

Introduced by: _____

Seconded by: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION APPOINTING FLORIO & KENNY LLC
SPECIAL LEGAL COUNSEL – LITIGATION/WORKERS COMPENSATION**

WHEREAS, the City of Hoboken requires the services of Special Legal Counsel to handle various litigation, workers compensation and related matters that have arisen involving the City of Hoboken; and,

WHEREAS, for the last several years, the law firm of Florio & Kenny LLC, under the direction of Edward Florio, Esq., has been appointed by the City of Hoboken to handle numerous litigation and workers compensation matters, many of which are still ongoing and some of which are at stages where maintaining the continuity of legal counsel is critical to achieving a successful outcome for the City of Hoboken and its taxpayers; and,

WHEREAS, a court order has been entered directing Florio & Kenny to remain as Counsel of Record with respect to certain workers compensation matters at such a critical stage; and,

WHEREAS, the City of Hoboken has reviewed the qualifications of Edward Florio, Esq. and Florio & Kenny LLC and has determined that Edward Florio is best suited to provide these ongoing legal services on behalf of the City of Hoboken in an efficient manner; and,

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

WHEREAS, Florio & Kenny’s proposal was submitted and reviewed in compliance with Hoboken Ordinance #DR-154 (codified as §20A-1 et seq. of the Code of the City of Hoboken), which requires competitive negotiation for Professional Service contracts; and,

WHEREAS, it is the intention of the Council of the City of Hoboken that the award of this contract is for the sole purpose of allowing Florio & Kenny to complete ongoing litigation and workers compensation matters where this firm is already Counsel of Record for the City of Hoboken, specifically, the cases set forth on the list attached to this resolution and no others; and,

WHEREAS, sufficient funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken does hereby authorize a contract between the City of Hoboken and Edward Florio of Florio & Kenny, LLC to provide legal services as set forth above;

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

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

**Edward Florio, Esq.
Florio & Kenny, LLC
100 Hudson Street
Hoboken, NJ 07030**

Such firm to be paid at an hourly rate of \$135.00, with a total amount not to exceed \$100,000.00 for the completion of litigation and workers compensation matters where Florio & Kenny is already Counsel of Record for the City of Hoboken as set forth on the attached list.

2. This agreement shall be effective July 1, 2007 and terminate June 30, 2008.
3. The City Clerk shall publish a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
4. The Mayor is hereby authorized to execute a contract with Florio & Kenny, LLC for professional services on behalf of the City of Hoboken and to take any other actions necessary to complete and realize the intent and purpose of this resolution.
5. A copy of this resolution shall be published according to law and the City Clerk shall keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.
6. This resolution shall take effect immediately.

Approved:

Approved as to form:

Richard England
Business Administrator

Steven W. Kleinman
Corporation Counsel

Date of Meeting: August 8, 2007

Introduced by: _____

Seconded by: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION APPOINTING SCARINCI & HOLLENBECK LLC
SPECIAL LEGAL COUNSEL – LITIGATION AND LABOR**

WHEREAS, the City of Hoboken requires the services of Special Legal Counsel to handle general litigation and labor matters involving the City of Hoboken; and,

WHEREAS, the City of Hoboken has reviewed the qualifications of Scarinci & Hollenbeck LLC and has determined that this law firm can provide these services for the City of Hoboken in an efficient manner; and,

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

WHEREAS, Scarinci & Hollenbeck’s proposal was submitted and reviewed in compliance with Hoboken Ordinance #DR-154 (codified as §20A-1 et seq. of the Code of the City of Hoboken), which requires competitive negotiation for Professional Service contracts; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken does hereby authorize a contract between the City of Hoboken and Scarinci & Hollenbeck LLC to provide legal services as set forth above;

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

2. A contract for Special Counsel for the City of Hoboken shall be prepared and executed with the following vendor:

**Scarinci & Hollenbeck LLC
1100 Valley Brook Avenue, P.O. Box 790
Lyndhurst, NJ 07071**

Such firm to be paid at an hourly rate of \$135.00, with a total amount not to exceed \$250,000.00.

3. This agreement shall be effective July 1, 2007 and terminate June 30, 2008.
7. The City Clerk shall publish a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
8. The Mayor is hereby authorized to execute a contract with Scarinci & Hollenbeck LLC for professional services on behalf of the City of Hoboken and to take any other actions necessary to complete and realize the intent and purpose of this resolution.
9. A copy of this resolution shall be published according to law and the City Clerk shall keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.
10. This resolution shall take effect immediately.

Approved:

Approved as to form:

Richard England
Business Administrator

Steven W. Kleinman
Corporation Counsel

Date: August 8, 2007

Introduced by: _____

Seconded by: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION APPOINTING DAVID F. CORRIGAN LLC
SPECIAL LEGAL COUNSEL – LABOR**

WHEREAS, the City of Hoboken requires the services of Special Legal Counsel to handle various labor matters involving the City of Hoboken; and,

WHEREAS, the City of Hoboken has reviewed the qualifications of David F. Corrigan LLC and has determined that this law firm can provide these services for the City of Hoboken in an efficient manner; and,

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

WHEREAS, David F. Corrigan's proposal was submitted and reviewed in compliance with Hoboken Ordinance #DR-154 (codified as §20A-1 et seq. of the Code of the City of Hoboken), which requires competitive negotiation for Professional Service contracts; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken does hereby authorize a contract between the City of Hoboken and David F. Corrigan LLC to provide legal services as set forth above;

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

4. A contract for Special Counsel for the City of Hoboken shall be prepared and executed with the following vendor:

**David F. Corrigan LLC
54B West Front Street
Keyport, NJ 07735**

Such firm to be paid at an hourly rate of \$135.00, with a total amount not to exceed \$125,000.00.

5. This agreement shall be effective July 1, 2007 and terminate June 30, 2008.

11. The City Clerk shall publish a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
12. The Mayor is hereby authorized to execute a contract with David F. Corrigan LLC for professional services on behalf of the City of Hoboken and to take any other actions necessary to complete and realize the intent and purpose of this resolution.
13. A copy of this resolution shall be published according to law and the City Clerk shall keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.
14. This resolution shall take effect immediately.

Approved:

Approved as to form:

Richard England
Business Administrator

Steven W. Kleinman
Corporation Counsel

Date: August 8, 2007

Introduced by: _____

Seconded by: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION APPOINTING RAVINDER BALLA, ESQ.
SPECIAL LEGAL COUNSEL – RENT CONTROL LITIGATION**

WHEREAS, the City of Hoboken requires the services of Special Legal Counsel to handle rent control litigation involving the City of Hoboken; and,

WHEREAS, the City of Hoboken has reviewed the qualifications of Ravinder S. Bhalla and has determined that this attorney can provide these services for the City of Hoboken in an efficient manner; and,

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

WHEREAS, Ravinder S. Bhalla's proposal was submitted and reviewed in compliance with Hoboken Ordinance #DR-154 (codified as §20A-1 et seq. of the Code of the City of Hoboken), which requires competitive negotiation for Professional Service contracts; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken does hereby authorize a contract between the City of Hoboken and the Law Offices of Ravinder S. Bhalla to provide legal services as set forth above;

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

6. A contract for Special Counsel for the City of Hoboken shall be prepared and executed with the following vendor:

**Law Offices of Ravinder S. Bhalla
33-41 Newark Street, Suite 4A
Hoboken, NJ 07030**

Such firm to be paid at an hourly rate of \$135.00, with a total amount not to exceed \$40,000.00.

7. This agreement shall be effective July 1, 2007 and terminate June 30, 2008.

15. The City Clerk shall publish a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
16. The Mayor is hereby authorized to execute a contract with the Law Offices of Ravinder S. Bhalla for professional services on behalf of the City of Hoboken and to take any other actions necessary to complete and realize the intent and purpose of this resolution.
17. A copy of this resolution shall be published according to law and the City Clerk shall keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.
18. This resolution shall take effect immediately.

Approved:

Approved as to form:

Richard England
Business Administrator

Steven W. Kleinman
Corporation Counsel

Date: August 8, 2007

Introduced by: _____

Seconded by: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION APPOINTING ANSELL ZARO GRIMM & AARON P.C.
SPECIAL LEGAL COUNSEL – REDEVELOPMENT**

WHEREAS, the City of Hoboken requires the services of Special Legal Counsel to handle redevelopment issues involving the City of Hoboken; and,

WHEREAS, the City of Hoboken has reviewed the qualifications of Ansell Zaro Grimm & Aaron P.C. (responsible attorney: Gordon Litwin, Esq.) and has determined that this law firm can provide these services for the City of Hoboken in an efficient manner; and,

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

WHEREAS, Ansell Zaro Grimm & Aaron’s proposal was submitted and reviewed in compliance with Hoboken Ordinance #DR-154 (codified as §20A-1 et seq. of the Code of the City of Hoboken), which requires competitive negotiation for Professional Service contracts; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken does hereby authorize a contract between the City of Hoboken and Ansell Zaro Grimm & Aaron P.C. to provide legal services as set forth above;

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

8. A contract for Special Counsel for the City of Hoboken shall be prepared and executed with the following vendor:

**Ansell Zaro Grimm & Aaron P.C.
60 Park Place
Suite 1114
Newark, NJ 07102**

Such firm to be paid at an hourly rate of \$140.00, with a total amount not to exceed \$75,000.00.

9. This agreement shall be effective July 1, 2007 and terminate June 30, 2008.
19. The City Clerk shall publish a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
20. The Mayor is hereby authorized to execute a contract with Ansell Zaro Grimm & Aaron P.C. for professional services on behalf of the City of Hoboken and to take any other actions necessary to complete and realize the intent and purpose of this resolution.
21. A copy of this resolution shall be published according to law and the City Clerk shall keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.
22. This resolution shall take effect immediately.

Approved:

Approved as to form:

Richard England
Business Administrator

Steven W. Kleinman
Corporation Counsel

Date of Meeting: August 8, 2007

Introduced by: _____

Seconded by: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION APPOINTING GARBARINI & CO. P.C.
AUDITORS FOR THE CITY OF HOBOKEN**

WHEREAS, the City of Hoboken requires the services of an auditor to conduct the annual audit required by law and related services; and,

WHEREAS, the City of Hoboken has reviewed the qualifications of Garbarini & Co. P.C. and has determined that this auditor can provide these services for the City of Hoboken in an efficient manner; and,

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

WHEREAS, Garbarini & Co.'s proposal was submitted and reviewed in compliance with Hoboken Ordinance #DR-154 (codified as §20A-1 et seq. of the Code of the City of Hoboken), which requires competitive negotiation for Professional Service contracts; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken does hereby authorize a contract between the City of Hoboken and Garbarini & Co. P.C. to provide professional auditing services as set forth above;

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

10. A contract for Auditor for the City of Hoboken shall be prepared and executed with the following vendor:

**Garbarini & Co. P.C.
Division Avenue & Route 17S
P.O. Box 362
Carlstadt, NJ 07102**

Such firm to be paid a total amount, for the provision of a finished SFY 2007 audit and other related services, not to exceed \$97,500.00.

11. This agreement shall be effective July 1, 2007 and terminate June 30, 2008.

23. The City Clerk shall publish a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
24. The Mayor is hereby authorized to execute a contract with Garbarini & Co. P.C. for professional services on behalf of the City of Hoboken and to take any other actions necessary to complete and realize the intent and purpose of this resolution.
25. A copy of this resolution shall be published according to law and the City Clerk shall keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.
26. This resolution shall take effect immediately.

Approved:

Approved as to form:

Richard England
Business Administrator

Steven W. Kleinman
Corporation Counsel

Date of Meeting: August 8, 2007

Introduced by: _____

Seconded by: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION APPOINTING REMINGTON & VERNICK
ENGINEERS FOR THE CITY OF HOBOKEN**

WHEREAS, the City of Hoboken requires the services of an engineer for professional design and engineering services; and,

WHEREAS, the City of Hoboken has reviewed the qualifications of Remington & Vernick and has determined that this engineer can provide these services for the City of Hoboken in an efficient manner; and,

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

WHEREAS, Remington & Vernick's proposal was submitted and reviewed in compliance with Hoboken Ordinance #DR-154 (codified as §20A-1 et seq. of the Code of the City of Hoboken), which requires competitive negotiation for Professional Service contracts; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken does hereby authorize a contract between the City of Hoboken and Remington & Vernick to provide professional engineering services as set forth above;

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

12. A contract for Engineer for the City of Hoboken shall be prepared and executed with the following vendor:

**Remington & Vernick
15-33 Halsted Street
Suite 204
East Orange, NJ 07018**

Such firm to be paid a total amount according to the rate schedule attached hereto and in an amount not to exceed \$50,000.00.

13. This agreement shall be effective July 1, 2007 and terminate June 30, 2008.
27. The City Clerk shall publish a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
28. The Mayor is hereby authorized to execute a contract with Remington & Vernick for professional engineering services on behalf of the City of Hoboken and to take any other actions necessary to complete and realize the intent and purpose of this resolution.
29. A copy of this resolution shall be published according to law and the City Clerk shall keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.
30. This resolution shall take effect immediately.

Approved:

Approved as to form:

Richard England
Business Administrator

Steven W. Kleinman
Corporation Counsel

Date of Meeting: August 8, 2007

Introduced by: _____

Seconded by: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION APPOINTING VANDOR & VANDOR
PLANNERS FOR THE CITY OF HOBOKEN**

WHEREAS, the City of Hoboken requires the services of a licensed professional planner to provide various planning services to the City of Hoboken; and,

WHEREAS, the City of Hoboken has reviewed the qualifications of Vandor & Vandor and has determined that this planner can provide these services for the City of Hoboken in an efficient manner; and,

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

WHEREAS, Vandor & Vandor's proposal was submitted and reviewed in compliance with Hoboken Ordinance #DR-154 (codified as §20A-1 et seq. of the Code of the City of Hoboken), which requires competitive negotiation for Professional Service contracts; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken does hereby authorize a contract between the City of Hoboken and Vandor & Vandor to provide professional planning services as set forth above;

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

14. A contract for Planner for the City of Hoboken shall be prepared and executed with the following vendor:

Vandor & Vandor

26 Leroy Avenue

Tarrytown, NY 10591

Such firm to be paid an hourly rate of \$140.00 and a total amount not to exceed \$75,000.00.

15. This agreement shall be effective July 1, 2007 and terminate June 30, 2008.

31. The City Clerk shall publish a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
32. The Mayor is hereby authorized to execute a contract with Vandor & Vandor for professional services on behalf of the City of Hoboken and to take any other actions necessary to complete and realize the intent and purpose of this resolution.
33. A copy of this resolution shall be published according to law and the City Clerk shall keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.
34. This resolution shall take effect immediately.

Approved:

Approved as to form:

Richard England
Business Administrator

Steven W. Kleinman
Corporation Counsel

Date of Meeting: August 8, 2007

Introduced by: _____

Seconded by: _____

**CITY OF HOBOKEN
RESOLUTION NO. _____**

**RESOLUTION APPOINTING BIER ASSOCIATES
PARKING CONSULTANTS FOR THE CITY OF HOBOKEN**

WHEREAS, the City of Hoboken requires the services of a parking consultant to perform certain specialized, highly technical services in order to increase the efficiency of the Hoboken Parking Utility; and,

WHEREAS, the City of Hoboken has reviewed the qualifications of Bier Associates and has determined that this parking consultant can provide these services for the City of Hoboken in an efficient manner; and,

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

WHEREAS, Bier Associates' proposal was submitted and reviewed in compliance with Hoboken Ordinance #DR-154 (codified as §20A-1 et seq. of the Code of the City of Hoboken), which requires competitive negotiation for Professional Service contracts; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken does hereby authorize a contract between the City of Hoboken and Bier Associates to provide parking consultant services as set forth above;

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

16. A contract for Parking Consultant for the City of Hoboken shall be prepared and executed with the following vendor:

**Bier Associates
144 Livingston Avenue
New Brunswick, NJ 08901**

Such firm to be paid an hourly rate of \$175.00 and a total amount not to exceed \$40,000.00.

17. This agreement shall be effective July 1, 2007 and terminate June 30, 2008.

35. The City Clerk shall publish a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
36. The Mayor is hereby authorized to execute a contract with Bier Associates for professional services on behalf of the City of Hoboken and to take any other actions necessary to complete and realize the intent and purpose of this resolution.
37. A copy of this resolution shall be published according to law and the City Clerk shall keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.
38. This resolution shall take effect immediately.

Approved:

Approved as to form:

Richard England
Business Administrator

Steven W. Kleinman
Corporation Counsel

Date of Meeting: July 25, 2007

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION No._____

**RESOLUTION AUTHORIZING THE CLOSURE OF TWO BANK ACCOUNTS
AT THE RECOMMENDATION OF THE DIVISION OF REVENUE AND
FINANCE**

WHEREAS, The Division of Revenue and Finance of the City of Hoboken has recommended the closure of the following Bank Accounts which have been dormant:

City of Hoboken-Payroll Agency	#398-2692876
City of Hoboken-Excess Payroll Holding	#398-2692863

NOW, THEREFORE, BE IT RESOLVED, that the Division of Revenue & Finance be and is hereby authorized to close the aforementioned bank accounts and to execute any and all documents necessary for the closure of said accounts; and be it further

RESOLVED, that TD Banknorth, which administers the account noted above, shall be furnished with a certified copy of this resolution.

MEETING: August 8, 2007

APPROVED AS TO FORM:

Steven W. Kleinman
Corporation Counsel

Richard England
Business Administrator

**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 \$ 550,000 necessary to meet this contract amount for SFY 2008 is available in the following appropriation, Group Health Other Expenses (8-01-30-400-030). These funds will be sufficient to meet the contractual commitment providing for:

Provision of Group Dental Plan Service

and awarded to the following vendor:

Horizon Blue Cross/Blue Shield

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. _____**

**THIS RESOLUTION APPROVES A ONE (1) YEAR
CONTRACT FOR DENTAL PLAN SERVICES.**

WHEREAS, there exists a need for a Dental Plan Service for the City employees of Hoboken for the provision of a group Dental service plan, and

WHEREAS, the Business Administrator, Richard England, has recommended that the City of Hoboken, continue to make such Dental plan service available to its employees in accordance with the existing personnel policies and collective bargaining agreements; and

WHEREAS, the Business Administrator, Richard England, has recommended that the City of Hoboken enter into a one (1) year contract with Horizon Blue Cross/Blue Shield, beginning July 1, 2007 and terminating June 30, 2008; and

WHEREAS, the total amount proposed by Horizon Blue Cross/Blue Shield, for the first year of the contract is equal to 3% more than their existing charges; and

WHEREAS, the total amount of the first year of the contract with Horizon Blue Cross/Blue Shield, for a Group Dental Plan is not to exceed Five Hundred Fifty Thousand Dollars (\$550,000.00); and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) allows the award of contracts for insurance without competitive bidding and the contract itself must be made available for public inspection; and

WHEREAS, the Chief Financial Officer certifies that funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hoboken resolves that a one (1) year contract for Employee Dental Plan Service is awarded to Horizon Blue Cross/Blue Shield, for a Group Dental Service Plan that is not to exceed Five Hundred Fifty Thousand Dollars (\$550,000.00).

BE IT FURTHER RESOLVED, the Mayor and City Clerk are hereby authorized and directed to execute and attest an Agreement with Horizon Blue Cross/Blue Shield, commencing July 1, 2007 through June 30, 2008, the form of said agreements to be approved by Corporation Counsel.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance with N.J.S.A. 40A:11-1 et seq.

Meeting of: 8 August 2007

APPROVED:

APPROVED AS TO FORM:

Richard England, Business Admin

Counsel

Steven W. Kleinman, Corporation

INTRODUCED BY: _____
SECONDED BY: _____

**CITY OF HOBOKEN
RESOLUTION NO.** _____

THIS RESOLUTION PUTS THE CITY OF HOBOKEN IN CONFORMITY WITH N.J.A.C. 5:34-1.2 (LOCAL PUBLIC CONTRACTS LAW RULES). THIS AFFIRMS THAT THE CITY OF HOBOKEN WILL BE PURCHASING GOODS AND/OR SERVICES FROM VENDORS APPROVED BY THE STATE'S DIVISION OF PURCHASE AND PROPERTY (N.J.S.A. 40A:11-12). THESE GOODS AND/OR SERVICES WILL BE: AUTOMOTIVE PARTS, AND OFFICE SUPPLIES.

WHEREAS, the City of Hoboken wishes to purchase various goods and/or services from an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and,

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and,

WHEREAS, the following firms have been awarded New Jersey Contracts for the period 1 July 2007 thru 30 June 2008; and,

WHEREAS, the purchasing agent recommends the utilization of these contracts on the grounds that they represent the best composite price available; and,

WHEREAS, the actual cost of the purchase of these individual various goods and/or services is expected not to exceed the amount shown below; and,

WHEREAS, the Chief Financial Officer has certified the availability of funds for these contracts,

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

M & G Auto Parts, Inc., 6023 Kennedy Blvd., North Bergen, Contract # A57013 be awarded a contract for fiscal year 2008, not to exceed \$68,000.00 for Automotive Parts, and,

Beyer Bros. Corp., 108 Broad Ave., Fairview, Contract #A57735, be awarded a contract for fiscal year 2008, not to exceed \$35,000.00 for Automotive Parts, and

W.B.Mason 210 Meadowlands Pkwy., Secaucus, NJ 07094,, Contract #A49010, be awarded a contract for fiscal year 2008, not to exceed \$123,000.00 for Office Supplies.

DATE OF MEETING: 8 August 2007

APPROVED:

APPROVED AS TO FORM

Richard England, Business Administrator

**Steven W. Kleinman, Corporation
Counsel**

Introduced by: _____
Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION APPROVES REIMBURSEMENT TO CITY OF HOBOKEN RETIREES FOR MEDICARE PART “B” PAYMENTS.

WHEREAS, union contracts with the City of Hoboken specify that medical coverage be provided to all employees who have retired with 25 or more years of service, and

WHEREAS, retirees annually submit requests for reimbursement of Medicare Part “B” expenses, and

WHEREAS, the City of Hoboken provides within its annual budget funds with which to pay said expenses, now, therefore be it

RESOLVED, that the City Council of Hoboken hereby authorizes the Administration to reimburse the attached retirees for expenses incurred during calendar year 2006.

MEETING: 8 August 2007

APPROVED:

TO FORM:

APPROVED AS

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 the amount of \$ 250,000.00 necessary to meet this contract amount for SFY 2008 is available in the following appropriation, Group Health Other Expenses (8-01-30-400-030). These funds will be sufficient to meet the contractual commitment providing for:

Reimbursement of Medicare Part "B" expenses

and awarded to the following vendors:

See attached lists

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: _____

REVISED

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 (Within Cap)	ACCOUNT #	AMOUNT
A.B.C. Board S & W		8-01-20-113- 010 \$ 1,000.00
Unemployment Ins. O.E.		8-01-23-225- 020 \$ 20,000.00
Central Garage O.E.		8-01-26-301- 021 \$ 25,000.00
Rent Control S & W		8-01-27-347- 010 \$ 48,000.00
Parks O.E.		8-01-28-375- 021 \$ 25,000.00
Group Health O.E.		8-01- 30-400-030 \$ <u>1,200,000.00</u>
	TOTAL	\$ 1,319,000.00
		ACCOUNT
		ACCOUNT #
		AMOUNT

(Outside the Cap)

Social Security O.E.

36-472-000

8-01-

\$

150,000.00

Police/Fire Pension

8-01-

36-475-000

\$

28,300.00

TOTAL

\$

178,300.00

MEETING: 8 August 2007

APPROVED:

**APPROVED AS TO
FORM:**

Richard England, Business Administrator

Steven W. Kleinman, Corp. Counsel

Sponsored By: _____

Seconded By: _____

RESOLUTION NO.: _____

RESOLUTION AUTHORIZING CONTRACT WITH HEYER, GRUEL & ASSOCIATES FOR CREATION OF A DOWNTOWN HOBOKEN TRANSIT-ORIENTED ECONOMIC DEVELOPMENT PLAN

WHEREAS, the City of Hoboken desires to develop a Downtown Hoboken Transit-Oriented Economic Development Plan; and

WHEREAS, the City of Hoboken has received a Smart Future Grant award in the amount of Sixty-Thousand Dollars (\$60,000) for development of such plan, and

WHEREAS, Heyer, Gruel & Associates, Community Planning Consultants (HGA), 63 Church Street, New Brunswick, New Jersey 08901 has submitted a proposal to complete such plan in the amount of Sixty-Thousand Dollars (\$60,000); and

WHEREAS, the City of Hoboken has reviewed the qualifications of Heyer, Gruel & Associates and has determined that this planning consultant can provide these services for the City of Hoboken in an efficient manner; and

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

WHEREAS, Heyer, Gruel & Associates' proposal was submitted and reviewed in compliance with Hoboken Ordinance #DR-154 (codified as §20A-1 et seq. of the Code of the City of Hoboken), which requires competitive negotiation for Professional Service contracts; and

WHEREAS, funds for this agreement are provided by the State of New Jersey, Smart Growth Program;

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken does hereby authorize a contract between the City of Hoboken and Heyer, Gruel & Associates to provide planning consultant services as set forth above; and

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

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

Heyer, Gruel & Associates

63 Church Street
New Brunswick, NJ 08901

Such firm to be paid an hourly rate as contained in the proposal and a total amount not to exceed \$60,000.

2. This agreement shall be effective July 1, 2007 and terminate June 30, 2008.
39. The City Clerk shall publish a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
40. The Mayor is hereby authorized to execute a contract with Heyer, Gruel Associates for professional services on behalf of the City of Hoboken and to take any other actions necessary to complete and realize the intent and purpose of this resolution.
41. A copy of this resolution shall be published according to law and the City Clerk shall keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.
42. This resolution shall take effect immediately.

Meeting Date: August 8, 2007

Department of Community Development

Approved to form:

**Fred M. Bado, Director
Counsel**

Steven W. Kleinman, Corporation

Sponsored By: _____

Seconded By: _____

RESOLUTION #: _____

**AMENDMENT TO REVIOUSLY APPROVED 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 of lands for recreation and conservation purposes.
- b.) Development of lands acquired for recreation and conservation purposes.
- c.) Payment of debt service on indebtedness issued or incurred by a county or municipality for any of the purposes set forth above.

WHEREAS, the Council of the City of Hoboken, by resolution dated June 20, 2007, 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 conservation 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; and

WHEREAS, the Council wishes to amend the above said resolution.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Hoboken, Hudson County, New Jersey, that the City amends the previously adopted referendum question to be placed on the November 2007 general election ballot to read as follows:

“Shall the City of Hoboken consider establishing a Municipal Open Space, Recreation and Conservation 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 of lands for recreation and conservation purposes.
- b.) Development of lands acquired for recreation and conservation purposes.
- c.) Payment of debt service on indebtedness issued or incurred by the City of Hoboken for any of the purposes set forth above.

FURTHER RESOLVED, that the Mayor and/or City Clerk of the City of Hoboken 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: August 8, 2007

Department of Community Development

Approved as to Form:

**Fred M. Bado, Director
Counsel**

Steven W. Kleinman, Corporation

THIS ORDINANCE AUTHORIZES THE CITY OF HOBOKEN TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% or the Cost-of-Living Adjustment (COLA), whichever is less, over the previous year's final appropriations, subject to certain exceptions: and,

WHEREAS, N.J.S.A. 40A:4-45.14 provides that a municipality may, in any year in which the COLA is equal or less than the 2.5%, increase its final appropriations by a percentage greater than the COLA, but not to exceed the 3.5% rate as specified in the law, when authorized by ordinance; and,

WHEREAS, the COLA for SFY 2008 has been certified by the Director of Local Government Services in the Department of Community Affairs as 3.5%; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, in any year in which the COLA is equal to or less than 2.5%, may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the City Council of the City of Hoboken in the County of Hudson finds it advisable and necessary to increase its SFY 2008 budget by no more than 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the City Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$1,764,308.00 in excess of the increase in final appropriations otherwise permitted by Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the City Council hereby determines that any amount authorized hereinabove, that is not appropriated as part of the final budget, shall be retained as an exception to final appropriations in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the City Council of the City of Hoboken, in the County of Hudson, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the SFY 2008 budget year, the final appropriation of the City of Hoboken shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5% amounting to \$1,764,308.00, and that the SFY 2008 municipal budget for the City of Hoboken be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon be filed with said Director within 5 days after such adoption.

Date of Meeting: August 8, 2007

APPROVED:

Richard England, Business Admin.
Business Administrator

APPROVED AS TO FORM:

Steven Kleinman
Corporation Counsel