

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**CITY OF HOBOKEN  
RESOLUTION NO. \_\_\_\_\_**

**THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY  
EMERGENCY APPROPRIATIONS TO THE SFY 2008 BUDGET UNTIL  
SUCH TIME AS A FORMAL BUDGET IS ADOPTED.**

**RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to  
N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:**

<b>ACCOUNT</b>	<b>ACCOUNT #</b>	<b>AMOUNT</b>
(Within Cap)		
Personnel S & W	8-01-20-105-010	\$ 9,000.00
Mayor=s Office S & W	8-01-20-110-010	\$ 8,000.00
City Council S & W	8-01-20-111-010	\$ 10,500.00
Business Admin. S & W	8-01-20-112-010	\$ 16,000.00
A.B.C. Board S & W	8-01-20-113-010	\$ 500.00
Purchasing S & W	8-01-20-114-010	\$ 5,000.00
Licensing Bureau S & W	8-01-20-115-010	\$ 500.00
Grants Mgmt. S & W	8-01-20-116-010	\$ 8,000.00
City Clerk S & W	8-01-20-120-010	\$ 17,000.00
Legal Ads O.E.	8-01-20-121-020	\$ 6,000.00
Finance Supervisor S&W	8-01-20-130-010	\$ 5,000.00
Accts & Control S & W	8-01-20-131-010	\$ 3,000.00
Payroll S & W	8-01-20-132-010	\$ 3,000.00
Tax Collector S & W	8-01-20-145-010	\$ 13,000.00
Info Technology S & W	8-01-20-147-010	\$ 4,000.00
Assessor=s Office S & W	8-01-20-150-010	\$ 13,000.00
Corp. Counsel S & W	8-01-20-155-010	\$ 16,000.00
Comm. Devel Dir. S &W	8-01-20-160-010	\$ 7,000.00
Planning Board S & W	8-01-21-180-010	\$ 6,000.00
Zoning Officer S & W	8-01-21-186-010	\$ 3,000.00
Housing S & W	8-01-21-187-010	\$ 6,000.00
Construction S & W	8-01-22-195-010	\$ 25,000.00
Postage O.E.	8-01-23-211-020	\$ 50,000.00
Copiers O.E.	8-01-23-213-020	\$ 15,000.00
Police Dept. S & W	8-01-25-241-010	\$ 1,500,000.00
Emergency Mgmt. S&W	8-01-25-252-010	\$ 5,000.00
Fire Dept S & W	8-01-25-266-010	\$ 400,000.00
Envirn. Svcs. Dir.S & W	8-01-26-290-010	\$ 15,000.00
Central Garage S & W	8-01-26-301-010	\$ 6,000.00
Central Garage O.E.	8-01-26-301-020	\$ 40,000.00
Solid Waste S & W	8-01-26-305-010	\$ 65,000.00
Human Svcs. Dir. S & W	8-01-27-330-010	\$ 6,000.00
Board of Health S & W	8-01-27-332-010	\$ 17,000.00

**Temporary Appropriations (Cont=d)  
16 January 2008**

<b>Account (Within Caps)</b>	<b>Account Number</b>	<b>Dollar Amount</b>
Constituent Svcs. S&W	8-01-27-333-010	\$ 5,000.00
Senior Citizens S & W	8-01-27-336-010	\$ 15,000.00
Senior Citizens O.E.	8-01-27-336-020	\$ 2,000.00
Rent Control S & W	8-01-27-347-010	\$ 7,000.00
Transportation S & W	8-01-27-348-010	\$ 5,000.00
Recreation S & W	8-01-28-370-010	\$ 16,000.00
Recreation O.E.	8-01-28-370-020	\$ 50,000.00
Parks S & W	8-01-28-375-010	\$ 20,000.00
Parks O.E.	8-01-28-375-020	\$ 35,000.00
Public Properties S & W	8-01-28-377-010	\$ 30,000.00
Group Health O.E.	8-01-30-400-030	\$ 1,500,000.00
Municipal Court S & W	8-01-43-490-010	\$ 40,000.00
Public Defender S & W	8-01-43-495-010	\$ 2,000.00
	<b>TOTAL</b>	<b>\$ 4,030,500.00</b>

<b>ACCOUNT (Outside Cap)</b>	<b>ACCOUNT #</b>	<b>AMOUNT</b>
Public Library S & W	8-01-29-390-010	\$ 35,000.00
Parking Utility S & W	8-31-55-502-100	\$ 50,000.00
	<b>TOTAL</b>	<b>\$ 85,000.00</b>

**MEETING: 16 January 2008**

**APPROVED:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**Richard England, Business Administrator**

\_\_\_\_\_  
**Steven W. Kleinman, Corp. Counsel**

**INTRODUCED BY:** \_\_\_\_\_



**WHEREAS**, a Certificate of Occupancy has been duly issued for the Project; and

**WHEREAS**, the City Council of the City of Hoboken authorized its Director of the Department of Community Development, Fred M. Bado, to execute this Certificate of Completion on behalf of the City by Resolution dated December 19, 2007;

**NOW, THEREFORE**, in consideration of the aforesaid and of the construction of the Improvements as more particularly described in the Redevelopment Agreement, the City hereby certifies that the Redeveloper has complied with all of its obligations under the aforesaid Redevelopment Agreement with regard to the Property.

This Certificate Of Completion shall constitute conclusive evidence that the Improvements required by the Redevelopment Agreement have been constructed and shall serve as a conclusive determination of satisfaction and termination of the agreements and covenants of the Redevelopment Agreement with respect to the construction of the Improvements on the Property.

This Certificate of Completion shall further mean:

- (a) that any party purchasing or leasing the Property pursuant to the authorization contained in the Redevelopment Agreement shall not (because of such purchase or lease) incur any obligation with respect to the construction of the Improvements; and
- (b) as provided for in the Redevelopment Agreement pursuant to N.J.S.A. 40A:12A-9, due to the completion of the Improvements, the conditions determined to exist at the time the area was determined to be in need of redevelopment are deemed to no longer exist, and the land and Improvements thereon are no longer subject to eminent domain as a result of those determinations; and
- (c) that neither the City nor any other party shall hereinafter have or be entitled to exercise with respect to the Property any rights or remedies or controls that it may otherwise be entitled to exercise with respect to such Property or any successor-in-interest, assignee or grantee as a result of a default in or breach of any provisions of the Redevelopment Agreement with regard to any and all covenants in the Redevelopment Agreement – with the exception of Paragraph 28, subsections (d), (f) and (g), each respectively prohibiting discrimination against children in tenant

selection, prohibiting discrimination on the basis of race, religion, color or national original and requiring the maintenance of open space (if applicable) – as set forth in the Redevelopment Agreement and any right, remedy or control relating to said covenants; said covenants being declared satisfied in accordance with N.J.S.A. 40A:12A-9.

IN WITNESS WHEREOF the Agency has caused this Certificate Of Completion to be duly executed in its name and on its behalf on this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

ATTEST:

MAYOR AND CITY COUNCIL OF HOBOKEN  
ACTING AS REDEVELOPMENT ENTITY

\_\_\_\_\_  
James J. Farina, City Clerk

\_\_\_\_\_  
Fred M. Bado, Director of the Department of  
Community Development

Approved as to legal form:

\_\_\_\_\_  
Steven W. Kleinman  
Corporate Counsel  
STATE OF NEW JERSEY

SS:

COUNTY OF HUDSON

I am a \_\_\_\_\_, an officer authorized to take acknowledgments and proofs in this State. On \_\_\_\_\_, 2007, James J. Farina (from now on called "the Witness") appeared before me in person. The Witness was duly sworn by me according to law under oath and stated a d proved to my satisfaction that:

1. The Witness is the City Clerk of the City of Hoboken, New Jersey, a municipal corporation chartered under the laws of the State of New Jersey, and named in this document.
2. Fred M. Bado, the officer who signed this document, is the Director of the Department of Community Development of the City of Hoboken.
3. The making, signing, sealing and delivery of this document have been duly authorized by a proper resolution of the City Council of the City of Hoboken.

4. The Witness knows the corporate seal of the City of Hoboken. The seal affixed to this document is the corporate seal of the City of Hoboken. The Direct of the Department of Community Affairs signed and delivered this Document as and for the voluntary act and deed of the City of Hoboken. All this was done in the presence of the Witness who signed this document as the attesting witness. The Witness signs this proof to attest to the truth of these facts.

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Sworn to and signed before me  
this \_\_\_\_\_ day of \_\_\_\_\_ 2007

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**INTRODUCED BY:** \_\_\_\_\_  
**SECONDED BY:** \_\_\_\_\_

**CITY OF HOBOKEN**  
**RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION OF THE CITY OF HOBOKEN AUTHORIZING CERTIFICATE OF COMPLETION TO 999 MADISON STREET URBAN RENEWAL, LLC FOR PROPERTY KNOWN AS 1000 JEFFERSON STREET, BLOCK 99, LOTS 1-30, 31.1, 31.2 AND 32, CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY.**

**WHEREAS**, the MAYOR AND THE CITY COUNCIL OF THE CITY OF HOBOKEN, acting as a Redevelopment Entity pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq., (hereinafter “City”), and FRANK RAI A entered into an amended developer’s agreement on October 18, 2000 (“Redevelopment Agreement”) for certain real estate known as 1000 Jefferson Street, Block 99, Lots 1-30, 31.1, 31.2 and 32, in the City of Hoboken, County of Hudson, State of New Jersey (hereinafter the “Property”) located in the Northwest Redevelopment Area; and

**WHEREAS**, Frank Raia transferred all of his rights, obligations and interests under the Redevelopment Agreement concerning the Property to 999 Madison Street Urban Renewal, LLC (hereinafter “Redeveloper”) pursuant to an Assignment and Assumption agreement dated December 1, 2003 which was authorized by a Resolution of the City of Hoboken dated October 15, 2003; and

**WHEREAS**, the Property is located within Zone 1 of the Northwest Redevelopment Plan Area which permits residential use in mid-rise buildings with five residential stories over ground level parking and retail; and

**WHEREAS**, the Preliminary Site Plan Approval for the project on the Property (“Project”) was granted on February 1, 2005, Final Site Plan Approval for the Project was granted on October 4, 2005 and Amended Preliminary and Final Site Plan Approval for the Project was granted on August 7, 2007; and

**WHEREAS**, the Construction Official for the City of Hoboken duly issued building permits for the Project; and

**WHEREAS**, the required improvements (“Improvements”) pursuant to the Redevelopment Agreement for the Project consisting of 217 dwelling units, 217 parking spaces and approximately 2,590 square feet of retail space in a ix story building consisting of five residential floors and a base garage with retail space are substantially complete; and

**WHEREAS**, a Certificate of Occupancy has been duly issued for the Project.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Hoboken, in consideration of the aforesaid and of the construction of the Improvements as more particularly described in the Redevelopment Agreement, as follows:

- A. The Council of the City of Hoboken finds, and certifies, that the Redeveloper has complied with all of its obligations under the aforesaid Redevelopment Agreement with regard to the Property.
- B. As provided for in the Redevelopment Agreement pursuant to N.J.S.A. 40A:12A-9, due to the completion of the Improvements, the conditions determined to exist at the time the area was determined to be in need of redevelopment are deemed to no longer exist, and the land and Improvements thereon are no longer subject to eminent domain as a result of those determinations.
- C. The Council of the City of Hoboken authorizes the issuance of a Certificate Of Completion, in substantially the same form as Exhibit A attached hereto, pursuant to N.J.S.A. 40A:12A-9 to the Redeveloper to constitute conclusive evidence that the Improvements required by the Redevelopment Agreement have been constructed and to serve as a conclusive determination of satisfaction and termination of the agreements and covenants of the Redevelopment Agreement as defined therein, its successors and assigns, with respect to the construction of the Improvements on the Property.
- D. The Council of the City of Hoboken authorizes its Director of the Department of Community Development, Fred M. Bado, to execute the aforementioned Certificate of Completion on behalf of the City to the Redeveloper.
- E. This Resolution shall be effective immediately.

**Date of Meeting: January 16, 2008**

**APPROVED:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Fred M. Bado, Director  
Community Development

\_\_\_\_\_  
Steven W. Kleinman  
Corporation Counsel

**RESOLUTION OF THE CITY OF HOBOKEN AUTHORIZING  
CERTIFICATE OF COMPLETION TO 999 MADISON STREET URBAN  
RENEWAL, LLC FOR PROPERTY KNOWN AS 1000 JEFFERSON  
STREET, BLOCK 99, LOTS 1-30, 31.1, 31.2 AND 32, CITY OF  
HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY.**

City Clerk  
[Date]

**SPONSORED BY:** \_\_\_\_\_

**SECONDED BY:** \_\_\_\_\_

**THIS RESOLUTION AUTHORIZES ESTIMATED TAX  
BILLS FOR THE FIRST QUARTER OF CALENDAR 2008**

**WHEREAS, the SFY 2008 budget has not as yet been adopted; and**

**WHEREAS, the City of Hoboken is attempting to find alternative revenue sources to lessen the burden of taxes on the City=s taxpayers and residents; and**

**WHEREAS, the City of Hoboken is in need of revenues to maintain normal cash flow operations;**

**NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector of the City of Hoboken is hereby authorized to issue estimated tax bills; and,**

**BE IT FURTHER RESOLVED, that the deadline for receipt of First Quarter 2008 taxes and the grace period for the collection of those taxes be determined according to P.L. 1994. C.72 (R.S. 54:4-67).**

**Meeting: 16 January 2008**

**APPROVED:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**Richard England, Business Admin.**

\_\_\_\_\_  
**Steven W. Kleinman, Corp. Counsel**

**Introduced by:\_\_\_\_\_**

**Seconded by:\_\_\_\_\_**

**CITY OF HOBOKEN**

**RESOLUTION NO.: \_\_\_\_\_**

**RESOLUTION APPROVING SETTLEMENT OF PENDING LITIGATION:  
CRUZ v. CITY OF HOBOKEN, ET AL.**

**WHEREAS**, a lawsuit is currently pending in New Jersey Superior Court, Hudson County against the City of Hoboken captioned Cruz v. City of Hoboken, et al., docket number HUD-L-315-06; and

**WHEREAS**, in this lawsuit, Plaintiff, Ramona Cruz, alleges that she suffered personal injury and pain and suffering as the result of an accident which occurred on February 4, 2004; and

**WHEREAS**, the City Council of the City of Hoboken wishes to settle all claims alleged by Ramona Cruz in the aforementioned lawsuit; and,

**WHEREAS**, in return for a release of all claims against the City of Hoboken, Ramona Cruz has agreed to accept a settlement of \$62,500 in a one-time lump sum payment; and,

**WHEREAS**, the Corporation Counsel of the City of Hoboken recommends this settlement as in the best interest of the taxpayers of Hoboken.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Hoboken does hereby approve the general terms of the settlement between Ramona Cruz and the City of Hoboken as set forth above, with the final form of any settlement documents to be reviewed and approved by the Corporation Counsel’s office; and

**BE IT FURTHER RESOLVED**, that the Council hereby authorizes the Mayor or his designee to execute the necessary documents necessary to effectuate this settlement, and to take any additional action necessary to further the purposes of this Resolution.

Approved:

\_\_\_\_\_  
STEVEN W. KLEINMAN  
Corporation Counsel

Date of Meeting: January 16, 2008

**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 the amount of \$ 62,500.00 necessary to meet this contract amount for SFY 2008 is available in the following appropriation, Claims against the City Other Expenses (8-01-23-219-020). These funds will be sufficient to meet the contractual commitment providing for:

**Legal settlement**

and awarded to the following vendor:

**Ramona Cruz  
C/O Corporation Counsel  
City of Hoboken**

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

\_\_\_\_\_  
**Chief Financial Officer**

**Date:**\_\_\_\_\_

**Introduced by:**\_\_\_\_\_

**Seconded by:**\_\_\_\_\_

**CITY OF HOBOKEN  
RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION AUTHORIZING AND PROVIDING FOR  
THE ISSUANCE AND SALE OF TAX ANTICIPATION  
NOTES OF THE CITY OF HOBOKEN, IN THE COUNTY  
OF HUDSON, NEW JERSEY**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, as follows:

SECTION 1. In anticipation of the collection of taxes for the fiscal year that commenced July 1, 2007, whether levied or to be levied in such fiscal year, and in anticipation of other revenues for such fiscal year, the City of Hoboken, in the County of Hudson, New Jersey (the "City") hereby authorizes and determines to issue, from time to time, negotiable Tax Anticipation Notes of the City in an aggregate principal amount not to exceed \$18,000,000, in accordance with the Local Budget Law. Each such Tax Anticipation Note shall be designated "Tax Anticipation Note of 2008, Series A", together with such other designation as may be determined by the Chief Financial Officer of the City. The proceeds of the sale of such Tax Anticipation Notes, unless used to pay outstanding notes issued in anticipation of the collection of taxes of the same fiscal year, shall be applied only to the purposes provided for in the budget or for which taxes are levied or to be levied for such fiscal year, and shall not be applied to any other purpose.

SECTION 2. The amount of Tax Anticipation Notes outstanding at any one time shall not exceed \$18,000,000, which is within the gross borrowing power (as certified by the Chief Financial Officer) of the City, and the amount of Tax Anticipation Notes authorized hereby is within the net borrowing power (as certified by the Chief Financial Officer) of the City. On January 2, 2008, the Chief Financial Officer executed a certificate setting forth the gross borrowing power and the net borrowing power of the City in accordance with N.J.S.A. 40A:4-66. Such certificate has been filed in the office of the Clerk of the City, and a copy thereof is attached hereto as Exhibit A and is hereby incorporated herein in its entirety.

SECTION 3. All Tax Anticipation Notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that all such Tax Anticipation Notes and any renewals thereof shall mature within 120 days after the beginning of the next succeeding fiscal year. The Chief Financial Officer shall determine all matters in connection with the Tax Anticipation Notes issued pursuant to this resolution, and the Chief Financial Officer's signature upon the Tax Anticipation Notes shall be conclusive evidence as to all such determinations. All Tax Anticipation Notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:4-67. The Chief Financial Officer is hereby authorized to sell part or all of the Tax Anticipation Notes from time to time, at not less than par and accrued interest, at private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price plus accrued interest from their date to the date of delivery thereof.

SECTION 4. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of Tax Anticipation Notes pursuant to this resolution is made, the amount, the description, the interest rate and the maturities of the Tax Anticipation Notes sold, the price obtained and the name of the purchaser, and such report shall be entered in full on the minutes of such meeting.

SECTION 5. The full faith and credit of the City are hereby pledged to the punctual

payment of the principal of and the interest on the Tax Anticipation Notes authorized by this resolution. The Tax Anticipation Notes shall be direct, unlimited obligations of the City. The power and obligation of the City to pay any Tax Anticipation Notes issued pursuant to this resolution and the Local Budget Law shall be unlimited and the City shall have the power and be obligated to levy ad valorem taxes upon all taxable property within the City for the payment of such Tax Anticipation Notes and interest thereon, without limitation of rate or amount.

SECTION 6. All Tax Anticipation Notes issued pursuant to this resolution shall be executed by the Chief Financial Officer and the Mayor of the City, and shall be under the seal of the City and attested by the Clerk of the City. Such officers are hereby authorized to execute and deliver all documents necessary or convenient in connection with the issuance, sale and delivery of the Tax Anticipation Notes.

SECTION 7. A certified copy of this resolution shall be filed with the Director of Local Government Services in the Department of Community Affairs, State of New Jersey.

SECTION 8. This resolution shall take effect immediately.

**MEETING: 16 January 2008**

**APPROVED:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**Richard England, Business Administrator**

\_\_\_\_\_  
**Steven W. Kleinman, Corp. Counsel**

I, JAMES J. FARINA, the undersigned Clerk of the City of Hoboken, in the County of Hudson, New Jersey, hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the City Council of the City at its meeting held on January 2, 2008.

(SEAL)

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James J. Farina, City Clerk

**EXHIBIT A**

## CERTIFICATE OF CHIEF FINANCIAL OFFICER

I, George DeStefano, the Chief Financial Officer of the City of Hoboken, in the County of Hudson, New Jersey (the "City"), DO HEREBY CERTIFY, in accordance with N.J.S.A. 40A:4-66, and with respect to the City's fiscal year that commenced July 1, 2007 as follows:

1. The gross borrowing power in respect to tax anticipation notes of such fiscal year, being 30% of the tax levy of the next preceding fiscal year for all purposes, plus 30% of the amount of miscellaneous revenues realized in cash during the next preceding fiscal year, is \$46,071,187.

2. The amount of notes outstanding in anticipation of the collection of taxes of such fiscal year is \$0.

3. The net borrowing power of the City, being the excess of the first over the second of the two above amounts, is \$46,071,187.

IN WITNESS WHEREOF, I have hereunto set my hand as Chief Financial Officer of the City this 2<sup>nd</sup> day of January, 2008.

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Name: George DeStefano  
Title: Chief Financial Officer

Introduced by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**CITY OF HOBOKEN  
RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION FOR HANDICAP PARKING ZONE**

WHEREAS, the committee denied approval;

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

<u>NAME / ADDRESS</u>	<u>AMOUNT</u>
Martha L. Valerio 209 Willow Avenue Apt. 4D	\$125.00
Rufino Rosario 113 Garden Street	\$125.00

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Approved as to Legal Form  
Corporation Counsel

\_\_\_\_\_  
MAYOR

Meeting Date: January 16, 2008

**Introduced By:** \_\_\_\_\_

Seconded By: \_\_\_\_\_

**CITY OF HOBOKEN**  
**RESOLUTION No. \_\_\_\_\_**

**GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT**

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year SFY 2007 has been filed by a Registered Municipal Accountant with the Hoboken City Clerk, James Farina pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Hoboken City Council of the City of Hoboken, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a

certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON January 16, 2008.

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**James Farina**  
**City Clerk**

**APPROVED AS TO FORM:**

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**Steve W. Kleinman**  
**Corporation Counsel**

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**Richard England**  
**Business Administrator**

**CERTIFICATION OF GOVERNING BODY OF THE ANNUAL AUDIT  
GROUP AFFIDAVIT FORM  
NO PHOTOCOPIES OF SIGNATURES**

STATE OF NEW JERSEY  
CITY OF HOBOKEN  
COUNTY OF HUDSON

We, members of the governing body of the City of Hoboken, in the County of Hudson, being duly sworn according to law, upon our oath depose and say:

1. We are duly elected members of the Hoboken City Council of the City of Hoboken in the County of Hudson;
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year SFY 2005;
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled "Comments and Recommendations."

(L.S.)	(L.S.)
_____	_____
(L.S.)	(L.S.)
_____	_____
(L.S.)	(L.S.)
_____	_____
(L.S.)	(L.S.)
_____	_____

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_  
Notary Public of New Jersey

\_\_\_\_\_  
Clerk

-----  
-----  
The Municipal Clerk shall set forth the reason for the absence of signature of any members of the governing body.

**IMPORTANT:** This certificate must be sent to the Bureau of Financial Regulation and Assistance, Division of Local Government Services, P.O. Box 803, Trenton, New Jersey 08625.

**CERTIFICATION OF GOVERNING BODY OF THE ANNUAL AUDIT  
GROUP AFFIDAVIT FORM  
NO PHOTO COPIES OF SIGNATURES**

STATE OF NEW JERSEY  
COUNTY OF *(Insert County Name)*

We, members of the governing body of the *(Name of local unit)* of, in the County of *(County Name)*, being duly sworn according to law, upon our oath depose and say:

4. We are duly elected (or appointed) members of the *(insert name of governing body)* of the *(name of local unit)* in the county of *(name of county)*;
5. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year *(insert year)*;
6. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled "Comments and Recommendations."

(L.S.)	(L.S.)
_____	_____
(L.S.)	(L.S.)
_____	_____
(L.S.)	(L.S.)
_____	_____
(L.S.)	(L.S.)
_____	_____

Sworn to and subscribed before me this  
\_\_\_\_\_ day of \_\_\_\_\_  
Notary Public of New Jersey

\_\_\_\_\_  
Clerk

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The Municipal Clerk (or Clerk of the Board of Chosen Freeholders as the case may be) shall set forth the reason for the absence of signature of any members of the governing body.

**IMPORTANT:** This certificate must be sent to the Bureau of Financial Regulation and Assistance, Division of Local Government Services, P.O. Box 803, Trenton, New Jersey 08625.

**GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT**  
**FORM OF RESOLUTION**

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year (*insert fiscal year*) has been filed by a Registered Municipal Accountant with the (*insert "Clerk of the Board of Freeholders" or "Municipal Clerk"*) pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the (*name of governing body*) of the (*name of local unit*), hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON (*insert meeting date*).

---

Clerk

**GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT  
FORM OF RESOLUTION**

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year (*insert fiscal year*) has been filed by a Registered Municipal Accountant with the (*insert "Clerk of the Board of Freeholders" or "Municipal Clerk"*) pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the (*name of governing body*) of the (*name of local unit*), hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON \_\_\_\_\_.

\_\_\_\_\_  
Clerk

Sponsored by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CITY OF HOBOKEN  
ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC.

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

**ARTICLE V**  
**LOADING ZONE**

190-11 Loading Zone

Section 1: The location described is hereby designated as a loading zone. No person shall park a vehicle in said location during the times indicated other than for the loading or unloading of goods and materials.

<b>Name of Street</b>	<b>Time</b>	<b>Side</b>	<b>Location</b>
First Street	7:00 A.M. To	south	Beginning at a point 115 feet
		6:30 P.M.	east of the
	easterly curbline Mon.- Fri.		of Harrison Street and extending 44 feet easterly  therefrom.

Section 2: All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. Proper signs shall be erected in accordance with the current "Manual on Traffic Control Devices." This ordinance shall take effect as provided by law.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

Meeting Date: January 16, 2008

\_\_\_\_\_  
Approved as to legal form  
Corporation Counsel

Sponsored by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

CITY OF HOBOKEN  
ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO AMEND CHAPTER 196 (ZONING) OF THE CODE OF THE CITY OF HOBOKEN, ARTICLE XI (OFF-STREET PARKING AND LOADING) REGARDING SUB-CHAPTER §196-44 (PARKING FOR PLACES OF ASSEMBLY)

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

ARTICLE XI: Off-Street Parking and loading Regulations

§ 196-44. Minimum off-street parking requirementsl

Use

Minimum Number Off-Street Spaces

Assembly halls and auditoriums, community centers, places of worship, theaters and other places of assembly

1 space for every 10 seats not counting the first 50 seats.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Approved as to legal form  
Corporation Counsel

Meeting Date: January 16, 2008