

**Sponsored by:** \_\_\_\_\_  
**Secoded by:** \_\_\_\_\_  
**Resolution No.** \_\_\_\_\_

**THIS RESOLUTION AUTHORIZES AN  
EMERGENCY APPROPRIATION IN THE  
AMOUNT OF \$1,275,000.00.**

**WHEREAS, an emergency has arisen with respect to several line items  
as follows:**

<b>ITEM</b>	<b>REASON</b>
<b>1. Elections Other Expense</b>	<b>A Municipal election run-off was not provided for in the adopted budget. The anticipated cost of the run-off should be \$100,000.00.</b>
<b>2. Group Health Insurance</b>	<b>An expected reduction in costs forecasted based upon information received will not be forthcoming within this budget year. The cost associated with this delayed reduction in cost will be \$900,000.00.</b>
<b>3. Special Counsel Other Expense</b>	<b>Unanticipated legal matters resulted in additional costs above our latest forecast. The anticipated cost of these additional legal matters should be \$275,000.00.</b>

**And, these costs were not anticipated in SFY 2007 budget for the aforesaid purposes and N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose mentioned above, and**

**WHEREAS, the total amount of this emergency appropriation to be created by this resolution is \$1,275,000, and three (3) percent of the total operating appropriations in the SFY 2007 adopted budget is \$2,334,693.39, and**

**WHEREAS, the foregoing appropriations together with prior appropriations does not exceed three (3) percent of the total operating appropriations in the SFY 2007 budget.**

**NOW, THEREFORE, BE IT RESOLVED, (by not less than 2/3 of all governing members affirmatively concurring) that in accordance with N.J.S.A. 40A:4-48:**

- 1. Emergency appropriations are hereby made for 8. General Appropriations, (A) Operations within "CAPS" as follows:
  - A. Other Expenses – Elections in the amount of \$100,000.00.**
  - B. Other Expenses – Health Benefits for \$900,000.00.**
  - C. Other Expenses – Special Counsel for \$275,000.00.****
- 2. That said emergency appropriation shall be provided for in full in the SFY 2008 Budget, of which \$1,200,000 is requested to be excluded from CAPS, pursuant to N.J.S.A. 40A:4-53.3c(1).**
- 3. That an Emergency Note not in excess of the above amount be authorized, if necessary, pursuant to N.J.S.A. 40A:4-51.**
- 4. That such note, if necessary, be executed by George DeStefano, Chief Financial Officer and by Richard England, Business Administrator.**
- 5. That such note, if necessary, shall be dated 21 June 2007 or thereof, may be renewed from time to time, and any renewal of said note shall be payable on or before 30 June 2008.**
- 6. That two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services.**

**Meeting: 20 June 2007**

**APPROVED:**

**APPROVED AS TO FORM:**

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**Richard England, Business Admin. Steven W. Kleinman, Corp. Counsel**

# **CERTIFICATION FOR EMERGENCY APPROPRIATION – CHIEF FINANCIAL OFFICER.**

## **Purpose of emergency appropriation:**

<b><u>Item</u></b>	<b><u>Reason</u></b>
<b>1. Election – Other Expense</b>	<b>Municipal election run-off was not anticipated nor budgeted for. These expenses are expected to be \$100,000.</b>
<b>2. Health Insurance – Other</b>	<b>An expected cost reduction will not occur this year. The cost associated with this miss will be \$900,000.</b>
<b>3. Special Counsel – Other</b>	<b>Unexpected legal expenses late in the year caused additional expenses against this line. These additional costs are expected to be about \$275,000.00.</b>

## **Date of occurrence:**

**During the month of May 2007 a comprehensive review of all accounts was undertaken in which these deficiencies were noted.**

**Have any contracts been awarded or purchase orders placed in connections with this emergency appropriation?**

**No!**

**Dated: 20 June 2007**

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**George DeStefano, Chief Financial Officer**

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

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

**THIS RESOLUTION AUTHORIZES THE TRANSFER OF FUNDS WITHIN ACCOUNTS IN THE FISCAL YEAR 2007 CURRENT FUND APPROPRIATIONS.**

**BE IT RESOLVED, that the following SFY 2007 Budget Current Fund appropriation transfers are hereby authorized for the City of Hoboken:**

<u>CURRENT FUND</u>		<u>FROM</u>	<u>TO</u>
Operations – Within “CAPS”			
Personnel S & W	7-01-20-105-010	\$ 1,500.00	
Mayor’s Officer S & W	7-01-20-110-010	\$ 500.00	
Business Admin. O. E.	7-01-20-112-021	\$ 2,000.00	
A.B.C. Board O.E.	7-01-20-113-021	\$ 2,000.00	
Legal Ads O.E.	7-01-20-121-020	\$ 3,000.00	
Codification O.E.	7-01-20-123-020	\$ 1,500.00	
Finance Super. O.E.	7-01-20-130-021	\$ 3,500.00	
Tax Collector O.E.	7-01-20-145-021	\$ 8,000.00	
Info Technology S & W	7-01-20-147-010	\$ 2,000.00	
Assessor’s S & W	7-01-20-150-010	\$ 2,000.00	
Expert Witness O.E.	7-01-20-158-020	\$ 5,000.00	
Planning Board O.E.	7-01-21-180-021	\$ 14,100.00	
Construction O.E.	7-01-22-195-021	\$ 70,000.00	
Postage O.E.	7-01-23-211-020	\$ 10,000.00	
Copiers O.E.	7-01-23-213-020	\$ 5,000.00	
Celebration of Pub Evt OE	7-01-23-216-020	\$ 3,000.00	
Right to Know S & W	7-01-23-221-020	\$ 5,000.00	
Director, Env.Svcs. S&W	7-01-26-290-010	\$ 1,000.00	
Solid Waste O.E.	7-01-26-305-021	\$ 34,000.00	
Hispanic Affairs O.E.	7-01-27-331-021	\$ 2,000.00	
Constituent Svcs S & W	7-01-27-333-010	\$ 1,000.00	
Parks S & W	7-01-28-375-010	\$ 13,000.00	
Liability Insurance O.E.	7-01-30-400-010	\$ 25,000.00	
Street Lights O.E.	7-01-31-435-000	\$ 22,000.00	
Water & Sewer O.E.	7-01-31-445-000	\$ 13,000.00	

Salary Adjust. O.E.	7-01-36-478-010	\$ 85,000.00	
Capital Improvement OE	7-01-44-900-001	\$ 8,000.00	
Tax Collector S & W	7-01-20-145-010		\$ 1,500.00
Corporation Counsel S&W	7-01-20-155-010		\$ 9,000.00
Police Dept. S & W	7-01-25-241-010		\$ 175,000.00
Emerg. Mgmt. S & W	7-01-25-252-010		\$ 1,000.00
Fire Dept. S & W	7-01-25-266-010		\$ 91,500.00
Central Garage S & W	7-01-26-301-010		\$ 1,600.00
Solid Waste S & W	7-01-26-305-010		\$ 6,000.00
Board of Health S & W	7-01-27-332-010		\$ 6,000.00
Senior Citizens S & W	7-01-27-336-010		\$ 3,000.00
Rent Control S & W	7-01-27-347-010		\$ 500.00
Transportation S & W	7-01-27-348-010		\$ 2,500.00
Recreation S & W	7-01-28-370-010		\$ 6,500.00
Waterfront Devel. O.E.	7-01-31-462-000		\$ 5,000.00
Master Plan O.E.	7-01-31-463-000		\$ 28,000.00
Municipal Court S & W	7-01-43-490-010	\$	\$ 5,000.00
	<b>TOTALS</b>	\$ 342,100.00	\$ 342,100.00

**CURRENT FUND**

**Operations Outside of "CAPS"**

Parking Utility O.E.	7-31-55-502-200	\$	3,000.00	
Parking Utility S & W	7-31-55-502-100	\$		\$ 3,000.00
	<b>TOTALS</b>	\$	3,000.00	\$ 3,000.00

Meeting of: 20 June 2007

**APPROVED:**

**APPROVED AS TO FORM:**

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

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

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

**Second By:** \_\_\_\_\_

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

**RESOLUTION AUTHORIZING THE REFUND  
OF TAX OVERPAYMENTS/INTEREST**

**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 **\$53,270.27**  
representing overpayment of taxes:

**NAME**

**BL  
LOT/UNIT  
PROPERTY**

**AMOUNT**

GMAC GLOBAL

25/1/C004J  
700 First

Relocation Services  
 %Mallary Steinfeld Esq.  
 18 Bank Street  
 Morristown, N. J. 07960

Street  
 \$2,058.79

Cenlar Mortgage

171/15  
 931 Willow  
 Ave.  
 \$2,905.51

%First American  
 Attn: Trusure O. Adams  
 1 First American Way  
 Westlake, Tx 76262

**Page One of Four**

<u>NAME</u>	<u>BL\UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Karen Quimby 76 Jackson St. #3R Hoboken, N. J. 07030	13/23/C003R	50-52 Paterson Ave.	\$1,536.01
Prudential Relocation Inc. % Kevin Raquet Esq. 60 Baldwin Rd. Parsippany, N. J. 07054	33/6/C0003	113 Clinton St.	\$2,113.56
Barbara Kistenmacher 565 1 <sup>st</sup> Street #8 Hoboken, N. J. 07030	16/16/C0008	565 First St.	\$1,727.76
Rose Ruggiere 1008 Garden St. #2 Hoboken, N. J. 07030	185/40/C0002	1008 Garden St.	\$ 6.20
Kurt Enders 214 Park Avenue #1L Hoboken, N. J. 07030	91/1.2/CP090	812 Grand St.	\$ 40.58
Weichert Financial Tax Department 225 Littleton Road Morris Plains, N. J. 07950 Attn. Regina Cole	166/14	329 Willow Ave.	\$2,570.94

Peter & Linda Annunziata 600 Hudson St. #4D Hoboken, N. J. 07030	217.1/30/C004D	600 Hudson St.	\$1,450.87
Scott Katz 221 Bloomfield St. Hoboken, N. J. 07030	201/11	221 Bloomfield St.	\$4,506.86

**Page Two of Four**

<u>NAME</u>	<u>BL\LOT\UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
619 Adams St. LLC %JDA Hoboken Bus Center 50 Harrison St. Hoboken, N. J. 07030	5/1	34-38 Harrison St.	\$1,937.89
Christopher A. Runnells 821 Garden Street Hoboken, N. J. 07030	195/10	821 Garden St.	\$2,201.15
Land America % Central Mortgage 200 Warner Road King of Prussia, Pa. 19406 Contract # 29784225	67/5/C004R	509 Monroe St.	\$ 925.36
Citi Mortgage, Inc. 5280 Corporate Drive Dept 1009 Frederick, MD 21703	82/1	701-03 Monroe St.	\$2,654.52
Citi Mortgage, Inc. 5280 Corporate Drive Dept 1009 Frederick, MD 21703	77/15	629-33 Jefferson St.	\$1,528.36
Thomas M. Horan	196/6	160 9 <sup>th</sup> Street	\$2,759.75

160 9<sup>th</sup> Street  
Hoboken, N. J. 07030

Citi Mortgage Mail Stop 22-528-1009 P. O. Box 9444 Gaithersburg, MD 20898-9444	13/4/C0305	85-89 Harrison St.	\$5,217.38
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Wells Fargo Home Mortg 1 Home Campus Des Moines, IA 50328-0001	78/6	611-17 Adams St.	5,029.69
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**Page Three of Four**

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>AMOUNT</u>
Chase Home Finance LLC 3415 Vision Drive Columbus, Ohio 43219-6009	268.1/2/C006I	1500 Washington St.	\$4,014.35
First American P. O. Box 961230 Ft Worth, Tx 76161-0230	155/2.2/C003G	1015 Grand St.	\$1,759.88
Cortes & Hays, Inc. 80 Main Street Attn: Chris Flemington, N. J. 08822	156/5/CCP11	1118 Clinton St. 1117 Grand St.	\$ 136.47
Mortgage Services P. O. Box 10388 Des Moines, IA 50306	160/12	818 Willow Ave.	\$4,006.08
Gary Hamrah, Jr. 1200 Adams Street Hoboken, N. J. 07030 APT#214	109/1.1/C0214	1200 Grand St.	\$2,182.31

**Meeting: June 20, 2007**

**Approved as to Form:**

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**CORPORATION COUNSEL**



**Introduced**

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

**Second**

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

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

**RESOLUTION AUTHORIZING THE REFUND OF TAX  
OVERPAYMENTS\INTEREST RECEIVED BY THE CITY OF HOBOKEN  
TAX APPEALS WERE FILED AND STATE TAX COURT GRANTS  
REFUND**

**WHEREAS**, an overpayment of taxes has been made on the property on the list below: and

**WHEREAS**, tax appeal was filed by the property owners: and

**WHEREAS**, State Tax Court recommends a settlement in this matter, now, therefore, be it

**RESOLVED**, that a warrant be drawn on the City Treasurer made payable to the taxpayer appearing on the attached list totaling **\$51,684.02**

<u>NAME</u> <u>AMOUNT</u>	<u>BL\LT\UNIT</u>	<u>PROPERTY</u>
Jefferson 332 LLC & \$47,784.03	49/11	322-32 Jefferson St.
Madelbaum, Salsburg, Gold Lazris, Esq's 155 Prospect Avenue West Orange, N. J. 07052		
Arun Gopal Etals & 1,885.00	29/3/C003W	508-10 1 <sup>st</sup> Street
Daniel G. Keough Esq. 783 Springfield Avenue Summit, N. J. 07901-2332		\$

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>
<u>AMOUNT</u> Jennifer Nies & \$2,014.99 Daniel G. Keough Esq. 783 Springfield Avenue Summit, N. J. 07901-2332	29/3/002W	508-10 1 <sup>st</sup> Street

**Meeting: June 20, 2007**

**Approved as to form:**

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**CORPORATION COUNSEL**

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**Louis P. Picardo**

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

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

RESOLUTION NO. \_\_\_\_\_

THIS RESOLUTION AWARDS A CONTRACT TO A VENDOR WHO IS EXEMPT FROM BIDDING IN ACCORDANCE WITH N.J.S.A. 40A:11-5(1)(i).

WHEREAS, N.J.S.A. 40A:11-5(1)(i) allows municipalities to award public contracts without public bidding when the services provided are of a professional nature, and

WHEREAS, the City of Hoboken desired to create a memorial on the Hoboken South Waterfront off Pier A Park to honor the memories of the community's loved ones who were lost on September 11, 2001, and

WHEREAS, the approved plan for said memorial contains specific art which is not available in the marketplace, and

WHEREAS, the vendor shown below provides such services which fall under the above citation, now,

THEREFORE, BE IT RESOLVED, that the below listed vendor is authorized to provide the special sized BOROFLOAT panels, 8330 floated borosilicate glass, for said memorial, at a cost not to exceed \$210,000 on demand by the City of Hoboken with final payment being authorized by this City Council.

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. The Mayor, or his designee, is hereby authorized to execute an agreement for the above reference goods and/or services based upon the following information:

Schott  
Schott North America Inc.  
555 Taxter Road  
Elmsford, NY 10523

Meeting Date: June 20, 2007

Approved:

Approved as to form:

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

\_\_\_\_\_  
Steven W. Kleinman, Corp. 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 \$210,000 is available in the following appropriations:

Hoboken September 11<sup>th</sup> Memorial Fund (T-03-40-000-015)  
State of New Jersey Grant (G-02-44-701-326)

These funds, the amount within the final SFY 2007 budget, are sufficient to meet the contractual commitment providing for:

Provision of Borofloat panels, 8330 floated borosilicate glass, for the Hoboken September 11<sup>th</sup> Memorial

And awarded to the following vendor:

SCHOTT  
Schott North America Inc.  
555 Taxter Rd.  
Elmsford, NY 10523

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

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

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

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

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

**CITY OF HOBOKEN**

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

**RESOLUTION FOR REIMBURSEMENT  
ZONING BOARD PRELIMINARY SITE PLAN**

**WHEREAS**, the City of Hoboken, Finance Department received request to reimburse collected check #1047 attached.

**WHEREAS**, the sum of One Thousand Dollars (\$1,000.00) should be refunded to James Burke Esq., 70 Adams Street, 2<sup>nd</sup> Floor, Hoboken, NJ 07030.

**WHEREAS**, the City of Hoboken will issue a refund of One Thousand Dollars Dollars (\$1,000.00).

**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 filing of preliminary site plans:

<u>NAME/ADDRESS</u>	<u>AMOUNT</u>
James Burke Esq. 70 Adams Street 2 <sup>nd</sup> Floor Commerical Unit Hoboken, NJ 07030	\$1,000.00

Approved

Approved as to form:

\_\_\_\_\_  
Richard F. England  
Business Administrator

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

**Meeting Date:** June 20, 2007

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

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

**CITY OF HOBOKEN**

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

**RESOLUTION AUTHORIZING SALE OF STOCK CERTIFICATE**

**WHEREAS**, the Prudential Life Insurance Company has converted from a mutual life insurance company to a stock company;

**WHEREAS**, as a result of this conversion, on January 26, 2007, the City of Hoboken was eligible for and received 3609 shares of common stock of Prudential Financial, Inc., and

**WHEREAS**, it is in the best interest of the City of Hoboken to sell these shares of stock through MW Capital Market Inc.;

**NOW, THEREFORE, BE IT RESOLVED**, that the City's Chief Financial Officer is authorized to sell these shares of stock and deposit the funds as revenue to the City of Hoboken current fund account.

Approved

Approved as to form:

\_\_\_\_\_  
Richard F. England  
Business Administrator

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

**Meeting Date:** June 20, 2007

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

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

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

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED;) (Approval; 215-13<sup>th</sup> Street, 1207 Willow Avenue, 115 Bloomfield Street, 1006 Garden Street, and 1302 Washington Street)

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

**Handicap Spaces**

A Section 192-4 is amended to add the following:

**Michael Bisceglie 215 13<sup>th</sup> Street:** south side of Thirteenth Street, beginning at a point of 50 feet from the easterly curblineline of Park Avenue and extending 22 feet easterly therefrom.

**Jose Ayala 1207 Willow Avenue:** east side of Willow Avenue, beginning at a point of 35 feet from the northerly curblineline of Twelfth Street and extending 12 feet northerly therefrom.

**Irio O’Farrill 115 Bloomfield Street:** east side of Bloomfield Street, beginning at a point 125 feet from the northerly curblineline of First Street and extending 22 feet northerly therefrom.

**Stoia Giovanni 1006 Garden Street:** east side of Garden Street, beginning at a point of 79 feet north of Tenth Street and extending 22 feet northerly therefrom.

**Raymond Guzman 1302 Washington:** north side of Thirteenth Street, beginning at a point of 57 feet east of Washington Street and extending 22 feet easterly therefrom.

B All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be a 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. This ordinance shall take effect as provided by law.

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

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

\_\_\_\_\_  
MAYOR

Meeting Date: June 20, 2007

Sponsored By: \_\_\_\_\_

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

RESOLUTION #: \_\_\_\_\_

**AUTHORIZING REFERENDUM FOR OPEN SPACE TAX**

**WHEREAS**, *New Jersey Statutes Annotated, N.J.S.A. 40:12-15.7* authorizes the governing body of any New Jersey municipality to submit to the voters of the municipality in a general election a referendum question authorizing imposition of an annual levy for an amount or at a rate deemed appropriate for the following purposes:

- a.) acquisition/development of lands for recreation and conservation purposes;
- b.) acquisition of farmland for farmland preservation purposes;

**WHEREAS**, the Council of the City of Hoboken has determined that it would be in the public interest to place a non-binding referendum question on the November 2007 general election ballot for the purpose of assessing voter preference with regard to the question as to whether the City of Hoboken shall create a municipal open space recreation and farmland preservation trust fund for the purposes aforesaid funded by an annual levy, i.e. Tax, at an annual rate not to exceed \$.02 per \$100.00 of total municipal equalized real property valuation shall be imposed in the City of Hoboken.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, Hudson County, New Jersey, that the City cause the following referendum question to be placed on the November 2007 general election ballot:

“Shall the City of Hoboken consider establishing a Municipal Open Space, Recreation and Farmland Preservation Trust Fund, pursuant to N.J.S.A. 40:12-15.7 to be funded at a rate not to exceed \$.02 per \$100.00 of total municipal equalized real property valuation and used exclusively for:

- a.) acquisition/development of lands for recreation and conservation purposes;
- b.) acquisition of farmland for farmland preservation purposes.”

**FURTHER RESOLVED**, that the Mayor and/or City Clerk are hereby authorized on behalf of the City of Hoboken to:

1. Cause the aforementioned referendum question to be placed on the November 2007 general election ballot;

2. Take any further action necessary to implement the intent of this resolution

**Meeting Date: June 20, 2007**

**Department of Community Development**

**Approved as to form:**

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Fred M. Bado, Director  
Counsel

Steven W. Kleinman, Corporation