

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:**

ACCOUNT	ACCOUNT #	AMOUNT
(Within Cap)		
Mayor=s Office O.E.	8-01-20-110-021	
	\$	2,500.00
City Council S & W	8-01-20-111-010	
	\$	750.00
City Clerk S & W	8-01-20-120-010	
	\$	3,500.00
Tax Collector O.E.	8-01-20-145-021	
	\$	2,000.00
Info Technology S & W	8-01-20-147-010	
	\$	500.00
Corp. Counsel S & W	8-01-20-155-010	
	\$	500.00
Housing S & W	8-01-21-187-010	
	\$	500.00
Construction O.E.	8-01-22-195-021	
	\$	250,000.00
North Hudson Mayors OE	8-01-23-222-020	
	\$	28,000.00
Envirn. Svcs. Dir.S & W	8-01-26-290-010	
	\$	2,000.00
Streets & Roads O.E.	8-01-26-291-021	
	\$	35,000.00
Central Garage O.E.	8-01-26-301-021	
	\$	40,000.00
Solid Waste S & W	8-01-26-305-010	
	\$	10,000.00
Board of Health S & W	8-01-27-332-010	
	\$	5,000.00
Senior Citizens S & W	8-01-27-336-010	
	\$	3,000.00
Transportation S & W	8-01-27-348-010	
	\$	500.00
Parks S & W	8-01-28-375-	
	010	\$
		4,000.00

Public Properties S & W	8-01-28-377-010	
	\$	3,000.00
Street Lights O.E.	8-01-31-435-000	
	\$	60,000.00
Telephone O.E.	8-01-31-440-000	
	\$	50,000.00
Fuel Oil O.E.	8-01-31-447-	
	000	\$
	15,000.00	
Gasoline O.E.	8-01-31-460-	
	000	\$
	30,000.00	
Municipal Court S & W	8-01-43-490-010	
	\$	1,000.00
	\$	546,750.00
ACCOUNT	TOTAL	ACCOUNT #
(Outside Cap)		AMOUNT
Public Library O.E.	8-01-29-390-021	
	\$	500,000.00
	\$	500,000.00
	TOTAL	

MEETING: 19 December 2007
APPROVED:

APPROVED AS TO
FORM:

Richard England, Business Administrator

Steven W. Kleinman, Corp. Counsel

Introduced By: _____

Second By: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION AUTHORIZING THE REFUND
OF TAX OVERPAYMENTS/INTEREST, ERRONEOUS
PAYMENTS, CREDIT PAYMENTS.**

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

WHEREAS, Louis P. Picardo, Collector of Revenue recommends that refunds
be made; now, therefore, be it -

RESOLVED, that a warrant be drawn on the City Treasurer to the order
of the following taxpayer in the sum opposite their respective name, totaling **\$65,817.20**
representing overpayment of taxes:

NAME

**BL
LOT\UNIT
PROPERTY**

AMOUNT

Countrywide

255/2/C0304
150 14th Street

\$9,128.06

Tax Service Corp.
P. O. Box 10211-SV3-24
Van Nuys, CA 91410-0211

Chase Home Finance

47/18/C0R-3
330 Monroe
St.
\$1,424.79

Mail Code- 044-7326
3415 Vision Drive
Columbus, Ohio 43219

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<u>NAME</u>	<u>BL\UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Herbert & Iris Fleischman 189 Beech Drive South River Edge, N. J. 07661	95/21/COP13	920 Jefferson St.	\$ 65.15
M. & J. Silverstein 8 Vanderbilt Court Old Bridge, N. J. 08857	77/6/COP16	609-13 Jefferson St.	\$ 112.57
Vasumati, Mody 334 Bloomfield St. Hoboken, N. J. 07030	28/12	123 Monroe St.	\$ 417.69
Chase Home Finance Mail Code OH4-H7326 3415 Vision Drive Columbus, Ohio 43219	47/18/C0R-3	330 Monroe St.	\$ 704.37
Bindu Gottlieb 94 Clinton Street #2-B Hoboken, N. J. 07030	20/19/CPS-4	94 Clinton St.	\$ 249.33
Julie B. O'Donnell, Esq. 1 Newark St. Suite 34 Hoboken, N. J. 07030	255/2/C0302	150 14 th Street	\$ 120.00
Arnold Zelaya 812 Grand Street #522 Hoboken, N. J. 07030	91/1.2/CP098	812 Grand St.	\$ 111.67
Arnold Zelaya 812 Grand Street #522 Hoboken, N. J. 07030	91/1.2/C0522	812 Grand St.	1,461.52
Aleema Khanum 154 6 TH Street	193/50	154 6 th St.	\$11,892.40

Hoboken, N. J. 07030

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<u>NAME</u>	<u>BL\LOT\UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Theresa Mercogliano 2 Constitution Court #715 Hoboken, N. J. 07030	262/3/1/C0715	2 Constitution Court	\$1,638.92
M. & R. Pitruzzello 826 Washington St. #4 Hoboken, N. J. 07030	207/22/C00U4	826 Washington St.	\$2,881.66
First American Real Tax Services P. O. Box 961230 Ft. Worth, Tx 76161-0230	238/12	933 Hudson St.	\$6,303.50
J. & C. Siller 621 Monroe St. #5A Hoboken, N. J. 07030	75/8/C005A	619-21 Monroe St.	\$1,632.62
Alison Shipitofsky 1500 Hudson St. #6-s Hoboken, N. J. 07030	268.1/3/C006S	1500 Hudson St.	\$4,240.99
Chase Home Finance LLC 3415 Vision Drive Columbus, Ohio 43219-6009 Attention: Michelle T. Robinson	268.1/2/C010S	1500 Washington St.	\$1,288.11
Chase Home Finance LLC P. O. Box 916227 Fort Worth, Tx 76161	16/42.1/C03-A	550-552 Observer Hwy.	\$2,674.55

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<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Eric Weiner 1200 Grand St. #228 Hoboken, N. J. 07030	109/1.1/C0228	1200 Grand St.	\$1,777.23
Connie Coppola 609 Park Avenue Hoboken, N. J. 07030	243/3/C001A	1105 Washington St.	\$ 659.17
Shivkumar Govindaswami P. O. Box 11719 Marina del Rey, CA 90295	29/2/C0006	512 1 st Street	\$1,497.80
Varoujan Mazmanian 800 Garden Street Hoboken, N. J. 07030	183/7	800 Garden St.	\$ 70.23
Paul Groves 222 Monroe Street #2RN Hoboken, N. J. 07030	37/18/CA2RN	222 Monroe St.	\$ 905.01
Countrywide Tax Services P. O. Box 10211—SV3-24 Van Nuys, CA 91410-0211	195/22	845 Garden St.	\$2,489.89
Santosh Singh 2 Lincoln Place Weehawken, N. J. 07086	214.1/27/C000I	316 Hudson St.	\$1,745.35

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
First American Real Estate Tax Services P. O. Box 961230 Fort Worth, TX 76161-0230	195/33/C0002	830 Bloomfield St.	\$2,875.68
First American Real Estate Tax Services P. O. Box 961230 Forth Worth, T 76161-0230	221/21	1018 Hudson St.	\$3,924.38
First American Real Estate Tax Services P. O. Box 961230 Fort Worth, TX 76161-0230	18/5	63 Jefferson St.	\$3,524.56

Meeting: December 3, 2007

Approved as to Form:

CORPORATION COUNSEL

Louis P. Picardo

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 RAIA 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: December 19, 2007

APPROVED:

Fred M. Bado, Director
Community Development

APPROVED AS TO FORM:

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]

square feet of retail space in a six 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; 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 origin 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 and 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.

Sworn to and signed before me
this ____ day of _____ 2007

Introduced by: _____

Seconded by: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION AUTHORIZING THE ADOPTION AND SUBMISSION OF
“KEYS TO ENDING HOMELESSNESS IN HUDSON COUNTY”
HUDSON COUNTY’S TEN YEAR PLAN TO END CHRONIC HOMELESSNESS**

WHEREAS, it is estimated that there are over 3,000 people who experience homelessness in Hudson County on any given night; and

WHEREAS, homelessness has a devastating impact on the lives of those who experience it and on the communities in which they live; and

WHEREAS, people who are homeless represent multiple populations, including families with children, single individuals, unaccompanied youth, and the chronically homeless; and

WHEREAS, development and implementation of the Hudson County Ten Year Plan to End Chronic Homelessness will help to address the issues of homelessness providing and obtaining positive and lasting solutions; and

WHEREAS, the Ten-Year Plan was developed based on stakeholder discussion through five task forces, which focused on the root causes of homelessness; and

WHEREAS, the Ten-Year Plan outlines a response to homelessness that begins with prevention, improving available resources and providing safe, decent, truly affordable, permanent housing; and

WHEREAS, the result of implementing the Ten-Year Plan will be an increase in Hudson County’s productive citizenry, available resources will be used more effectively, neighborhoods will become safer, the permanent housing and support service system will be improved county wide to better address the needs of Hudson County’s homeless population.

WHEREAS, the County of Hudson is committed to oversight of the Ten-Year Plan and its implementation.

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

1. The Council of the City of Hoboken approves and endorses the goals of “Keys to Ending Homelessness in Hudson County”: Hudson County’s Ten-Year Plan to End Chronic Homelessness,” a copy of which is attached as Attachment 1, and states the Council of the City of Hoboken intent to work in partnership with other levels of government, the United Way, faith-based and civic groups, affected communities, philanthropies, the business community, non profit housing and service providers, and others to implement this plan over the next ten years.

2. The Council of the City of Hoboken recognizes that additional resources will be required in order to meet the ambitious goals included in the Ten-Year Plan to End Homelessness and that local government resources are not adequate to achieve these goals. Therefore, the Council of the City of Hoboken, in partnership with the Hudson County Alliance to End Homelessness, will aggressively seek increased funding at the local, county, state and federal levels to fulfill the goals of the The-Year Plan.
3. The Council of the City of Hoboken and the County of Hudson will look for opportunities to implement the strategies/policies contained in the Ten-Year Plan to End Chronic Homelessness as they approach daily tasks.
4. This resolution shall take effect immediately

Approved:

Approved as to form:

Richard England
Business Administrator

Steven W. Kleinman
Corporation Counsel

Date of Meeting: December 19, 2007

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN

RESOLUTION NO. ____

**RESOLUTION AMENDING SECTION 807 OF THE EMPLOYEE HANDBOOK ENTITLED
“MEDICAL INSURANCE BUY-OUT”**

WHEREAS, on October 15, 2003 the Hoboken City Council adopted an Employee Handbook to be used as policy guidelines for City employees and management, and to promote productivity and ensure compliance with local, state and federal laws; and

WHEREAS, the Administration - in its ongoing efforts towards cost avoidance – has identified potential savings to the City in such instances where a City employee may have duplicate health care coverage through their spouse or other means and such coverage with the City may be dropped with the approval of the employee; and

WHEREAS, the Administration has not had good response to the existing buy-out options and is proposing to offer increased and additional “buy-out” options to its employees with regard to their Health coverage; and

WHEREAS, the Administration is seeking to amend Section 807 of the Employee Handbook, entitled “Medical Insurance Buy-out” to read as follows:

807 Medical Insurance Buy-out

Eligibility - A full-time employee or Elected Official who is eligible for medical insurance coverage made available through the City may receive a cash buy-out in lieu of receiving medical insurance benefits. To be eligible for the medical insurance buy-out, the employee must provide documentation of comparable alternate medical health insurance coverage in a manner and form to be determined by the Administration and sign an appropriate waiver of health insurance coverage and waiver of liability to the City.

Amount of Buy-out - An employee or Elected Official who is eligible for the medical insurance buy-out will receive amounts as follows:

	Single	Parent/Child	Husband/Wife	Family
Prescription only:	\$ 850.	\$1,000.	\$1,500.	\$2,000.
Full Health Coverage	\$3,500.	\$6,500.	\$9,750.	\$10,000.

Method and Form of Payment - Payment of the buy-out will be made in one payment upon the passage of one full year following the choice of the buy-out option by the employee. This payment is in addition to the compensation and/or salary to which the employee is otherwise entitled, and will be treated as part of the employee's gross income and will be subject to the appropriate withholding for income and payroll tax purposes; however it will not be applicable towards the employee's pension.

Restrictions - The buy-out must be made effective on the 1st day of the month to avoid partial month payments by the City. One full year must pass before payment of the buy-out amount may be made by the City. No partial payments are permitted – meaning if an employee returns to the City plan or retires before a full year has passed; there will be no obligation by the City to pay a partial or prorated buy-out amount to the employee. Employees must provide documentation to the City, on a regular basis to be determined by the Administration, that they are covered by another health plan. If such documentation is not provided and kept up-to-date, the employee will be returned to City coverage with no right to partial or prorated payment.

Reinstatement - In the event the employee loses coverage under the alternate insurance coverage, the employee may resume coverage under a medical insurance plan made available through the City. Coverage will become effective in accordance with the provisions specified in the plan documents, provided that the employee meets all eligibility requirements of the insurance plan.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hoboken hereby approves the above referenced amendments to Section 807 of the Employee Handbook, with such amendments replacing in entirety the previously approved section, and following such approval notice of the changes will be distributed by the Administration to all eligible City employees.

Meeting: December 19, 2007

Approved as to form:

RICHARD F. ENGLAND
BUSINESS ADMINISTRATOR

STEVEN W. KLEINMAN
CORPORATION COUNSEL

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE CITY OF HOBOKEN TO ENTER INTO A
MEMORANDUM OF AGREEMENT WITH THE HOBOKEN PBA LOCAL 2

WHEREAS, the City of Hoboken by and through the Mayor and Business Administrator have engaged in negotiations on behalf of the City with the Police Officers Association (“PBA”) Local 2, regarding the Memorandum of Understanding and Agreement, ; and

WHEREAS, the terms resulting from said negotiations have been memorialized in the attached correspondence and Memorandum of Agreement between the parties which is attached hereto and incorporated by reference; and

WHEREAS, the City of Hoboken, by the Mayor and Business Administrator recommend that the terms memorialized in the attached correspondence and Memorandum of Agreement be accepted by the City Council; and

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

1. The above recitals are incorporated as if fully set fourth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete all actions necessary to complete and realize the intent and purpose of this resolution.
3. This resolution shall be effective immediately.
4. This resolution shall be supplemented with the formal presentation of fully completed contract.

APPROVED:

Richard England, Business Administrator

Steven W. Kleinman, Corporation Counsel

Date: **December 19, 2007**

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE CITY OF HOBOKEN TO ENTER INTO A
MEMORANDUM OF AGREEMENT WITH THE HOBOKEN PSOA

WHEREAS, the City of Hoboken by and through the Mayor and Business Administrator have engaged in negotiations on behalf of the City with the Police Superior Officers Association (“PSOA”), regarding the Memorandum of Understanding and Agreement, ; and

WHEREAS, the terms resulting from said negotiations have been memorialized in the attached correspondence and Memorandum of Agreement between the parties which is attached hereto and incorporated by reference; and

WHEREAS, the City of Hoboken, by the Mayor and Business Administrator recommend that the terms memorialized in the attached correspondence and Memorandum of Agreement be accepted by the City Council; and

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

5. The above recitals are incorporated as if fully set fourth at length.
6. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete all actions necessary to complete and realize the intent and purpose of this resolution.
7. This resolution shall be effective immediately.
8. This resolution shall be supplemented with the formal presentation of fully completed contract.

APPROVED:

Richard England, Business Administrator

Steven W. Kleinman, Corporation Counsel

Date: **December 19, 2007**

Sponsored by _____

Sponsored by _____

RESOLUTION NO. _____

**RESOLUTION OF THE CITY OF HOBOKEN REAPPOINTING
CALALDO F. FAZIO AS AN ADDITIONAL MUNICIPAL COURT JUDGE**

WHEREAS, within the Municipal court for the City of Hoboken, a need exists for an additional municipal court judge; and

WHEREAS, a municipal court judge may be appointed by the Mayor with the advice and consent of the City Council; and

WHEREAS, Calaldo F. Fazio is an attorney-at-law of the State of New Jersey;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, that the Council finds that Cataldo F. Fazio, Esq, is highly qualified to hold the office of Municipal Court Judge; and be it further

RESOLVED, that the Mayor is hereby authorized to reappoint Calaldo F. Fazio, Esq. as an additional Municipal Court Judge of the City of Hoboken for a term of (3) years effective, December 19, 2007.

APPROVED AS TO FORM:

Corporation Counsel

Meeting Date: December 19, 2007

Sponsored by _____

Sponsored by _____

RESOLUTION NO. _____

**RESOLUTION OF THE CITY OF HOBOKEN REAPPOINTING
PATLEO SPACCAVENTO TO THE NORTH HUDSON SEWERAGE AUTHORITY**

WHEREAS, pursuant to Section 64-2 of the Code of the City of Hoboken, the governing body of the City of Hoboken shall appoint three (3) members of the North Sewerage Authority (the Authority); and

WHEREAS, the Mayor of the City of Hoboken has nominated Patleo Spaccavento, who resides at 2 Marine View Plaza, Hoboken, N.J. for re-appointment to the position as a member of the Authority.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, that Patleo Spaccavento be and is hereby appointed as a member of the Authority for a five year term starting on February 1, 2008 and expiring on January 31, 2013.

APPROVED AS TO FORM:

Corporation Counsel

Meeting Date: December 19, 2007

Sponsored by _____

Sponsored by _____

RESOLUTION NO. _____

RESOLUTION RE-APPOINTING KEVIN KRAMER TO THE HOBOKEN MUNICIPAL HOSPITAL AUTHORITY

WHEREAS, pursuant to City of Hoboken Ordinance #DR-263, Section 1, the City of Hoboken has established the Hoboken Municipal Hospital Authority through the provisions of the Municipal Hospital Authority Law; and

WHEREAS, the City of Hoboken Ordinance #263 provides for six (6) Class III members of the Hoboken Municipal Hospital Authority to be appointed by the Mayor with the advice and consent of the City Council; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council that the following individual is qualified and hereby re-appointed as a member to the Hoboken Municipal Hospital Authority:

Kevin M. Kramer, Esq., 909 Garden Street, Hoboken, for a term ending on June 30, 2012.

RESOLVED, that a certified copy of this resolution and acceptance of appointment be filed with the Municipal Clerk.

APPROVED AS TO FORM:

Corporation Counsel

Meeting Date: December 19, 2007

Sponsored by: _____

Seconded by: _____

RESOLUTION NO.: _____

**AUTHORIZING SUBMISSION OF GRANT APPLICATION TO THE HAZARDOUS DISCHARGE
SITE REMEDIATION FUND MUNICIPAL GRANT PROGRAM FOR FUNDS TO REMEDIATE 1600
PARK AVENUE**

WHEREAS, the City of Hoboken intends to develop the 1600 Park Avenue site for the purpose of public open space/recreation; and

WHEREAS, the City of Hoboken wishes to submit an application to the Hazardous Discharge Site Remediation Fund Municipal Grant Program through the Department of Environmental Protection and the New Jersey Economic Development Authority for funding for the remediation of the 1600 Park Avenue site; **now therefore be it –**

RESOLVED, by the governing body of the City of Hoboken that the City of Hoboken will submit the above referenced application; **and be it further**

RESOLVED by the Council of the City of Hoboken (the "Council") that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee, to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. This resolution takes effect immediately.

Meeting Date: December 19, 2007

Department of Community Development

Approved to form:

Fred M. Bado, Director

**Steve Kleinman
Corporation Counsel**

Sponsored by _____

Sponsored by _____

RESOLUTION NO. _____

**RESOLUTION OF THE CITY OF HOBOKEN AUTHORIZING PAYMENT OF INVOICE
SUBMITTED BY UNITRONICS, INC. FOR REPAIR OF 916 GARDEN STREET GARAGE**

WHEREAS, the City of Hoboken has entered into an agreement with Unitronics Inc. for the retrofit and repair of the City's 916 Garden Street automated parking garage; and

WHEREAS, there has been a successful test of the garage's systems, and the garage is now accepting customers, triggering the City's responsibility to pay Unitronics pursuant to the contractual agreement entered into on December 12, 2006; and

WHEREAS, the total invoice for Unitronics' services amounts to \$1,974,000.00, a copy of which is attached to this resolution.

NOW THEREFORE BE IT RESOLVED by the Council of the City of Hoboken that payment of this invoice is hereby authorized; and

BE IT FURTHER RESOLVED, that the Mayor may take any actions necessary to further the purposes of this resolution.

APPROVED:

APPROVED AS TO FORM:

Richard England
Business Administrator

Steven W. Kleinman
Corporation Counsel

Meeting Date: December 19, 2007

**RESOLUTION AWARDING FEDERAL HILL RISK MANAGEMENT AS THE
RISK MANAGER FOR THE CITY OF HOBOKEN**

Sponsored by: _____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF HOBOKEN
ESTABLISHING A MUNICIPAL OPEN SPACE, RECREATION AND CONSERVATION
TRUST FUND**

WHEREAS, the voters of the City of Hoboken approved by overwhelming majority a referendum which authorized the creation by the City Council of a Municipal Open Space, Recreation and Conservation Trust Fund pursuant to N.J.S. 40:12-15.7;

NOW, THEREFORE, THE Mayor and Council of the City of Hoboken hereby Ordain as follows:

SECTION 1. Trust Fund for Open Space Acquisition.

There is hereby established a reserve in the General Capital fund which shall be known and designated as the "Trust Fund For Open Space Acquisition" (hereinafter referred to as the "Trust Fund"). A special bank account shall be opened and maintained for this purpose. Funds from the Trust Fund may, as directed by the Mayor and City Council, be utilized exclusively for the following purposes:

- a) acquisition of lands, improved or unimproved, exclusively for recreation and conservation purposes;
- b) development of said lands for recreation and conservation purposes;
- c) payment of debt service on indebtedness issued or incurred by the City of Hoboken for the purposes set forth above ;

PROVIDED HOWEVER, that a minimum of 75% of the annual amount raised by the Trust Fund shall be utilized for the acquisition of lands for recreation and conservation purposes, or the payment of debt service on indebtedness issued or incurred by the City of Hoboken for the acquisition of said lands."

SECTION 2. Funding of the Trust Fund.

The Trust Fund shall be funded through the dedication to the fund of an amount of \$0.02 per \$100.00 of assessed valuation of each annual tax levy commencing with the first tax quarter in calendar year 2008. The Trust Fund shall also be permitted to accept testamentary bequests, any other donations, and such supplementary funding as the Mayor and the City Council may elect, in their sole discretion, to authorize and appropriate. Any and all interest accruing with respect to the Trust Fund shall be added to the Trust Fund.

SECTION 3. Sale of Property.

No property acquired with funds from the Trust Fund shall be leased or sold, unless action has been authorized by the Mayor and City Council and by referendum in the manner prescribed by law. The

deed of any property acquisition with funds from the Trust Fund shall contain the specific notation reflecting that the property was acquired with funds from the Trust Fund, and are subject to the limitations contained herein.

SECTION 4. Consistency.

All ordinances of the City of Hoboken which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 5. Severability.

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 6. Effective Date.

This ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

Adopted:

Approved:

City Clerk James J. Farina

Mayor David Roberts

Approved as to form:

Steven W. Kleinman,
Corporation Counsel

Meeting: December 19, 2007