether the violator is required to make a personal appearance to answer such charge.

Schedule of Violations and Penalties

Rule No.	Penalty/Fine (minimum to maximum)	Personal Appearance Required
201	\$250.00 to \$500.00 and/or suspension of 20 days	Yes
202	\$250.00 to \$500.00 and/or suspension of 20 days	Yes
203	\$250.00 to \$500.00 and/or suspension of 5 days	Yes

204	\$500.00 to \$1,000.00 and/or suspension of 5 days	Yes
205	\$500.00 to \$1,000.00 and/or suspension of 5 days	Yes
206	\$500.00 to \$1,000.00 and/or suspension of 5 days	Yes
207	\$500,00 to \$1,000.00 and/or suspension of 5 days	Yes
208	\$50.00 to \$150.00	No
209	\$50.00 to \$150.00	No
210	\$50.00 to \$150.00	No
211	\$250.00 to \$500.00	Yes
212	Triple fine allowed for driver offense	Yes

SECTION TWO:

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

SECTION THREE:

This Ordinance shall take effect as provided by law.

Adopted:

Approved:

City Clerk James Farina

Mayor Dawn Zimmer

Approved to Form:

Michael B. Kates, Corporation Counsel

Date of Introduction: **September 15, 2010**