

Sponsored by _____
Seconded by _____

RESOLUTION APPOINTING A COUNCIL PRESIDENT

Appointing _____ as City Council President; term effective January 5, 2011 through July 1, 2011.

Meeting: January 5, 2011

Sponsored by _____
Seconded by _____

**RESOLUTION APPOINTING A VICE-PRESIDENT
OF THE CITY COUNCIL**

Appointing _____ as the Vice-President of the
Hoboken City Council; term effective January 5, 2011 through
July 1, 2011.

Meeting: January 5, 2011

Introduced By: _____

Seconded By: _____

CITY OF HOBOKEN

RESOLUTION No. _____

**THIS RESOLUTION AUTHORIZES TEMPORARY
APPROPRIATIONS FOR THE CALENDAR YEAR 2011**

WHEREAS, N.J.S.A. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the calendar year 2011 budget, temporary appropriation should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, twenty six and one quarter percent (26.25%) of the total appropriations of the current fund in the fiscal year 2010 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvements fund, public assistance and public utilities in said calendar year 2011 budget is the sum of \$19,846,337 and for the Parking Utility is the sum of \$1,197,446; and

WHEREAS, the temporary appropriations in the calendar year 2011 budget for interest and debt redemption charges are requested to be \$6,630,951 for the current fund and \$1,968,289 for the Parking Utility; and

WHEREAS, the temporary appropriations in the calendar year 2011 budget for Capital Improvement Fund charges are requested to be \$100,000.00 for the current funds; and

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Hoboken that the following appropriation, which now totals \$26,577,287 for the current fund including debt service and \$3,885,735 for the Parking Utility including debt service be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his/her records:

MEETING DATE: January 5, 2011

REVIEWED BY:

APPROVED AS TO FORM:

Arch Liston
Business Administrator

Mark Tabakin
Corporation Counsel

City of Hoboken			
Temporary Appropriations			
CY 2011			
		Adopted	Temp Appr
		SFY 2010	CY 2011
Operations Within CAPS			
Mayor Office	S/W	240,989.74	63,259.81
	O/E	10,000.00	2,625.00
City Council	S/W	236,864.10	62,176.83
	O/E	5,000.00	1,312.50
Office of Clerk	S/W	432,591.44	113,555.25
	O/E	31,275.00	8,209.69
Legal Advertising	O/E	25,000.00	6,562.50
Cod of Ordinances	O/E	30,000.00	7,875.00
Elections	S/W	35,000.00	9,187.50
	O/E	77,500.00	20,343.75
Bus Administrators	S/W	268,688.67	70,530.78
	O/E	20,000.00	5,250.00
Purchasing	S/W	289,503.08	75,994.56
	O/E	2,670.00	700.88
Licensing Bureau	S/W	123,002.49	32,288.15
	O/E	9,100.00	2,388.75
Personnel & Health Benefits	S/W	202,020.13	53,030.28
	O/E	2,400.00	630.00
Zoning Administration	S/W	93,487.49	24,540.47
	O/E	11,800.00	3,097.50
Uniform Construcion Code	S/W	705,514.32	185,197.51
	O/E	180,705.00	47,435.06
Corporation Counsel	S/W	390,991.50	185,635.27
	O/E	99,000.00	25,987.50
Special Counsel	O/E	760,000.00	199,500.00
Expert Witness & Appraisal	O/E	10,500.00	2,756.25
Revenue & Finance Director	S/W	682,099.97	179,051.24
	O/E	55,649.00	14,607.86
Annual Audit	O/E	97,500.00	25,593.75
Tax Collections	S/W	290,999.80	76,387.45
	O/E	68,252.88	17,916.38
Information Technology	S/W	132,000.00	34,650.00
	O/E	24,446.00	6,417.08
Municipal Court	S/W	1,074,737.21	282,118.52
	O/E	197,500.00	51,843.75
Public Defender	S/W	69,472.30	18,236.48
	O/E	4,300.00	1,128.75
Office of Tax Assessor	S/W	349,448.81	91,730.31
	O/E	22,520.31	5,911.58
Human Services Director	S/W	233,026.60	61,169.48
	O/E	2,000.00	525.00
Rent Leveling	S/W	191,703.75	100,322.23
	O/E	29,350.00	57,703.34
Housing Inspection	S/W	42,643.00	11,193.79
	O/E	1,750.00	459.38
Health	S/W	599,022.01	157,243.28
	O/E	161,299.00	42,340.99
Senior Citizens	S/W	471,168.85	123,681.82
	O/E	27,300.00	7,166.25
Recreation & Cultural Affairs	S/W	588,975.02	154,605.94
	O/E	212,570.00	55,799.63
Cultural Affaris	S/W	107,622.00	28,250.78
	O/E	1,000.00	262.50
Director Environmental Svc	S/W	275,694.66	72,369.85
	O/E	3,000.00	787.50
Parks	S/W	654,165.82	171,718.53
	O/E	120,000.00	31,500.00

City of Hoboken			
Temporary Appropriations			
CY 2011			
		Adopted	Temp Appr
		SFY 2010	CY 2011
Public Property	S/W	777,833.54	204,181.30
	O/E	250,000.00	65,625.00
Streets & Roads	S/W	676,572.29	177,600.23
	O/E	92,000.00	24,150.00
Central Garage	S/W	254,161.98	66,717.52
	O/E	175,000.00	45,937.50
Sanitation	S/W	906,968.80	238,079.31
	O/E	3,400,000.00	892,500.00
Director Community Develop	S/W	195,442.37	51,303.62
	O/E	104,500.00	27,431.25
Grants Management	O/E	1,000.00	262.50
Planning Board	S/W	126,530.29	33,214.20
	O/E	65,500.00	57,193.75
Zoning Board of Adjustments	O/E	100,000.00	26,250.00
Redevelopment	O/E	175,000.00	45,937.50
Historic Preservation Comm	O/E	600.00	157.50
Police	S/W	15,622,092.44	4,100,799.27
	O/E	286,700.00	75,258.75
Acquisition of Vehicles	O/E	175,000.00	45,937.50
Fire	S/W	12,979,504.32	3,407,119.88
	O/E	189,900.00	49,848.75
Uniform Fire Safety	S/W	86,145.00	22,613.06
Office of Emergency Mgmt	S/W	129,802.91	34,073.26
	O/E	12,000.00	3,150.00
Insurance			
General Liability	O/E	1,500,000.00	810,000.00
Workers Compensation	O/E	700,000.00	183,750.00
Employee Group Health	O/E	15,413,460.00	4,046,033.25
Unclassified			
ABC Board	S/W	4,000.00	1,050.00
	O/E	2,500.00	656.25
Volunteer Ambulance	O/E	40,000.00	20,000.00
N H Reg Council of Mayor	O/E	56,700.00	28,350.00
Settlements of Claims	O/E	10,000.00	2,625.00
Towing/Storage of Aband Veh	O/E	7,500.00	1,968.75
Engineering	O/E	75,000.00	19,687.50
Labor Arbitrations	O/E	75,000.00	19,687.50
Municipal Dues & Membership	O/E	3,500.00	918.75
Celebration of Public Events	O/E	15,000.00	3,937.50
Postage	O/E	150,000.00	39,375.00
Copiers/Printers O/E		56,131.68	14,734.57
Central Office Supplies O/E80,500.00			21,131.25
Electricity	O/E	580,000.00	152,250.00
Street Lighting	O/E	725,000.00	190,312.50
Gasoline	O/E	300,000.00	78,750.00
Fuel	O/E	35,000.00	9,187.50
Water & Sewer	O/E	190,000.00	49,875.00
Comminications	O/E	300,000.00	78,750.00
TeleCommunications Equipment	O/E	6,000.00	1,575.00
Salary Adjustment	O/E	1,500,000.00	0.00
Master Plan	O/E	40,000.00	10,500.00
Salary Settlements	O/E	1,500,000.00	393,750.00
Sub Total Within CAPS		71,232,365.57	18,966,961.20

City of Hoboken		
Temporary Appropriations		
CY 2011		
	Adopted	Temp Appr
	SFY 2010	CY 2011
Outside Caps		
Maintenance of Free Public Library	3,350,002.54	879,375.67
Public Employee Retirement	492,871.00	0.00
Police & Fireman's Retirement	3,101,291.00	0.00
Hoboken Housing Authority		
Tax Maps	275,000.00	0.00
Matching Funds for Grant	40,000.00	0.00
Subtotal Outside caps	7,259,164.54	879,375.67
Total Appropriations Included in 26.25% limit	78,491,530.11	19,846,336.87
Statutory Expenditures		
Social Security System	1,687,296.00	442,915.20
Consol Police/Fire Pension	33,000.00	33,000.00
Public Employees Retirement (PERS)	617,057.00	0.00
Early Retirement Pension Adjustment	4,252,621.00	0.00
Unemployment Compensation	250,000.00	65,625.00
Police/Firemen's Retirement	3,095,007.00	0.00
Subtotal Statutory Expenditures	9,934,981.00	541,540.20
Capital Improvements Outside "CAPS"		
Capital Improvement Fund	150,000.00	100,000.00
Computer Technology upgrades	100,000.00	0.00
Emergency Repair City Piers	400,000.00	0.00
Total Capital Improvements From CAP	650,000.00	100,000.00
Municipal Debt Service		
Payment Bond Principal	3,020,000.00	3,090,000.00
Interest on Bonds	2,046,833.50	1,917,587.00
Interest on Notes	1,100,426.67	198,467.32
Interest on Tax Anticipation Notes	1,015,000.00	0.00
BAN Notes Principle	624,000.00	444,020.00
Green Trust Loan Repayment	212,924.27	106,462.00
Underground Storage Tank Loan	24,473.00	24,474.00
Interest of Garage Sale	525,000.00	195,000.00
Principal on HCIA Police Car 2008	91,160.00	88,400.00
Total Municipal Debt	8,659,817.44	6,064,410.32
Judgement	100,000.00	25,000.00
Total	19,344,798.44	6,730,950.52
Total Temporary Municipal Budget	97,836,328.55	26,577,287.39
Parking Utility		
Salary Wages	2,517,000.00	660,712.50
Other Expenses	3,337,016.00	875,966.70
Group Health	1,005,540.00	263,954.25
Capital Outlay	445,000.00	116,812.50

City of Hoboken		
Temporary Appropriations		
CY 2011		
	Adopted	Temp Appr
	SFY 2010	CY 2011
Total Appropriations Included in 26.25% limit	7,304,556.00	1,917,445.95
Statutory Expenditures		
Public Employee Retirement System	150,000.00	150,000.00
Social Security System	180,000.00	47,250.00
Unemployment Compensation Insurance	65,000.00	17,062.50
Debt Service		
Payment of Bond Principal	1,075,000.00	0.00
Interest on Bonds	1,025,460.00	485,532.00
Payment of Note Interest (916)	287,500.00	109,694.44
Payment of Note Principal (916)	200,000.00	200,000.00
Trustee Fee	40,000.00	40,000.00
Surplus (General Budget)	3,500,000.00	918,750.00
Total Parking Statutory Excluded from 26.25%	6,522,960.00	1,968,288.94
Total Temporary Parking utility Budget	13,827,516.00	3,885,734.89



City of Hoboken
 Office of Emergency Management
 94 Washington Street
 Hoboken, N.J. 07030
 201-420-5618



Angel L. Alicea
 Public Safety Director
Capt. James Fitzsimmons
 O.E.M. Coordinator

Joel Mestre
Patrick Ricciardi
Thomas F. Molta
 Deputy Coordinators

**DECLARATION OF EMERGENCY
 CITY OF HOBOKEN**

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

WHEREAS, pursuant to the powers established by Chapter 251 of the Laws of 1942, as amended and supplemented, and codified at N.J.S.A. App. A: 9-30 et seq., the Municipal Emergency Management Coordinator, in conjunction with the Mayor of Hoboken, is authorized to declare a local disaster emergency to exist within the boundaries of the City of Hoboken; and,

WHEREAS, as of 08:00 P.M. on Sunday, December 26, 2010, a local disaster emergency is declared to exist within the boundaries of the City of Hoboken, due to severe snow conditions affecting the orderly flow of traffic, which may negatively impact on the City's ability to effectively deliver police, fire, EMS and sanitation services; and,

WHEREAS, these severe snow conditions may adversely affect the health, safety and welfare of the people in the City of Hoboken; and,

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

WHEREAS, it has been determined that the entirety of the City of Hoboken should be declared a disaster area and that certain measures must be taken in order to ensure that the authorities are able to maintain an orderly flow of traffic, and to protect persons and property affected by these adverse weather conditions.

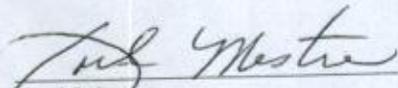
NOW, THEREFORE, in accordance with the aforesaid laws, it is promulgated and declared that the following regulations shall be implemented, in addition to all other laws of the State of New Jersey and the City of Hoboken:

1. All vehicles parked on the traveled portion of the roadway, in such a manner as to hinder the removal of snow and/or debris, are subject to being summonsed and towed at the expense of the owner.
2. All vehicles parked on designated Snow Emergency routes previously established by municipal ordinance or regulation are subject to being summonsed and towed at the expense of the owner.
3. All vehicles operated without snow tires and/or skid chains are subject to removal from City roadways and may be summonsed and towed at the owner's expense.
4. The Municipal Emergency Management Coordinator or his designee shall be empowered to restrict all non-essential motor vehicle operation at any location within the City of Hoboken.

2010 DEC 27 AM 10:08
 CITY CLERK
 HOBOKEN, N.J. 07030

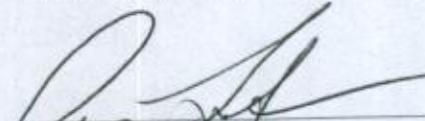
RECEIVED

5. A copy of this declaration shall be transmitted immediately to the Hudson County Office of Emergency Management.


Joel Mestre

Deputy Emergency Management Coordinator
(For OEM Coordinator James Fitzsimmons)

Date: December 26, 2000


Acting Mayor Arch Liston
(For Mayor Dawn Zimmer)

Time: 08:00 p.m.



CITY HALL
HOBOKEN, NEW JERSEY

MEMORANDUM

TO: City Clerk James Farina
FR: Mayor Dawn Zimmer
RE: Ordinance Z-76

Mr. Farina,

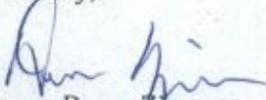
I am returning Ordinance Z-76 without my signature. Pursuant to NJSA 40:69A-41, I hereby veto the same.

This ordinance repeals the \$25 recreation fee that was passed 8-0 at the June 12th, 2010 City Council meeting. \$25 is a nominal fee, the proceeds of which go directly to a fund providing for recreation facility capital improvements. I cannot allow politics to regress our City from the responsible, fiscally-sound model of today back to the underfunded and overtaxed model of yesterday.

Asking families to pay \$25 for their child to participate in a City sponsored recreation program is both common and the best practice for a municipality. Many towns charge in excess of \$100 for participation. I remain mindful of our local families that cannot afford a recreation fee, which is why the City has enacted a waiver program for families in need. Nevertheless, we cannot ask our taxpayers to subsidize the total cost of our recreation programs, which are currently available not only to Hoboken residents but even to some people who do not reside in our City. The days of the City of Hoboken shortsightedly giving out something for nothing led us to overspend our budget by \$10 million and raise municipal property taxes by over 70%. Those days have ended.

For this reason, I withhold my approval of Ordinance Z-76 and do hereby veto the same.

Sincerely,


Mayor Dawn Zimmer

CC: Hoboken Municipal Council Members
Corporation Counsel Mark Tabakin
Business Administrator Arch Liston

2010 DEC 16 PM 3:04
CITY CLERK
HOBOKEN, NJ 07030

RECEIVED



January 3rd, 2011

MEMORANDUM

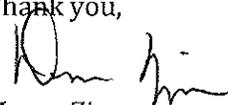
TO: City Clerk James Farina
FR: Mayor Dawn Zimmer
RE: Planning Board

Mr. Farina,

I hereby appoint the following members to the Planning Board:

Daniel Weaver – Class IV
Brandy Forbes – Director Class II
Gary Holtzman – First Alternate

Thank you,


Mayor Zimmer

SPONSORED BY: _____

SECONDED BY: _____

**MEETING OF THE CITY COUNCIL
OF HOBOKEN, NEW JERSEY
MISCELLANEOUS LICENSING
JANUARY 5, 2011**

LIVERY/LIMOUSINE DRIVERS 10 ITEMS (SEE ATTACHED)

MEETING: January 5, 2011

MISCELLANEOUS LICENSES

DRIVERS

(10 ITEMS @ \$75.00)

EMAD ZAKI	63 WEST 26 TH ST, BAYONNE, NJ	LIMO
PEDRO CRESPO	1005 PALISADE AVE, U.C., NJ	LIMO
AMGAD F. BASELYOUS	85-87 WEST 35 TH ST, BAYONNE, NJ	TAXI
MARTIN PEREZ JR.	1219 WILLOW AVE, HOBOKEN, NJ	LIMO
MAMDOUH H. BOTROS	90 WEST 26 TH ST, BAYONNE, NJ	TAXI
JOSE AVILA	805 SECAUCUS RD, J.C., NJ	LIMO
LUIS SANTANA	3900 PALISADE AVE, U.C., NJ	TAXI
AZZAT H. BEKHIT	2540 KENNEDY BLVD, J.C., NJ	TAXI
ABDALLA A. SHOLKAMI	125 HANCOCK AVE, J.C., NJ	TAXI
OMAR M. ABDELHADI	1464 76 TH ST, N.B., NJ	TAXI

TRANSFER OF OWNERSHIP

(1 ITEMS @ \$500.00)

#64 LACKAWANA TAXI LLC TO YELLOW CHECKER TAXI INC. 319 TENTH AVE, NY, NY

10 DRIVERS
1 OWNER

Rcvd Batch Id Range: First to Last		Rcvd Date Start: 0 End: 12/29/10		Report Format: Condensed		
Rcvd Date	Batch Id	PO #	Description	Vendor	Amount	Contract
12/28/10	RFE	11-01774		01318 VICTOR A. AFANADOR, ESQ.	25,072.70	
Total for Batch: RFE					25,072.70	
Total for Date: 12/28/10					Total for All Batches:	25,072.70
12/29/10	MEM	11-01798	PROFESSIONAL SERVICES-HPU	00031 BOSWELL ENGINEERING	996.00	
12/29/10	MEM	11-01803	SUPPLIES	00077 CITY PAINT AND HARDWARE	1,142.71	
12/29/10	MEM	11-01802	SUPPLIES	00287 METROPOLITAN COFFEE SERVICE	82.95	
12/29/10	MEM	11-01847	SUPPLIES FOR HPU	00287 METROPOLITAN COFFEE SERVICE	54.85	
12/29/10	MEM	11-01981	UTILITIES-MIDTOWN GARAGE 11/10	00424 P. S. E. & G. COMPANY	8,796.84	
12/29/10	MEM	11-02000	UTILITIES-DEC. 2010	00424 P. S. E. & G. COMPANY	15,084.22	
12/29/10	MEM	11-01878	SERVICES HPU	00698 INSTITUTE OF TRANSPORTATION	270.00	
12/29/10	MEM	11-01915	PRINTING/MAILING SERVICES	00894 UNIVERSAL MAILING SERVICE	2,644.08	
12/29/10	MEM	11-01644	SERVICES METRIC GROUP, INC.	01137 METRIC GROUP, INC.	85,496.00	
12/29/10	MEM	11-01822	SUPPLIES	01303 DIAMOND MANUFACTURING INC	89.00	
12/29/10	MEM	11-01780	SUPPLIES HPU	01361 J. S. DESIGN	1,200.00	
12/29/10	MEM	11-01738	TRUCK/GARAGE MAINTENANCE	01597 M & G AUTO PARTS, INC.	1,161.45	
12/29/10	MEM	11-01793		02169 RBA GROUP ENGINEERS/PLANNERS	15,000.00	
12/29/10	MEM	11-01823	ESTIMATE PAYMENT	02173 CLIFTON COLLISION CENTER	1,000.89	
12/29/10	MEM	11-01821	SERVICES HPU	02202 DAVES AUTO PARTS & ACCESSORIES	524.94	
12/29/10	MEM	11-01749	MONTHLY PHONE MAINTENANCE	03342 ENTERPRISE CONSULTANTS	112.50	
12/29/10	MEM	10-03677	GENERATOR MAINT APG 916	04218 SBP INDUSTRIES	1,595.68	
12/29/10	MEM	11-00950	LEGAL SERVICES	04804 SCARINCI & HOLLENBECK LLC	10,298.54	
12/29/10	MEM	11-01297	PROFESSIONAL SERVICES	04804 SCARINCI & HOLLENBECK LLC	1,173.64	
12/29/10	MEM	11-01748	PROFESSIONAL SERVICES	04804 SCARINCI & HOLLENBECK LLC	1,353.00	
12/29/10	MEM	11-01884	FUEL CHARGES 12/10	05470 EXXONMOBIL FLEET/GECC	324.38	
12/29/10	MEM	11-01885	LD/TOLL SERVICES - HPU OFFICE	07187 PAETEC COMMUNICATIONS INC.	183.58	
12/29/10	MEM	11-00546	MONITORING SERV.	07511 HIGH TECH PROTECTIVE SVS. INC.	241.00	
12/29/10	MEM	11-01820	GARAGE MANAGEMENT 11/10	07512 CENTRAL PARKING SYSTEM	84,918.00	
12/29/10	MEM	11-01782	SERVICES	07798 NETTECH SOLUTIONS LLC	450.00	
12/29/10	MEM	11-01784	SERVICES NETTECH SOLUTIONS	07798 NETTECH SOLUTIONS LLC	2,300.00	
12/29/10	MEM	11-01874	SUPPORT/MAINTENANCE 12/10	08876 UNITRONICS INC.	11,500.00	
Total for Batch: MEM					247,994.25	
12/29/10	MPG	11-01523	REPAIR WINDOWS FIRE DEPT.	00141 HOBOKEN GLASS COMPANY	180.00	
12/29/10	MPG	11-01818	CRAFT FAIR ADVERTISEMENT	00693 NORTH JERSEY MEDIA GROUP	581.12	
12/29/10	MPG	11-01688	VEH. MAINT PROGRAM UPGRADE	00816 ACCUTRONICS	300.00	
12/29/10	MPG	11-00639	EVALUATION OF TRACTOR 750 PKS.	01358 FARMINGDALE TRACTOR CORP.	109.00	
12/29/10	MPG	11-01853	SERV REND 12/10/10	02171 RAFAEL T FERNANDEZ	250.00	
12/29/10	MPG	11-01662	REPAIR BATHROOMS POLICE DEPT.	02451 QUALITY PLUMBING & HEATING	825.00	
12/29/10	MPG	11-01768	REPAIR MENS ROOM MULTI CENTER	02451 QUALITY PLUMBING & HEATING	1,700.00	
12/29/10	MPG	11-01687	SERV CG 10/10	03894 ONE CALL CONCEPTS, INC.	49.22	
12/29/10	MPG	11-01284	OFFICE SUPPLIES	05307 W. B. MASON CO., INC.	24.60	
12/29/10	MPG	11-01712	2011 CALENDAR ORDER	05307 W. B. MASON CO., INC.	2,531.26	
12/29/10	MPG	11-00010	7-12/10 GASOLINE	05470 EXXONMOBIL FLEET/GECC	30,832.69	
12/29/10	MPG	11-01373	SWEEPER #101 TIRE REPAIR	05558 CUSTOM BANDAG, INC.	550.00	
12/29/10	MPG	11-01293	REPAIR MC #104 POLICE DEPT.	08289 HARLEY DAVIDSON OF LONG BRANCH	3,032.56	
Total for Batch: MPG					40,965.45	

Rcvd Date	Batch Id	PO #	Description	Vendor	Amount	Contract
12/29/10	RFE	11-01817	main., supplies	00077	CITY PAINT AND HARDWARE	222.08
12/29/10	RFE	11-01954	GAS REIMBURSEMENT 11/2/10	00151	FARINA, JAMES	20.00
12/29/10	RFE	11-02022		00151	FARINA, JAMES	135.00
12/29/10	RFE	11-02003	Travel Reimbursement	00275	MARIA PEPE	76.45
12/29/10	RFE	11-01752	2 CS COLUMBIAN GOLD COFFEE	00287	METROPOLITAN COFFEE SERVICE	127.80
12/29/10	RFE	11-00472	2011 Binders	00293	M. G. L. FORMS-SYSTEMS LLC	1,395.85
12/29/10	RFE	11-01240	2010 LICENSE/DOG TAGS	00293	M. G. L. FORMS-SYSTEMS LLC	1,023.50
12/29/10	RFE	11-01303	ELECTRIC SEAL EMBOSSE	00529	WIDMER TIME RECORDER CO.	160.00
12/29/10	RFE	11-01469	SCOREBOARD	00690	STAN'S SPORT CENTER	3,494.45
12/29/10	RFE	11-01839	FLAG FOOTBALL EQUIPMENT	00690	STAN'S SPORT CENTER	1,914.00
12/29/10	RFE	11-01844	SOCCER T SHIRTS	00690	STAN'S SPORT CENTER	640.00
12/29/10	RFE	11-01845	TROPHIES FOR TURKEY BOWL	00690	STAN'S SPORT CENTER	480.00
12/29/10	RFE	11-01886	SUPPLIES FOR GRAMMAR BB	00690	STAN'S SPORT CENTER	3,697.00
12/29/10	RFE	11-01888	RUBBER MIKASA BASKETBALLS	00690	STAN'S SPORT CENTER	210.00
12/29/10	RFE	11-01889	BIDDY BASKETBALL SUPPLIES	00690	STAN'S SPORT CENTER	1,463.00
12/29/10	RFE	11-01814	REPAIRS TO ENGINE 3	00794	JENSON & MITCHELL	371.86
12/29/10	RFE	11-01435	-1004201010/4/10	00879	STAR LEDGER	535.92
12/29/10	RFE	11-01815	REHS RENEWAL 2011 B-2272	00886	LYNETTE J. MEDEIROS	50.00
12/29/10	RFE	11-01880	PROFESSIONAL SERVICES	01049	VANDOR & VANDOR LTD.	3,885.00
12/29/10	RFE	11-01144	WESTERN EDGE REDEVELOPMENT PLN	01198	TALLEY PLANNING ASSOCIATES	937.50
12/29/10	RFE	11-01722	ZONING BOARD ESCROW ACCOUNTS	01270	H2M GROUP	2,056.00
12/29/10	RFE	11-01952	REDEMPTION	01288	VIRGO MUNICIPAL FINANCE FUND	249.22
12/29/10	RFE	11-01975	REDEMPTION	01288	VIRGO MUNICIPAL FINANCE FUND	7,831.34
12/29/10	RFE	11-00383	PREPARATION OF TAX MAPS	01317	ADAMS, REHMANN & HEGGAN ASSOC.	18,112.50
12/29/10	RFE	11-01135	Fire Prevention Supplies	01448	ROSS INDUSTRIES, INC.	3,360.00
12/29/10	RFE	11-01766	state training fees collected	01969	TREASURER, STATE OF NEW JERSEY	14,021.00
12/29/10	RFE	11-01775	PROFESSIONAL LEGAL SERVICES	02136	SUSAN FERRARO, ESQ.	300.00
12/29/10	RFE	11-01737	PROFESSIONAL SERVICES	02147	ROSENBERG & ASSOCIATES	1,513.00
12/29/10	RFE	11-01746	LEGAL SERVICES	02157	JOEL M. WEISBLATT	1,639.00
12/29/10	RFE	11-01628	AIR PAK REPAIRS	02423	FIRE FIGHTERS EQUIPMENT CO.	781.71
12/29/10	RFE	11-01772	ARBITRATION	02717	EDMUND GERBER, ESQ.	700.00
12/29/10	RFE	11-02017	GENERAL ELECTION 11/2/10	03040	GALLO, RALPH	100.00
12/29/10	RFE	11-01639	2 PART BLANK DUPLICATE BILLS	03356	EDMUNDS & ASSOCIATES INC.	207.00
12/29/10	RFE	11-01759	2011 HARDWARE MAINTENANCE	03356	EDMUNDS & ASSOCIATES INC.	3,642.00
12/29/10	RFE	11-01866	SOFTWARE ANNUAL FEES	03356	EDMUNDS & ASSOCIATES INC.	1,200.00
12/29/10	RFE	11-01086	ATS MAILERS	03611	MIAMI SYSTEMS CORPORATION	2,597.12
12/29/10	RFE	11-01116	TRIAL NOTICE FORMS	03611	MIAMI SYSTEMS CORPORATION	391.63
12/29/10	RFE	11-01791	ZONING BOARD ESCROW ACCOUNTS	03970	COLE & ASSOCIATES, LLC	1,612.50
12/29/10	RFE	11-01849	PLANNING BOARD ESCROW ACCOUNTS	04037	BIRDSALL ENGINEERING	3,452.50
12/29/10	RFE	11-01272	supplies	05307	W. B. MASON CO., INC.	211.58
12/29/10	RFE	11-01282	OFFICE SUPPLIES	05307	W. B. MASON CO., INC.	138.70
12/29/10	RFE	11-01398	OFFICE SUPPLIES	05307	W. B. MASON CO., INC.	104.46
12/29/10	RFE	11-01432		05307	W. B. MASON CO., INC.	204.70
12/29/10	RFE	11-01440	HP Printer Toner Cartridge	05307	W. B. MASON CO., INC.	527.50
12/29/10	RFE	11-01573	Office Supplies	05307	W. B. MASON CO., INC.	129.20
12/29/10	RFE	11-01575	SUPPLIES	05307	W. B. MASON CO., INC.	600.38
12/29/10	RFE	11-01629	PRINT CARTRIDGE	05307	W. B. MASON CO., INC.	62.34
12/29/10	RFE	11-01663	STORAGE BOXES	05307	W. B. MASON CO., INC.	156.00
12/29/10	RFE	11-01665	SHREDDER FOR VITAL STATISTICS	05307	W. B. MASON CO., INC.	933.63
12/29/10	RFE	11-01680	ZONING BOARD ESCROW ACCOUNTS	05788	THE GALVIN LAW FIRM	280.00
12/29/10	RFE	11-01873	ZONING BOARD ESCROW ACCOUNTS	05788	THE GALVIN LAW FIRM	1,645.00
12/29/10	RFE	11-00391	COUNCIL RESOLUTION - 07/14/10	06166	MARAZITI, FALCON & HEALEY	3,865.60
12/29/10	RFE	11-01792	NORTHWEST REDEVELOPMENT ESCROW	06166	MARAZITI, FALCON & HEALEY	2,838.00

Rcvd Date	Batch Id	PO #	Description	Vendor	Amount	Contract
12/29/10	RFE	11-01725		06693 LOU LOMBARDI	357.00	
12/29/10	RFE	11-01767	CODE BOOKS PURCHASED BY INSPEC	06982 JOSEPH BAHUN	135.89	
12/29/10	RFE	11-01576	NOVLETY & EDUCATIONAL COMMODIT	07114 LEE WAYNE CORPORATION	1,000.00	
12/29/10	RFE	11-01955	GENERAL ELECTION 11/2/10	07554 LAUREN FARINA	100.00	
12/29/10	RFE	11-01916	ONLINE BACKUP	07771 SHORE SOFTWARE	69.95	
12/29/10	RFE	11-01620	SERVICES RENDERED	08168 RICHARD S. HANLON, ATTY AT LAW	250.00	
12/29/10	RFE	11-01903	REDEMPTION	08370 PAM INVESTORS	8,652.00	
12/29/10	RFE	11-01904	REDEMPTION	08370 PAM INVESTORS	492.27	
12/29/10	RFE	11-01668	SERVICES RENDERED	08433 HOVIE FORMAN	196.00	
12/29/10	RFE	11-02011	SERVICES RENEDED IN CITY CLERK	08488 ALYSSA PASCULLI	100.00	
12/29/10	RFE	11-01848	ZONING BOARD ESCROW ACCOUNTS	08695 PHYLLIS T. LEWIS	980.00	
12/29/10	RFE	11-01877	PROFESSIONAL SERVICES	08695 PHYLLIS T. LEWIS	55.00	
12/29/10	RFE	11-00392	COUNCIL RESOLUTION - 07/14/10	09265 MCMANIMON & SCOTLAND, LLC	26,031.53	
12/29/10	RFE	11-01769	PROFESSIONAL LEGAL SERVICES	09265 MCMANIMON & SCOTLAND, LLC	4,882.41	
12/29/10	RFE	11-01948	REDEMPTION	09701 ROBERT DEL VECCHIO PENSION	681.77	
12/29/10	RFE	11-01949	REDEMPTION	09701 ROBERT DEL VECCHIO PENSION	773.11	
12/29/10	RFE	11-02012	GENERALELECTION 11/2/10	09814 JONATHAN BUONFIGLIO	100.00	
12/29/10	RFE	11-02014	GENERAL ELECTION 11/2/10	09815 MATTHEW GALLO	100.00	
12/29/10	RFE	11-02023	REGISTRATION 11/16/10	09817 JERRY LORE	135.00	
Total for Batch: RFE					141,394.95	
Total for Date: 12/29/10					Total for All Batches:	430,354.65

	Batch Id	Batch Total
Total for Batch:	MEM	247,994.25
Total for Batch:	MPG	40,965.45
Total for Batch:	RFE	166,467.65
Total Of All Batches:		=====
		455,427.35

Fund Description	Fund	Budget Total	Revenue Total
CURRENT FUND	0-01	1,407.00	0.00
PARKING UTILITY FUND	0-31	11,894.22	0.00
Year Total:		13,301.22	0.00
CURRENT FUND	1-01	168,939.99	0.00
PARKING UTILITY FUND	1-31	236,100.03	0.00
Year Total:		405,040.02	0.00
GRANT FUND	G-02	1,000.00	0.00
TRUST FUND & OTHER	T-03	19,510.83	0.00
	T-13	3,711.28	0.00
Year Total:		23,222.11	0.00
Total Of All Funds:		442,563.35	0.00

Project Description	Project No.	Project Total
1400 CLINTON STREET	010550	385.00
38 JACKSON STREET	010569	824.50
1422 GRAND STREET	292804	522.50
1401 WASHINGTON STREET	292826	142.50
401 - 403 1st Street	292835	47.50
822 HUDSON STREET	292837	140.00
609 MONROE STREET	292839	140.00
222 JACKSON STREET	292840	588.50
90 GARDEN STREET	292842	435.00
615 MONROE STREET	292843	1,790.00
1201 HUDSON STREET	292844	237.50
1314 WASHINGTON STREET	292845	70.00
78 JEFFERSON STREET	292847	712.50
734 - 738 WILLOW AVE	292850	1,184.00
128 - 130 PARK AVE	292851	29.00
714 JEFFERSON STREET	292852	171.50
109-111 MONROE STREET	292854	29.00
928 - 930 JEFFERSON STREET	292857	2,838.00
1201 - 1222 WASHINGTON STREET	292859	457.50
517 GARDEN STREET	292860	169.00
1714 WILLOW AVENUE	292861	1,892.50
720 - 729 CLINTON STREET	45254	58.00
		=====
Total Of All Projects:		12,864.00

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:

25-Nov-10	TO	08-Dec-10	Paydate	12/15/2010	
<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	8,637.81	0.00	0.00	8,637.81
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	259.56	0.00	15,129.64
ELECTIONS	1-01-20-122	0.00	0.00	0.00	0.00
FINANCE OFFICE	1-01-20-130	23,199.94	0.00	0.00	23,199.94
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	8,848.81	0.00	0.00	8,848.81
ASSESSOR'S OFFICE	1-01-20-150	13,405.62	0.00	0.00	13,405.62
CORPORATE COUNSEL	1-01-20-155	11,906.73	75.84	0.00	11,982.57
COMMUNITY DEVELOPMENT	1-01-20-160	6,290.08	0.00	0.00	6,290.08
TREASURER	1-01-20-146	0.00	0.00	0.00	0.00
PLANNING BOARD	1-01-21-180	5,824.62	997.47	0.00	6,822.09
INFORMATION TECHNOLOGY	1-01-20-147	4,305.46	738.12	0.00	5,043.58
ZONING OFFICER	1-01-21-186	4,746.88	0.00	0.00	4,746.88
HOUSING INSPECTION	1-01-21-187	5,451.38	486.12	0.00	5,937.50
CONSTRUCTION CODE	1-01-22-195	26,924.07	0.00	0.00	26,924.07
POLICE DIVISION	1-01-25-241	518,422.56	14,693.62	10,109.28	543,225.46
CROSSING GUARDS	1-01-25-241	9,769.25	0.00	0.00	9,769.25
EMERGENCY MANAGEMENT	1-01-25-252	4,437.50	0.00	1,838.00	6,275.50

<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	418,637.38	11,067.51	22,815.60	452,520.49
STREETS AND ROADS	1-01-26-291-011	23,745.08	5,381.49	0.00	29,126.57
ENV SRVCS DIR OFFICE	1-01-26-290	9,937.15	0.00	0.00	9,937.15
RECREATION SEASONAL EMP	1-0128370016	850.00	0.00	0.00	850.00
CENTRAL GARAGE	1-01-26-301	3,145.92	1,183.55	0.00	4,329.47
SANITATION	1-01-26-305	20,428.28	2,835.87	0.00	23,264.15
LICENSING DIVISION	1-31-55-501-101	3,732.34	0.00	0.00	3,732.34
HUMAN SRVCS DIR OFFICE	1-01-27-330	6,668.07	0.00	6,668.07	13,336.14
BOARD OF HEALTH	1-01-27-332	19,131.84	0.00	0.00	19,131.84
CONSTITUENT SRCS	1-01-27-333	0.00	0.00	0.00	0.00
SENIOR CITIZENS	1-01-27-336	17,601.55	0.00	0.00	17,601.55
RENT STABILIZATION	1-01-27-347	7,285.92	0.00	0.00	7,285.92
TRANSPORTATION	1-01-27-348	0.00	0.00	0.00	0.00
RECREATION	1-01-28-370	11,137.19	162.24	0.00	11,299.43
PARKS	1-01-28-375	18,167.11	1,065.72	0.00	19,232.83
PUBLIC PROPERTY	1-01-28-377	26,240.87	601.17	1,216.30	28,058.34
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	37,479.35	0.00	825.50	38,304.85
PARKING UTILITY	1-31-55-501-101	74,403.67	9,438.35	42.40	83,884.42
MUN COURT OVERTIME	T-0340000-037	0.00	3,994.63	0.00	3,994.63
GRANT#	T0340000004	0.00	0.00	0.00	0.00
GRANT#	G-02-44-701-380	0.00	0.00	0.00	0.00
FIRE EDUCATION	T-13-10-000-000	0.00	819.72	0.00	819.72
CULTURAL AF AFFAIRS	1-01-271-760-11	3,294.70	0.00	0.00	3,294.70

<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	90,959.02	90,959.02
POLICE OUTSIDE EMPL.	T-03-40-000-006	0.00	0.00	29,850.00	29,850.00
RESERVE FOR POAA	T-03-40-000-032	0.00	0.00	0.00	0.00
GRANT	G-02-44-701-310	0.00	0.00	0.00	0.00
POLICE HOUSING AUTHORITY OEP	1-01-25-241-017	0.00	0.00	0.00	0.00
GRAND TOTAL		1,407,975.69	53,800.98	164,478.02	1,626,254.69
					1,626,254.69

Introduced by: Councilman Occhipinti

Seconded by: Councilwoman Castellano

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION TO OVERRIDE THE MAYOR'S VETO OF
ORDINANCE (Z-76) ENTITLED "AN ORDINANCE TO REPEAL
ORDINANCE Z-41 WHICH ESTABLISHED REGISTRATION
FEES FOR RECREATION PROGRAMS UNDER CHAPTER 39
OF THE ADMINISTRATIVE CODE OF THE CITY OF
HOBOKEN"**

WHEREAS, the City Council of the City of Hoboken approved for final reading on December 15, 2010 Ordinance Z-76 entitled "An Ordinance to repeal Ordinance Z-41 which established Registration Fees for Recreation Programs under Chapter 39 of the Administrative Code of the City of Hoboken";

WHEREAS, such ordinance was to take effect twenty (20) days from the date thereof, which would have been January 4, 2011;

WHEREAS, Mayor Dawn Zimmer vetoed Ordinance Z-76; and,

WHEREAS, the Council desires to override the Mayor's veto of Ordinance Z-76, pursuant to its powers under N.J.S.A. 40:69A-41.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken (*two thirds of the full membership voting in the affirmative*) that the City Council hereby overrides the veto of Ordinance Z-76 entitled "An Ordinance to repeal Ordinance Z-41 which established Registration Fees for Recreation Programs under Chapter 39 of the Administrative Code of the City of Hoboken"; and

BE IT FURTHER RESOLVED, that said Ordinance shall take effect immediately.

Reviewed:

Approved as to form:

Arch Liston
Business Administrator

Mark A. Tabakin, Esq.
Corporation Counsel

Date of Meeting: January 5, 2011

CITY OF HOBOKEN
Department of Community Development

DAWN ZIMMER
Mayor



BRANDY FORBES
Director

MEMORANDUM

DATE: December 30, 2010

TO: Hoboken City Council

CC: Dawn Zimmer, Mayor
Arch Liston, Business Administrator
Mark Tabakin, Corporation Counsel

FROM: Brandy Forbes, Community Development Director *BF*

RE: Award of Redevelopment Counsel Contracts

At the January 5, 2011 City Council meeting there will be an agenda item to award contracts for redevelopment counsel for the City. The contracts for redevelopment counsel have to be renewed for each budget cycle. The last contracts were awarded in July 2010 to run through December 31, 2010. In both FY2010 and TY2010 the firms have stayed within the budgeted amount of their contracts.

Since March 2010 we have been utilizing the services of the two firms McManimon & Scotland and Maraziti, Falcon & Healey, both incredibly reputable firms in redevelopment law. They are knowledgeable in both the historical background and current issues of redevelopment law, as well as being very thorough in their processes. In addition, each firm has several attorneys who have an emphasis in redevelopment law.

As we know, there can be conflicts of interest on cases and projects, especially in the active City of Hoboken. That is why we are recommending that the City Council select these **two** firms for redevelopment work for the City. As a reminder, we have designated one firm for each particular project, based on which has the greater experience on similar projects. And when one firm has had a conflict of interest on a project, we have utilized the other. As new projects arise, we will specify which firm will be working on each particular project.

It is recommended that we continue with these firms, as they both have the skilled expertise of redevelopment law and have applied such consistently and competently in Hoboken, as has been represented in their regular updates (latest updates attached). As well, there is a need for consistent continuous expert legal representation on the ongoing redevelopment projects and issues with which the City is involved. These firms are knowledgeable of the details of these projects and can seamlessly continue with this work; whereas to bring in a new firm within less than a year from when these firms were first selected would be costly both in time and budget for such new firm to familiarize themselves with the large number of active redevelopment projects in the City.

Please let me know if you have any questions regarding this recommendation or if you would like more information on these firms prior to the City Council meeting.

Thank you.

McMANIMON & SCOTLAND, L.L.C.

ATTORNEYS AT LAW

TELEPHONE
(973) 622-1800

1037 RAYMOND BOULEVARD, SUITE 400
NEWARK, NEW JERSEY 07102-2408

FAX (973) 622-7535
FAX (973) 622-3744

**MEMORANDUM
PRIVILEGED AND CONFIDENTIAL**

TO: Brandy Forbes
Director

FROM: Jong Sook Nee

RE: Hoboken Redevelopment Status

DATE: November 24, 2010

PILOT Review

Review certain financial agreements providing tax exemptions to analyze compliance with the applicable law and the negotiated contract terms. The goal is to ensure that the City is receiving the full annual service charge due under each agreement.

STATUS:

1300 Grand Street: The owner of 1300 Grand Street is challenging the City's assessment of the annual service charge on the property and is proposing an amendment to the Financial Agreement to reflect a clarification of the calculation. We met with the owner and their attorney, along with the Tax Collector and the Tax Assessor. We will make recommendations to the City regarding the property owner's proposal upon the conclusion of the City's due diligence review.

Church Towers: We are reviewing the owner's agreement with the City and HUD, along with the legal requirements under the federal and state housing laws in order to determine whether the project is being operated in accordance with the law. We are also analyzing compliance with the constitutional requirements for tax exemptions. We will forward our analysis of the current operations of the project to the City upon our completion of the document review.

NJ Transit

Undertake the preparation of a redevelopment plan that fully engages the public and reflects the needs and concerns of the community. Undertake negotiations with NJ Transit to secure an agreement that protects the City's interests while permitting the redevelopment of an underutilized asset.

STATUS: We have prepared a proposed Interlocal Agreement with NJ Transit to establish the legal framework under which the development of the area would be implemented. NJ Transit has requested a follow-up meeting with the City subcommittee, which the subcommittee may consider upon receipt of NJ Transit's consideration of the proposed Interlocal Agreement. We have also assisted the City with the review of proposals submitted in response to a Request for Qualifications for professionals to prepare a redevelopment plan. We will continue to work closely with the City in undertaking the preparation of the redevelopment plan for the area, negotiate the terms of a cooperative agreement with NJ Transit and implement all other aspects of the redevelopment of the area.

Southwest Redevelopment

Undertake the study and designation of the Southwest area. Assist the City with the development of a redevelopment plan to guide the appropriate development of the area.

STATUS: We have met with City's professional planners in furtherance of the study of the proposed area for consideration as an area in need of redevelopment. We will continue to work closely with the planners and the City to guide the investigation of the area and the preparation of the redevelopment plan, if any, in accordance with law.

Public Works Garage Redevelopment

Implement the Redevelopment Plan for the Public Works Garage area to the extent required by the City.

STATUS: We have met with representatives for the owners of 83 Willow Avenue, who seek to be the designated redevelopers for the property. We have received and are currently reviewing the owner's pre-application submission. We will continue to work closely with the City in processing the application and facilitating the redevelopment of the area in accordance with the Redevelopment Plan. We are also working to ensure that the land restrictions relating to the parking for the Jefferson Trust shall be fully addressed as part of any redevelopment of the area.

Miscellaneous

Neumann Leathers: We have been working with the City as it considers the potential rehabilitation of the property that includes the Neumann Leathers building. We will continue to assist the City in its consideration of any potential rehabilitation of this site.

Green Building Standards: We have been working with the City and its professionals on the consideration of green development standards. We will assist the City in any consideration of green development standards to be included in redevelopment areas.

JOSEPH J. MARAZITI, JR.
CHRISTOPHER H. FALCON
DIANE ALEXANDER
ALBERT I. TESNEY
ANDREW M. BREWER
BRENT T. CARNEY
ANTON L. LENDOR
CHRISTOPHER D. MILLER
HEATHER A. PIERCE
ALSO MEMBER NY BAR



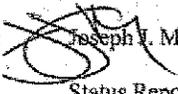
150 JOHN F. KENNEDY PARKWAY
SHORT HILLS, NEW JERSEY 07078

PHONE (973) 912-9008
FAX (973) 912-9007
WWW.MSHELAW.COM

Direct Dial: 973-912-6818
E-mail Address: jmaraziti@mfhealy.com

MEMORANDUM

TO: Brandy A. Forbes, AICP, PP, Community Development Director
Mark A. Tabakin, Esq., Interim Corporation Counsel

FROM:  Joseph J. Maraziti, Jr., Esq.

RE: Status Report Regarding Redevelopment Projects

DATE: November 15, 2010

The following is a brief summary and outline of the major activities and the status as of this date of the redevelopment matters assigned to our firm since the prior report as of September 24, 2010.

In order to provide context and continuity in these reports, the information from prior reports will not be deleted, unless there has not been any recent activity in regard to such projects. Instead new information since the last report which represents the developments that have taken place since the last report will be set forth in *italics*.

MONROE CENTER DEVELOPMENT, LLC

Based on our recommendation, after extensive review and evaluation of relevant documents regarding the Redevelopment Agreement with Monroe Center Development LLC, the City Council adopted a Resolution on August 11, 2010 to authorize that we send a termination notice to end the relationship with the City. The notice of termination was sent to Monroe Center Development promptly thereafter. A good deal of effort was expended in evaluating and responding to the objections of the Redeveloper throughout this process.

In response to his request, Director Forbes and I met with Mr. Hoda and his counsel, Thomas Romans, Esq. to consider the objections of Monroe Center to the determination by the City to terminate the Redeveloper Agreement. In addition, a request was made for the City to "account" for an alleged escrow deposit of \$700,000 by Monroe Center and to cooperate with Monroe Center in its effort to regain control of the project. No record has been found by the

(74972.DOC.2)



Brandy A. Forbes, AICP, PP, Community Development Director
Mark A. Tabakin, Esq., Interim Corporation Counsel
November 15, 2010
Page 2

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The operations of the Monroe Center are of particular interest in connection with the bankruptcy proceedings. The completion of the construction of the improvements to the Center and especially the implementation of a legal mechanism to assure the availability of space in the Center to artist, artisans and incubator enterprises at affordable rents is a priority of the Mayor and members of the City Council. We are continuing to consult regarding certain operational issues that have arisen in connection with the assumption of management control of this property by the Bankruptcy Trustee.

See comments above regarding the suggested revisions of the RFP and Notice of Motion.

{74972.DOC.2}



NORTHWEST REDEVELOPMENT AREA

WATER MUSIC

A preliminary evaluation of the status of the proposed but not adopted redevelopment plan amendments for the area has taken place. A meeting with the potential redeveloper and their consultants has taken place regarding proposals for the site. A draft Interim Cost Agreement has been prepared and forwarded to counsel for Water Music. We are awaiting comments on the draft before presenting it to the Committee.

Counsel for Water Music has advised that his client wishes to proceed instead with the negotiation of a redevelopment agreement and has been advised that the City considers that the obvious deficiencies in the provisions of the Plan must be resolved first.

928-930 Jefferson P&D Hoboken LLC

We prepared a Conditional Designation Agreement with P & D Hoboken LLC, which was approved by Resolution of the City Council on August 11, 2010. The Agreement provides for the creation of an escrow to defray the expenses of the City which are incurred in connection with the evaluation of the project, the negotiation of the redevelopment agreement and the implementation of the project. An initial deposit of \$15,000 has been made by P & D. A meeting with Director Forbes, the developer, his counsel and architect has since been held. A draft redevelopment Agreement is being prepared by us for submittal to counsel for P & D. Ultimately it will be presented to the Committee for its review and comments.

Counsel for P&D has provided preliminary comments on the draft Redevelopment Agreement. The key concern that has been identified is the provision which requires the redeveloper to satisfy the affordable housing obligation. An evaluation of the status of the City's prior round affordable housing obligation, the impact of the recent decision of the Appellate Division which invalidated the most recent COAH regulations, the potential impact and constitutionality of Senate Bill 1 and Assembly Bill 344, coupled with the City's affordable housing policy are currently under review. Even if the City is not obligated to provide additional affordable housing units under state law, it may choose to negotiate the inclusion of such units in redevelopment agreements. The resolution of this issue has implications beyond this particular project and impacts all other redevelopment projects as well.

WESTERN EDGE REDEVELOPMENT PLAN

Consultation with Ms. Forbes on the legal issues concerning the procedural process to complete the redevelopment plan has been ongoing. In addition to participation in the recent community meeting to receive comments on the draft plan, we have prepared both the Resolution to refer the draft Plan to the Planning Board and an Ordinance to adopt it after Planning Board review and comment.

{74972.DOC.2}



Brandy A. Forbes, AICP, PP, Community Development Director
Mark A. Tabakin, Esq., Interim Corporation Counsel
November 15, 2010
Page 4

We have reviewed and responded to a letter from John Curly, Esq. which objected to certain aspects of the Plan and the process underway to consider whether to refer it to the Planning Board. We are prepared to participate in additional community meetings on the Plan once they are scheduled.

CERTIFICATE OF COMPLETION – TARRAGON/URSA aka BLOCK 88 (800 MADISON)

An evaluation of the request that the City issue a Certificate of Completion for a portion of a large project, in accordance with the terms of the Redevelopment Agreement has been underway. A review of the Redevelopment Agreement has revealed that aspects of the Agreement that required (i) the construction of affordable housing, (ii) the construction of two community centers, (iii) the construction of public parking, (iv) the inclusion of statutory covenants in the deed to the parcels and (v) open space provisions, have not been provided in connection with the completion of the particular building for which the Certificate is sought. A letter to counsel requesting the Certificate of Completion, John Curley, Esq. as to how these obligations will be met has not yet been answered.

CONCLUSION

Upon request, further details regarding the status of all of these matters will be provided.

Introduced by: _____

Seconded by: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION AMENDING AND EXTENDING APPOINTMENT OF MARAZITI
FALCON & HEALEY LLP AS SPECIAL LEGAL COUNSEL – REDEVELOPMENT**

WHEREAS, by resolution of the City Council, on July 14, 2010 the appointment of **Maraziti Falcon & Healey LLP** as special legal counsel for redevelopment was confirmed; and

WHEREAS, the City's ongoing redevelopment issues will require the skilled expertise of an experienced redevelopment attorney to represent the City of Hoboken's interests, which skilled expertise and experience Maraziti Falcon & Healey LLP has demonstrated throughout its representation; and,

WHEREAS, Maraziti Falcon & Healey LLP has intricate knowledge of the legal issues relating to the City's redevelopment issues due to their continued representation of the City's interests; and

WHEREAS, the appointment of Maraziti Falcon & Healey LLP expired on December 31, 2010, and the Mayor seeks to extend their services for an additional year, to being January 1, 2011 and expire December 31, 2011; and

WHEREAS, **Maraziti Falcon & Healey LLP** will be required to abide by the "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); and

WHEREAS, said service is 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, this special expertise and knowledge, as well as the need for consistent continuous expert legal representation, provide a basis for waiving 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; and,

WHEREAS, funds are available for this purpose upon adoption of the CY 2011 budget.

NOW THEREFORE, BE IT RESOLVED (*a majority of the whole Council concurring*) that the professional services contract of Maraziti Falcon & Healey LLP be extended to and through December 31, 2011 be authorized in an amount not to exceed Eighty Thousand (\$80,000) Dollars; and

BE IT FURTHER RESOLVED that Maraziti Falcon & Healey LLP shall be paid an hourly rate of \$195.00 per hour for all attorneys working on the matter, except to the extent that such fees are paid solely by private parties through a re-imbusement agreements, in which case the blended rate of \$220.00 per hour for attorneys shall apply; and

BE IT FURTHER RESOLVED the City Clerk shall publish this resolution as required by law and keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to Mayor Dawn Zimmer for action in accordance therewith and to take any other actions necessary to complete and realize the intent and purpose of this resolution; and

BE IT FURTHER RESOLVED that this resolution shall take effect January 1, 2011 and terminate on December 31, 2011; and

BE IT FURTHER RESOLVED, by the Council of the City of Hoboken in the County of Hudson that an extension agreement for Special Counsel for the City of Hoboken shall be prepared and executed with the following vendor:

**Maraziti Falcon & Healey LLP
150 John F. Kennedy Parkway
Short Hills, New Jersey 07078**

Such firm to be paid with a total amount not to exceed Eighty Thousand (\$80,000) Dollars.

Reviewed:

Approved as to form:

Arch Liston
Business Administrator

Mark A. Tabakin, Esq.
Corporation Counsel

Date of Meeting: January 5, 2011

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 \$80,000.00 is available in the following appropriations:

Redevelopment Budget Account
Department of Community Service

These funds, the amount within the introduced CY 2011 budget, are sufficient to meet the contractual commitment providing for:

MARAZITI FALCON & HEALEY LLP AS SPECIAL LEGAL COUNSEL –
REDEVELOPMENT

For payment to be submitted to the following contractor:

Maraziti Falcon & Healey LLP
150 John F. Kennedy Parkway
Short Hills, New Jersey 07078

I further certify that, subject to adoption of the CY 2011 budget, this commitment together with all previously made commitments do not exceed the appropriation balance available for this purpose.

Chief Financial Officer

Date: _____

CITY OF HOBOKEN
Department of Community Development

DAWN ZIMMER
Mayor



BRANDY FORBES
Director

MEMORANDUM

DATE: December 30, 2010

TO: Hoboken City Council

CC: Dawn Zimmer, Mayor
Arch Liston, Business Administrator
Mark Tabakin, Corporation Counsel

FROM: Brandy Forbes, Community Development Director *BF*

RE: Award of Redevelopment Counsel Contracts

At the January 5, 2011 City Council meeting there will be an agenda item to award contracts for redevelopment counsel for the City. The contracts for redevelopment counsel have to be renewed for each budget cycle. The last contracts were awarded in July 2010 to run through December 31, 2010. In both FY2010 and TY2010 the firms have stayed within the budgeted amount of their contracts.

Since March 2010 we have been utilizing the services of the two firms McManimon & Scotland and Maraziti, Falcon & Healey, both incredibly reputable firms in redevelopment law. They are knowledgeable in both the historical background and current issues of redevelopment law, as well as being very thorough in their processes. In addition, each firm has several attorneys who have an emphasis in redevelopment law.

As we know, there can be conflicts of interest on cases and projects, especially in the active City of Hoboken. That is why we are recommending that the City Council select these **two** firms for redevelopment work for the City. As a reminder, we have designated one firm for each particular project, based on which has the greater experience on similar projects. And when one firm has had a conflict of interest on a project, we have utilized the other. As new projects arise, we will specify which firm will be working on each particular project.

It is recommended that we continue with these firms, as they both have the skilled expertise of redevelopment law and have applied such consistently and competently in Hoboken, as has been represented in their regular updates (latest updates attached). As well, there is a need for consistent continuous expert legal representation on the ongoing redevelopment projects and issues with which the City is involved. These firms are knowledgeable of the details of these projects and can seamlessly continue with this work; whereas to bring in a new firm within less than a year from when these firms were first selected would be costly both in time and budget for such new firm to familiarize themselves with the large number of active redevelopment projects in the City.

Please let me know if you have any questions regarding this recommendation or if you would like more information on these firms prior to the City Council meeting.

Thank you.

McMANIMON & SCOTLAND, L.L.C.

ATTORNEYS AT LAW

TELEPHONE
(973) 622-1800

1037 RAYMOND BOULEVARD, SUITE 400
NEWARK, NEW JERSEY 07102-2408

FAX (973) 622-7535
FAX (973) 622-3744

**MEMORANDUM
PRIVILEGED AND CONFIDENTIAL**

TO: Brandy Forbes
Director

FROM: Jong Sook Nee

RE: Hoboken Redevelopment Status

DATE: November 24, 2010

PILOT Review

Review certain financial agreements providing tax exemptions to analyze compliance with the applicable law and the negotiated contract terms. The goal is to ensure that the City is receiving the full annual service charge due under each agreement.

STATUS:

1300 Grand Street: The owner of 1300 Grand Street is challenging the City's assessment of the annual service charge on the property and is proposing an amendment to the Financial Agreement to reflect a clarification of the calculation. We met with the owner and their attorney, along with the Tax Collector and the Tax Assessor. We will make recommendations to the City regarding the property owner's proposal upon the conclusion of the City's due diligence review.

Church Towers: We are reviewing the owner's agreement with the City and HUD, along with the legal requirements under the federal and state housing laws in order to determine whether the project is being operated in accordance with the law. We are also analyzing compliance with the constitutional requirements for tax exemptions. We will forward our analysis of the current operations of the project to the City upon our completion of the document review.

NJ Transit

Undertake the preparation of a redevelopment plan that fully engages the public and reflects the needs and concerns of the community. Undertake negotiations with NJ Transit to secure an agreement that protects the City's interests while permitting the redevelopment of an underutilized asset.

STATUS: We have prepared a proposed Interlocal Agreement with NJ Transit to establish the legal framework under which the development of the area would be implemented. NJ Transit has requested a follow-up meeting with the City subcommittee, which the subcommittee may consider upon receipt of NJ Transit's consideration of the proposed Interlocal Agreement. We have also assisted the City with the review of proposals submitted in response to a Request for Qualifications for professionals to prepare a redevelopment plan. We will continue to work closely with the City in undertaking the preparation of the redevelopment plan for the area, negotiate the terms of a cooperative agreement with NJ Transit and implement all other aspects of the redevelopment of the area.

Southwest Redevelopment

Undertake the study and designation of the Southwest area. Assist the City with the development of a redevelopment plan to guide the appropriate development of the area.

STATUS: We have met with City's professional planners in furtherance of the study of the proposed area for consideration as an area in need of redevelopment. We will continue to work closely with the planners and the City to guide the investigation of the area and the preparation of the redevelopment plan, if any, in accordance with law.

Public Works Garage Redevelopment

Implement the Redevelopment Plan for the Public Works Garage area to the extent required by the City.

STATUS: We have met with representatives for the owners of 83 Willow Avenue, who seek to be the designated redevelopers for the property. We have received and are currently reviewing the owner's pre-application submission. We will continue to work closely with the City in processing the application and facilitating the redevelopment of the area in accordance with the Redevelopment Plan. We are also working to ensure that the land restrictions relating to the parking for the Jefferson Trust shall be fully addressed as part of any redevelopment of the area.

Miscellaneous

Neumann Leathers: We have been working with the City as it considers the potential rehabilitation of the property that includes the Neumann Leathers building. We will continue to assist the City in its consideration of any potential rehabilitation of this site.

Green Building Standards: We have been working with the City and its professionals on the consideration of green development standards. We will assist the City in any consideration of green development standards to be included in redevelopment areas.

JOSEPH J. MARAZITI, JR.
CHRISTOPHER H. FALCON
DIANE ALEXANDER
ALBERT I. TESNEY
ANDREW M. BREWER
BRENT T. CARNEY
ANTON L. LENDOR
CHRISTOPHER D. MILLER
HEATHER A. PIERCE
ALSO MEMBER NY BAR



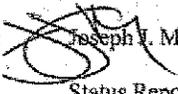
150 JOHN F. KENNEDY PARKWAY
SHORT HILLS, NEW JERSEY 07078

PHONE (973) 912-9008
FAX (973) 912-9007
WWW.MSHLAW.COM

Direct Dial: 973-912-6818
E-mail Address: jmaraziti@mfhealy.com

MEMORANDUM

TO: Brandy A. Forbes, AICP, PP, Community Development Director
Mark A. Tabakin, Esq., Interim Corporation Counsel

FROM:  Joseph J. Maraziti, Jr., Esq.

RE: Status Report Regarding Redevelopment Projects

DATE: November 15, 2010

The following is a brief summary and outline of the major activities and the status as of this date of the redevelopment matters assigned to our firm since the prior report as of September 24, 2010.

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Brandy A. Forbes, AICP, PP, Community Development Director
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November 15, 2010
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Brandy A. Forbes, AICP, PP, Community Development Director
Mark A. Tabakin, Esq., Interim Corporation Counsel
November 15, 2010
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CERTIFICATE OF COMPLETION – TARRAGON/URSA aka BLOCK 88 (800 MADISON)

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CONCLUSION

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Introduced by: _____

Seconded by: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION AMENDING AND EXTENDING APPOINTMENT OF MCMANIMON &
SCOTLAND, LLC AS SPECIAL LEGAL COUNSEL – REDEVELOPMENT**

WHEREAS, by resolution of the City Council, on July 14, 2010 the appointment of McManimon & Scotland, LLC as special legal counsel for redevelopment was confirmed; and

WHEREAS, the City’s ongoing redevelopment issues will require the skilled expertise of an experienced redevelopment attorney to represent the City of Hoboken’s interests, which skilled expertise and experience McManimon & Scotland, LLC has demonstrated throughout its representation; and,

WHEREAS, McManimon & Scotland, LLC has intricate knowledge of the legal issues relating to the City’s redevelopment issues due to their continued representation of the City’s interests; and

WHEREAS, the appointment of McManimon & Scotland, LLC expired on December 31, 2010, and the Mayor seeks to extend their services for an additional year, to being January 1, 2011 and expire December 31, 2011; and

WHEREAS, McManimon & Scotland, LLC will be required to abide by the “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); and

WHEREAS, said service is 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, this special expertise and knowledge, as well as the need for consistent continuous expert legal representation, provide a basis for waiving 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; and,

WHEREAS, funds are available for this purpose upon adoption of the CY 2011 budget.

NOW THEREFORE, BE IT RESOLVED (*a majority of the whole Council concurring*) that the professional services contract of McManimon & Scotland, LLC be extended to and through December 31, 2011 be authorized in an amount not to exceed Eighty Thousand (\$80,000) Dollars; and

BE IT FURTHER RESOLVED that McManimon & Scotland, LLC shall be paid an hourly rate of \$195.00 per hour for all attorneys working on the matter, except to the extent that such fees are paid solely by private parties through a re-imbursement agreements, in which case the blended rate of \$220.00 per hour for attorneys shall apply; and

BE IT FURTHER RESOLVED the City Clerk shall publish this resolution as required by law and keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to Mayor Dawn Zimmer for action in accordance therewith and to take any other actions necessary to complete and realize the intent and purpose of this resolution; and

BE IT FURTHER RESOLVED that this resolution shall take effect January 1, 2011 and terminate on December 31, 2011; and

BE IT FURTHER RESOLVED, by the Council of the City of Hoboken in the County of Hudson that an extension agreement for Special Counsel for the City of Hoboken shall be prepared and executed with the following vendor:

**McManimon & Scotland, LLC
1037 Raymond Boulevard
Fourth Floor
Newark, New Jersey 07102-5259**

Such firm to be paid with a total amount not to exceed Eighty Thousand (\$80,000) Dollars.

Reviewed:

Approved as to form:

Arch Liston
Business Administrator

Mark A. Tabakin, Esq.
Corporation Counsel

Date of Meeting: January 5, 2011

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 \$80,000.00 is available in the following appropriations:

Redevelopment Budget Account
Department of Community Service

These funds, the amount within the introduced CY 2011 budget, are sufficient to meet the contractual commitment providing for:

MCMANIMON & SCOTLAND, LLC AS SPECIAL LEGAL COUNSEL –
REDEVELOPMENT

For payment to be submitted to the following contractor:

McManimon & Scotland, LLC
1037 Raymond Boulevard
Fourth Floor
Newark, New Jersey 07102-5259

I further certify that, subject to adoption of the CY 2011 budget, this commitment together with all previously made commitments do not exceed the appropriation balance available for this purpose.

Chief Financial Officer

Date: _____

Introduced by: _____
Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

**RESOLUTION AWARDING A CONTRACT TO DAVE'S AUTO PARTS
FOR PROVIDING MUNICIPAL VEHICLE MAINTENANCE SERVICE
FOR THE CITY IN ACCORDANCE WITH THE SPECIFICATIONS IN
BID NUMBERS 10-26 AND 10-31.**

WHEREAS, proposals were received on October 22, 2010 and November 19, 2010 for municipal vehicle maintenance service for the City of Hoboken, as specified in Bid Numbers 10-26 and 10-31, and

WHEREAS, no responses were received for either bid.

WHEREAS, NJSA 40A:11-5(3)(a) allows for negotiations for said services, which the City conducted following the bids, these being:

<u>VENDOR</u>	<u>Proposal</u>
Willow Sunoco 1301 Willow Avenue Hoboken, New Jersey 07030	\$75.00/hour for labor 20% markup on all parts
Dave's Auto Parts 301 Newark Street Hoboken, New Jersey 07030	\$65.00/hour labor 20% markup on all parts

WHEREAS, Dave's Auto Parts agreed to the lowest proposal after negotiations.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Hoboken (*two-thirds of the authorized members voting affirmatively*) as follows:

- A. This resolution awards a contract to Dave's Auto Parts in an amount not to exceed Seventy Five Thousand (\$ 75,000.00) dollars for municipal vehicle maintenance services in accordance with the bid specifications set forth above.
- 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 Dave's Auto Parts.
- C. This resolution shall take effect immediately upon passage.

Meeting of: January 5, 2011

APPROVED:

APPROVED AS TO FORM:

Arch Liston
Business Administrator

Mark Tabakin, Esq.
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 \$75,000 is available in the following appropriations:

These funds, the amount within the introduced CY 2011 budget, are sufficient to meet the contractual commitment providing for:

MUNICIPAL VEHICLE MAINTENANCE SERVICE

and awarded to the following vendor:

**Dave's Auto Parts
301 Newark Street
Hoboken, New Jersey 07030**

I further certify that, subject to adoption of the CY 2011 budget, this commitment together with all previously made commitments do not exceed the appropriation balance available for this purpose.

Chief Financial Officer

Date:_____

INTRODUCED BY: _____

SECONDED BY: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**THIS RESOLUTION AWARDS A CONTRACT TO
MOTOROLA THROUGH ITS STATE OF NEW JERSEY
CONTRACT NUMBER 53804 FOR RADIO COMMUNICATION
EQUIPMENT AND ACCESSORIES FOR THE HOBOKEN FIRE
DEPARTMENT**

WHEREAS, N.J.S.A. 40A:11-5 allows municipalities to award public contracts without public bidding when the vendor is an approved state contractor, and Motorola has been approved as a State Contractor pursuant to Contract Number 53804; and,

WHEREAS, the City of Hoboken's Fire Department is in need of radio communication equipment and accessories, for which goods Motorola has provided the attached proposal to the City; and,

WHEREAS, the funds are available for this contract upon approval of the 2011 temporary budget.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that the below listed vendor is authorized to provide radio communication equipment and accessories for a one year period, to commence January 1, 2011 and terminate December 31, 2011, at cost not to exceed those listed in the attached proposal, and for a total not to exceed amount of Two Hundred Forty Four Thousand and Forty Four (\$244,044.00) dollars, as follows:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The Council hereby authorizes the Mayor, or her designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or her designee is hereby authorized to execute an agreement for the above references goods and/or services based upon the following information:

Motorola
(State of New Jersey Contract 53804)

Reviewed:

Approved as to form:

Arch Liston
Business Administrator

Mark A. Tabakin, Esq.
Corporation Counsel

Date of Meeting: January 5, 2011

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 \$244,044.00 is available in the following appropriations:

These funds, the amount within the introduced CY 2011 budget, are sufficient to meet the contractual commitment providing for:

**RADIO COMMUNICATION EQUIPMENT AND
ACCESSORIES FOR THE HOBOKEN FIRE DEPARTMENT**

For payment to be submitted to the following contractor:

Motorola
(State of New Jersey Contract 53804)

I further certify that, subject to adoption of the CY 2011 temporary budget, this commitment together with all previously made commitments do not exceed the appropriation balance available for this purpose.

Chief Financial Officer

Date: _____



MOTOROLA

State of New Jersey Contract - 53804
RADIO COMMUNICATIONS EQUIPMENT &
ACCESSORIES
Motorola Proposal

UHF Voting System
with
Digital Microwave System

DATE: September 10, 2009

BILL TO: Chief Richard Blohm
201 Jefferson Street
Hoboken, NJ 07030

SHIP TO: Pinnacle Wireless,
80 Commerce Way
Hackensack, NJ 07601

ATTN: Michael Hayford

PHONE: 973-746-7900
FAX: 973-746-4589

Creation Date: 10/20/09
Revised On: 11/4/2009
Print Date: 11/10/09

Valid Until: 12/31/09
New Jersey State Contract# 53804

Item	Commodity Code	Qty.	Nomenclature	Description	Unit List	NJSC Disc.	NJSC Unit	Total Price
1	837-48-033794	1	T5770	ASTRO TAC 3000 COMPARATOR	\$ 3,700.00	20%	\$ 2,960.00	\$ 2,960
2	837-48-033794	1	X242	ENH: DIGITAL AND ANALOG OPRN	\$ 2,800.00	20%	\$ 2,240.00	\$ 2,240
3	837-48-033794	1	X48	ENH: CONVENTIONAL OPERATION	\$ 2,700.00	20%	\$ 2,160.00	\$ 2,160
4	837-48-033794	1	X977	ENH: VOTING/MULTICAST OPRN	\$ 1,800.00	20%	\$ 1,440.00	\$ 1,440
5	837-48-033794	1	X288	ENH: REMOTE RSS	\$ 200.00	20%	\$ 160.00	\$ 160
6	837-48-033794	1	X226	ADD: 8 WIRELINE I/O PORTS-CAI	\$ 4,000.00	20%	\$ 3,200.00	\$ 3,200
7	837-48-033794	4	X889	ADD: ASTRO V.24 WIRELINE INTERFACE	\$ 500.00	20%	\$ 400.00	\$ 1,600
8	837-48-033794	1	X30	ADD: BATTERY CHGR AND EMERG REVERT WITH LOW VOLTAGE DISCONNECT FEAT	\$ 300.00	20%	\$ 240.00	\$ 240
9	837-48-033794	1	X87	DEL: CABINET	\$ (125.00)	20%	\$ (100.00)	\$ (100)
10	837-48-033794	1	THN6703A	CAB 60" 2 RAILS	\$ 1,000.00	20%	\$ 800.00	\$ 800
11	837-48-033794	1	DSOP820B	POWER DIST. UNIT SURGE PROTECT 120V	\$ 990.00	20%	\$ 792.00	\$ 792
12	837-48-033794	1	RVN4154	RSS ASTROTAC 3000 COMPARATOR	\$ 310.00	20%	\$ 248.00	\$ 248
13	837-48-033794	1	CDN6164	RS232 CABLE 25C 10' M/M	\$ 34.00	20%	\$ 27.20	\$ 27
14	837-48-033794	1	CLN1494	FRU CONTROL BOARD FOR ASTRO-TAC 3000 CAI	\$ 4,500.00	20%	\$ 3,600.00	\$ 3,600
15	837-48-033794	1	CLN1493	FRU WIRELINE BD COMP. CAI FC	\$ 1,000.00	20%	\$ 800.00	\$ 800
16	837-48-033794	1	CLN1489	FRU 265 W AC PS W/BATTERY REVERT	\$ 2,100.00	20%	\$ 1,680.00	\$ 1,680
17	837-48-033840	500	DSVXL550	7/8" EXTRA FLEXIBLE COAXIAL CABLE PER FT	\$ 5.50	20%	\$ 4.40	\$ 2,200
18	837-48-033840	10	DSV5PNFRPC	7/8" N FEMALE ONE PIECE CONNECTOR	\$ 38.25	20%	\$ 30.60	\$ 306
19	837-48-033840	10	DSV5PNMRPC	7/8" N MALE ONE PIECE CONNECTOR	\$ 38.25	20%	\$ 30.60	\$ 306
20	837-48-033840	10	DS245174	COLD SHRINK KIT 7/8" ANTENNA INTERFACE	\$ 19.00	20%	\$ 15.20	\$ 152
21	837-48-033840	10	TDN9289	CABLE WRAP WEATHERPROOFING	\$ 22.00	20%	\$ 17.60	\$ 176
22	837-48-033840	10	TDN6674	5/8" - 7/8" CABLE GROUND CLAMP KIT	\$ 24.50	20%	\$ 19.60	\$ 196
23	837-48-033817	2	T5365	QUANTAR/QUANTRO FAMILY MODEL	\$ 7,850.00	20%	\$ 6,280.00	\$ 12,560
24	837-48-033817	2	X640	ENH: UHF(403-433/438-470 OR 470-494 MHz 110-25W) 494-512 100-25W	\$ 5,616.00	20%	\$ 4,492.80	\$ 8,986
25	837-48-033817	1	X676	ADD: CIRC. TRIPLE	\$ 1,500.00	20%	\$ 1,200.00	\$ 1,200
26	837-48-033817	1	X696	ADD: TRAY, PERIPHERAL FOR QUANTAR	\$ 300.00	20%	\$ 240.00	\$ 240
27	837-48-033817	2	X806 D	ENH: CONV ASTRO CAI OPER QTQR	\$ 3,025.00	20%	\$ 2,420.00	\$ 4,840
28	837-48-033817	2	X580	ADD: REPEATER OPERATION	\$ -	20%	\$ -	\$ -



MOTOROLA

State of New Jersey Contract - 53804
RADIO COMMUNICATIONS EQUIPMENT &
ACCESSORIES
Motorola Proposal

UHF Voting System
with
Digital Microwave System

DATE: September 10, 2009

BILL TO: Chief Richard Blohm
201 Jefferson Street
Hoboken, NJ 07030

SHIP TO: Pinnacle Wireless,
80 Commerce Way
Hackensack, NJ 07601

ATTN: Michael Hayford

PHONE: 973-746-7900
FAX: 973-746-4589

Creation Date: 10/20/09
Revised On: 11/4/2009
Print Date: 11/10/09

Valid Until: 12/31/09
New Jersey State Contract# 53804

Item	Commodity Code	Qty.	Nomenclature	Description	Unit List	NJSC Disc.	NJSC Unit	Total Price
29	837-48-033817	2	X269	ENH: SPECTRA TAC CONVENTIONAL	\$ 254.00	20%	\$ 203.20	\$ 406
30	837-48-033817	2	U764	ENH: FALL BACK IN CAB SIMU RPT	\$ 160.00	20%	\$ 160.00	\$ 320
31	837-48-033817	2	X182	ADD: FACTORY INSTALLED DUPLXER, VHF, UHF, 800, 900 MHZ.	\$ 1,380.00	20%	\$ 1,104.00	\$ 2,208
32	837-48-033817	2	X889	ADD: ASTRO W/L INTEC V.24	\$ 500.00	20%	\$ 400.00	\$ 800
33	837-48-033817	2	TKN8732A	BATTERY BACKUP CABLE	\$ 322.00	20%	\$ 257.60	\$ 515
34	837-48-033817	2	TKN8785A	CABLE BATT TEMP SENSOR	\$ 43.75	20%	\$ 35.00	\$ 70
35	837-48-033817	2	TLN3260	FRU 625 W AC PS W/BATT REV	\$ 2,300.00	20%	\$ 1,840.00	\$ 3,680
36	837-48-033817	2	TRN5155	BAT CCBL EXT 3 METERS	\$ 110.00	20%	\$ 88.00	\$ 176
37	837-48-033817	2	T5589	ASTRO TAC SATELLITE RECEIVER	\$ 2,900.00	20%	\$ 2,320.00	\$ 4,640
38	837-48-033817	2	X320	ADD: RCVR SATELLITE 403-433/450-512	\$ 1,485.00	20%	\$ 1,188.00	\$ 2,376
39	837-48-033817	2	X806 F	ENH: CONV ASTRO CAI OPER RCVR	\$ 1,320.00	20%	\$ 1,056.00	\$ 2,112
40	837-48-033817	2	X269	ENH: SPECTRA TAC CONVENTIONAL	\$ 254.00	20%	\$ 203.20	\$ 406
41	725-78-033738	3	1010209013	ODU 18 GHz Lo B3, ODU-A 18GHz, TR1560, Lo, B3 (17700.0 - 18140.0 MHz), Rectangular WG, Neg Pol	\$ 1,741.00	20%	\$ 1,392.80	\$ 4,178
42	725-78-033738	3	1010209014	ODU 18 GHz Hi B3, ODU-A 18GHz, TR1560, Hi, B3 (19260.0 - 19700.0 MHz), Rectangular WG, Neg Pol	\$ 1,741.00	20%	\$ 1,392.80	\$ 4,178
43	725-78-033738	6	85010089007	2 HP ANTENNA, 17.70 ~ 19.70 GHZ, SINGLE POL, MOT INTERFACE	\$ 1,000.00	20%	\$ 800.00	\$ 4,800
44	725-78-033738	6	30010194001	50 OHM BRAIDED COAXIAL CABLE - 75 METER, 246 FEET	\$ 400.00	20%	\$ 320.00	\$ 1,920
45	725-78-033738	6	WB3480AA	PTP 800 MODEM 1000/100BASET WITH CAPACITY CAP 10 MBPS	\$ 2,940.00	20%	\$ 2,352.00	\$ 14,112
46	837-48-033840	6	WB3616A	COAXIAL CABLE INSTALLATION ASSEMBLY KITS (W/O SURGE ARRESTOR)	\$ 250.00	20%	\$ 200.00	\$ 1,200
47	837-48-033840	6	WB3657A	LIGHTNING PROTECTION KIT (2XSPU-MOUNTING KIT)	\$ 350.00	20%	\$ 280.00	\$ 1,680
49	725-78-033738	1	RDN9993A	MP-2100/115/R/2UTP	\$ 6,063.00	20%	\$ 4,850.40	\$ 4,850
50	725-78-033738	1	RRDN5526	MP-2100M-ML-IP/UTP/1E	\$ 2,681.00	20%	\$ 2,144.80	\$ 2,145
51	725-78-033738	1	RRDN6012A	MP-2100M-VC8/E&M	\$ 1,000.00	20%	\$ 800.00	\$ 800
52	725-78-033738	1	RRDN6013	CBL-KVFB/E&M	\$ 176.00	20%	\$ 140.80	\$ 141
53	725-78-033738	1	RRDN4607	MP-2100M-HS-RN 4 CHANNEL HS MODULE	\$ 1,166.00	20%	\$ 932.80	\$ 933
54	837-48-033840	2	RRDN4608	FEMALE Y CABLE FOR MP-2100M-HS-R	\$ 47.00	20%	\$ 37.60	\$ 75
55	837-48-033840	3	5882653X14	DB25M/RI45	\$ 17.00	20%	\$ 13.60	\$ 41



MOTOROLA

State of New Jersey Contract - 53804
RADIO COMMUNICATIONS EQUIPMENT &
ACCESSORIES
Motorola Proposal

UHF Voting System
with
Digital Microwave System

DATE: September 10, 2009

BILL TO: Chief Richard Blohm
201 Jefferson Street
Hoboken, NJ 07030

SHIP TO: Pinnacle Wireless,
80 Commerce Way
Hackensack, NJ 07601

ATTN: Michael Hayford

PHONE: 973-746-7900
FAX: 973-746-4589

Creation Date: 10/20/09
Revised On: 11/4/2009
Print Date: 11/10/09

Valid Until: 12/31/09
New Jersey State Contract# 53804

Item	Commodity Code	Qty.	Nomenclature	Description	Unit List	NJSC Disc.	NJSC Unit	Total Price
57	725-78-033738	1	RDN9993A	MP-2100/115/R/2UTP	\$ 6,063.00	20%	\$ 4,850.40	\$ 4,850
58	725-78-033738	1	RRDN5526	MP-2100M-ML-P/UTP/1E	\$ 2,681.00	20%	\$ 2,144.80	\$ 2,145
59	725-78-033738	1	RRDN6012A	MP-2100M-VC8/E&M	\$ 1,000.00	20%	\$ 800.00	\$ 800
60	725-78-033738	1	RRDN6013	CBL-KVF8/E&M	\$ 176.00	20%	\$ 140.80	\$ 141
61	725-78-033738	1	RRDN4607	MP-2100M-HS-RN 4 CHANNEL HS MODULE	\$ 1,166.00	20%	\$ 932.80	\$ 933
62	837-48-033840	1	RRDN4609	MALE Y CABLE FOR MP-2100M-HS-R	\$ 47.00	20%	\$ 37.60	\$ 38
63	837-48-033840	1	RRDN4608	FEMALE Y CABLE FOR MP-2100M-HS-R	\$ 47.00	20%	\$ 37.60	\$ 38
64	837-48-033840	1	5882653X14	DB25M/RJ45	\$ 17.00	20%	\$ 13.60	\$ 14
67	725-78-033738	1	RDN9993A	MP-2100/115/R/2UTP	\$ 6,063.00	20%	\$ 4,850.40	\$ 4,850
68	725-78-033738	1	RRDN5526	MP-2100M-ML-P/UTP/1E	\$ 2,681.00	20%	\$ 2,144.80	\$ 2,145
69	725-78-033738	1	RRDN6012A	MP-2100M-VC8/E&M	\$ 1,000.00	20%	\$ 800.00	\$ 800
70	725-78-033738	1	RRDN6013	CBL-KVF8/E&M	\$ 176.00	20%	\$ 140.80	\$ 141
71	725-78-033738	1	RRDN4607	MP-2100M-HS-RN 4 CHANNEL HS MODULE	\$ 1,166.00	20%	\$ 932.80	\$ 933
72	837-48-033840	1	RRDN4609	MALE Y CABLE FOR MP-2100M-HS-R	\$ 47.00	20%	\$ 37.60	\$ 38
73	837-48-033840	1	RRDN4608	FEMALE Y CABLE FOR MP-2100M-HS-R	\$ 47.00	20%	\$ 37.60	\$ 38
74	837-48-033840	1	5882653X14	DB25M/RJ45	\$ 17.00	20%	\$ 13.60	\$ 14
76	725-78-033738	1	RDN9993A	MP-2100/115/R/2UTP	\$ 6,063.00	20%	\$ 4,850.40	\$ 4,850
77	725-78-033738	1	RRDN5526	MP-2100M-ML-P/UTP/1E	\$ 2,681.00	20%	\$ 2,144.80	\$ 2,145
78	725-78-033738	1	RRDN6012A	MP-2100M-VC8/E&M	\$ 1,000.00	20%	\$ 800.00	\$ 800
79	725-78-033738	1	RRDN6013	CBL-KVF8/E&M	\$ 176.00	20%	\$ 140.80	\$ 141
80	725-78-033738	1	RRDN4607	MP-2100M-HS-RN 4 CHANNEL HS MODULE	\$ 1,166.00	20%	\$ 932.80	\$ 933
81	837-48-033840	1	RRDN4609	MALE Y CABLE FOR MP-2100M-HS-R	\$ 47.00	20%	\$ 37.60	\$ 38
82	837-48-033840	1	RRDN4608	FEMALE Y CABLE FOR MP-2100M-HS-R	\$ 47.00	20%	\$ 37.60	\$ 38
83	837-48-033840	1	5882653X14	DB25M/RJ45	\$ 17.00	20%	\$ 13.60	\$ 14
85	725-78-033738	4	RLN6227	CISCO CORE SWITCH 22950-24 24 PORTS	\$ 1,124.00	20%	\$ 899.20	\$ 3,597
86	725-78-033738	1	RRDN5971	ST CABLE WORKS W/ MEGA, 11, 14	\$ 16.00	20%	\$ 12.80	\$ 13
87	725-78-045507	20		Project Management (per day)	\$1,363.00	0%	\$1,363.00	\$ 27,260
88	725-78-045507	2		Training costs (per day)	\$1,363.00	0%	\$1,363.00	\$ 2,726



MOTOROLA

State of New Jersey Contract - 53804
RADIO COMMUNICATIONS EQUIPMENT &
ACCESSORIES
Motorola Proposal

**UHF Voting System
with
Digital Microwave System**

DATE: September 10, 2009

BILL TO: Chief Richard Blohm
201 Jefferson Street
Hoboken, NJ 07030

SHIP TO: Pinnacle Wireless,
80 Commerce Way
Hackensack, NJ 07601

ATTN: Michael Hayford

PHONE: 973-746-7900
FAX: 973-746-4589

Creation Date: 10/20/09
Revised On: 11/4/2009
Print Date: 11/10/09

Valid Until: 12/31/09
New Jersey State Contract# 53804

Item	Commodity Code	Qty.	Nomenclature	Description	Unit List	NISC Disc.	NISC Unit	Total Price
89	725-78-045507	12		Engineering (per day)	\$1,363.00	0%	\$1,363.00	\$ 16,356
90	725-78-036212	329		Installation hours	\$125.00	0%	\$125.00	\$ 41,125
91	725-78-036212	1		24/7 Warranty Wrap	\$ 14,322.00	0%	\$ 14,322.00	\$ 14,322
								\$ 244,044

Notes:

1. Payment Terms:
20% Upon Customer Design Review (CDR)
40% Upon Receipt of Equipment
30% Upon Installation
10% Upon System Acceptance or Beneficial Use
2. Terms and prices are quoted from the Motorola NJ State Contract - 53804.

Introduced by: _____

Seconded by: _____

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

**RESOLUTION AUTHORIZING A CONTRACT WITH SCARINCI &
HOLLENBECK, LLC FOR THE SERVICES OF JOHN SCAGNELLI, ESQ AS
SPECIAL COUNSEL FOR ENVIRONMENTAL LITIGATION AND JOEL
GLUCKSMAN, ESQ. AS SPECIAL COUNSEL FOR BANKRUPTCY
LITIGATION AND RAMONE RIVERA, ESQ. AS SPECIAL COUNSEL FOR
EMPLOYMENT LITIGATION FOR A ONE YEAR PERIOD TO
COMMENCE JANUARY 5, 2011 AND TERMINATE JANUARY 4, 2012.**

WHEREAS, the City of Hoboken currently has outstanding bankruptcy litigation relating to In re Tarragon Development Corporation (Docket Number 09-10555(DHS)), In re Monroe Center, LLC (Docket Number 08-27203(DHS)), In re Monroe Center II Urban Renewal Company, LLC (Docket Number 08-32556(DHS)), In re Monroe Center Management (Docket Number 08-27104(DHS)), and 1200 Grand Condominium Association v. 1200 Grand Street Urban Renewal, LLC d/b/a/ Tarragon (Docket Numbers HUD-L-4213-08 and 09-1465(DHS)) for which Joel Glucksman, Esq. of Scarinci & Hollenbeck, LLC has been representing the City of Hoboken from the commencement; and,

WHEREAS, the City of Hoboken currently has outstanding environmental issues relating to the DPW Garage Matter and the Hoboken Cove Matter for which John Scagnelli, Esq. of Scarinci & Hollenbeck, LLC has been representing the City of Hoboken's legal interests from the commencement; and,

WHEREAS, the City of Hoboken currently has outstanding employment litigation relating to "Hoboken Municipal Supervisors Association and City of Hoboken AR-2010-754" for which Ramon Rivera, Esq. of Scarinci & Hollenbeck, LLC has been representing the City of Hoboken's legal interests from the commencement; and,

WHEREAS, the above referenced bankruptcy litigation will require the skilled expertise of an experienced bankruptcy attorney to represent the City of Hoboken's interests, which skilled expertise and experience Joel Glucksman has demonstrated throughout his representation; and,

WHEREAS, the above referenced environmental legal issues will require the skilled expertise of an experienced environmental attorney to represent the City of Hoboken's interests, which skilled expertise and experience John Scagnelli has demonstrated throughout his representation; and,

WHEREAS, the above referenced employment litigation will require the skilled expertise of an experienced employment attorney to represent the City of Hoboken's interests, which skilled expertise and experience Ramon Rivera has demonstrated throughout his representation; and,

WHEREAS, Joel Glucksman, Esq. has intricate knowledge of the legal issues relating to the above referenced litigations due to his continued representation of the City's interests regarding said litigation; and

WHEREAS, John Scagnelli, Esq. has intricate knowledge of the legal aspects the above referenced environmental issues due to his continued representation of the City's interests regarding said issues; and

WHEREAS, Ramon Rivera, Esq. has intricate knowledge of the legal aspects the above referenced environmental issues due to his continued representation of the City's interests regarding said issues; and

WHEREAS, this special expertise and knowledge, as well as the emergent need for continuous expert legal representation, provide a basis for waiving 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; and,

WHEREAS, Scarinci & Hollenbeck, LLC is hereby required to abide by the “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) and the affirmative action contract compliance requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27-1 et seq.; and,

WHEREAS, said service is a professional service as defined by N.J.S.A. 40A:11-1 et seq. and as such, is exempt from public bidding requirements pursuant to N.J.S.A. 40A:11-5; and,

WHEREAS, funds will be available for this purpose after adoption of the TY 2010 budget.

NOW THEREFORE, BE IT RESOLVED (*a majority of the whole Council concurring*) that a professional services contract be authorized in an amount not to exceed Seventy-Five Thousand (\$75,000.00) Dollars with the firm of Scarinci & Hollenbeck, LLC, for the services of:

1. Joel Glucksman, Esq. to serve as Special Counsel for bankruptcy litigation for the City of Hoboken for: In re Tarragon Development Corporation (Docket Number 09-10555(DHS)), In re Monroe Center, LLC (Docket Number 08-27203(DHS)), In re Monroe Center II Urban Renewal Company, LLC (Docket Number 08-32556(DHS)), In re Monroe Center Management (Docket Number 08-27104(DHS)), and 1200 Grand Condominium Association v. 1200 Grand Street Urban Renewal, LLC d/b/a/ Tarragon (Docket Numbers HUD-L-4213-08 and 09-1465(DHS)).
2. John Scagnelli, Esq. to serve as Special Counsel for environmental issues for the City of Hoboken relating to the DPW Garage Matter and the Hoboken Cove Matter; and,
3. Ramon Rivera, Esq. to serve as Special Counsel for employment litigation for “Hoboken Municipal Supervisors Association and City of Hoboken AR-2010-754”.

BE IT FURTHER RESOLVED that this firm shall be paid a maximum hourly rate of \$150.00 per hour for attorneys based on actual time and expenses; and,

BE IT FURTHER RESOLVED that in the matter “Hoboken Municipal Supervisors Association and City of Hoboken AR-2010-754” there shall be a not to exceed amount of Five Thousand (\$5000.00) dollars and the total not to exceed amount for all services billed by Scarinci & Hollenbeck, LLC, including the employment matter listed above, shall be Seventy Five Thousand (\$75,000.00) dollars; and,

BE IT FURTHER RESOLVED that this contract shall commence immediately and expire on January 4, 2012, which term shall be renewable upon necessity subject to availability of funds and approval of the term extension by the City Counsel, pursuant to N.J.S.A. 40A:11-1 et seq.; and

BE IT FURTHER RESOLVED that the City Council specifically finds that compliance with Hoboken Ordinance #DR-154 (codified as §20A-4 of the Code of the City of Hoboken), is waived for the following reasons: (1) failure to maintain continuous legal counsel will jeopardize the City’s legal position; and, (2) the firm of Scarinci & Hollenbeck, LLC offers the City special expertise and substantive knowledge relating to the legal issues underlying the above referenced litigation and environmental issues; and

BE IT FURTHER RESOLVED that this approval by the City Council is contingent upon Scarinci & Hollenbeck, LLC complying with are requirements of Hoboken Code Section 20A-14 and all requirements of the Affirmative Action laws and regulations of the State of New Jersey, and failure to comply with all requirements within fifteen (15) days of the adoption of this Resolution shall render this resolution null and void; and

BE IT FURTHER RESOLVED the City Clerk shall publish this resolution as required by law and keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.; and,

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to Mayor Dawn Zimmer for action in accordance therewith and to take any other actions necessary to

complete and realize the intent and purpose of this resolution; and,

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

Meeting Date: January 5, 2011

Approved:

Approved as to Form:

Arch Liston
Business Administrator

Mark A. Tabakin
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 \$75,000.00 is available in the following appropriations:

These funds, the amount within the introduced CY 2011 budget, are sufficient to meet the contractual commitment providing for:

**SCARINCI & HOLLENBECK, LLC FOR THE SERVICES OF JOHN
SCAGNELLI, ESQ AS SPECIAL COUNSEL FOR ENVIRONMENTAL
LITIGATION AND JOEL GLUCKSMAN, ESQ. AS SPECIAL COUNSEL FOR
BANKRUPTCY LITIGATION FOR A ONE YEAR PERIOD TO COMMENCE
JANUARY 5, 2011 AND TERMINATE JANUARY 4, 2012.**

For payment to be submitted to the following contractor:

Scarinci & Hollenbeck, LLC
1100 Valley Brook Avenue
PO BOX 790
Lyndhurst, New Jersey 07071-0790

I further certify that, subject to adoption of the CY 2011 budget, this commitment together with all previously made commitments do not exceed the appropriation balance available for this purpose.

Chief Financial Officer

Date: _____

Introduced By: _____
Seconded By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

**RESOLUTION APPOINTING ARTHUR M. LISTON AS THE
QUALIFIED PURCHASING AGENT FOR THE CITY OF
HOBOKEN**

WHEREAS, N.J.S.A. 40A:11-3 requires municipalities to have a Qualified Purchasing Agent in order to maintain the maximum bid threshold; and

WHEREAS, Arthur M. Liston has been certified by the State of New Jersey to act as a Qualified Purchasing Agent, pursuant to N.J.S.A. 40A:11-9(b); and

WHEREAS, appointing Arthur M. Liston, to the position of Qualified Purchasing Agent will allow the City of Hoboken to maintain a "QPA" on staff so that the maximum bid threshold may be maintained.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hoboken that Arthur M. Liston is hereby appointed to the position of Qualified Purchasing Agent for the City of Hoboken, to serve for the remainder of his term as Business Administrator or until a replacement is appointed by this Council, whichever occurs first.

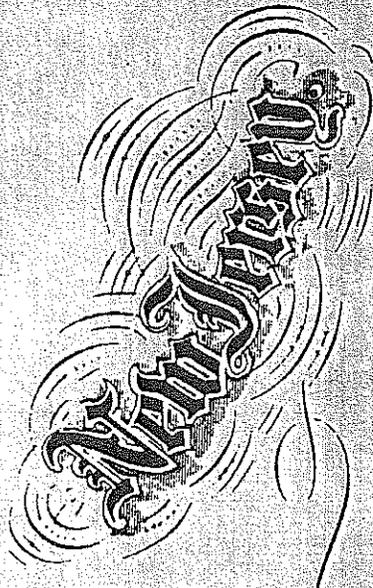
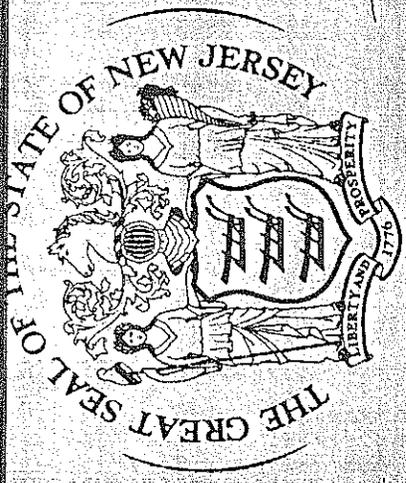
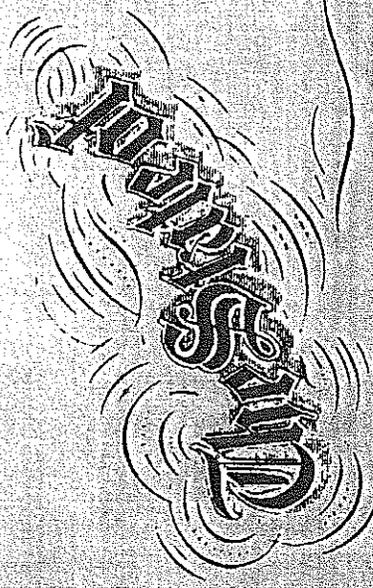
Reviewed:

Approved as to Form:

Arch Liston
Business Administrator

Mark A. Tabakin, Esq.
Corporation Counsel

Date of Meeting: January 5, 2011



Department of Community Affairs Division of Local Government Services

This certifies that

Arthur M. Liston

has successfully met the requirements
established by Chapter 440, Laws of 1999 and is
hereby officially recognized as a

Qualified Purchasing Agent

March 7, 2008

Issue Date

Jon S. Corzine, Governor

Susan Bass Levin, Commissioner
Department of Community Affairs

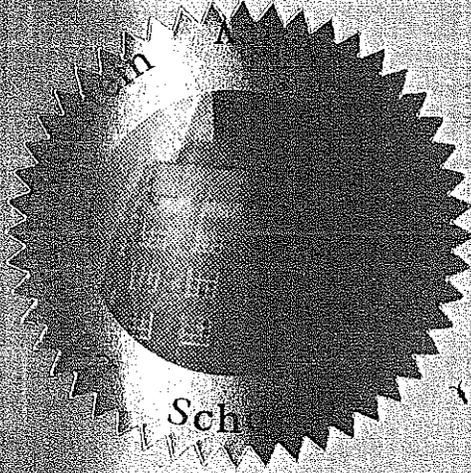
Susan Iacobucci, Director
Division of Local Government Services

certifies that

Arthur M. Liston

has fulfilled all the requirements for the designation of

Registered Public Purchasing Official



Center for
Government Services

Arthur M. Liston

February 2008

Awarded

February 2011

Renewed

Governmental Purchasing
Association of New Jersey

Christy Bollen

Introduced By: _____
Seconded By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

**RESOLUTION AUTHORIZING ACCEPTANCE OF CREDIT
CARD PAYMENTS**

WHEREAS, the Department of Community Affairs, Division of Local Government Services has promulgated regulations at NJSA 5:30-9.1 et seq., which authorizes and permits municipalities to accept credit card payments for various municipal permits, license, and fees as well as real estate tax payments;

WHEREAS, the City of Hoboken Business Administrator and Finance Director recommend that the authorization of credit cards be approved by the City Council to permit payment of all Township permits, licenses, taxes, and fees, payable and collectible to all City departments, that are in excess of \$10.00; and,

WHEREAS, such a policy and payment procedure will facilitate the payment and collection of such fees and charges and can be implemented without cost or deduction to the City.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hoboken that, pursuant to the authority and regulations of the Division of Local Government, the Business Administrator, Chief Financial Officer and Tax Collector are authorized and permitted to accept and collect payment by appropriate credit card of any and all City due permits, licenses, fees of all types, and real property taxes, that are in excess of \$10.00) dollars, that are due and owing to the City of Hoboken; and

BE IT FURTHER RESOLVED, that the Business Administrator and Finance Director are authorized to execute appropriate agreements to implement this policy and to establish appropriate internal municipal finance procedures and policies to properly effectuate this authorization in accordance with all laws and regulations.

Reviewed:

Approved as to Form:

Arch Liston
Business Administrator

Mark A. Tabakin, Esq.
Corporation Counsel

Date of Meeting: January 5, 2011

LOCAL FINANCE NOTICECHRISTINE TODD WHITMAN
GOVERNORJANE M. KENNY
COMMISSIONERBETH GATES
DIRECTOR**How to Accept Credit Cards for Government Obligations
Answers to Questions on the New Electronic Receipting Law and Rule**

This Local Finance Notice reviews the recently adopted rules that permit all local government units to accept credit cards, debit cards, electronic funds transfers, and other methods of electronic receipting for the payment of most obligations that a local government unit collects. The basis of this new authorization is the "Government Electronic Payment Acceptance Act (P.L. 1995, c.325) and the recent adoption of rules implementing the Act in the New Jersey Administrative Code (N.J.A.C. 5:30-9 et seq., adopted on March 17, 1997). The rule refers to "electronic receipting" in lieu of "electronic payment" to prevent confusion over common usage of the word payment, usually thought of as something a local unit pays out of its own funds, versus funds it receives from others, which is what is covered by the law.

While this Notice is intended to provide general information and advice on electronic receipting, local government officials should carefully review the law, the rule, and associated laws, such as the Local Public Contracts Law, as it assesses its options for electronic receipting. Used prudently, it can provide economic efficiencies to government operations and make government more "customer friendly." On the other hand, policies hastily adopted could result in increased costs and "customer" confusion.

After reviewing this Notice, there are five key actions local officials should take when considering electronic receipting for a local government unit:

1. Understand the rules and law.
2. Study your cash receipting operations and identify potential candidates for electronic receipts.
3. Solicit information from, and examine the wide range of services available from many different vendors.
4. Examine the costs and savings that may accrue from it.
5. Determine your needs and solicit proposals or bids from vendors.

This Notice also includes a copy of the law and the recently adopted rules. To make it easier to become acquainted with this new field, the balance of this Notice is in question and answer form.

Recipients of this Notice as asked to provide copies to the organization's elected officials, chief financial officer, and tax collectors/revenue collection supervisors.

We hope you have found this information useful. The Division can provide some general guidance, but technical questions are best addressed to vendors. Questions to the Division can be sent to Bert Wolfe (609-292-4656) at the Division's address, or for those with Internet access, via E-Mail at dcadlgs1@ix.netcom.com.



Beth Gates, Director
Division of Local Government Services

Distribution: Municipal Clerks Clerks to the County Boards of Freeholders Authority Executive Directors
Fire District Board of Commissioners Public Libraries (through the State Library)

Director's Office
(609) 292-6613

Local Government
Research
(609) 292-6110

Financial Regulation
and Assistance
(609) 292-4806

Local Finance
Board
(609) 292-4537

Local Management
Services
(609) 292-7842

Authority Regulation
(609) 984-0133

Fax
(609) 984-7388

Electronic Receipting Questions and Answers

Exactly what are electronic receipts?

The term electronic receipt includes credit card, debit card, and any other payment mechanism that is initiated manually or electronically through computer networks or telephone lines, and may be credited directly to the local unit's bank account. Other mechanisms include Automated Clearinghouse transfers, bank-by-phone systems, and computer based payment services.

Which local government units are covered under the law and rule?

Any local government unit covered by the Local Fiscal Affairs Law (N.J.S.A. 40A:5 et seq.). This includes municipalities, counties, authorities, fire districts, and their subordinate agencies.

What are the services for which a local unit can accept electronic payment?

It's easier to list what they cannot be used for: credit card payments of delinquent obligations and redemption of tax liens. Any other tax, charge, service, or user fee can be a basis for accepting electronic payment. A local unit may select just those obligations in which it sees value. A resolution by the governing body is required to authorize electronic receipts and the obligations for which they are permitted.

What about municipal court fees and fines?

The law permits Court obligations as eligible for electronic receipts.. However, because municipal courts are regulated by the State's Judiciary, the law requires separate rules for electronic receipts to be used in court. At the time this Notice was issued, the Court was studying how to best implement electronic receipts in municipal courts. As a result, use of **electronic receipts in municipal court is not permitted** until the Court acts and notifies municipalities of the proper procedures.

How do credit and debit cards systems work?

The difference between a debit and credit card is that a charge made against a debit card is charged directly to the users bank account. A credit card is charged against the users line of credit maintained by the card issuer and must be repaid by the user. No repayment on a debit card is necessary, because the transactions results in a charge or debit against the user's bank account. An example of a debit card is a "MAC" card, a credit card may be a Visa, MasterCard, American Express, or Discover card. Some banks also connect a Visa or MasterCard to a bank account, which than makes what looks like a credit card act as a debit card.

What's the difference between the types of credit cards?

Visa, and MasterCard are *bank* cards. They are issued by a bank and the user is extended a revolving credit line where obligations charged to the card may be paid back all at once, or over time. Visa and MasterCards are supported by a large cooperative organization made up of member card issuers, usually a bank. Discover cards have a line if credit, but are issued by a single company. American Express and Diner's Club are know as *travel and entertainment* cards, where the credit is only for a short term, and the user is expected to pay back the charges immediately to the issuing company. The card *issuer* is the organization who bears the risk if the card user fails to make the payments. That can be a bank or the company issuing the card.

Accepting credit cards can't be for free. What costs are there to a local unit in accepting cards for payments?

The acceptance of any card based transaction requires the payment of a fee by the local unit. In card parlance, the local unit is known as a "merchant." When accepting a card for payment of goods or services, the merchant is charged a "discount fee" that is usually paid monthly. The discount fee is a negotiable amount, and is often based on number of transactions the merchant processes in a month, the amount or average amount of the transactions, and the type of card being used. This is a key area where costs can be negotiated with card "acquirers," also referred to as "servicers."

What does a card acquirer do?

An acquirer is the organization who enters into a contract with a merchant for the provision of card processing services. An acquirer may be a bank, the card issuer, or a third party, called an independent service organization (ISO), that is in the business of processing cards for a number of issuers. The acquirer provides the merchant with services that enable the merchant to accept cards, verify transactions with the issuers computer to ensure the card is valid, make timely deposits of card transactions into the merchants bank account, provide the necessary computer hardware and software to make transactions, and provide periodic reports.

What's the difference between acquirers?

Merchants face a dizzying array of services and pricing plans by all the different acquirers. This is the crux of contracting for services: the local unit needs to study what needs it has, consider the alternatives, then contract with an acquirer for services. There is an infinite number of combinations of services and pricing plans that can be considered, and the local unit must carefully study the offerings of acquirers, determine what service and cost will best suit their needs, and enter into a contract for service. **Acquirer contracts are subject to the Local Public Contracts Law!** Given the expected level of costs, this means in some cases, a contracting unit need only obtain proposals from acquirers, other times, the service will have to be publicly bid.

What else do I need to know about servicing?

You need to know that you can have several servicing contracts, if you accept different cards from each servicer, but you cannot have more than one contract to service the same card. For example, you can have a contract with separate servicers for processing each of the cards you accept: one for MasterCard, one for Visa, one for American Express, etc. Or you can have a single ISO service all of them. You must also ensure that a deposit from an acquirer is made within 72 hours from the time you turn the transaction over to the acquirer. This is similar to check clearing.

What kind of equipment do I need?

Most merchants utilize electronic validating machines to record transactions. Commonly used are "swipe" machines where the users card is passed through a machine that reads information in the magnetic strip on the back of the card. They can also be devices that are part of an electronic cash register or a personal computer. Once swiped, the amount of the transaction punched into it, or transmitted directly from the card-enabled cash register or PC, and the device dials the acquirers computer, verifies if the card is good, and the transaction amount does not exceed the users credit limit or bank balance. That action does not "charge" the users account. When validating machines are not used, and a mechanical device (known in the trade as a "knuckle buster") is used to record card information on a sales slip and a toll-free number is called to verify the card.

So, how do I get my money?

Because the device also stores the transaction details, at the end of the day, the accumulated transactions the merchant must make a "deposit" by transmitting the information to the acquirer's computer for clearing. Depending on the contract with the acquirer, sometime within the next 72 hours, an electronic transfer is made depositing funds into the merchants bank account. Thus, each day, the merchant must "deposit" the day's transactions through this process. When the "knuckle buster" is used, the slips must be sent or deposited daily.

How much does it cost to do this?

The discount fee on credit cards can run from 1% to 5% of the transaction cost, debit cards can be less than 1%. The discount fee is usually dependent on a base cost of service, any special services the merchant requires, and the different ways that transactions are processed. That's why it's vitally important for the local unit to carefully study their needs to make informed decisions on services for which it will accept cards. For example, accepting credit cards for property taxes, while taxpayers may like it because of the "bonus" points they may get from a card issuer, could be very expensive for the municipality.

Well, if it costs me money, doesn't that mean I'm not getting the full amount for the service?

Not really. The discount fee must be looked at a cost of collecting cash, much like the cost of hiring cashiers to staff registers, and whatever other costs the local unit incurs in processing and counting its receipts. It's simply another cost of handling cash receipts. And like other costs, must be budgeted.

Why can't I pass the cost of the discount fee along to the user?

Good question. The credit card industry has an interest in encouraging card users to use their cards. In most cases, users will not use their cards if it costs them more to buy the same good or service than paying by check or cash. For that reason, most card issuer contracts include a provision that prohibits the merchant from charging any fee that makes card use more expensive than cash or checks for the same service.

Are there any exceptions to this?

Yes there are. Some card issuers, like Discover, will permit a surcharge, or "convenience" fee to be added to the cost of the service, if it is the only card accepted. But as soon as other cards that do not permit the add-on are accepted by the merchant, that flexibility is lost. But there is another important exception.

That is an exception for what can be called "value-added" services, where the only way you can receive the service is by credit card; where cash or check cannot be used. In this case, the merchant can negotiate with the acquirer to charge a convenience fee for certain services, such a payment by phone, where cash or check does not work. But, where cash and checks are accepted, as in an over-the-counter or in person transaction takes place, card surcharges are not usually permitted. This may work for many local units for things such as recreation programs or utility billings. This needs to be carefully considered by the local unit, because the added fee many discourage users from taking advantage of the value-added service. When fees are used, they must be shown on the payment records as a separate charge.

It is also possible that some acquirers will enter into contracts for special circumstances, but this would only be on a case-by-case basis.

How can I get lower fees?

The more transactions (and at higher amounts) a merchant has generally result in a lower fee schedule. But, those levels may be difficult for a single local unit to achieve. An answer may lie in cooperative purchasing contracts for credit card processing. The Division encourages the many cooperative purchasing organizations to consider card based services as a commodity to offer it's members. It is also possible that over time, the State Cooperative Purchasing Program will include card processing. The Division has discussed this possibility with them, and they advice that such a service would not be imminent. Thus, users should not expect that in the near future.

Fees are also based on the services that the acquirer provides local units. The rule permit acquirers to debit the merchants bank account every month for the fees, without having to go through a printed voucher in advance. If you require a printed and signed voucher in advance of payment, it will cost more. The lessor here is to be careful in the services you request, they can add to the fees.

How do I pay fees?

As noted above, fees are usually charged monthly as a debit against the bank account where the deposits are made. While this is not normally permitted, the rule allows the procedure, as long as the chief financial office or other appropriate individual receives a printout of the "invoice" of the charge, and executes a voucher on behalf of the acquirer within 48 hours of the transaction taking place.

Why can't I charge the fees against the receipts?

That would violate the principle that all fees or charges must be received in whole. Thus, fees must be budgeted as part of an appropriate budgeted line item, and subject to all budgetary rules. If the acquirer is the local unit's bank, the rule permits services to be charged as a bank fee as part of the compensating balance analysis, but this is up to the individual banking institution as an internal policy.

What happens if the card user protests the charge once they get their bill?

The biggest causes of "charge-backs" is the failure of the merchant to verify with the acquirer that the card is good at the time of the transaction, and failure to verify the card users signature. Card contracts and the rule require local units to take these two simple security steps each time they accept an in-person transaction. Thus, if a card user protests a charge, by following the acquirer's procedures, such as having a copy of the charge slip with the persons signature, and having had the charge validated by the acquirer's computer at the time of sale, the chances of a chargeback taking place is minimized.

OK, but what happens if there is one?

If there is a charge back when these policies were followed, the local unit has its usual tools of recovering funds. A failed electronic receipt transaction would be treated as if a check was returned for insufficient funds. Policies such as returned check charges, placing of liens, issuing warrants all apply. In researching this subject, card issuers advised the Division that when the rules are followed, chargeback claims are few, will be smaller in volume than returned checks, and will usually wind up in the charge being upheld. The acquirer and issuer only care about if the charge was properly made, they do not get involved in debates about quality of service and related issues.

How is the accounting of electronic receipts handled?

Electronic receipts are simply another form of cash receipt. Cash receipt journals and registers should be modified to reflect this additional option. Like existing cash handling practices, electronic receipts should be

balanced and closed each day; **unlike** cash deposits, electronic receipts must be transmitted or deposited to the acquirer **daily**. Printed receipts for all transactions are required and must be kept on file for at least three years. Where the refund of an electronic receipt transaction is required, the usual resolution of the governing body is required, the refund is made as a credit to the users account, **not** by issuance of a check.

What is "bank-by-phone" or "bank-by-computer"?

This involves a user authorizing a payment for their bank to make a deposit, directly to the merchant's bank account on demand or automatically. Under this model, users ask the bank if the recipient will accept an electronic payment of their debts. The merchant is contacted by the bank or service organization for information on what is required to make such a transaction. That usually involves the bank account transit number and what payee information (i.e. account number) is required. If the user provides this information, the servicer would then make a automated clearinghouse transfer into the merchants account and provide a printout or bank memo information on the transaction so the account can be credited in the merchants records. A separate rule permits local units to accept checks issued by the acquirer in lieu of an electronic deposit (N.J.A.C. 5:30-8.11).

Can electronic payments be used to process recurring payments?

Yes. The rules (N.J.A.C. 5:30-9.6 through .9) permit a range of preauthorized transactions to be conducted electronically. This includes the use in a utility or other similar operation for a customers bank account or credit card to be debited whenever bills are issued. There are a number of businesses and acquirers that provide this type of service. This permits users or customers to execute a simply agreement permitting the merchant to do this, and the local unit's staff or business takes care of the rest. What normally happens, is that a file is sent to the acquirer or an on-line entry made in a computer system to set up the transaction. This type of service can improve collection staff efficiency where large numbers of transactions are processed on a scheduled basis. Again, a failed transaction would be handled as a returned check.

Can I set up a system that permits electronic receipt transactions to be posted directly to my computer.

Yes. There are a number of companies that specialize in providing these services to merchants. There are also services called "interactive voice response - IVR" that permit transactions to be handled by a computer and a touch-tone phone, that may also directly connect to your computer to process transactions. These vendors are aware of the new rules and are already contacting local units about their services.

What about bulk tax payments?

For the last few years, tax collectors have been asking for specific authorization to accept bulk tax payments from tax service organizations that pay taxes on behalf of property owners whose taxes are escrowed through their mortgage payments. The rules make that authorization and permit single deposits and electronic receipts that represent payment for multiple parcels. It simply requires that the transaction be accompanied by documentation listing the necessary property identification information. To deal with the problem of payment amounts not matching the obligations that are owed, a separate rule (N.J.A.C. 5:33-1.9) permits tax collectors to accept the deposit, create a ledger entry for unreconciled items, and give them until the end of the fiscal year to resolve them.

What if a vendor proposed something that does not seem to be permitted under the law or rule?

Contact the Division. We will review new uses or technologies, and if appropriate, take the necessary action to permit them.

STATE OF NEW JERSEY

AN ACT concerning card and other electronic based payments for obligations and fines owed local units and courts and supplementing chapter 5 of Title 40A and Title 2B of the New Jersey Statutes.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. This act shall be known and may be cited as the "Government Electronic Payment Acceptance Act."

2. As used in this act:

"Association" means an organization whose members are issuers.

"Cardholder" means the person or organization named on the face of a credit card or debit card to whom or for whose benefit the credit card or debit card is issued by an issuer.

"Card based payment" means a monetary obligation tendered by the user of a credit card or debit card.

"Card payment system" means a technical procedure by which obligations owed a local unit or court may be paid by credit card or debit card.

"Credit card" means any instrument or device linked to an established line of credit, whether known as a credit card, charge card, credit plate, or by any other name, issued with or without fee by an issuer for the use of the cardholder in satisfying outstanding financial obligations, obtaining money, goods, services or anything else of value on credit.

"Debit card" means any instrument or device, whether known as a debit card, automated teller machine card, or by any other name, issued with or without fee by an issuer for the use of the cardholder in obtaining money, goods, services or anything else of value through the electronic authorization of a financial institution to debit the cardholder's account.

"Director" means the Director of the Division of Local Government Services in the Department of Community Affairs.

"Electronic funds transfer" means any transfer of funds, other than a transaction originated by check, draft, or similar paper instrument, that is initiated through an electronic terminal, telephone, or computer or magnetic tape for the purpose of ordering, instructing or authorizing a financial institution to debit or credit an account.

"Electronic funds transfer system" means a technical procedure by which obligations owed to or collected by the Supreme Court, the Superior Court, Tax Court or a local unit may be paid by an electronic transaction between the financial institution of the person or organization owing the obligation and the financial institution of the governmental entity.

"Issuer" means the business organization or financial institution which issues a credit card or debit card, or its duly authorized agent.

"Local unit" means any unit of government subject to the provisions of chapters 5 or 5A of Title 40A of the New Jersey Statutes, and the constituent parts of those units, including but not limited to independent local authorities, public libraries, municipal courts and joint municipal courts.

"Service charge" means a fee charged by the Supreme Court, the Superior Court, Tax Court or local unit in excess of the total obligation owed by a person or organization to offset processing charges or discount fees for the use of a card payment system or an electronic funds transfer system.

3. Subject to the provisions of sections 5 and 6 of P.L. 1995, c. 325 (C. 40A:5-43), a local unit may establish a card payment system or electronic funds transfer system upon passage of a resolution of the governing body. The resolution shall specify those types of charges, taxes, fees, assessments, fines, or

other obligations approved for card based or electronic funds transfer payment, except that credit card payment shall not be authorized for the payment of delinquent local unit obligations or for the redemption of local unit liens.

4. Notwithstanding the provisions of any other law to the contrary and if not legally prohibited by an association or by an issuer, local units are authorized to assess and collect service charges related to obligations owed to or collected by the local unit when credit cards, debit cards or electronic funds transfer systems are utilized.

5. The director, in accordance with the provisions of the "Administrative Procedure Act, "P.L.1968, c.410 (C.52:14B-1 et seq.), shall promulgate such rules and regulations as are necessary to effectuate the purposes of sections 2 through 4 of P.L.1995, c.325 (C.40A:5-43).

6. a. Notwithstanding the provisions of any other law to the contrary, the Supreme Court, the Superior Court and the Tax Court, and the various municipal and joint municipal courts when permitted by resolution of the appropriate municipal governing bodies, are authorized to establish systems to accept the payment of civil and criminal fines and penalties and other judicially imposed financial obligations by card based payment, electronic funds transfer, or any other method deemed feasible by the Supreme Court.

b. No person or organization that is a defendant in a criminal matter shall be entitled to offer a credit card for the payment of bail or for the payment of fines or penalties related to the imposition of a sentence, for a crime of the first, second or third degree under Title 2C of the New Jersey Statutes

c. If not legally prohibited by an association or by an issuer, any court is authorized to assess and collect service charges related to obligations owed to or collected by the court when credit cards, debit cards or electronic funds transfer systems are utilized.

d. The Supreme Court of the State of New Jersey shall adopt Rules of Court appropriate or necessary to effectuate the purposes of this section.

7. This act shall take effect immediately except for section 3, which shall take effect upon the adoption of the rules and regulations required in section 5 of this act, and section 6, which shall take effect upon the adoption of the Rules of Court required to implement that section.

GOVERNMENT ELECTRONIC RECEIPT ACCEPTANCE

SUBCHAPTER 9. GOVERNMENT ELECTRONIC RECEIPT ACCEPTANCE

5:30-9.1 Purpose and authority

(a) This subchapter includes rules and guidance for local government units to utilize credit cards, debit cards, and electronic fund transfer mechanisms as means of collecting local unit obligations.

(b) The rules are authorized pursuant to section 5 of P.L. 1995, c.325 (N.J.S.A. 40A:5-43 et seq.), the Government Electronic Payment Acceptance Act.

(c) While the title of the legislation refers to "electronic payment," these rules utilize the phrase "electronic receipt," as the use of "payment" could be confused with the ability of a local government unit to pay its own obligations electronically, a procedure not authorized by law.

5:30-9.2 Definitions

The following words and terms, as used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise.

"Bulk receipt" means a single deposit by a single party that represents multiple transactions.

"Card issuer" means any organization or association that issues or licenses others to issue any credit card or debit card.

"Credit card" means any instrument or device linked to an established line of credit, whether known as a credit card, charge card, credit plate, or by any other name, issued with or without fee by an issuer for the use of the cardholder in satisfying outstanding financial obligations, obtaining money, goods, services, or anything else of value on credit.

"Debit card" means any instrument or device, whether known as a debit card, automated teller machine card, or by any other name, issued with or without fee by an issuer for the use of the cardholder in obtaining money, goods, services, or anything else of value or through

the electronic authorization of a financial institution to debit the cardholders account.

"Director" means the director of the Division of Local Government Services.

"Electronic funds transfer" means any transfer of funds, other than a transaction originated by check, draft, or similar paper instrument, that is initiated through an electronic terminal, telephone, or computer or magnetic tape for the purpose of ordering, instructing, or authorizing a financial institution to debit or credit an account.

"Electronic receipt" means any receipt transaction made through the use of a credit card, debit card, or electronic funds transfer.

"Local unit" means any unit of government subject to the provisions of chapters 5 or 5A of Title 40A of the New Jersey Statutes, and the constituent parts of those units, including, but not limited to independent local authorities, public libraries, municipal courts and joint municipal courts.

"Local unit obligations" means any local unit tax, charge, fee, penalty, fine, assessments, service or utility charge, payment transactions by the public for goods or services, except for credit card payment of delinquent local unit obligations or for the redemption of local unit liens.

"Payor identification" means information such as an account number, property block and lot number, or other identifying characteristic used to sufficiently identify the purpose of the receipt and person or organization using electronic receipt to pay a local unit obligation.

"Processor" means any organization with whom the local unit contracts to process or make electronic receipt transactions.

5:30-9.3 General grant of authority

(a) Local units may enter into agreements with processors to utilize electronic receipts as an alternative to acceptance of cash and checks as receipt for local unit obligations.

(b) Authorization of the local unit obligations that shall be accepted as electronic receipts shall be made by resolution of the governing body of the local unit. The resolution shall specify both the types of local unit obligations approved for electronic receipt, and the types of electronic receipt that shall be permitted.

(c) The use of specialized techniques of processing electronic receipt such as, but not restricted to, computer assisted, telephone based transactions, computer network based, and other related transactions are permitted.

(d) Forms of surcharges, fees or other mechanisms that are assessed to the originator of an electronic receipt transaction for the purpose of recouping any or all costs the local unit incurs in processing electronic receipt transactions may be utilized unless prohibited by the processor or by contract with a card issuer.

(e) Transactions related to municipal court obligations shall be authorized in accordance with Rules of the Court promulgated by the State Supreme Court.

5:30-9.4 Contracting for services

(a) Contracts for acquisition of electronic receipt equipment and services shall be subject to provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.

(b) A local unit may have contracts with more than one processor, but shall have only one contract to process transactions of any single card issuer for similar types of transactions. For example, a local unit may have a contract with one bank to process Master Cards and Visa cards for over-the-counter transactions, and separate contracts with other processors for processing Discover and American Express over the counter card

transactions; but it may not have more than one contract to process Master Cards, unless it is a specialized service not available from the processor, for example, a voice response or interactive computer based system. A single contract with an independent service organization to process transactions of any number of issuers shall be permitted.

(c) Contracts shall require that processors shall transmit or otherwise deposit in the local unit's bank account the proceeds of electronic receipt transactions at any interval not to exceed 72 hours after the transmission or processing of the transactions by the local unit, weekends and holidays excepted.

(d) All contracts shall provide that chargebacks or electronic debits of returned or otherwise failed transactions shall require either paper based or electronic confirmation of the debit transaction and identification of individual debits.

5:30-9.5 Accounting and control

(a) Electronic receipt transactions shall be transmitted or otherwise sent to the processor on a daily basis at the close of the business day, or if done automatically by computer program, prior to the close of the business day of the processor.

(b) Electronic receipt transactions shall be considered a form of cash receipt and shall be subject to all local unit accounting, internal control, and auditing requirements relating to cash receipts, including, but not limited to, daily reconciliation, cash counts, reporting to the governing body, and account testing.

(c) The local unit shall retain printed documentation of all electronic receipt transactions for a period of time as required by the relevant State records retention law with regard to cash receipts or the local unit's contract with the processor, whichever is longer.

(d) All refunds of electronic receipt transactions shall be performed in accordance with all other statutory requirements related to the refunds of monies to the local unit.

(e) The local unit shall secure authorization of the processor of all credit or debit card transactions prior to execution.

5:30-9.6 Pre-authorized transactions

(a) Local units may enter into processing contracts to permit individual persons desiring to make electronic receipt transactions for any combination of a specified or unlimited period of time, or number of fixed or variable payments. This permits the local unit to initiate a transaction that electronically debits the person's bank account and deposit it in the local unit's bank account.

(b) The local unit may contract with a processor to manage and conduct such transactions.

(c) Agreements providing for preauthorized transactions shall be in writing with the person responsible for completing the transaction. Such agreement shall include the person assuming responsibility for appropriate penalties if the electronic receipt transaction is denied by the processor. Cancellation of such transactions shall be in writing and submitted to the local unit 30 days in advance of the cancellation.

(d) Notwithstanding the provisions of N.J.A.C. 5:30-9.4(c), the local unit may enter into contracts that provide for scheduling of transactions in such a way that take into account the requirements of transaction clearing systems.

5:30-9.7 Bulk Payments

(a) The bulk electronic receipt of property taxes by property tax processing organizations and servicing organizations, as defined in N.J.S.A. 17:16F-15, is specifically permitted and encouraged.

(b) When deposits are made, the processor shall provide appropriate payor documentation detailing the individual transactions that make up the transfer. Such documentation may be data files designed for input to the local unit's computer system or print-outs.

(c) The tax collector shall prove all deposits prior to posting the transactions to individual accounts.

5:30-9.8 Individual electronic receipts

(a) Local units may permit electronic receipts generated by individuals, generically known as "bank-by-phone," where an individual authorizes a bank or other processor organization to process a payment transaction to the local unit on the individual's behalf.

(b) The record of the transaction provided by the local unit's depository bank must provide payor identification and date of transaction.

5:30-9.9 Surcharges or convenience fees

(a) When permitted to be charged by the processor, local units may charge a percentage of the transaction or a flat fee to offset the costs of electronic receipt transactions. Such fees shall not exceed the cost of handling and processing the transaction to the local unit.

(b) Such fees shall be authorized by ordinance or resolution, as appropriate to the local unit and form of government and in accordance with procedures established by the local unit for setting other local unit fees.

(c) Any surcharge or convenience fee shall be itemized separately on the invoice, charge slip, or receipt, and shall be disclosed to the payor at the time the transaction occurs.

(d) Local units subject to the provisions of the Local Budget Law, N.J.S.A. 40A:4-1 et seq., assessing such surcharges or convenience fees shall establish a dedicated trust fund account entitled "Electronic Receipt Fees" pursuant to N.J.S.A. 40A:4-39, through which such fees shall be deposited and expended. Local units subject to the provisions of the Local Authority Fiscal Control Law, N.J.S.A. 40A:5A-1 et seq., shall utilize the procedures of that Law for handling these transactions.

5:30-9.10 Payment of electronic receipt fees

(a) Service charges or fees charged to the local unit for electronic receipt transactions shall be paid in one of the following ways:

1. Charged against a suitable appropriation in the local unit's annual budget. The appropriation may be a sub-account of an Other Expense line item.

2. Transactions that include fees that are offset by surcharges or convenience fees collected pursuant to N.J.S.A. 5:30-9.9 which shall be paid through a trust funds transaction pursuant to N.J.S.A. 5:30-9.9(d).

3. When included in a contract, as a cost charged against the local unit's banking service compensating balance account.

(b) Local units are authorized to permit a processor to routinely debit the bank account to which deposits are made, or other agreed upon account, in payment of fees and service charges for electronic receipt transactions. When such transfers are made, the processor shall provide a written statement itemizing the charges. The local unit's chief financial officer or designee shall complete and attach it to a voucher, and certify that the payment was correct and was paid. Statements shall be provided anytime prior to, or within 48 hours after the execution of the debit.

5:30-9.11 Interpretations of the rule

At the request of a local unit, the director shall provide interpretations of this subchapter to address unanticipated circumstances or new technologies.

5:30-8.10 Acceptance of third party financial organization payments

When authorized through bona fide "bank-by-phone" systems, local units are permitted to accept check based payments made by banks or other financial organizations on behalf of individual persons when authorized by such persons and when such transactions provide payor information.

5:33-1.5 Third party transaction reconciliation accounts

When check-based or electronic payments for multiple parcels made by property tax processing organizations and servicing organizations defined pursuant in N.J.S.A. 17:16F-15 cannot be correctly reconciled, the tax collector shall create a subsidiary ledger entry to record unreconciled items. The tax collector shall work to reconcile the discrepancy by the end of the fiscal year. All transactions necessary to reconcile entries shall be noted in the subsidiary ledger, and when necessary, approved by the governing body.

(c:\1nssdata\rules\electron.lwp)

5:30-9
LOCAL FINANCE BOARD - GOVERNMENT ELECTRONIC RECEIPT
ACCEPTANCE

5:30-9.1 Purpose and authority

- (a) This subchapter includes rules and guidance for local government units to utilize credit cards, debit cards, and electronic fund transfer mechanism as means of collecting local unit obligations.
- (b) The rules are authorized pursuant to section 5 of P.L. 1995, c.325 (N.J.S.A. 40A:5-43 et seq.), the Government Electronic Payment Acceptance Act.
- (c) While the title of the legislation refers to "electronic payment," these rules utilize the phrase "electronic receipt," as the use of "payment" could be confused with the ability of a local government unit to pay its own obligations electronically, a procedure not authorized by law.

5:30-9.2 Definitions

The following words and terms, as used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise.

"*Bulk receipt*" means a single deposit by a single party that represents multiple transactions.

"*Card issuer*" means any organization or association that issues or licenses others to issue any credit card or debit card.

"*Credit card*" means any instrument or device linked to an established line of credit, whether known as a credit card, charge card, credit plate, or by any other name, issued with or without fee by an issuer for the use of the cardholder in satisfying outstanding financial obligations, obtaining money, goods, services, or anything else of value on credit.

"*Debit card*" means any instrument or device, whether known as a debit card, automated teller machine card, or by any other name, issued with or without fee by an issuer for the use of the cardholder in obtaining money, goods, services, or anything else of value through the electronic authorization of a financial institution to debit the cardholder's account.

"*Delinquent local unit obligation*," in a municipality that conducts its tax sale after the close of the fiscal year, means a municipal charge that is unpaid on the 30th day prior to the completion of the tax sale list pursuant to the Tax Sale Law, N.J.S.A. 54:5-1 et seq. In a municipality that conducts an accelerated tax sale, "delinquent local unit obligation" means a municipal charge that is unpaid on the 11th day of the 11th month of the fiscal year. For all other local units, a delinquent local unit obligation means any debt or charge that has been turned over to a municipality for collection through the tax sale process.

"*Director*" means the director of the Division of Local Government Services.

"*Electronic funds transfer*" means any transfer of funds, other than a transaction originated by check, draft, or similar paper instrument, that is initiated through an electronic terminal, telephone, or computer or magnetic tape for the purpose of ordering, instructing, or authorizing a financial institution to debit or credit an account.

"*Electronic receipt*" means any receipt transaction made through the use of a credit card, debit card, or electronic funds transfer.

"*Local unit*" means any unit of government subject to the provisions of chapters 5 or 5A of Title 40A of the New Jersey Statutes, and the constituent parts of those units, including, but not limited to, independent local authorities, public libraries, municipal courts and joint municipal courts.

"*Local unit obligations*" means any local unit tax, charge, fee, penalty, fine, assessments, service or utility charge, payment transactions by the public for goods or services, except for credit card payment of delinquent local unit obligations or for the redemption of local unit liens.

"*Payor identification*" means information, such as an account number, property block and lot number, or other identifying characteristic, used to sufficiently identify the purpose of the receipt and person or organization using electronic receipt to pay a local unit obligation.

"*Processor*" means any organization with whom the local unit contracts to process or make electronic receipt transactions.

5:30-9.3 General grant of authority

- (a) Local units may enter into agreements with processors to utilize electronic receipts as an alternative to acceptance of cash and checks as receipt for local unit obligations.
- (b) Authorization of the local unit obligations that shall be accepted as electronic receipts shall be made by resolution of the governing body of the local unit. The resolution shall specify both the types of local unit obligations approved for electronic receipt, and the types of electronic receipt that shall be permitted.
- (c) The use of specialized techniques of processing electronic receipt such as, but not restricted to, computer assisted, telephone based transactions, computer network based, and other related transactions are permitted.
- (d) Forms of surcharges, fees or other mechanisms that are assessed to the originator of an electronic receipt transaction for the purpose of recouping any or all costs the local unit incurs in processing electronic receipt transactions may be utilized unless prohibited by the processor or by contract with a card issuer.
- (e) Transactions related to municipal court obligations shall be authorized in accordance with Rules of the Court promulgated by the State Supreme Court.

5:30-9.4 Contracting for services

- (a) Contracts for acquisition of electronic receipt equipment and services shall be subject to provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.
- (b) A local unit may have contracts with more than one processor, but shall have only one contract to process transactions of any single card issuer for similar types of transactions. For example, a local unit may have a contract with one bank to process Master Cards and Visa cards for over-the-counter transactions, and separate contracts with other processors for processing Discover and American Express over the counter card transactions; but it may not have more than one contract to process Master Cards, unless it is a specialized service not available from the processor, for example, a voice response or interactive computer based system. A single contract with an independent service organization to process transactions of any number of issuers shall be permitted.
- (c) Contracts shall require that processors shall transmit or otherwise deposit in the local unit's bank account the proceeds of electronic receipt transactions at any interval not to exceed 72 hours after the transmission or processing of the transactions by the local unit, weekends and holidays excepted.
- (d) All contracts shall provide that chargebacks or electronic debits of returned or otherwise failed transactions shall require either paper based or electronic confirmation of the debit transaction and identification of individual debits.

5:30-9.5 Accounting and control

- (a) Electronic receipt transactions shall be transmitted or otherwise sent to the processor on a daily basis at the close of the business day, or if done automatically by computer program, prior to the close of the business day of the processor.
- (b) Electronic receipt transactions shall be considered a form of cash receipt and shall be subject to all local unit accounting, internal control, and auditing requirements relating to cash receipts, including, but not limited to, daily reconciliation, cash counts, reporting to the governing body, and account testing.
- (c) The local unit shall retain printed documentation of all electronic receipt transactions for a period of time as required by the relevant State records retention law with regard to cash receipts or the local unit's contract with the processor, whichever is longer.
- (d) All refunds of electronic receipt transactions shall be performed in accordance with all other statutory requirements related to the refunds of monies to the local unit.
- (e) The local unit shall secure authorization of the processor of all credit or debit card transactions prior to execution.

5:30-9.6 Preauthorized transactions

- (a) Local units may enter into processing contracts to permit individual persons desiring to make electronic receipt transactions for any combination of a specified or unlimited period of time, or number of fixed or variable payments. This permits the local unit to initiate a transaction that electronically debits the person's bank account and deposit it in the local unit's bank account.
- (b) The local unit may contract with a processor to manage and conduct such transactions.
- (c) Agreements providing for preauthorized transactions shall be in writing with the person responsible for completing the transaction. Such agreement shall include the person assuming responsibility for appropriate penalties if the electronic receipt transaction is denied by the processor. Cancellation of such transactions shall be in writing and submitted to the local unit 30 days in advance of the cancellation.
- (d) Notwithstanding the provisions of N.J.A.C. 5:30-9.4(c), the local unit may enter into contracts that provide for scheduling of transactions in such a way that take into account the requirements of transaction clearing systems.

5:30-9.7 Bulk payments

- (a) The bulk electronic receipt of property taxes by property tax processing organizations and servicing organizations, as defined in N.J.S.A. 17:16F-15, is specifically permitted and encouraged.
- (b) When deposits are made, the processor shall provide appropriate payor documentation detailing the individual transactions that make up the transfer. Such documentation may be data files designed for input to the local unit's computer system or printouts.
- (c) The tax collector shall prove all deposits prior to posting the transactions to individual accounts.

5:30-9.8 Individual electronic receipts

- (a) Local units may permit electronic receipts generated by individuals, generically known as "bank-by-phone," where an individual authorizes a bank or other processor organization to process a payment transaction to the local unit on the individual's behalf.
- (b) The record of the transaction provided by the local unit's depository bank must provide payor identification and date of transaction.

5:30-9.9 Surcharges or convenience fees

- (a) When permitted to be charged by the processor, local units may charge a percentage of the transaction or a flat fee to offset the costs of electronic receipt transactions. Such

fees shall not exceed the cost of handling and processing the transaction to the local unit.

- (b) Such fees shall be authorized by ordinance or resolution, as appropriate to the local unit and form of government and in accordance with procedures established by the local unit for setting other local unit fees.
- (c) Any surcharge or convenience fee shall be itemized separately on the invoice, charge slip, or receipt, and shall be disclosed to the payor at the time the transaction occurs.
- (d) Local units subject to the provisions of the Local Budget Law, N.J.S.A. 40A:4-1 et seq., assessing such surcharges or convenience fees shall establish a dedicated trust fund account entitled "Electronic Receipt Fees" pursuant to N.J.S.A. 40A:4-39, through which such fees shall be deposited and expended. Local units subject to the provisions of the Local Authority Fiscal Control Law, N.J.S.A. 40A:5A-1 et seq., shall utilize the procedures of that law for handling these transactions.

5:30-9.10 Payment of electronic receipt fees

- (a) Service charges or fees charged to the local unit for electronic receipt transactions shall be paid in one of the following ways:
 - 1. Charged against a suitable appropriation in the local unit's annual budget. The appropriation may be a sub-account of an Other Expense line item.
 - 2. Transactions that include fees that are offset by surcharges or convenience fees collected pursuant to N.J.A.C. 5:30-9.9 which shall be paid through a trust funds transaction pursuant to N.J.A.C. 5:30-9.9(d).
 - 3. When included in a contract, as a cost charged against the local unit's banking service compensating balance account.
- (b) Local units are authorized to permit a processor to routinely debit the bank account to which deposits are made, or other agreed upon account, in payment of fees and service charges for electronic receipt transactions. When such transfers are made, the processor shall provide a written statement itemizing the charges. The local unit's chief financial officer or designee shall complete and attach it to a voucher, and certify that the payment was correct and was paid. Statements shall be provided anytime prior to, or within 48 hours after the execution of the debit.

5:30-9.11 Interpretations of the rules

At the request of a local unit, the Director shall provide interpretations of this subchapter to address unanticipated circumstances or new technologies.

Sponsored by: _____

Seconded by: _____

RESOLUTION

Requesting approval of the Director of the Division of Local Government Services to Establish a Dedicated Trust by Rider for Recreation Trust Fund Pursuant to N.J.S.A. 40A:4-39.

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, N.J.S.A. 40A:4-39 allows municipalities to receive amounts for costs incurred for Recreation Trust Fund, and

WHEREAS, N.J.S.A. 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider,

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

1. The Mayor and Council hereby request permission of the Director of the Division of Local Government Services to pay expenditures for Recreation Trust Fund as per N.J.S.A. 40A:4-39; and,
2. The municipal clerk of the City of Hoboken is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

James Farina, City Clerk

I certify this to be a true copy of
Resolution
Adopted by Mayor and Council on

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

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICE CONTRACT
WITH FERRAIOLI, WIELKOTZ, CERULLO & CUVA, P.A. FOR GENERAL
MUNICIPAL AUDITING SERVICES FROM JANUARY 1, 2011 TO
DECEMBER 31, 2011.**

WHEREAS, the firm of Ferraioli, Wielkocz, Cerullo & Cuva, P.A. is widely recognized for its expertise in the auditing; and,

WHEREAS, Ferraioli, Wielkocz, Cerullo & Cuva, P.A. offers special expertise in representing New Jersey public agencies with complex auditing issues; and,

WHEREAS, Ferraioli, Wielkocz, Cerullo & Cuva, P.A. has obtained specialized knowledge in the financial practices of the City of Hoboken based on prior successful experience working as the City's auditing firm; and,

WHEREAS, this special expertise and knowledge, especially in light of the City's previous financial difficulties and the current attempt by the City to provide its taxpayers with better finance, accounting and auditing practices, provide a basis for waiving 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; and,

WHEREAS, Ferraioli, Wielkocz, Cerullo & Cuva, P.A. is hereby required to abide by the "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); and,

WHEREAS, said service is a professional service as defined by N.J.S.A. 40A:11-1 et seq. and as such, is exempt from public bidding requirements pursuant to N.J.S.A. 40A:11-5; and,

WHEREAS, funds will be available for this purpose after adoption of the CY 2011 budget.

NOW THEREFORE, BE IT RESOLVED (*a majority of the whole Council concurring*) that a professional services contract be authorized in an amount not to exceed Ninety Seven Thousand Five Hundred (\$97,500.00) Dollars with the firm of Ferraioli, Wielkocz, Cerullo & Cuva, P.A., for general auditing services for a one year term commencing January 1, 2011 and expiring December 31, 2011; and,

BE IT FURTHER RESOLVED that this firm shall bill the City in accordance with its proposal, dated December 15, 2010, attached hereto; and,

BE IT FURTHER RESOLVED that the City Council specifically finds that compliance with Hoboken Ordinance #DR-154 (codified as §20A-4 of the Code of the City of Hoboken), is waived for the following reason: the firm of Ferraioli, Wielkocz, Cerullo & Cuva, P.A. offers the City special expertise and substantive knowledge relating to the financial issues faced by the City of Hoboken; and

BE IT FURTHER RESOLVED the City Clerk shall publish this resolution as required by law and keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.; and,

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to Mayor Dawn Zimmer for action in accordance therewith and to take any other actions necessary to complete and realize the intent and purpose of this resolution; and,

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

Meeting Date: January 5, 2011

Approved:

Approved as to Form:

**Arch Liston
Business Administrator**

**Mark A. Tabakin, Esq.
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 \$97,500.00 is available in the following appropriations:

O/E Annual Audit
10120135020

These funds, the amount within the introduced TY 2010 budget, are sufficient to meet the contractual commitment providing for:

**GENERAL MUNICIPAL AUDITING SERVICES FROM
JANUARY 1, 2011 TO DECEMBER 31, 2011**

For payment to be submitted to the following contractor:

Ferraioli, Wielkocz, Cerullo & Cuva, P.A.
100B Main Street
Newton, New Jersey 07860

I further certify that, subject to adoption of the CY 2011 budget, this commitment together with all previously made commitments do not exceed the appropriation balance available for this purpose.

Chief Financial Officer

Date: _____

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION TO APPROVE THE “RELEASE AND HOLD HARMLESS AGREEMENT” BETWEEN THE CITY OF HOBOKEN AND WITH 811-829 CLINTON STREET LLC AND CVS PHARMACY

WHEREAS, the City of Hoboken desires to use the outdoor parking facilities of 811-829 Clinton Street LLC and CVS Pharmacy located at 829 Clinton Street, Hoboken, New Jersey, on an emergency basis due to the circumstances caused by the snow storm of December 26, 2010; and

WHEREAS, it is understood that the public will utilize parking spaces at the parking facilities located at 829 Clinton Street, Hoboken, New Jersey, from December 29, 2010 at 5:00 p.m. to December 30, 2010 at 8:00 a.m.; and

WHEREAS, it is understood that 811-829 Clinton Street LLC and CVS Pharmacy will receive no compensation from the City of Hoboken; and

WHEREAS, it is understood that the City of Hoboken’s intent is to indemnify and hold harmless 811-829 Clinton Street LLC and CVS Pharmacy located at 829 Clinton Street, Hoboken, New Jersey, against any and all liability, claims, damages, costs and expenses, including counsel fees, which result or may result from any action, accident or incident in connection with the City’s use of the parking facilities owned by 811-829 Clinton Street LLC and CVS Pharmacy and located at 829 Clinton Street, Hoboken, New Jersey during this time period; and

WHEREAS, it is further understood that the City of Hoboken will make no claim, will file no suit and seek no judgment against 811-829 Clinton Street LLC and CVS Pharmacy in connection with the use of any of these parking spaces and/or the parking facilities owned by 811-829 Clinton Street LLC and CVS Pharmacy during the time period that the parking spaces/facilities are being utilized by the City; and

WHEREAS, the City of Hoboken will name 811-829 Clinton Street and CVS Pharmacy as an additional insured on its insurance for the time period of December 29, 2010 at 5:00 p.m. to December 30, 2010 at 8:00 a.m.; and

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

1. Approval of the attached “Release and Hold Harmless Agreement” between the City of Hoboken and 811-829 Clinton Street LLS and CVS Pharmacy.

2. The Mayor or her agent is hereby authorized to enter into the attached agreement; and
3. This resolution shall be retroactive to December 29, 2010.

Approved:

Approved to Form:

Arch Liston, Business Administrator
Counsel

Mark A. Tabakin, Corporation

Date: January 5, 2011

RELEASE AND HOLD HARMLESS AGREEMENT

AGREEMENT, Between the City of Hoboken, New Jersey ("City") and 811-829 Clinton Street LLC and CVS Pharmacy ("Property Owners")

WITNESSETH:

WHEREAS, due to the snow storm on or about December 26, 2010, the City will utilize a parking facility owned by 811-829 Clinton Street LLC and CVS Pharmacy ("Property Owners") located 829 Clinton Street, Hoboken, New Jersey, 07030, from December 29, 2010 at 5:00 p.m. to December 30, 2010 at 8:00 a.m. It is understood that the City is utilizing these parking spaces for public use on an emergency basis due to the circumstances caused by the snow storm on or about December 26, 2010.

WHEREAS, the Property Owners will receive no compensation from the City.

NOW, THEREFORE, the City agrees to indemnify and hold harmless the Property Owners of 829 Clinton Street, Hoboken, New Jersey, 07030, against any and all liability, claims, damages, costs and expenses, including counsel fees, which result or may result from any action, accident or incident in connection with the use of the parking facilities owned by the Property Owners while utilized by the City. And it is further understood that the City will make no claim, will file no suit and seek no judgment against the Property Owners in connection with the use of any of these parking spaces and/or the parking facilities owned by the Properties Owners during the period of time that the parking spaces/facilities is under the jurisdiction of the City. In addition, the City will name the Properties Owners as an additional insured.

IN WITNESS WHEREOF, the parties hereto have hereunto act their hands and seals and such of them as are corporations have caused their corporate seal to be hereunto affixed and these presents to be signed by their proper officer, the day and year first above matter.

City of Hoboken

By: Mayor Dawn Zimmer

811-829 Clinton Street LLC

CVS Pharmacy

By:

Dated:

Dated:

ATTEST:

ATTEST:

By: _____

By: _____

Dated:

Dated:

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION TO APPROVE THE “RELEASE AND HOLD HARMLESS AGREEMENT” BETWEEN THE CITY OF HOBOKEN AND THE HOBOKEN BOARD OF EDUCATION

WHEREAS, the City of Hoboken desires to use the outdoor parking facilities of the Hoboken Board of Education located at 115 Clinton Street, Hoboken, New Jersey, on an emergency basis due to the circumstances caused by the snow storm of December 26, 2010; and

WHEREAS, it is understood that the public will utilize approximately twenty-five parking spaces at the parking facilities located at 115 Clinton Street, Hoboken, New Jersey, from December 29, 2010 to January 2, 2011 at 12:00 p.m.; and

WHEREAS, it is understood that the Hoboken Board of Education will receive no compensation from the City of Hoboken; and

WHEREAS, it is understood that the City of Hoboken’s intent is to indemnify and hold harmless the Hoboken Board of Education located at 115 Clinton Street, Hoboken, New Jersey, against any and all liability, claims, damages, costs and expenses, including counsel fees, which result or may result from any action, accident or incident in connection with the City’s use of the parking facilities owned by the Hoboken Board of Education and located at 115 Clinton Street, Hoboken, New Jersey and during this time period; and

WHEREAS, it is further understood that the City of Hoboken will make no claim, will file no suit and seek no judgment against the Hoboken Board of Education in connection with the use of any of these parking spaces and/or the parking facilities owned by the Hoboken Board of Education during the time period that the parking spaces/facilities are being utilized by the City; and

WHEREAS, the City of Hoboken will name the Hoboken Board of Education as an additional insured on its insurance for the time period of December 29, 2010 to January 2, 2011 at 12:00 p.m.; and

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

1. Approval of the attached “Release and Hold Harmless Agreement” between the City of Hoboken and the Hoboken Board of Education.

2. The Mayor or her agent is hereby authorized to enter into the attached agreement.

3. This resolution shall be retroactive to December 29, 2010.

Approved:

Approved to Form:

Arch Liston, Business Administrator
Counsel

Mark A. Tabakin, Corporation

Date: January 5, 2011

RELEASE AND HOLD HARMLESS AGREEMENT

**AGREEMENT, Between the City of Hoboken, New Jersey ("City") and the
Hoboken Board of Education ("Board")**

WITNESSETH:

WHEREAS, due to the snow storm on or about December 26, 2010, the City will utilize twenty-five outdoor parking spaces from the Board at an outdoor parking facility located 115 Clinton Street, Hoboken, New Jersey, 07030, from December 29, 2010 to January 2, 2011 at 12:00 p.m. It is understood that the City is utilizing these parking spaces for public use on an emergency basis due to the circumstances caused by the snow storm on or about December 26, 2010.

WHEREAS, the Board will receive no compensation from the City.

NOW, THEREFORE, the City agrees to indemnify and hold harmless the Board, 115 Clinton Street, Hoboken, New Jersey, 07030, against any and all liability, claims, damages, costs and expenses, including counsel fees, which result or may result from any action, accident or incident in connection with the use of the parking facilities owned by the Board while utilized by the City. And it is further understood that the City will make no claim, will file no suit and seek no judgment against the Board in connection with the use of any of these parking spaces and/or the parking facilities owned by the Board during the period of time that the parking spaces/facilities is under the jurisdiction of the City. In addition, the City will name the Board as an additional insured.

IN WITNESS WHEREOF, the parties hereto have hereunto act their hands and seals and such of them as are corporations have caused their corporate seal to be hereunto affixed and these presents to be signed by their proper officer, the day and year first above matter.

City of Hoboken

Hoboken Board of Education

By: Mayor Dawn Zimmer

By:

Dated:

Dated:

ATTEST:

ATTEST:

By: _____

By: _____

Dated:

Dated:

Introduced by: _____

Seconded by: _____

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

**RESOLUTION AUTHORIZING A CONTRACT WITH
MCGUIRE ASSOCIATES, LLC FOR THE SERVICES OF
HUGH A. MCGUIRE, III., ESQ. AS LICENSED TAX
APPRAISER FOR A ONE (1) YEAR TERM TO COMMENCE
ON JANUARY 1, 2011 AND TERMINATE ON DECEMBER
31, 2011**

WHEREAS, the City of Hoboken defends against property tax appeals on a regular basis in both Tax Court and before the Hudson County Tax Board; and,

WHEREAS, proper defense of the tax appeals requires the City to obtain the services of a licensed Tax Appraiser; and,

WHEREAS, McGuire Associates, LLC was the sole proposer under an RFP published by the City with a return date of November 30, 2010; and,

WHEREAS, McGuire Associates, LLC has offered its services as licensed tax appraiser to the City for many years, and therefore, offers the City special expertise relating to the tax assessments and appraisals of the City of Hoboken; and

WHEREAS, McGuire Associates, LLC has provided all documentation to comply with the financial disclosure and pay to play policies of the City, and is hereby required to continue to abide by the "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) throughout the term of this agreement; and,

WHEREAS, said service is a professional service as defined by N.J.S.A. 40A:11-1 et seq. and as such, is exempt from public bidding requirements pursuant to N.J.S.A. 40A:11-5; and,

WHEREAS, funds will be available for this purpose after adoption of the CY 2011 budget.

NOW THEREFORE, BE IT RESOLVED that a professional services contract be authorized with McGuire Associates, LLC for the services of Hugh McGuire to serve the City as licensed tax appraiser; and,

BE IT FURTHER RESOLVED McGuire shall be paid in accordance with **Proposal # 1** of its Proposal documents titled "Re: RFP New Jersey Licensed Tax Appraiser" which is dated November 22, 2010, with a not to exceed amount of One Hundred Thousand Dollars (\$100,000.00), which includes (1) an annual fee of Thirty Eight Thousand Five Hundred Dollars (\$38,500.00) for appraisal services relating to Hudson County Tax Board appeals to be paid in monthly installments, (2) an annual fee of Fifty Five Thousand Dollars (\$55,000.00) for appraisal services relating to New Jersey Tax Court appeals to be paid in monthly installments, and (3) a maximum of Six Thousand Five Hundred Dollars (\$6,500.00) for inspections of building permits and inspections as identified by the tax assessor, which shall be paid as services are rendered at a rate of One Hundred Fifty (\$150.00) per hour; and,

BE IT FURTHER RESOLVED that this contract be for a one (1) year term to commence on January 1, 2011 and expire on December 31, 2011; and,

BE IT FURTHER RESOLVED the City Clerk shall publish this resolution as required by law and keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.; and,

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to Mayor Dawn Zimmer for action in accordance therewith and to take any other actions necessary to complete and realize the intent and purpose of this resolution; and,

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

Meeting Date: January 5, 2011

Approved:

Approved as to Form:

**Arch Liston
Business Administrator**

**Mark A. Tabakin
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 \$100,000.00 is available in the following appropriations:

These funds, the amount within the introduced CY 2011 budget, are sufficient to meet the contractual commitment providing for:

**LICENSED TAX APPRAISER FOR A ONE (1) YEAR TERM
TO COMMENCE ON JANUARY 1, 2011 AND TERMINATE
ON DECEMBER 31, 2011**

For payment to be submitted to the following contractor:

**McGuire Associates, LLC
547 Summit Avenue
Jersey City, New Jersey 07306**

I further certify that, subject to adoption of the CY 2011 budget, this commitment together with all previously made commitments do not exceed the appropriation balance available for this purpose.

Chief Financial Officer

Date: _____

Introduced by: _____

Seconded by: _____

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

**RESOLUTION SUPPORTING THE CITY OF HOBOKEN’S “THE
HOP” SHUTTLE BUSES**

WHEREAS, “The Hop” significantly improves mobility and accessibility within the City of Hoboken where over 90% of Hoboken residents live within two or three blocks of a Hop route;

WHEREAS, “The Hop” offers improved access to job centers for all Hoboken residents, and hundreds of residents rely on “The Hop” each weekday to get to their place of employment;

WHEREAS, “The Hop” provides an alternative to car ownership, which can save Hoboken residents thousands of dollars annually and services thousands of residents who cannot afford to own a car;

WHEREAS, senior citizens can use “The Hop” for free and in addition to the Senior Shuttle bus;

WHEREAS, “The Hop” uses advanced GPS technology to offer an interactive user experience and to improve overall service quality; and,

WHEREAS, ridership on “The Hop” has increased every month on all three lines since the system debut.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Hoboken hereby lends its support to the “The Hop” Parking and Transportation Initiative; and,

BE IT FURTHER RESOLVED that the City Council calls upon the residents and guests of the City of Hoboken to consider utilizing “The Hop” when travelling within the City limits.

Meeting Date: January 5, 2010

Reviewed by:

Approved as to Form:

**Arch Liston
Business Administrator**

**Mark A. Tabakin, Esq.
Corporation Counsel**

Introduced by: _____
Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES A FINANCIAL GUARANTEE TO PRESERVE THE “MEAL ON WHEELS” PROGRAM OF THE NORTH HUDSON REGIONAL COUNCIL OF MAYORS.

WHEREAS, Hoboken participates in the “Meals on Wheels” and other community service programs administered through the North Hudson Regional Council of Mayors (NHRCM); and

WHEREAS, funding for these programs has not kept pace with the costs thereof, as a result of which the member municipalities must make up the deficit in some manner if these programs are to continue; and

WHEREAS, Hoboken wishes to try and keep these programs alive.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the City Council that, subject to the adoption of like resolutions by all other municipalities in the NHRCM, the City of Hoboken shall agree to contribute its proportionate share of the cost of the “Meal on Wheels” program; and

BE IT FURTHER RESOLVED that the amount to be provided, by the City of Hoboken, for the 2011 Calendar budget period of 1 January 2011 through 31 December 2011 shall be in an amount not to exceed \$ 56,700.00.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute, attest, seal and deliver such documents as are necessary and appropriate to carry out the purposes and intent of this Resolution, in form satisfactory to the Corporation Counsel.

This resolution shall take effect immediately upon passage.

Meeting of: 5 January 2011

APPROVED:

APPROVED AS TO FORM:

Arch Liston, Business Administrator

Mark Tabakin, Corporation Counsel

Introduced by: _____

Seconded by: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

THIS RESOLUTION CONFIRMS THE CITY OF HOBOKEN'S SUPPORT OF THE HOBOKEN VOLUNTEER AMBULANCE CORPS BY VIRTUE OF A TWELVE (12) MONTH TOTAL CONTRIBUTION OF ONE HUNDRED SIXTY-SIX THOUSAND THREE HUNDRED SIXTY-FIVE DOLLARS (\$166,365.00)

WHEREAS, the City Council desires to support the Hoboken Volunteer Ambulance Corps. (HVAC); and,

WHEREAS, the City of Hoboken will appropriate the sum \$166,365.00 in their Calendar Year budget ending 31 December 2011 for the HVAC, as a municipal contribution toward the support of the HVAC; and,

WHEREAS, \$126,365.00 of this total appropriation to the HVAC will be allocated towards payment of the annual general liability insurance coverage for the HVAC; and

WHEREAS, this payment being payable and due during the City's transition budget period from the General Liability line item (11-01-30-400-010); and,

NOW, THEREFORE, BE IT RESOLVED, that the remaining \$40,000, as contribution for operating expenses of the HVAC, will be disbursed as follows: the City Chief Financial Officer shall upon adoption of this Resolution pay to the order of the HVAC the sum of \$20,000.00 as its contribution due in the MQ 2011 and the balance of \$20,000.00 being disbursed in the SQ 2011.

BE IT FURTHER RESOLVED, that the \$20,000.00 for this payment is available in the approved Temporary Calendar Year Budget line item appropriation titled, Unclassified, Hoboken Volunteer Ambulance Corps, Account # 11-01-25-260-020.

This resolution shall take effect immediately upon passage.

Meeting of: 5 January 2011

APPROVED:

APPROVED AS TO FORM:

Arch Liston, Business Administrator

Mark Tabakin, Corporation Counsel

RELEASE AND HOLD HARMLESS AGREEMENT

AGREEMENT, Between the City of Hoboken, New Jersey (“City”) and the Trustees of the Stevens Institute of Technology (“Stevens”)

WITNESSETH:

WHEREAS, due to the snow storm on or about December 26, 2010, the City will utilize parking facilities (approximately 200 parking spaces in total) from Stevens at: the Griffith Building located at 600 Sinatra Drive and the Babbio Building located at 537-539 River Terrace (entrance on Sinatra Drive) in Hoboken, New Jersey, 07030, from December 30, 2010 at 6:00 p.m. to January 3, 2011 at 9:00 a.m. It is understood that the City is utilizing these parking spaces for public use on an emergency basis due to the circumstances caused by the snow storm on or about December 26, 2010.

WHEREAS, Stevens will receive no compensation from the City.

NOW, THEREFORE, the City agrees to indemnify and hold harmless Stevens whose address is 10 Castle Point on Hudson, Hoboken, New Jersey, 07030, against any and all liability, claims, damages, costs and expenses, including counsel fees, which result or may result from any action, accident or incident in connection with the use of the aforementioned parking facilities owned by Stevens while utilized by the City. And it is further understood that the City will make no claim, will file no suit and seek no judgment against Stevens in connection with the use of any of these parking spaces and/or these parking facilities owned by Stevens during the period of time that the parking spaces/facilities is under the jurisdiction of the City. In addition, the City will name Stevens as an additional insured.

IN WITNESS WHEREOF, the parties hereto have hereunto act their hands and seals and such of them as are corporations have caused their corporate seal to be hereunto affixed and these presents to be signed by their proper officer, the day and year first above matter.

City of Hoboken

The Trustees of the Stevens Institute
Of Technology

By: Mayor Dawn Zimmer

By:

Dated:

Dated:

ATTEST:

ATTEST:

By: _____

By: _____

Dated:

Dated:

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 **\$ 17,628.83**

<u>NAME</u>	<u>BL/LT/UNIT</u>	<u>PROPERTY</u>	<u>QTR/YEAR</u>	<u>AMOUNT</u>
DELL'AGUILA, JOSEPH & MAUREEN 50 HARRISON ST SUITE 101 HOBOKEN, NJ 07030	5/3/	40-56 HARRISON ST	4/10	\$ 4,347.08
ROSNER, FRANK & DEBORAH KEYSER 214-216 WILLOW AVE #1A HOBOKEN, NJ 07030	43/27/C001A	214-216 WILLOW AVE	4/10	\$ 1,509.56
BAC TAX SERVICES CORP P.O. BOX 10211 MS: CA0-911-01-03 VAN NUYS, CA 91410-0211	74/31/C0003	604-606 MONROE ST	1/10	\$ 4,747.41
TITLE SOURCE INC 1450 WEST LONG LAKE RD SUITE 400 TROY, MI 48098	76/1/C01-B	619 MADISON ST	4/10	\$ 1,721.22
BAC TAX SERVICES CORP P.O. BOX 10211 MS: CA0-911-01-03 VAN NUYS, CA 91410-0211	86/1/C0P28	800 JACKSON ST	2/10	\$ 198.85 ABATEMENT
9 TH STREET ASSOCIATION 10 BEDFORD DRIVE BASKING RIDGE, NJ 07920	195/26/	159 NINTH ST	1/10	\$ 2,913.38
RASHKES, ARIE & ORLY 1500 HUDSON ST #3U HOBOKEN, NJ 07030	268.1/3/C003U	1500 HUDSON ST	4/10	\$ 2,191.33

Meeting: JANUARY 5, 2011

Approved as to Form:

CORPORATION COUNSEL

Sharon Curran

Introduced By: _____

Second By: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION AUTHORIZING THE REFUND OF HUDSON COUNTY
TAX COURT JUDGEMENTS 2010 TAX APPEALS**

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
appearing on the attached list totaling **\$ 15,593.58**

REFUNDS ON THE FOLLOWING TAX APPEALS ARE TO BE MADE PAYABLE TO:

**DAVENPORT & SPIOTTI
219 CHANGEBRIDGE ROAD
MONTVILLE, NJ 07045**

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
LEE, HOON KU	25/1/C001M	700 FIRST ST	\$ 28.52
NOLAND, CHARLES W	25/1/C17PV	700 FIRST ST	\$ 102.50
SZTANKOVITS, VICTORIA	25/1/C014G	700 FIRST ST	\$ 209.30
LEVINE, DENA & ROBERT BESEN	29/3/C004W	508-510 FIRST ST	\$ 101.12
SCHWARZ, STEFAN	29/7/C003W	113-115 MADISON ST	\$ 76.69
WALKER, MATTHEW	36/29/C0004	210 JACKSON ST	\$ 453.75
MORROW, DAVID & PATRICIA MCINTIRE	40/31/C0002	452-454 SECOND ST	\$ 353.89
CAMPIONE, SALVATORE & JOANNA	42/15/C0010	222-32 CLINTON ST	\$1,750.92
JAROSCHAK, JAMES & JENNIFER	48/27/C002B	312-314 MADISON ST	\$ 212.05
JENS, KRISTEN & JAMES GANNON	48/27/C003C	312-314 MADISON ST	\$ 212.05

KRAVEN, RYAN M & ERIN	48/27/C004C	312-314 MADISON ST	\$ 212.05
KURZ, JAMES	48/27/C005B	312-314 MADISON ST	\$ 2,419.95
LINCOLN, GREGORY & CARMA	48/27/C005C	312-314 MADISON ST	\$ 212.05
TIZIANO, DOMINICK & A GRZESIOWSKI	48/27/C004B	312-314 MADISON ST	\$ 212.05
KRAWCHICK, A & M BAUERS & F KRAWCHI	61/3/C0003	405 ADAMS ST	\$ 1,768.23
INELLI, ANDREW JOSEPH	66/24/C002A	518-520 MONROE ST	\$ 1,973.93
TIERNEY, EUGENE F	66/27/C0404	506-514 MONROE ST	\$ 464.19
D'AGOSTINO, SAL & MELISSA ROBERSON	70/1/C004K	501-515 ADAMS ST	\$ 258.08
FERRARA, ALESSANDRO & XAIRA	70/1/C005I	501-515 ADAMS ST	\$ 104.12
MORGAN, JEFFREY & MARIJEANNE KACHUR	115/9.01/C0P47	1317-27 GRAND/1326 CLINTON	\$ 37.84
KLEIN, KURT & MARGRETTA	156/4.1/C0014	1108-10 CLINTON/ 1111-13 GRAND	\$ 141.02
OLIPHANT, MAURA	167/2/C0002	509 WILLOW AVE	\$ 1,281.15
PRINDLE, GREGORY M	180/37/C0003	202 FIFTH ST	\$ 774.77
SOLIMAN, SAMEH S & JANETH K	180/37/C0001	202 FIFTH ST	\$ 71.84
JONES, ERIC	182/48/C0004	708 GARDEN ST	\$ 18.79
KNAPP, MARY	193/27/C002E	647 GARDEN ST	\$ 690.90
PARZIALE, KAREN M	262.3/1/C0604	2 CONSTITUTION CT	\$ 424.83
CAMPANELLI, ANTHONY	262.3/1/C0615	2 CONSTITUTION CT	\$ 350.90
PATEL, MEETUL B & ALPITA	262.3/1/C1112	2 CONSTITUTION CT	\$ 13.14
STERN, ARNOLD & DORA	262.3/1/C0804	2 CONSTITUTION CT	\$ 321.20
TOWNSEND, JOELLYN C	262.3/1/C0704	2 CONSTITUTION CT	\$ 341.76

Meeting: JANUARY 5, 2011

Approved as to Form:

CORPORATION COUNSEL

SHARON CURRAN

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 **\$ 3,613.65**

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>YEAR</u>	<u>AMOUNT</u>
LUM, DRASCO & POSITAN LLC ATTORNEY ESCROW ACCOUNT 103 EISENHOWER PARKWAY ROSELAND, NJ 07068	238/8/	925 HUDSON ST	2009	\$ 3,613.65

Meeting: JANUARY 5, 2011

Approved as to Form:

CORPORATION COUNSEL

SHARON CURRAN

Introduced By: _____

Second By: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION AUTHORIZING THE REFUND OF HUDSON COUNTY
TAX COURT JUDGEMENTS 2010 TAX APPEALS**

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
appearing on the attached list totaling **\$ 254.57**

REFUNDS ON THE FOLLOWING TAX APPEALS ARE TO BE MADE PAYABLE TO:

**GESS GESS & SCANLON
89 HUDSON ST 3RD FL
HOBOKEN, NJ 07030**

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
SWEENEY, MICHAEL & JESSICA	95/25/C0P47	900-912 JEFFERSON ST	\$ 137.61
KHAN, AKBAR & NAUREEN	213.1/11/C003A	224 HUDSON ST	\$ 116.96

Meeting: JANUARY 5, 2011

Approved as to Form:

CORPORATION COUNSEL

SHARON CURRAN

Introduced By: _____

Second By: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION AUTHORIZING THE REFUND OF HUDSON COUNTY
TAX COURT JUDGEMENTS 2010 TAX APPEALS**

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
appearing on the attached list totaling **\$ 55,100.33**

REFUNDS ON THE FOLLOWING TAX APPEALS ARE TO BE MADE PAYABLE TO:

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Patel, Reshma 415 Newark Street #PH2 Hoboken, NJ 07030	2/5/CLL12	415 Newark Street	\$20.05
Patel, Reshma 415 Newark Street #PH2 Hoboken, NJ 07030	2/5/CLL13	415 Newark Street	\$20.05
Suppa, Michael A 415 Newark Street #5A Hoboken, NJ 07030	2/5/CLL15	415 Newark Street	\$20.05
Mary Ann O'Connor 415 Newark Street #5G Hoboken, NJ 07030	2/5/CLL29	415 Newark Street	\$20.05
Patel, Resha & Matthew Emmatty 415 Newark Street #PH2 Hoboken, NJ 07030	2/5/CUL02	415 Newark Street	\$20.05
Daswani, John 415 Newark Street #12D Hoboken, NJ 07030	2/5/CUL13	415 Newark Street	\$20.05
Patel, Resha & Matthew Emmatty 415 Newark Street #PH2 Hoboken, NJ 07030	2/5/CUL17	415 Newark Street	\$20.05

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Matkowski, Michael 415 Newark Street #7B Hoboken, NJ 07030	2/5/CUL24	415 Newark Street	\$ 20.05
Jackson, Keith A & Jennifer 610 Newark Street #3B Hoboken, NJ 07030	7/4/C003B	610 Newark Street	\$271.37
Soong, Amy 610 Newark Street #4E Hoboken, NJ 07030	7/4/C004E	610 Newark Street	\$103.19
Tan, Sovannary & Shek Poot Lam 310 W 52 nd Street #8J New York, NY 10019	7/4/C005A	610 Newark Street	\$169.39
Alves, Pedro M & Kristi Goyette 650 Second St #2B Hoboken, NJ 07030	8/1/C005E	550-564 Newark St.	\$218.24
Anthony, Victor & Brenda Dash 85-89 Harrison Street #405 Hoboken, NJ 07030	13/4/C0405	85-89 Harrison St.	\$ 30.12
Weber, Daniel & Danielle 85-89 Harrison Street #510 Hoboken, NJ 07030	13/4/C0510	85-89 Harrison St.	\$ 17.99
Murugiah, R & S Velauthem 81-87 Jackson Street #5E Hoboken, NJ 07030	15/6/C0P10	81-87 Jackson Street	\$ 20.05
Ruffin, Sandra M 84 Madison Street #A Hoboken, NJ 07030	16/26/C000A	84 Madison Street	\$844.97
Kong, Peter & Bridget 464 Newark Street #3A Hoboken, NJ 07030	18/1/C0PS2	464 Newark Street	\$ 62.75
Palumbo, John 464 Newark Street #5 Hoboken, NJ 07030	18/1/C0PS3	464 Newark Street	\$ 62.75
Kong, Peter & Bridget 464 Newark Street #3A Hoboken, NJ 07030	18/1/C003A	464 Newark Street	\$ 27.03

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Swankoski, Jason & Alicia Keenan 70 Adams Street #5H Hoboken, NJ 07030	18/4/C0P23	70 Adams St	\$ 37.84
Angell, Keith Jr. 70 Adams Street #2G Hoboken, NJ 07030	18/4/C0P33	70 Adams St	\$ 37.84
Lalli, Daniel & Al Themistocles 70 Adams Street #3C Hoboken, NJ 07030	18/4/C0P37	70 Adams St	\$ 37.84
Huang, Clark & Diane Sikora 70 Adams Street #4I Hoboken, NJ 07030	18/4/C0P51	70 Adams St	\$ 37.84
Dickinson, John 70 Adams Street #2E Hoboken, NJ 07030	18/4/C0P56	70 Adams St	\$ 37.84
Wilkins, Douglas 70 Adams Street #5M Hoboken, NJ 07030	18/4/C0P59	70 Adams St	\$ 37.84
Bitler, Diana 70 Adams Street #2O Hoboken, NJ 07030	18/4/C0P63	70 Adams St	\$ 37.84
Hui, Ebie Yin Fong 70 Adams Street #5K Hoboken, NJ 07030	18/4/C0P75	70 Adams St	\$ 37.84
Corbin, Chris, & Maggie Wedemeyer 71 Jefferson Street #1 Hoboken, NJ 07030	18/9/C0001	71 Jefferson St	\$1,057.08
Sprutsko, Angela 73-75 Jefferson Street #5 Hoboken, NJ 07030	18/10/C0005	73-75 Jefferson St	\$ 56.47
Labombarda, Frank & Suzanne Wright 76 Madison Street #4 Hoboken, NJ 07030	18/12/C0004	76 Madison St	\$ 96.59
Nguyen, Minh & AV Stanescu 77-79 Jefferson Street #5 Hoboken, NJ 07030	18/12/C0005	77-79 Jefferson St	\$ 808.34

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Anisimova, Irina 77 Jefferson Street #8 Hoboken, NJ 07030	18/12/C0008	77-79 Jefferson St	\$ 96.60
Fagans, Jasson & Lindsay Meneses 81 Jefferson Street #1 Hoboken, NJ 07030	18/14/C0001	81 Jefferson St	\$ 346.88
Diubaldo, Robert 81 Jefferson Street #4 Hoboken, NJ 07030	18/14/C0004	81 Jefferson St	\$ 346.88
Saville, Gordon Foster & Bei Huang 90 Adams Street #2 Hoboken, NJ 07030	18/29/C0002	90 Adams Street	\$ 57.44
Gokmen, Serhan & Sugun 84 Adams Street #3D Hoboken, NJ 07030	18/30/COP20	78-88 Adams St	\$ 59.19
Oberoi, Neil R 79 Grand Street #3A Hoboken, NJ 07030	20/2.3/C003A	79 Grand Street	\$1,546.87
Gladbach, Eric & Christine Harman 94 Clinton Street #3C Hoboken, NJ 07030	20/19/CPS13	94 Clinton Street	\$ 23.61
Sternberg, Steven & Susan Chait 94 Clinton Street #5B Hoboken, NJ 07030	20/19/C05-B	94 Clinton Street	\$ 44.53
Tole, Parag & Dalia 98 Park Avenue #2D Hoboken, NJ 07030	22/10/C02-D	251-255 First St	\$ 531.22
Sigman, Randi L 700 First Street #5R Hoboken, NJ 07030	25/1/C005R	700 First Street	\$ 97.38
Ying, Peter 700 First Street #8W Hoboken, NJ 07030	25/1/C008W	700 First Street	\$2,004.75
Green, Kevin 700 First Street #9A Hoboken, NJ 07030	25/1/C009A	700 First Street	\$ 279.49

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Lui, William 700 First Street #12D Hoboken, NJ 07030	25/1/C012D	700 First Street	\$279.49
Wang, Hon-Gang 700 First Street #13D Hoboken, NJ 07030	25/1/C013D	700 First Street	\$279.49
Potolsky, Glenn D & Suzette 32 Mill Pond Road New Providence, NJ 07974	25/1/C015M	700 First Street	\$ 76.88
Neft, Mark 1359 Stephanie Dr. Caldwell, NJ 07006	25/1/C16PD	700 First Street	\$700.32
James, Ricardo & Myrna 700 First Street #17PE Hoboken, NJ 07030	25/1/C17PE	700 First Street	\$ 35.21
David, Marissa 108-112 Jackson Street #2C Hoboken, NJ 07030	26/30/C002C	700 First Street	\$1,238.45
Melillo, Mark & Daniel Fusaro 108-112 Jackson Street #2D Hoboken, NJ 07030	26/30/C002D	108-112 Jackson St	\$176.31
Mihalik, Renee 109 Jackson Street #3B Hoboken, NJ 07030	27/4/C03-B	109-119 Jackson St	\$62.36
Mao, Yi & Jun Wang 109-119 Jackson Street #4G Hoboken, NJ 07030	27/4/C04-G	109-119 Jackson St	\$180.22
Kong, Jerry & Boer Li 133 Jackson Street #5B Hoboken, NJ 07030	27/16/C005B	133 Jackson Street	\$189.25
Savalli, Peter & Cassandra Len 132 Monroe Street #2A Hoboken, NJ 07030	27/17/C002A	132 Monroe Street	\$2,016.63
Diercksen, John 132 Monroe Street #4B Hoboken, NJ 07030	27/17/C004B	132 Monroe Street	\$ 59.31

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Gizzi, Christopher & Jennifer Semenza 132 Monroe Street #5B Hoboken, NJ 07030	27/17/C005B	132 Monroe Street	\$426.50
Mann, Timothy M & Lisa Fuhrmei 508 First Street #3E Hoboken, NJ 07030	29/3/C003E	508-510 First Street	\$101.12
132 Jefferson Apts, LLC 70 Hudson Street 3 rd Floor Hoboken, NJ 07030	29/18	132 Jefferson Street	\$105.70
Zimmerman, Melissa M & Diana L 77 Monroe Street Hoboken, NJ 07030	30/13.1/C0006	132 Adams Street	\$430.85
Prudente, Laura & Michael Skrief 230 Madison Street #4 Hoboken, NJ 07030	38/16/C0004	230 Madison Street	\$28.62
Daniel, Rio & Jonathan Cutler 211 Jefferson Street #3 Hoboken, NJ 07030	40/5/C0003	211 Jefferson Street	\$1,002.08
Gaudino, Nicholas M 222 Grand Street #1J Hoboken, NJ 07030	41/10.2/C001J	222-32 Grand St	\$306.89
LWT-3A Investments LLC 225 Grand Street Hoboken, NJ 07030	42/9/C0301	219-221 Grand St	\$129.11
Wallsh, Eugene & Julie & Maida 507 Park Ave #1 Hoboken, NJ 07030	43/13/C0201	223 Clinton Street	\$741.09
Tedesco, Patrick & Amela Lazazoyic 313 Monroe Street #3 Hoboken, NJ 07030	48/7/C0003	313 Monroe Street	\$27.69
Mchugh, Brian T & Melia K 321 Monroe Street #3 Hoboken, NJ 07030	48/11/C0003	321 Monroe Street	\$2,665.06

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Berrue, Thomas & Inna 331 Jefferson Street #2 Hoboken, NJ 07030	50/16/C0002	331 Jefferson St	\$1,616.24
Rotunno, Gregory & Jiha Sung 3 Southcrest Court Huntington, NY 11743	52/11/C0004	319 Grand St	\$142.84
Stapleford, Julian & Stephanie Kim 407-409 Monroe Street #5A Hoboken, NJ 07030	58/4/C005A	407-409 Monroe St	\$55.24
Greenberg, Rhonda 510 Monroe Street #406 Hoboken, NJ 07030	66/27/C0406	506-514 Monroe St	\$41.31
Weinberger, Katy 510 Monroe Street #409 Hoboken, NJ 07030	66/27/C0409	506-514 Monroe St	\$152.89
Indelicato, Gregory 530 Madison Street #5B Hoboken, NJ 07030	67/17/C0P-6	530-532 Madison St	\$240.65
Auerbach, Jon K & Mona L Sarafa 530 Madison Street #5A Hoboken, NJ 07030	67/17/C0P-7	530-532 Madison St	\$240.65
Bhatia, Priya 533 Madison Street #2A Hoboken, NJ 07030	68/15/C002A	533 Madison Street	\$183.90
Difrancesco, Marci A 536 Grand Street #2-A Hoboken, NJ 07030	70/11/C0205	522-532 Grand St	\$56.31
Romo, Agustin & Melissa Tomlinson 536 Grand Street #305 Hoboken, NJ 07030	70/11/C0305	522-532 Grand St	\$412.11

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Aron, Dustin & Angela Decandia 508 Grand Street #2R Hoboken, NJ 07030	70/24/C002R	508 Grand Street	\$194.45
Faas, Kyle & Traci Sabellico 508 Grand Street #4L Hoboken, NJ 07030	70/24/C004L	508 Grand Street	\$194.45
Pinili, Evan M 508 Grand Street #5R Hoboken, NJ 07030	70/24/C005R	508 Grand St	\$194.45
Boccheiri, Connie 609-613 Jefferson Street #5A Hoboken, NJ 07030	77/6/C05-A	609-613 Jefferson St	\$532.42
Gill, Robert P 634 Arcadia Road Ridgewood, NJ 07450	78/30/C0002	608 Grand Street	\$759.29
Toth, Paul & Sandor 701-703 Monroe Street #2A Hoboken, NJ 07030	82/1/C002A	701-703 Monroe St	\$27.19
Hough, John & Caroline Azimi-Pour 717-719 Madison St #3N Hoboken, NJ 07030	83/9/C003N	717-719 Madison St	\$394.48
Perez, Jean-Francois 725 Jefferson Street #30 Hoboken, NJ 07030	84/3/C0P-3	713-725 Jefferson St	\$98.33
Aversano, Jerry J 713 Jefferson Street #38 Hoboken, NJ 07030	84/3/C0P35	713-725 Jefferson St	\$37.84
Clappi, Robert & Kristin Milici 725 Jefferson Street #5 Hoboken, NJ 07030	84/3/C0005	713-725 Jefferson St	\$329.15
Lappen, Gregory J & Lisa M 725 Jefferson Street #7 Hoboken, NJ 07030	84/3/C0007	713-725 Jefferson St	\$414.38

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Subramanian, Jayanth & C Larice 725 Jefferson Street #27 Hoboken, NJ 07030	84/3/C0027	713-725 Jefferson St	\$182.14
Brack, Paul D & Sarah J Mesene 725 Jefferson Street #36 Hoboken, NJ 07030	84/3/C0036	713-725 Jefferson St	\$135.72
Grosshandler, Jeffrey, Janet & Michael 734 Adams Street #1A Hoboken, NJ 07030	84/14/C001A	730-732 Adams St	\$309.88
Grosshandler, Jeffrey, Janet & Michael 734 Adams Street #1A Hoboken, NJ 07030	84/14/C001C	730-732 Adams St	\$79.46
Nuara, John 712 Grand Street #2 Hoboken, NJ 07030	85/19/C0002	712 Grand Street	\$2,348.79
Retzlaff, Nancy J 830 Monroe Street #2B Hoboken, NJ 07030	87/13/C002B	824-830 Monroe St	\$347.25
Nappi, Kevin A & Deborah J 824-830 Monroe Street #2E Hoboken, NJ 07030	87/13/C002E	824-830 Monroe St	\$157.23
Hayes, Gerard Richard 904 Jefferson Street #5H Hoboken, NJ 07030	87/13/C002H	824-830 Monroe St	\$249.93
Grassi, Craig A 830 Monroe Street #2I Hoboken, NJ 07030	87/13/C002I	824-830 Monroe St	\$679.94
Parker, Connie 824-30 Monroe Street #3A Hoboken, NJ 07030	87/13/C003A	824-830 Monroe St	\$249.93
Olearczyk, Jeffrey J & Jason Hensley 830 Monroe Street #3D Hoboken, NJ 07030	87/13/C003D	824-830 Monroe St	\$22.15

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Ross, Michael & Fredi 830 Monroe Street #3K Hoboken, NJ 07030	87/13/C003K	824-830 Monroe St	\$39.82
9 th Street Properties, LLC One Henderson St Hoboken, NJ 07030	87/13/C005F	824-830 Monroe St	\$339.97
Eskin, Eliot & Suzanne Kessler 163 14 th Street #6 Hoboken, NJ 07030	87/13/C005J	824-830 Monroe St	\$39.82
Thaiwadhana, Kasaorn 824-830 Monroe Street #6A Hoboken, NJ 07030	87/13/C006A	824-830 Monroe St	\$249.93
Anatro, Stephen & Maria 501 Ninth Street #309 Hoboken, NJ 07030	89/12/C0P17	501 Ninth Street	\$20.05
Liou, Christopher & Yan F 32 Allison Place Egg Harbor Township, NJ 08234	89/12/C0P30	501 Ninth Street	\$20.05
Ostolaza, Dijanira & D B Mcclo 501 Ninth Street #507 Hoboken, NJ 07030	89/12/C0P41	501 Ninth Street	\$20.05
Ritter, Joshua P & Melanie J 501 Ninth Street #311 Hoboken, NJ 07030	89/12/C0P48	501 Ninth Street	\$20.05
Mooney, James & Stephanie 501 Ninth Street #614 Hoboken, NJ 07030	89/12/C0P62	501 Ninth Street	\$20.05
Mongiello, Marc 501 Ninth Street #313 Hoboken, NJ 07030	89/12/C0P71	501 Ninth Street	\$20.05
Ritter, Joshua P & Melanie J 501 Ninth Street #311 Hoboken, NJ 07030	89/12/C0311	501 Ninth Street	\$138.18
Liou, Christopher & Yan F 32 Allison Street Egg Harbor Township, NJ 08234	89/12/C0401	501 Ninth Street	\$84.18

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Ostolaza, Dijanira & D B Mc CL 501 Ninth Street #507 Hoboken, NJ 07030	89/12/C0507	501 Ninth Street	\$111.26
Hyman, Karin B 72 Union Ave. #10 Saratoga Springs, NY 12866	91/1.2/CP009	825 Adams Street	\$37.84
Varano, David Peter & Jennifer H 93 Carol Place Wayne, NJ 07470	91/1.2/CP031	812 Grand Street	\$37.84
Hoff, Kelley 812 Grand Street #212 Hoboken, NJ 07030	91/1.2/CP048	812 Grand Street	\$37.84
Narisety, Deepak 18 Beacon Crest Drive Basking Ridge, NJ 07920	91/1.2/CP053	812 Grand Street	\$37.84
Lo Re, Jessica & Victor 812 Grand Street #310 Hoboken, NJ 07030	91/1.2/CP079	812 Grand Street	\$37.84
Mincemoyer, Robert J & Ivana Vujic 812 Grand Street #504 Hoboken, NJ 07030	91/1.2/CP086	812 Grand Street	\$37.84
Gerritsen, Nicole A & J P McDonough 927 Garden Street #3-S Hoboken, NJ 07030	91/1.2/CP093	812 Grand Street	\$37.84
Varano, David Peter & Jennifer H 93 Carol Place Wayne, NJ 07470	91/1.2/C0301	812 Grand Street	\$550.06
Narisety, Deepak K. 812 Grand Street #305 Hoboken, NJ 07030	91/1.2/C0305	812 Grand Street	\$887.00
Lo Re, Jessica & Victor 812 Grand Street #310 Hoboken, NJ 07030	91/1.2/C0310	812 Grand Street	\$376.37

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Gerritsen, Nicole A & J P Mcdo 927 Garden Street #3-S Hoboken, NJ 07030	91/1.2/C0314	812 Grand Street	\$236.67
Mincemoyer, Robert J & Ivana V 812 Grand Street #504 Hoboken, NJ 07030	91/1.2/C0504	812 Grand Street	\$201.09
Young, Michael O 901 Madison Street Hoboken, NJ 07030	95/1/C0P-4	901-909 Madison St	\$20.05
Allegretto, Louis 901 Madison Street #2B Hoboken, NJ 07030	95/1/C0P10	901-909 Madison St	\$20.05
Achille, Joseph 901 Madison Street #5F Hoboken, NJ 07030	95/1/C0P14	901-909 Madison St	\$20.05
Obstein, Steven J 901 Madison Street #2A Hoboken, NJ 07030	95/1/C0P16	901-909 Madison St	\$20.05
Foley, Shawn & Kathleen 901 Madison Street Hoboken, NJ 07030	95/1/C0P19	901-909 Madison St	\$215.59
Bakcsy-Kett, Gabriella 901 Madison Street #5A Hoboken, NJ 07030	95/1/C0P20	901-909 Madison St	\$215.74
Russell, Renee E. 901 Madison Street #4A Hoboken, NJ 07030	95/1/C0P21	901-909 Madison St	\$20.05
Adler, Pamela 901 Madison Street Hoboken, NJ 07030	95/1/C0P23	901-909 Madison St	\$20.05
Crespi, Robert & Simone 901 Madison Street #2E Hoboken, NJ 07030	95/1/C0P25	901-909 Madison St	\$20.05
Wigden, Lee 901 Madison Street #4D Hoboken, NJ 07030	95/1/C0P26	901-909 Madison St	\$20.05

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Rogers, Colin & Heather Rosand 901 Madison Street Hoboken, NJ 07030	95/1/C0P27	901-909 Madison St	\$20.05
Fitts, David A 901 Madison Street #6C Hoboken, NJ 07030	95/1/C0P28	901-909 Madison St	\$20.05
Plaut, Wendy F 1300 Clinton Street #528 Hoboken, NJ 07030	95/1/C0P29	901-909 Madison St	\$20.05
Rong, Yanji & Yung-Te Yang 901 Madison Street #3B Hoboken, NJ 07030	95/1/C0P31	901-909 Madison St	\$20.05
Bodner, James 901 Madison Street Hoboken, NJ 07030	95/1/C0P33	901-909 Madison St	\$20.05
Kinoshita, Yumiko 901 Madison Street #5G Hoboken, NJ 07030	95/1/C0P35	901-909 Madison St	\$20.05
Gordon, Michael & Hannah Sterns 904 Jefferson Street #4K Hoboken, NJ 07030	95/25/C004K	900-912 Jefferson St	\$60.37
Butler, Katherine L 904 Jefferson Street #5J Hoboken, NJ 07030	95/25/C005J	900-912 Jefferson St	\$97.00
Denardo, Julie A 1327 Grand Street #605 Hoboken, NJ 07030	115/9.01/C0P-1	1317-27 Grand/1326 Clint	\$37.84
Wood, Georgina M & Robert L Dallago 1317-27 Grand Street #609 Hoboken, NJ 07030	115/9.01/C0P-5	1317-27 Grand/1326 Clint	\$37.84
Song, Jane 1327 Grand Street #607 Hoboken, NJ 07030	115/9.01/C0P17	1317-27 Grand/1326 Clint	\$37.84

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>Amount</u>
Franzese, Michael & Erin Jacqu 1327 Grand Street #206 Hoboken, NJ 07030	115/9.01/C0P21	1317-27 Grand/1326 Clint	\$37.84
Xue, Yonggang & Liye Zhang 1327 Grand Street #404 Hoboken, NJ 07030	115/9.01/C0P24	1317-27 Grand/1326 Clint	\$37.84
Bojovski, Goran & Rudy 1331 Grand Street #410 Hoboken, NJ 07030	115/9.01/C0P25	1317-27 Grand/1326 Clint	\$37.84
Plett, Eric J. 1327 Grand Street #205 Hoboken, NJ 07030	115/9.01/C0P35	1317-27 Grand/1326 Clint	\$37.84
Lalani, Sarfraz H & Monica S 1331 Grand Street #305 Hoboken, NJ 07030	115/9.01/C0P38	1317-27 Grand/1326 Clint	\$37.44
Luzcando, Johann & Beth Scholt 350 Seventh Street #2D Hoboken, NJ 07030	152/1/C0P-1	701-709 Grand St	\$94.77
Dunbabin, Richard & Elise 350 7 th Street #2A Hoboken, NJ 07030	152/1/C0P22	701-709 Grand St	\$189.54
Deprete, Laura 702-708 Clinton St #5E Hoboken, NJ 07030	152/5/C05-E	702-708 Clinton St	\$121.81
Campbell, John & Caroline Hickman 1021 Grand Street #1E Hoboken, NJ 07030	155/3/C001E	1021 Grand St	\$591.33
Murzenski, Michael E 1021 Grand Street #PHA Hoboken, NJ 07030	155/3/C0PHA	1021 Grand St	\$591.30

<u>NAME</u>	<u>BL/LOT/QUAL</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Milano, Philomena & Vanessa Tre 1110 Clinton St #26 Hoboken, NJ 07030	156/4.1/C0026	1108-10 Clint/ 1111-13 GRN	\$1,997.65
Delea, Scott E 1114-20 Clinton St #C-5C Hoboken, NJ 07030	156/5/CCP27	1118 Clinton/1117 Grand	\$76.98
Lum, Mina P 22 Ann Road Long Valley, NJ 07853	156/5/CGP-5	1117 Grand/1118 Clinton	\$76.98
Dellegrazie, Peter A & Jaclyn S 1115-19 Grand St #G-4A Hoboken, NJ 07030	156/5/CGP-9	1117 Grand/1118 Clinton	\$76.98
Keough, Brian G & Christina M 1100 Clinton St #203 Hoboken, NJ 07030	156/11/C0203	1100-06 Clinton St	\$377.82
Farrell, Michael & Caroline Luciano 1100 Clinton Street #403 Hoboken, NJ 07030	156/11/C0403	1100-06 Clinton St	\$136.04
Smith, Brian P & Candace J 711 Clinton Street #3B Hoboken, NJ 07030	159/4/C003B	711 Clinton St	\$294.01
Greer, Brian P & Christine A Sheedy 711 Clinton Street #4F Hoboken, NJ 07030	159/4/C004F	711 Clinton St	\$441.05
Loonan, Steven C 706 Willow Ave. #1R Hoboken, NJ 07030	159/21/C001R	706 Willow Ave	\$282.36
Wroblewski, Jenny L 706 Willow Avenue #3S Hoboken, NJ 07030	159/21/C003S	706 Willow Ave	\$458.99

<u>NAME</u>	<u>BL/LOT/QUAL</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Finnegan, Eoin & Monica Hanratty 818 Willow Avenue #5L Hoboken, NJ 07030	160/12/C005L	818 Willow Ave.	\$48.83
Mulcahy, Richard & Sheila 1023 Clinton St #3D Hoboken, NJ 07030	162/3/C0P-5	1021A-27 Clinton St	\$76.98
Vafier, F & M Chadwick & N Jabbour 1023 Clinton St. #2C Hoboken, NJ 07030	162/3/C002C	1021A-27 Clinton St	\$45.80
Calabrese, Michael & B Schappert 219 Willow Ave. #4F Hoboken, NJ 07030	165/10/C004F	219 Willow Ave.	\$21.70
Tokic, Dianna 515 Willow Ave. #2 Hoboken, NJ 07030	167/5/C0002	515 Willow Ave	\$98.70
Susi, Christian A 518 Park Ave. #3R Hoboken, NJ 07030	167/18/C03-R	518 Park Ave	\$100.77
Proskurchenko, Ksenia 518 Park Avenue #4L Hoboken, NJ 07030	167/18/C04-L	518 Park Ave.	\$100.77
Loria, Michael 605-607 Willow Ave #3A Hoboken, NJ 07030	168/2/C003A	605-607 Willow Ave	\$ 180.52
Ewers, Neil Harvey & Regina CL 605-607 Willow Ave #4A Hoboken, NJ 07030	168/2/C004A	605-607 Willow Ave	\$ 180.52
Weiss, Jason & Cindy Straus 805 Willow Ave #1L Hoboken, NJ 07030	170/3/C001L	805 Willow Ave	\$ 118.57
Papkov, Trevor 805 Willow Ave #5R Hoboken, NJ 07030	170/3/C005R	805 Willow Ave	\$ 226.60

<u>NAME</u>	<u>BL/LOT/QUAL</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Caporrino, Pasquale & Rosetta 835-837 Willow Ave #1 Hoboken, NJ 07030	170/14/C0001	835-837 Willow Ave	\$ 58.60
Lisa, Raffaele & Guiseppina 835-837 Willow Ave #2 Hoboken, NJ 07030	170/14/C0002	835-837 Willow Ave	\$ 227.12
Cioce, Pietro & Patrizia 835-837 Willow Ave #3 Hoboken, NJ 07030	170/14/C0003	835-837 Willow Ave	\$ 227.12
Colaluca, Kenneth A Jr 101 Park Ave #PHS Hoboken, NJ 07030	177/1.1/C0PHS	101 Park Ave	\$ 411.65
Sinibaldi, Paul 100 Garden St #3C Hoboken, NJ 07030	177/36.1/C003C	100-02 Garden St	\$654.53
Calise, Joseph & April 208 Third St #1 Hoboken, NJ 07030	179/45/C0001	208 Third Street	\$ 17.65
Oldakowski, Paul Joseph & 708 Garden St #3 Hoboken, NJ 07030	182/48/C0003	708 Garden St	\$ 18.79
Strasser, Gregory & Marianne 204 Eighth Street Hoboken, NJ 07030	183/6/	204 Eighth St	\$ 593.13
Sayles, Jeremy M 80 Bloomfield St #2B Hoboken, NJ 07030	186/11/C002B	80-82 Bloomfield St	\$ 89.95
807 Garden Street Partners 297-101 Kinderkamack Rd Oradell, NJ 07649	195/4/C0007	807-809 Garden St	\$ 341.71
807 Garden Street Partners 297-101 Kinderkamack Rd Oradell, NJ 07649	195/4/C0008	807-809 Garden St	\$ 341.71
Kennedy, Alan 834 Bloomfield St #3 Hoboken, NJ 07030	195/31/C0003	834 Bloomfield St	\$2,529.09

<u>NAME</u>	<u>BL/LOT/QUAL</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Minervini, Devon 183 Donaldson Ave Rutherford, NJ 07070	200/19/CB002	139 Bloomfield St	\$ 179.53
Mavronicolas, Stephanie 223 Bloomfield St #4A Hoboken, NJ 07030	201/12/C004A	223 Bloomfield St	\$ 32.38
Pu, Jing & Feng Chen 321 Bloomfield St #3 Hoboken, NJ 07030	202/11.1/C0003	321 Bloomfield St	\$ 559.75
Muccino, Patricia & Brandon J 321 Bloomfield St #4 Hoboken, NJ 07030	202/11.1/C0004	321 Bloomfield St	\$ 393.82
Umelio, Paul 814 Washington St #2 Hoboken, NJ 07030	207/24.4/C0002	814 Washington St	\$1,033.12
Amelio, Anastasia 814 Washington St #5 Hoboken, NJ 07030	207/24.4/C0005	814 Washington St	\$ 720.02
Prudential Relocation, Inc 16260 N 71 st St 2 nd Fl Scottsdale, Ar 85254	215/6/C0002	411 Washington St	\$ 16.86
Murphy, James E 600 Hudson St #1F Hoboken, NJ 07030	217.1/30/C001F	600 Hudson St	\$ 31.09
Rodriguez, Richard 725 Washington St #2 Hoboken, NJ 07030	218/7/C0002	725 Washington St	\$ 34.47
Loccisano, Frank Jr 829 Washington St #7 Hoboken, NJ 07030	219/11/C0007	829-31 Washington St	\$ 6.66
Hanson, Julie 1210 Washington St #5S Hoboken, NJ 07030	247/34.1/C005S	1210 Washington St	\$ 64.07
Feinsilver, Lori & David 1320 Bloomfield St #2B Hoboken, NJ 07030	251/18/C00P3	1320 Bloomfield St	\$ 237.09
Vermillion, David 1320 Bloomfield St #4B Hoboken, NJ 07030	251/18/C003B	1320 Bloomfield St	\$ 757.71

<u>NAME</u>	<u>BL/LOT/QUAL</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Tuckman, David & Dana 1313 Park Ave #3D Hoboken, NJ 07030	254/10/C0P19	1313-1317 Park Ave	\$ 190.84
Kern, Dwight & Erica M 1313 Park Ave #3C Hoboken, NJ 07030	254/10/C003C	1313-1317 Park Ave	\$ 283.05
Tarantino, Ryan & Rebecca 207 Fourteenth St #2R Hoboken, NJ 07030	254/14/C002R	207 Fourteenth St	\$ 117.43
Rush, Robert & Paula 2 Constitution Ct #1208 Hoboken, NJ 07030	262.3/1/C1208	2 Constitution Ct	\$ 699.74
Murphy, Douglas A 2 Constitution Ct #1213 Hoboken, NJ 07030	262.3/1/C1213	2 Constitution Ct	\$ 76.69
Rios, Francisco & Carmen 2 Constitution Ct PH11 Hoboken, NJ 07030	262.3/1/CPH11	2 Constitution Ct	\$ 197.75
Renfro, Paul D 1500 Hudson St #2P Hoboken, NJ 07030	268.1/3/C002P	1500 Hudson St	\$ 54.68

Meeting: JANUARY 5, 2011

Approved as to Form:

CORPORATION COUNSEL

SHARON CURRAN

Sponsored by:_____

Seconded by:_____

City of Hoboken

Resolution No. _____

RESOLVED, that filed minutes for the Hoboken City Council regular meetings of October 6 2010, October 20, 2010 November 3, 2010 and November 15, 2010 have been reviewed and approved as to legal form and content.

Approved as to form:

Meeting Date: January 5, 2011

Introduced by: _____

Seconded by: _____

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

**RESOLUTION TO ADOPT THE MINUTES FROM CLOSED
EXECUTIVE SESSIONS OF THE CITY COUNCIL OF THE CITY
OF HOBOKEN DATED: JANUARY 20, 2010; FEBRUARY 3, 2010;
MARCH 17, 2010; APRIL 7, 2010; AND, APRIL 21, 2010**

WHEREAS, the Council of the City of Hoboken went into closed executive sessions for the reasons set forth in the Open Public Meetings Act, pursuant to N.J.S.A. 10:4-12 on the following dates: January 20, 2010; February 3, 2010; March 17, 2010; April 7, 2010; and, April 21, 2010; and

WHEREAS, minutes from each of these closed executive sessions were created, and those minutes are now complete and ready for adoption; and

WHEREAS, the Council must vote to adopt said minutes as true and accurate minutes of the discussions held during each closed session.

NOW THEREFORE, BE IT RESOLVED that the Council of the City of Hoboken hereby adopts the minutes of the following closed executive sessions as true and accurate minutes of the discussion held: January 20, 2010; February 3, 2010; March 17, 2010; April 7, 2010; and, April 21, 2010; and

BE IT FURTHER RESOLVED that when the need for confidentiality no longer exists, the minutes for each of the above mentioned meetings shall be made available to the public according to OPRA.

MEETING: January 5, 2011

APPROVED AS TO FORM:

Mark A. Tabakin, Esq.
Corporation Counsel

Sponsored by _____

Seconded by _____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION TO APPROVE THE “RELEASE AND HOLD HARMLESS AGREEMENT” between the CITY OF HOBOKEN AND THE TRUSTEES OF THE STEVENS INSTITUTE OF TECHNOLOGY

WHEREAS, the City of Hoboken desires to use the parking facilities of the Trustees of the Stevens Institute of Technology located at the Griffith Building at 600 Sinatra Drive and the Babbio Building at 537-539 River Terrace in Hoboken, New Jersey, on an emergency basis due to the circumstances caused by the snow storm of December 26, 2010; and

WHEREAS, it is understood that the public will utilize approximately two-hundred parking spaces at the parking facilities located at the Griffith Building at 600 Sinatra Drive and the Babbio Building at 537-539 River Terrace in Hoboken, New Jersey, from December 30, 2010 at 6:00 p.m. to January 3, 2011 at 9:00 a.m.; and

WHEREAS, it is understood that the Stevens Institute of Technology will receive no compensation from the City of Hoboken; and

WHEREAS, it is understood that the City of Hoboken’s intent is to indemnify and hold harmless the Trustees of the Stevens Institute of Technology located at 10 Castle Point on Hudson, Hoboken, New Jersey, against any and all liability, claims, damages, costs and expenses, including counsel fees, which result or may result from any action, accident or incident in connection with the City’s use of the parking facilities owned by the Trustees of the Stevens Institute of Technology and located at the Griffith Building at 600 Sinatra Drive and the Babbio Building at 537-539 River Terrace in Hoboken, New Jersey, and during this time period; and

WHEREAS, it is further understood that the City of Hoboken will make no claim, will file no suit and seek no judgment against the Trustees of the Stevens Institute of Technology in connection with the use of any of these parking spaces and/or the parking facilities owned by the Trustees of the Stevens Institute of Technology during the time period that the parking spaces/facilities are being utilized by the City; and

WHEREAS, the City of Hoboken will name the Trustees of the Stevens Institute of Technology as an additional insured on its insurance for the time period of December 30, 2010 at 6:00 p.m. to January 3, 2011 at 9:00 a.m.; and

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

1. Approval of the attached "Release and Hold Harmless Agreement" between the City of Hoboken and the Trustees of the Stevens Institute of Technology.
2. The Mayor or her agent is hereby authorized to enter into the attached agreement.
3. This resolution shall be retroactive to December 30, 2010.

Approved:

Approved to Form:

Arch Liston, Business Administrator
Counsel

Mark A. Tabakin, Corporation

Date: January 5, 2011

RELEASE AND HOLD HARMLESS AGREEMENT

AGREEMENT, Between the City of Hoboken, New Jersey (“City”) and the Trustees of the Stevens Institute of Technology (“Stevens”)

WITNESSETH:

WHEREAS, due to the snow storm on or about December 26, 2010, the City will utilize parking facilities (approximately 200 parking spaces in total) from Stevens at: the Griffith Building located at 600 Sinatra Drive and the Babbio Building located at 537-539 River Terrace (entrance on Sinatra Drive) in Hoboken, New Jersey, 07030, from December 30, 2010 at 6:00 p.m. to January 3, 2011 at 9:00 a.m. It is understood that the City is utilizing these parking spaces for public use on an emergency basis due to the circumstances caused by the snow storm on or about December 26, 2010.

WHEREAS, Stevens will receive no compensation from the City.

NOW, THEREFORE, the City agrees to indemnify and hold harmless Stevens whose address is 10 Castle Point on Hudson, Hoboken, New Jersey, 07030, against any and all liability, claims, damages, costs and expenses, including counsel fees, which result or may result from any action, accident or incident in connection with the use of the aforementioned parking facilities owned by Stevens while utilized by the City. And it is further understood that the City will make no claim, will file no suit and seek no judgment against Stevens in connection with the use of any of these parking spaces and/or these parking facilities owned by Stevens during the period of time that the parking spaces/facilities is under the jurisdiction of the City. In addition, the City will name Stevens as an additional insured.

IN WITNESS WHEREOF, the parties hereto have hereunto act their hands and seals and such of them as are corporations have caused their corporate seal to be hereunto affixed and these presents to be signed by their proper officer, the day and year first above matter.

City of Hoboken

The Trustees of the Stevens Institute
Of Technology

By: Mayor Dawn Zimmer

By:

Dated:

Dated:

ATTEST:

ATTEST:

By: _____

By: _____

Dated:

Dated:

Sponsored by _____
Seconded by _____

CITY OF HOBOKEN

RESOLUTION NO. _____

**RESOLUTION TO APPROVE THE "LICENSE AGREEMENT"
BETWEEN THE CITY OF HOBOKEN (ON BEHALF OF THE
GENERAL PUBLIC) AS LICENSOR AND THE CITY OF HOBOKEN
(ON BEHALF OF THE MUNICIPAL CORPORATION) FOR USE OF A
PORTION OF THE PUBLIC RIGHT OF WAY AT NEWARK STREET
AND OBSERVER HIGHWAY TO INSTALL A FIRE DEPARTMENT
EMERGENCY GENERATOR**

WHEREAS, the City of Hoboken (On Behalf of the General Public) owns and maintains the public right of way consisting of certain real property located in the City of Hoboken, Hudson County, New Jersey, as more particularly identified as Newark Street and Observer Highway in Exhibit "A", attached hereto and by reference made a part hereof; and

WHEREAS, the City of Hoboken (On Behalf of the Municipal Corporation) desires to use a portion of the property owned by City of Hoboken (On Behalf of the General Public) for the purpose of the installation, operation and maintenance of a free standing emergency electric generator, which generator is required to maintain the health, safety and general welfare of the public; and

WHEREAS, in consideration of the license, the actions of City of Hoboken (On Behalf of the Municipal Corporation) in maintaining a fire house with constant electrical generation on the property will result in the protection of life and property in the area of the property of City of Hoboken (On Behalf of the General Public); and

WHEREAS, the City of Hoboken (On Behalf of the General Public) desires to grant to the City of Hoboken (On Behalf of the Municipal Corporation) a license for the aforementioned purpose.

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

1. Approval of the attached "License Agreement" between the City of Hoboken (On Behalf of the General Public) and the City of Hoboken (On Behalf of the Municipal Corporation), subject and limited to Exhibit A (attached thereto);
2. The Mayor or her agent is hereby authorized to enter into the attached agreement; and,
3. This resolution shall become effective immediately upon adoption.

Approved:

Approved to Form:

Arch Liston, Business Administrator

Mark A. Tabakin, Corporation Counsel

Date: January 5, 2011

LICENSE AGREEMENT

THIS LICENSE AGREEMENT is hereby made and entered into this _____ day of **January, 2011**, by and between the **CITY OF HOBOKEN, HUDSON COUNTY, NEW JERSEY (On Behalf of the General Public)**, whose address is 94 Washington Street, Hoboken, NJ 07030 (hereinafter referred to as the "LICENSOR") and the **CITY OF HOBOKEN, HUDSON COUNTY, NEW JERSEY (On Behalf of the Municipal Corporation)**, whose address is 94 Washington Street, Hoboken, NJ 07030 (hereinafter referred to as the "LICENSOR") (hereinafter referred to as the "LICENSEE").

WITNESSETH:

WHEREAS, the LICENSOR owns and maintains the public right of way consisting of certain real property located in the City of Hoboken, Hudson County, New Jersey, as more particularly identified as Newark Street and Observer Highway in Exhibit "A", attached hereto and by reference made a part hereof; and

WHEREAS, the LICENSEE desires to use a portion of the LICENSOR's property for the purpose of the installation, operation and maintenance of a free standing emergency electric generator, which generator is required to maintain the health, safety and general welfare of the public; and

WHEREAS, in consideration of the license, the LICENSEE's actions in maintaining a fire house with constant electrical generation on the property will result in the protection of life and property in the area of the LICENSOR's property; and

WHEREAS, the LICENSOR desires to grant to the LICENSEE a license for the aforementioned purpose.

NOW, THEREFORE, for and in consideration of the terms, conditions and mutual covenants contained herein and other good and valuable consideration received by each party, the sufficiency of which are hereby acknowledged, LICENSOR and LICENSEE, hereby agree as follows:

1. The LICENSOR hereby grants the LICENSEE, its agents, servants and assigns the right, privilege and license to use the property described in Exhibit "A" (License Area) to locate, construct, install, operate, inspect, alter, improve, maintain, repair, move and rebuild a free standing emergency electric generator on, upon and across said License Area; and attain ingress and egress to and upon said License Area for the purpose of exercising the rights, privileges and license granted herein.
2. This License is granted for a primary term of 25 years from the date first written above and shall continue in full force and effect thereafter until terminated by LICENSOR or LICENSEE on 90 days written notice. This license shall cease in the event the LICENSEE no longer holds title to the property known as Block 8.1, Lot 1.
3. The LICENSOR retains the right to use the License Area in any manner not inconsistent with the rights herein granted to the LICENSEE provided, however, that the LICENSOR shall not disturb the free standing emergency electric generator in any way without prior written approval by the LICENSEE.

4. The LICENSEE expressly acknowledges and accepts its responsibility under applicable law for loss, damage, or injury to persons or property, arising out of or resulting from the use and maintenance of a free standing emergency electric generator, or authorized use of the License Area, unless, however, such claim or demand shall arise out of or result from the negligence or willful misconduct of the LICENSOR, its servants, agents, employees, or assigns.
5. The LICENSEE agrees that any and all work performed on the Premises and in association with the purposes of this License shall be done in a good, safe, workmanlike manner and in accordance with applicable federal, state, and local statutes, rules, regulations and ordinances.
6. Upon termination of this License Agreement, the LICENSEE shall, within a reasonable time and at the LICENSEE's sole cost and expense, remove all equipment, accessories, and materials owned by the LICENSEE from the License Area and restore said License Area as nearly as practicable to its condition prior to the granting of the License.
7. The LICENSEE shall not allow the general public to access, use or enter upon the License Area.
8. Nothing herein shall be construed to be an admission of liability by either party for any purposes.

IN WITNESS WHEREOF, the undersigned parties have executed this License Agreement on the
 the
 day and year first above written.

LICENSOR: (The City of Hoboken, On Behalf of the General Public)

Signed: _____ Dawn Zimmer, Mayor

STATE OF _____, COUNTY OF _____
 The foregoing instrument was Sworn and Subscribed before me on this
 _____ day of _____, 20__

Notary Public: _____
 (Signature of Notary Public)

LICENSEE: (City of Hoboken, On Behalf of the Municipal Corporation)

Signed: _____ Dawn Zimmer, Mayor

STATE OF _____, COUNTY OF _____
 The foregoing instrument was Sworn and Subscribed before me on this
 _____ day of _____, 20__

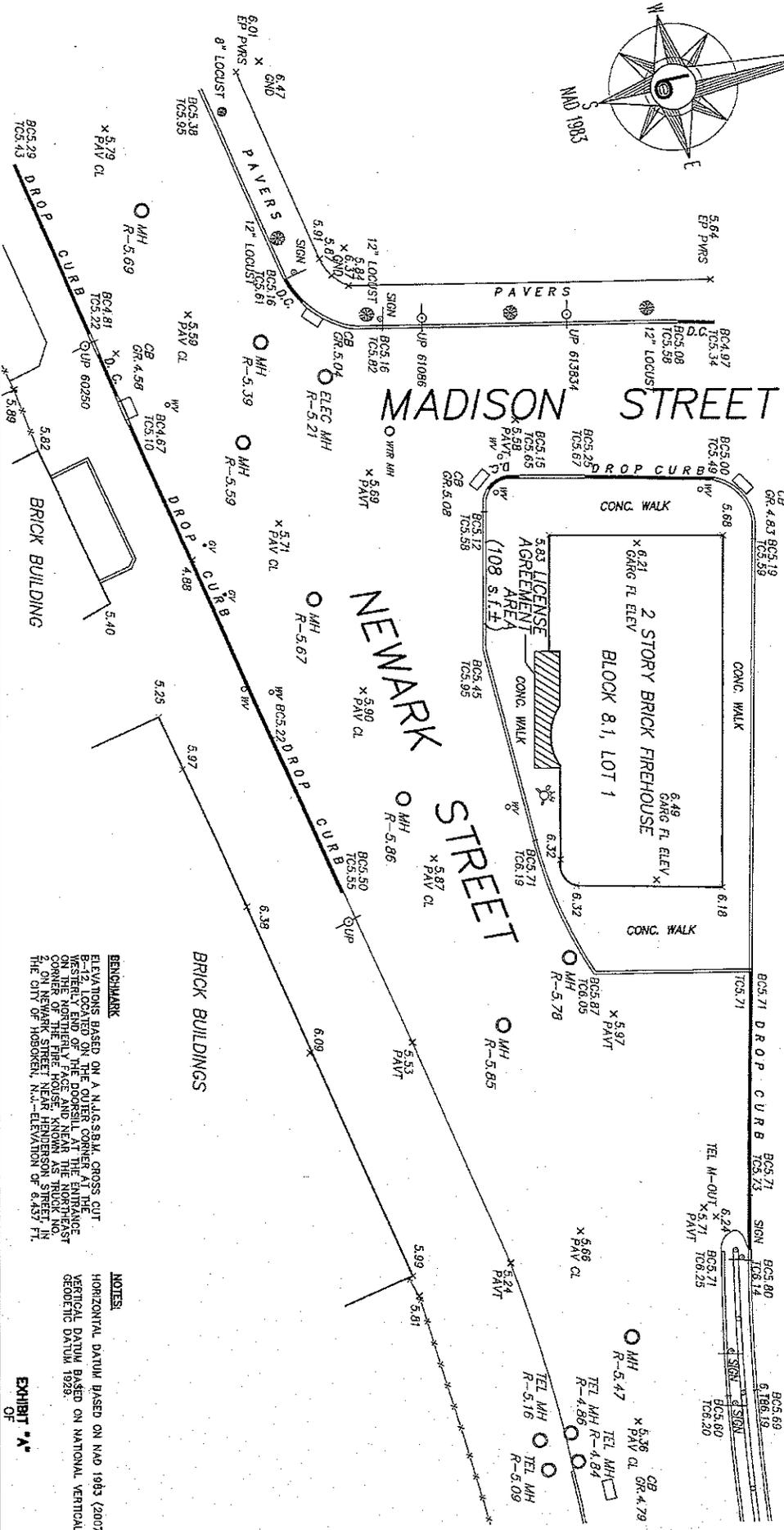
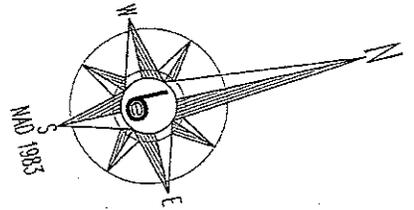
Notary Public: _____
 (Signature of Notary Public)

EXHIBIT A
Description of Licensed Premises

See Attached Plans

EXHIBIT A

OBSERVER HIGHWAY



BENCHMARK
 ELEVATIONS BASED ON A N.J.G.S.B.M. CROSS CUT B-12 LOCATED ON THE OUTER CORNER AT THE WESTERLY END OF THE DOORSTEP AT THE ENTRANCE ON THE NORTH SIDE OF THE FIREHOUSE. THE POINT IS 2' ON NEWARK STREET NEAR HENDERSON STREET IN THE CITY OF HOBOKEN, N.J.—ELEVATION OF 6.437 FT.

NOTES
 HORIZONTAL DATUM BASED ON NAD 1983 (2007).
 VERTICAL DATUM BASED ON NATIONAL VERTICAL GEODETIC DATUM 1928.

NO.	DATE	DESCRIPTION	BY	CHKD BY	SCALE

Boswell McCLAVE ENGINEERING
 ENGINEERS - SURVEYORS - PLANNERS - SCIENTISTS
 100 PHILIPS AVENUE, SUITE 3000, HOBOKEN, N.J. 07030
 PHONE: 7-207-841-0770 FAX: 7-207-841-1757
 N.J. CERTIFICATE OF AUTHORIZATION NO. 24042383000

JOSEPH A. POTANTE
 PROFESSIONAL ENGINEER N.J. LIC. #A1137

THOMAS F. MILLER
 PROFESSIONAL LAND SURVEYOR N.J. LIC. #92244

LICENSE AGREEMENT
 OF
 CITY OF HOBOKEN
 43 MADISON STREET, BLOCK 8.1, LOT 1
 HUDSON COUNTY
 NEW JERSEY
 EXHIBIT "A"



Approved by: _____

Seconded by: _____

Resolution for Transfer of Taxicab, Public Hack License

WHEREAS, Lackawana Taxi, LLC has made application to the Mayor and Council of the City of Hoboken for transfer of License # 64 to

Yellow Checker Taxi, Inc. and,

WHEREAS, Lackawana Taxi, LLC has consented to said Transfer of Ownership and the application for Transfer of License # 64 has been duly investigated as required by law; therefore, be it—

RESOLVED, by the Council of the City of Hoboken that Public Hack and Taxicab License # 64 expiring March 31, 2011 subject to all of its terms and

conditions is hereby transferred to Yellow Checker Taxi Inc and be it

FURTHER RESOLVED, that the consenting to and granting of the aforesaid License to Operate or run a mechanically driven vehicle as a Public Hack and Taxicab upon the streets of the City of Hoboken be not effective until such time as Yellow Checker Taxi Inc. Shall have filed with the Division of Taxi and Limousine Licensing and Municipal Clerk of the City of Hoboken, NJ an insurance policy of a company duly licensed to transact business under the insurance laws of the State of New Jersey and municipal ordinance 179A-4 in the sum of \$100,000 together with the filing of a Power of Attorney in accordance with the provisions of R.S. 48; 16-3.

Approved as to form

Corporation Counsel

Sponsored by: _____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

**AN ORDINANCE TO AMEND ORDINANCE Z-41 WHICH
ESTABLISHED REGISTRATION FEES FOR RECREATION
PROGRAMS UNDER CHAPTER 39 OF THE
ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN**

WHEREAS, on June 16, 2010 an Ordinance (Z-41) establishing registration fees for recreation programs passed final reading of the City Council; and,

WHEREAS, the Administration would like to codify its honor system that has been in effect since the Recreation fees were first implemented; and,

WHEREAS, the City's honor system for recreation fees ensures that the fee is waived without question for those Hoboken residents that state verbally to the recreation superintendent, the Director of Health and Human Services, or a recreation supervisor that they need to have the fee waived; and

WHEREAS, the code of conduct of the City's Recreation Department should be codified in an attempt to provide the department and the recreation participants clear notice of the rights and responsibilities of all parties during recreation events.

NOW, THEREFORE, the City Council of the City of Hoboken does hereby Ordain as follows:

SECTION ONE: AMENDMENTS TO CHAPTER 39

The language added to Chapter 39 by Ordinance Z-41, shall be supplemented to include the following (additions noted in underline and deletions noted in strikethrough):

Section 39-20.1 Recreation Fees

- A. Recreation fees may be charged, in the amounts listed within this Chapter 39, to each participant in a City of Hoboken recreational activity.
 1. Any child registering to participate in a City of Hoboken recreational activity shall be exempt from the recreation fee listed herein if that child's guardian, shall certify to the Superintendent of Recreation, any Supervisor of Recreation, or the Director of Human Services that the child qualifies for the National School Lunch Program under the federal Richard B.

Russell National School Lunch Act.

2. Any child who is not a resident of the City of Hoboken when registering to participate in a City of Hoboken recreational activity shall have no right to exemption to the within fee regardless of their ability to qualify for the National School Lunch Program.
3. The Director of Human Services, or Recreation Supervisor, will schedule dates, times and locations for the Recreation Department's programs/events.

Section 39-20.2 Code of Conduct

- A. Purpose: The legislature of the State of New Jersey adopted N.J.S.A. 5:17-1 et seq., finding that interscholastic and youth athletic programs play an important role in promoting the physical, social and emotional development of children; that is essential for parents, coaches and officials to encourage youth athletes to embrace the values of good sportsmanship; and that adults involved in youth sports events should be models of good sportsmanship and should lead by example by demonstrating fairness, respect, and self-control;

The Governing Body of the City of Hoboken agrees that is essential that all coaches, officials, volunteers, participants, and attendees who are participating or watching athletic programs, events or activities of the Recreation Department of the City of Hoboken, or who are playing or watching any athletic program, event or activity upon any public property owned by the City of Hoboken, shall conduct themselves with fairness, respect, and self control at all times; and,

The Governing Body of the City of Hoboken has resolved that such coach, official, parent, volunteer, and participant shall govern themselves in accordance with the following Code of Conduct.

- B. Code: All coaches, umpires, parents, participants, players, spectators, and attendees who participate in or watch athletic programs, events or activities of the Recreation Department of the City of Hoboken, or who are playing or watching any athletic program, event or activity upon any public property owned by the City of Hoboken, shall be responsible for his or her own words and actions, and each such person shall conform his or her behavior to the following Athletic Code of Conduct:
1. Each person shall demonstrate fairness, respect, and self-control at all times;
 2. Each person shall encourage his or her child or children to demonstrate fairness, respect, and self-control at all times;
 3. Each person shall treat any coach, official, parent, player, participant, official or any other attendee with respect, regardless of race, creed, color, national origin, sex, sexual orientation or ability.

4. Each person shall encourage his or her child or children to treat any coach, official, parent, player, participant, official or any other attendee with respect, regardless of race, creed, color, national origin, sex, sexual orientation or ability.
5. Each person shall not engage in unsportsmanlike conduct with any coach, official, parent, player, participant, designated official or any other attendee.
6. Each person shall not encourage his or her child or children, or any other person, to engage in unsportsmanlike conduct with any coach, official, parent, player, participant, designated official or any other attendee.
7. Each person shall not engage in any behavior which would endanger the health, safety or well being of any coach, official, parent, player, participant, designated official or any other attendee.
8. Each person shall not encourage his or her child or children, or any other person, to engage in any behavior which would endanger the health, safety or well being of any coach, official, parent, player, participant, designated official or any other attendee.
9. Each person shall not use or be under the influence of drugs, alcohol or smoking while at a youth sports event or at City property, and shall not attend, coach, officiate or participate in an athletic event or activity while under the influence of drugs or alcohol.
10. Each person shall not permit his or her child or children, or encourage any other person, to use or be under the influence of drugs or alcohol at a youth sports event or upon any City property, and shall not permit his or her child, or encourage any other person, to attend, coach, officiate or participate in any athletic event or activity while under the influence of drugs or alcohol.
11. Each person shall not engage in the use of profanity.
12. Each person shall not encourage his or her child or children, or any other person, to engage in the use of profanity.
13. Each person shall not engage in verbal or physical threats or abuse aimed at any coach, official, parent, player, participant, designated official or any other attendee.
14. Each person shall not encourage his or her child or children, or any other person, to engage in verbal or physical threats or abuse aimed at any coach, official, parent, player, participant, designated official or any other attendee.
15. Each person shall not initiate a fight or scuffle with any coach, official, parent, player, participant, designated official or any other attendee.
16. Each person shall not encourage his or her child or children, or any other person, to initiate a fight or scuffle with any coach, official, parent, player, participant, designated official or any other attendee.

C. The City of Hoboken Recreation Department shall distribute and disseminate this Resolution and the Athletic Code of Conduct to its coaches, umpires, parents, and participants. The Recreation Department shall require that each coach, official,

parent, and parent on behalf of his or her child or children, agree in writing to abide by and obey the Athletic Code of Conduct. The City of Hoboken and its Director of Human Services Recreation Superintendent, and Recreation Supervisors using fairness and acting in a non-arbitrary or capricious manner, may impose penalties in any order or in any combination, suitable to the matter at hand and in consideration of past relevant conduct of the coach, official, parent, participant, or attendee being disciplined. The City of Hoboken Recreation Department shall include the following acknowledgement of penalties with each such written agreement:

I hereby agree that if I fail to conform to the City of Hoboken Recreation Department's Athletic Code of Conduct, I will be subject to disciplinary action, including but not limited to the following. I understand that penalties may be imposed in any order or in any combination.

1. Verbal warning issued by the Recreation Department, or by a properly-authorized league, organization.
2. Written warning issued by the Recreation Department, or by a properly authorized league, organization.
3. Suspension or immediate ejection from an athletic event or activity issued by the Recreation Department, or by a properly-authorized league, organization.
4. Suspension from multiple athletic events or activities events issued by the Recreation Department, or by a properly-authorized league, organization.
5. Season suspension or multiple season suspension issued by the Recreation Department, or by a properly-authorized league, organization.

- D. The City of Hoboken shall post this Athletic Code of Conduct on the City website, on the online registration portal and at its athletic facilities.
- E. Nothing herein is intended to supersede any ordinance or statute imposing criminal or civil penalties. This section of the code shall be read in para materia with other City Ordinances.

The remainder of Chapter 39 remains unchanged.

SECTION TWO: REPEAL OF INCONSISTENT PROVISIONS

All ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only to the extent of such conflict or inconsistency, it being the legislative intent that all such ordinances or part of ordinances now existing or in effect unless the same are in conflict or inconsistent with any provision of this Ordinance shall remain in effect.

SECTION THREE: SEVERABILITY

The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not effect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remaining in effect; it being the legislative intent that this Ordinance shall stand not withstanding the invalidity of any part.

SECTION FOUR: EFFECTIVE DATE

This Ordinance shall take effect upon passage and publication as provided by law, whichever occurs second.

SECTION FIVE: CODIFICATION

This ordinance shall be a part of the Code of the City of Hoboken as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Code.

The City Clerk and the Corporation Counsel are authorized and directed to change any Chapter, Article and/or Section number of the Code of the City of Hoboken in the event that the codification of this Ordinance reveals that there is a conflict between the numbers and the existing Code, and in order to avoid confusion and possible accidental repealers of existing provisions not intended to be repealed.

Date of Introduction: January 5, 2011

ADOPTED:

APPROVED:

James J. Farina, City Clerk

Dawn Zimmer, Mayor

APPROVED AS TO FORM:

Mark A. Tabakin, Esq.
Corporation Counsel

Sponsored by: _____

Seconded by: _____

CITY OF HOBOKEN

ORDINANCE NO. _____

**AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN
TO AMEND THE EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE
PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT
43-51 NEWARK STREET, HOBOKEN, NEW JERSEY, MORE PARTICULARLY
KNOWN AS BLOCK 222 LOT 4 ON THE TAX MAP OF THE CITY OF HOBOKEN,
COUNTY OF HUDSON, STATE OF NEW JERSEY**

WHEREAS, the applicant, Kevin Renaghan, project architect, has petitioned the City of Hoboken for the granting of a certain easement over municipal lands at 43-51 Newark Street, Hoboken, New Jersey, ("the premises") which premises is more particularly described as Block 222, Lot 4 on the Tax Map of the City of Hoboken, New Jersey, in order to install a handicap access ramp adjacent to the building located at 43-51 Newark Street as outlined in the attached drawing and described below; and

WHEREAS, the applicant has determined that three (3) additional feet in length are required to install the proper handrail return and is therefore requesting an amendment to the prior easement memorialized by Ordinance Z-35.

METES AND BOUNDS

(Proposed Ramp Easement for ADA compliant access to commercial space fronting on Newark Street)

ALL that certain lot, parcel or tract of land, situated and lying in the City of Hoboken, County of Hudson, State of New Jersey, and being more particularly described as follows:

BEGINNING at a point located along the Southerly line of Newark Street (75 foot wide right-of-way), said point being distant south 66 degrees – 00 minutes – 00 seconds east, a distance of 49.98 feet from the intersection of the same with the Easterly line of Hudson Street (variable width right-of-way), thence crossing over, through and along the aforementioned right-of-way of Newark Street, the following ten courses:

1. North 24 degrees – 00 minutes – 00 seconds East, a distance of 1.04 feet to a point;
thence
2. North 66 degrees – 00 minutes – 00 seconds West, a distance of 10.23 feet to a point;
thence
3. North 24 degrees – 00 minutes – 00 seconds East, a distance of 4.42 feet to a point;
thence
4. North 66 degrees – 00 minutes – 00 seconds West, a distance of 8.94 feet to a point;
thence

5. South 24 degrees – 00 minutes – 00 seconds West, a distance of 1.43 feet to a point; thence
6. North 66 degrees – 00 minutes – 00 seconds West, a distance of 6.84 feet to a point; thence
7. North 24 degrees – 00 minutes – 00 seconds East, a distance of 5.98 feet to a point; thence
8. South 66 degrees – 00 minutes – 00 seconds East, a distance of 36.00 feet to a point; thence
9. South 24 degrees – 00 minutes – 00 seconds West, a distance of 10.01 feet to a point located along the aforementioned Southerly line of Newark Street; thence
10. Along the aforementioned Southerly line of Newark Street, North 66 degrees – 00 minutes – 00 seconds West, a distance of 9.99 feet to a point or place of BEGINNING.

Known as a portion of the public right-of-way on Newark Street adjacent to Lot 4 in Block 222, as shown on the Official Tax Assessment Map for Hoboken, Hudson County, New Jersey.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF HOBOKEN THAT THE CITY OF HOBOKEN HEREBY GRANTS 43-51 NEWARK STREET, THE AFORMENTIONED EASEMENT SUBJECT TO THE FOLLOWING CONDITIONS AND REQUIREMENTS:

1. The following recitals are incorporated herein as though fully set forth at length.
2. The City of Hoboken expressly reserves the right to require the removal of any projections or encumbrances, under or upon any street, sidewalk or public easement, for any reason including but not limited to destruction of premises by fire.
3. The applicant shall immediately remove any or all projections or encumbrances that are improperly maintained and thus present a public hazard.
4. The applicant shall indemnify the City of Hoboken, for any and all damages or money loss occasioned by the City of Hoboken or its officers or agents by any neglect, wrongdoing, omissions or commissions by the applicant arising from the making of improvements referred to herein and the construction, use and maintenance of the property described herein, and shall hold harmless the Mayor and Council of the City of Hoboken, its officers, agents and employees, against all claims, charges, judgments, costs, penalties, remediation or counsel fees arising from such damages or loss, including but not limited to death and injury, to any person or damage to property of any person, firm or corporation occasioned wholly or in part from the construction, use and maintenance of the property described herein, and the applicant shall maintain liability insurance with respect thereto, in and amount of one million (\$1,000,000.00) dollars with a policy to be issued by an insurance company approved by the Office of the Corporation Counsel, naming the City of Hoboken, the Mayor and the City Council as additional insured's.
5. These easements shall run with the land and inure to the benefits of the applicant's successors and assigns in title and interest to the property served by these easements. The covenants and conditions set forth herein shall similarly be the obligation of the

applicant's successors and assigns in title and interest to the property served by the within easements.

6. The permission granted herein is conditioned upon and shall be effective only upon the applicant obtaining any and all other necessary permits and consent that may be required by local or state law, including but not limited to approval by the Hudson County Planning Board.
7. This ordinance shall take effect as provided by law.

Date of Introduction: _____

Adopted:

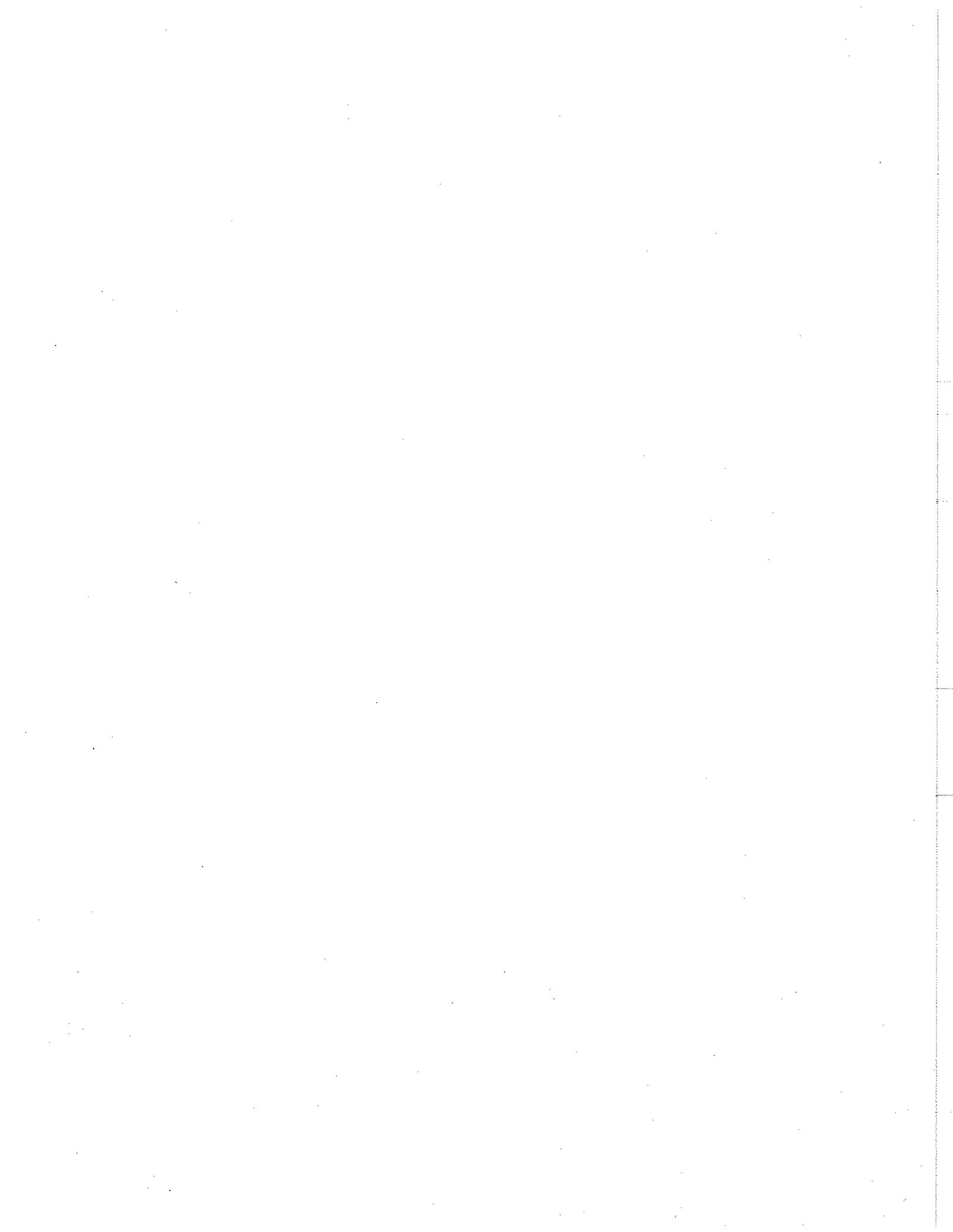
Approved:

James Farina, City Clerk

Dawn Zimmer, Mayor

Approved as to Form:

Mark A Tabakin, Corporation Counsel





**CONTROL POINT
ASSOCIATES, INC.**

35 Technology Drive
Warren NJ, 07059
Tel. 908.668.0099
Fax. 908.668.9595
www.cpasurvey.com

JANUARY 5, 2010
REVISED: DECEMBER 15, 2010
C09021.01

**METES & BOUNDS DESCRIPTION
PROPOSED RAMP EASEMENT
FOR THE BENEFIT OF LOT 4, BLOCK 222
CITY OF HOBOKEN, HUDSON COUNTY
STATE OF NEW JERSEY**

BEGINNING AT A POINT LOCATED ALONG THE SOUTHERLY LINE OF NEWARK STREET (75 FOOT WIDE RIGHT-OF-WAY), SAID POINT BEING DISTANT SOUTH 66 DEGREES - 00 MINUTES - 00 SECONDS EAST, A DISTANCE OF 49.98 FEET FROM THE INTERSECTION OF THE SAME WITH THE EASTERLY LINE OF HUDSON STREET (VARIABLE WIDTH RIGHT-OF-WAY), THENCE CROSSING OVER, THROUGH AND ALONG THE AFOREMENTIONED RIGHT-OF-WAY OF NEWARK STREET, THE FOLLOWING TEN (10) COURSES:

1. NORTH 24 DEGREES - 00 MINUTES - 00 SECONDS EAST, A DISTANCE OF 1.04 FEET TO POINT, THENCE;
2. NORTH 66 DEGREES - 00 MINUTES - 00 SECONDS WEST, A DISTANCE OF 10.23 FEET TO A POINT, THENCE;
3. NORTH 24 DEGREES - 00 MINUTES - 00 SECONDS EAST, A DISTANCE OF 4.42 FEET TO A POINT, THENCE;
4. NORTH 66 DEGREES - 00 MINUTES - 00 SECONDS WEST, A DISTANCE OF 8.94 FEET TO A POINT, THENCE;
5. SOUTH 24 DEGREES - 00 MINUTES - 00 SECONDS WEST, A DISTANCE OF 1.43 FEET TO POINT, THENCE;
6. NORTH 66 DEGREES - 00 MINUTES - 00 SECONDS WEST, A DISTANCE OF 6.84 FEET TO A POINT, THENCE;
7. NORTH 24 DEGREES - 00 MINUTES - 00 SECONDS EAST, A DISTANCE OF 5.98 FEET TO A POINT, THENCE;
8. SOUTH 66 DEGREES - 00 MINUTES - 00 SECONDS EAST, A DISTANCE OF 36.00 FEET TO A POINT, THENCE;
9. SOUTH 24 DEGREES - 00 MINUTES - 00 SECONDS WEST, A DISTANCE OF 10.01 FEET TO A POINT LOCATED ALONG THE AFOREMENTIONED SOUTHERLY LINE OF NEWARK STREET, THENCE;
10. ALONG THE AFOREMENTIONED SOUTHERLY LINE OF NEWARK STREET, NORTH 66 DEGREES - 00 MINUTES - 00 SECONDS WEST, A DISTANCE OF 9.99 FEET TO THE POINT AND PLACE OF BEGINNING.

CONTAINING 273 SQUARE FEET OR 0.006 ACRE

Professional Land Surveying and Consulting Services



**CONTROL POINT
ASSOCIATES, INC.**

JANUARY 5, 2010
REVISED: DECEMBER 15, 2010
C09021.01
PAGE 2

THE HEREIN AND ABOVE DESCRIBED PREMISES MAY BE SUBJECT TO SUCH FACTS AND CONDITIONS, RESTRICTIONS, COVENANTS AND/OR EASEMENTS EITHER WRITTEN AND/OR IMPLIED.

THIS DESCRIPTION IS PREPARED WITH REFERENCE TO A SKETCH ENTITLED "PROPOSED RAMP EASEMENT SKETCH, TD BANK, NA, 47 NEWARK STREET, LOT 4, BLOCK 222, CITY OF HOBOKEN, HUDSON COUNTY, STATE OF NEW JERSEY", PREPARED BY CONTROL POINT ASSOCIATES, INC., DATED JANUARY 5, 2010, LAST REVISED DECEMBER 15, 2010.

THIS DESCRIPTION IS ALSO PREPARED WITH REFERENCE TO A SURVEY ENTITLED "BOUNDARY & PARTIAL TOPOGRAPHIC SURVEY, TD BANK, NA, 47 NEWARK STREET, LOT 4, BLOCK 222, CITY OF HOBOKEN, HUDSON COUNTY, STATE OF NEW JERSEY" PREPARED BY CONTROL POINT ASSOCIATES, INC., DATED FEBRUARY 4, 2009.

THIS DESCRIPTION IS ALSO PREPARED WITH REFERENCE TO INFORMATION PROVIDED BY BERGMANN ASSOCIATES.

CONTROL POINT ASSOCIATES, INC.

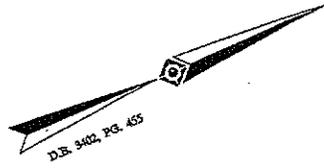
Jeffrey D. Bunce 12/15/10
JEFFREY D. BUNCE DATE
STATE OF NEW JERSEY
PROFESSIONAL LAND SURVEYOR #GS-41045

GE:kC:\p:\surveys\2009\C09021\C09021.01\146\146-Proposed Ramp Easement-2010.1.5-Rev-2010.12.15.doc

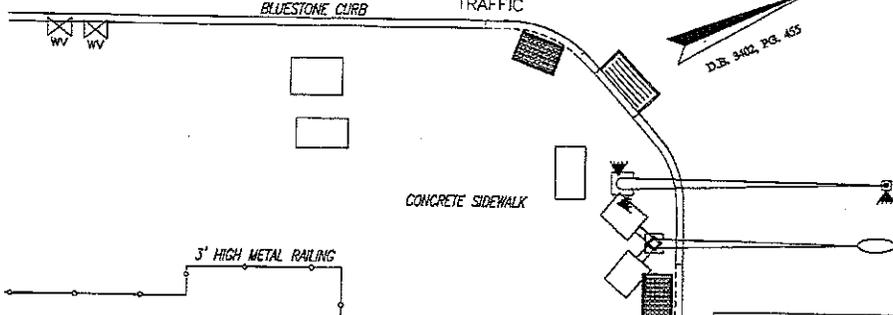
PREPARED BY: _____
REVIEWED BY: _____

HUDSON STREET

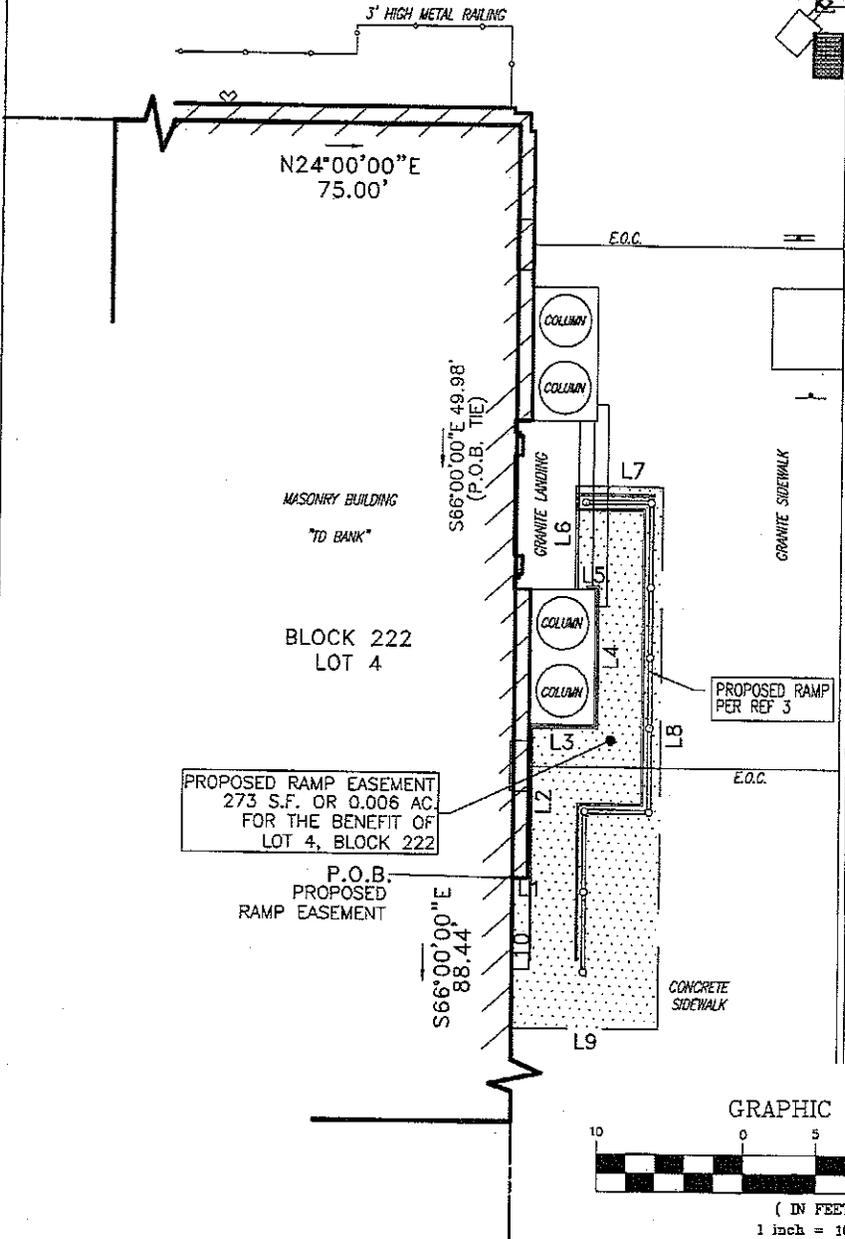
(VARIABLE WIDTH)
(ASPHALT ROADWAY)
ONE WAY
TRAFFIC



D.S. 3402, PG. 455



LINE	BEARING & DISTANCE
L1	N24°00'00"E 1.04
L2	N66°00'00"W 10.23
L3	N24°00'00"E 4.42
L4	N66°00'00"W 8.94
L5	S24°00'00"W 1.43
L6	N66°00'00"W 6.84
L7	N24°00'00"E 5.98
L8	S66°00'00"E 35.00
L9	S24°00'00"W 10.01
L10	N66°00'00"W 9.99

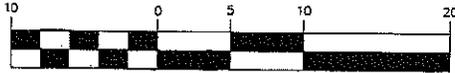


NEWARK STREET
 (ASPHALT ROADWAY)
 (75' WIDE)
 ONE WAY
 TRAFFIC

PROPOSED RAMP EASEMENT
273 S.F. OR 0.006 AC
FOR THE BENEFIT OF
LOT 4, BLOCK 222

P.O.B.
PROPOSED
RAMP EASEMENT

GRAPHIC SCALE



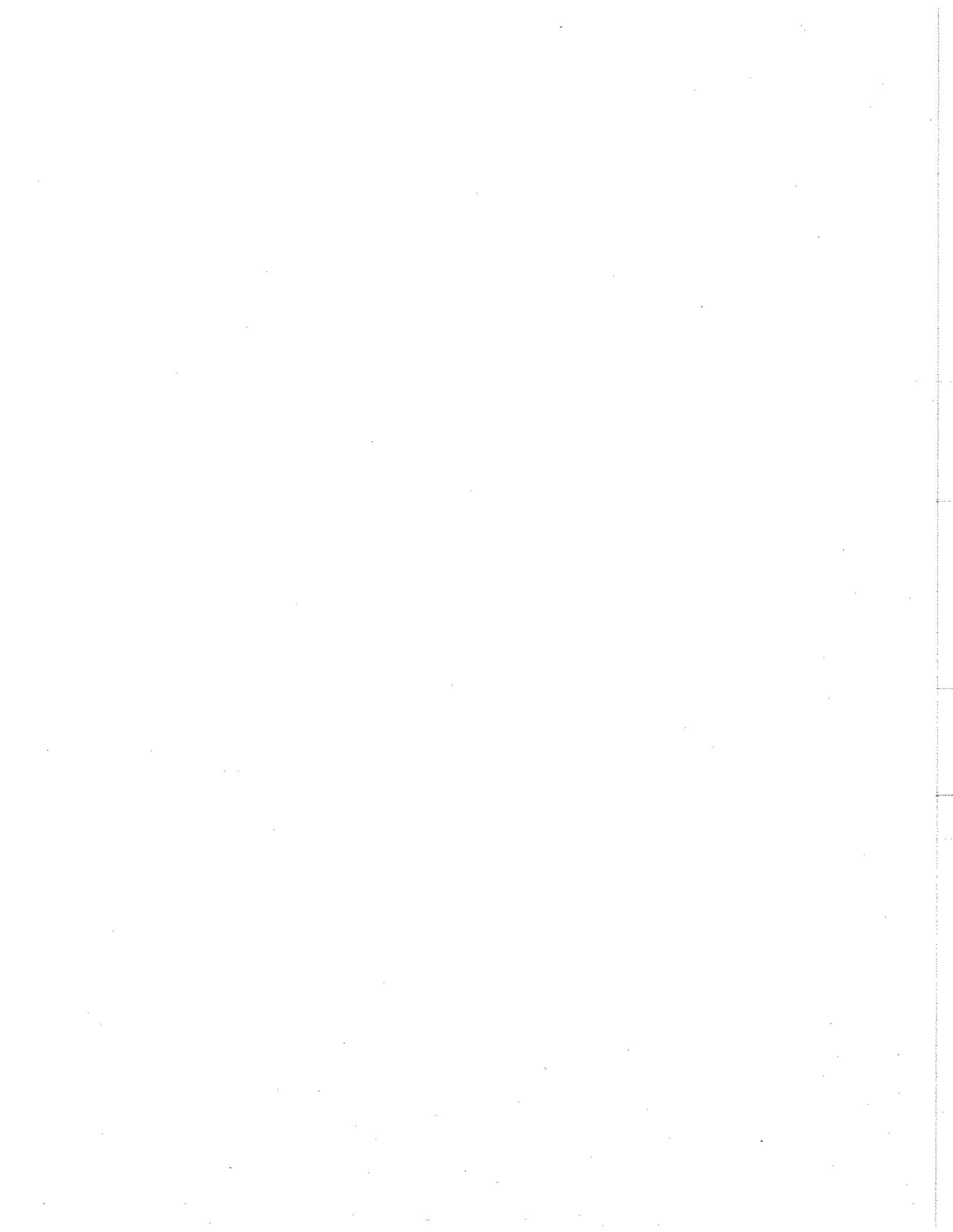
(IN FEET)
1 inch = 10 ft

- NOTES:**
- PROPERTY KNOWN AS LOT 4 AS SHOWN ON THE TAX MAP OF THE CITY OF HOBOKEN, HUDSON COUNTY, NEW JERSEY.
 - PROPOSED RAMP EASEMENT AREA = 273 S.F. OR 0.006 AC.
- REFERENCES**
- THE OFFICIAL TAX MAP OF THE CITY OF HOBOKEN, HUDSON COUNTY, NEW JERSEY, SHEET #39.
 - MAP ENTITLED "BOUNDARY & PARTIAL TOPOGRAPHIC SURVEY TD BANK, NA 47 NEWARK STREET, CITY OF HOBOKEN, HUDSON COUNTY, NEW JERSEY," PREPARED BY CONTROL POINT ASSOCIATES, DATED FEBRUARY 4, 2009.
 - THIS SKETCH WAS ALSO PREPARED WITH REFERENCE TO INFORMATION PROVIDED BY BERGMANN ASSOCIATES.

EXHIBIT

FIELD DATE N/A	PROPOSED RAMP EASEMENT SKETCH					
FIELD BOOK NO. N/A	Bank, NA 47 NEWARK STREET LOT 4, BLOCK 222 CITY OF HOBOKEN, HUDSON COUNTY STATE OF NEW JERSEY					
FIELD BOOK PL. N/A						
FIELD CREW N/A	CONTROL POINT ASSOCIATES, INC. 35 TECHNOLOGY DRIVE WARREN, NJ 07059 908.668.0099 - 908.668.9595 FAX					
DRAWN: G.R.E.						
REVIEWED: H.C.L.	APPROVED: P.J./J.D.B.	DATE: 1-5-2010	SCALE: 1"=10'	FILE NO. C09021.01EASE	DRAW. NO. 1	TOTAL OF 1

No.	REVISE EASEMENT DIMENSIONS	—	S.N.W.	J.D.B.	12-15-10
	DESCRIPTION OF REVISION	FIELD CREW	DRAWN	APPROVED	DATE



Sponsored by: _____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF
THE GENERAL CODE OF THE CITY OF HOBOKEN ENTITLED
“VEHICLES AND TRAFFIC” AND CHAPTER 146 OF THE GENERAL
CODE OF THE CITY OF HOBOKEN ENTITLED “PARKING PERMITS”
TO DELETE PORTIONS OF SECTION 190-6B, AND TO AMEND
PORTIONS OF SECTIONS 190-7, 190-9, AND 141A-2.**

WHEREAS, pursuant to Title 39 of the New Jersey Statutes, the City of Hoboken is entitled to create, repeal and amend ordinances relating to parking on municipal rights of way;

WHEREAS, the General Code of the City of Hoboken, at Section 141A-2, currently regulates Resident Only parking areas within the City;

WHEREAS, the General Code of the City of Hoboken, at Section 190-6(B), currently regulates No Parking Anytime areas within the City;

WHEREAS, the General Code of the City of Hoboken, at Section 190-7, currently designates One Way Streets within the City;

WHEREAS, the General Code of the City of Hoboken, at Section 190-9, currently regulates Alternate Side Parking within the City;

WHEREAS, the City Council seeks to regulate parking on Harrison Street between Fifth Street and the Northern Boundary of the City.

NOW, THEREFORE, BE IT ORDAINED by the Hoboken City Council, County of Hudson, in the State of New Jersey as follows (deletions noted by ~~strikethrough~~, additions noted by underline):

Section One: Section 190-6(B) Deletions

190-6: No Stopping or Standing.

- B. Stopping or standing prohibited at any time. In accordance with the provisions of this § 190-6B, no person shall stop or stand a vehicle at any time upon any of the following described streets or parts of streets:

Name of Street	Side	Limits
Marshall Street	Both	Beginning at the southerly curbline of Second Street and extending to the northerly curbline of First Street
Marshall Street	East	Beginning at the northerly curbline of First Street and extending to the northerly curbline of Second Street.

The remainder of Section 190-6(B) remains unchanged.

Section Two: Section 190-7 Amendments

190-7 One-Way Streets Designated.

In accordance with the provisions of this Section 190-7, the herein described streets or parts thereof are hereby designated as one-way streets in the direction indicated. All other streets not listed herein shall be considered two-way streets.

Name of Street	Direction of Travel	Limits
<u>Second Street</u>	East	Harrison Street to Marshall Street
<u>Marshall Street</u>	North	First Street to Second Street

The remainder of Section 190-7 remains unchanged.

Section Three: Section 141A-2(H) Amendments

141A-2 Resident Permits

H. The resident permit parking only areas, unless otherwise indicated by signage in said areas, include, but are not necessarily limited to:

Name of Street	Side	Limits	Locations
<u>Marshall Street</u>	West	24 hours	<u>Beginning at the southerly curbline of Second Street and extending to the northerly curbline of First Street.</u>

The remainder of Section 141A-2 remains unchanged.

Section Three: Section 190-9 Amendments

190-9 Stop Street Designated

Pursuant to the provisions of N.J.S.A. 39:4-140, the intersections described are hereby designated as a Stop Intersection. Stop sign shall be installed as provided therein.

Intersection	Stop Sign Location
Second Street and Harrison Street	Harrison Street <u>Right side of all approaches</u>

Section Four: Repeal of Inconsistent Provisions

All ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency, it being the legislative intent that all ordinances or part of ordinances now existing or in effect unless the same being conflict or inconsistent with any provision of this Ordinance shall remain in effect.

Section Five: Severability

The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remaining in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section Six: Effective Date

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

Section Seven: Codification

This Ordinance shall be a part of the code of the City of Hoboken as though codified and fully set forth therein. The City Clerk shall have this Ordinance codified and incorporated in the official copies of the Code.

Proper signs shall be erected in accordance with the current "Manual on Traffic Control Devices." The City Clerk shall immediately forward a certified copy of this Ordinance to the New Jersey Department of Transportation.

The City Clerk and the Corporation Counsel are authorized and directed to change any Chapter, Article and/or Section number of the Code of the City of Hoboken in the event that the codification of this Ordinance reveals that there is a conflict between the numbers and the existing Code, and in order to avoid confusion and possible accidental repealers of existing provisions not intended to be repealed.

ADOPTED:

APPROVED:

James J Farina, City Clerk

Dawn Zimmer, Mayor

APPROVED AS TO FORM:

Mark A. Tabakin, Esq.
Corporation Counsel

Date of Introduction: January 5, 2011

Sponsored by: _____
Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

**AN ORDINANCE TO AMEND AND SUPPLEMENT ARTICLE II – REFUSE
CHAPTER 110 OF THE GENERAL CODE OF THE CITY OF HOBOKEN
ENTITLED “GARBAGE, RUBBISH AND LITTER”**

WHEREAS, Chapter 110 of the General Code of the City of Hoboken enumerates procedures for dealing with garbage within the municipality;

WHEREAS, the General Code, at Section 110-10, currently delineates a procedure for municipal abatement of refuse on private property; and

WHEREAS, the City has determined the language of Section 110-10 must be recodified to clarify the City’s powers and property owners’ obligations, and to create a procedure that can properly utilize the services of the City while maintaining the health and safety of properties within the municipality without delay.

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

Section One: Amendments

Article II of Chapter 110 the General Code of the City of Hoboken, currently titled “Refuse” is hereby amended as follows (deletions noted by ~~striketrough~~, additions noted by underline):

ARTICLE II

110-10 Abatement of Accumulation by City.

- A. Whenever vacant property has been ~~cleaned~~ cited by the ~~Department of Public Works~~ municipality for violations this Chapter 110 on two (2) or more occasions and the owner of the property has not abated the accumulation ~~makes no effort to prevent further accumulation of refuse, the city may, by resolution of the City Council, direct the Department of Public Works to~~ Environmental Services by order of the Director of the Department shall abate further accumulation of refuse by erecting a fence around the property ~~or~~ and by such other steps as are deemed necessary. The Director of the Department of Environmental Services shall submit to the City Council a list of all properties abated by this City in accordance with this section within one (1) month of action being taken. The City Council shall affirm the action of the Department of Environmental Services by Resolution. Thereafter, the Director shall certify the costs of abatement to the Tax Collector, and such costs shall thereupon become a lien upon the

property to the same extent as liens for unpaid municipal property taxes. In addition, the city may have an action to recover such costs against the owner of such lands in any court having jurisdiction thereof.

- B. The actions, remedies and penalties set forth in this section shall be imposed in addition to the penalties prescribed by Sections 110-55A and B of Article XI of this chapter.

Section Two: Repeal of Inconsistent Provisions

All ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency, it being the legislative intent that all ordinances or part of ordinances now existing or in effect unless the same being conflict or inconsistent with any provision of this Ordinance shall remain in effect.

Section Three: Severability

The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not effect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remaining in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section Four: Effective Date

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

Section Five: Codification

This Ordinance shall be a part of the code of the City of Hoboken as though codified and fully set forth therein. The City Clerk shall have this Ordinance codified and incorporated in the official copies of the Code.

The City Clerk and the Corporation Counsel are authorized and directed to change any Chapter, Article and/or Section number of the Code of the City of Hoboken in the event that the codification of this Ordinance reveals that there is a conflict between the numbers and the existing Code, and in order to avoid confusion and possible accidental repealers of existing provisions not intended to be repealed.

ADOPTED:

APPROVED:

James J Farina, City Clerk

Dawn Zimmer, Mayor

APPROVED AS TO FORM:

Mark A. Tabakin, Esq., Corporation Counsel

Date of Introduction: January 5, 2011