

**W/CORRECTIONS AS OF 8/25/10**

**MEETING OF APRIL 7, 2010**

**MINUTES OF A MEETING OF THE COUNCIL OF THE CITY OF HOBOKEN, NEW JERSEY, HELD IN THE COUNCIL CHAMBERS, CITY HALL, HOBOKEN, NEW JERSEY, WEDNESDAY, APRIL 7, 2010 AT 7:00 PM**

President Cunningham opened the meeting at 7:00 p.m. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meeting Act, and that notice was furnished to The Jersey Journal and The Hoboken Reporter, The Record, The Newark Star - Ledger and also placed on the bulletin board in the lobby of City Hall."

The Council President then called for the Salute to the Flag.

The Clerk then called the roll:

PRESENT: Council persons Bhalla, Castellano, Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

ABSENT: Mason.

**PUBLIC HEARING and FINAL VOTE ON ORDINANCES**

**Second Reading / Public Hearing and Final Vote**

**PETITIONS AND COMMUNICATIONS**

**10-330**

**PROCLAMATION FROM MAYOR DAWN ZIMMER COMMITTING TO PARTNERING WITH THE 2010 CENSUS.**

**WHEREAS**, an accurate census count is vital to our community and residents' well-being by helping planners determine where to locate schools, day care centers, roads and public transportation, hospitals and other facilities, and achieving an accurate and complete count of the nation's growing and changing population;

**WHEREAS**, more than \$400 billion per year in federal and state funding is allocated to states and communities based, in part, on census data;

**WHEREAS**, census data help determine how many seats each state will have in the U.S. House of Representatives and often is used for the redistricting of state legislatures, county and city councils and voting districts;

**WHEREAS**, the 2010 Census creates jobs that stimulate economic growth & increase employment;

**WHEREAS**, the information collected by the census is confidential and protected by law;

**NOW, THEREFORE, WE PROCLAM** that the City of Hoboken is committed to partnering with the U.S. Census Bureau to help ensure a full and accurate count in 2010.

As a 2010 Census Partner, we will:

1. Support the goals and ideas for the 2010 Census and disseminate 2010 Census information to encourage those in our community to participate.
2. Encourage people in our community to place an emphasis on the 2010 Census and participate in events and initiatives that will raise overall awareness and ensure a full and accurate census.
3. Support census takers as they help our community complete an accurate count.
4. Create or seek opportunities to collaborate with other like-minded groups in our community by participating in Complete Count Committees and/or utilizing high-profile, trusted voices to advocate on behalf of the 2010 Census.

Received and Filed.

**10-331**

Taxi, Livery and Limo Drivers .....	105
Raffles .....	2
Parking Facilities.....	9
Music Machines.....	8

---Councilman Lenz moved that the licenses be granted.  
---Motion duly seconded by Councilman Russo.  
---Adopted by the following vote: YEAS: 8 - NAYS: 0 - ABSENT -1  
---Yeas: Council persons Bhalla, Castellano, , Giacchi, Lenz, Marsh, , Mello, Russo and President Cunningham.  
---Nays: None.  
---Absent: Mason

**REPORTS OF CITY OFFICERS**

**10-332**

An affidavit of tax bill mailing from the Tax Collector Sharon Curran for tax bills for 2<sup>nd</sup> Quarter installment for tax year 2010 were completed on March 27, 2010.  
---Received and filed.

**RESOLUTIONS**

**Presented and Read**

**10-333**

---By Councilman Cunningham

**RESOLUTION APPOINTING CITY ENGINEER FOR THE CITY OF HOBOKEN**

**WHEREAS**, the City of Hoboken requires the services of a General Municipal Engineer pursuant to N.J.S.A. 40A:9-140; and

**WHEREAS**, the City of Hoboken has reviewed the qualifications of Stephen T. Boswell, Ph.D., P.E., SECB and Boswell Engineering Inc. (collectively "Boswell") and has determined that Boswell can provide these services for the City of Hoboken in a professional and 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 the bidding requirements pursuant to N.J.S.A. 40A:11-5; and

**WHEREAS**, a proposal was submitted and reviewed in compliance with Hoboken DR 154, Ordinance requiring competitive negotiation, for Professional Service contracts; and

**WHEREAS**, funds for this contract are available for this purpose.

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Hoboken does hereby authorize a contract between the City of Hoboken and Boswell. for various municipal engineering services.

**FURTHER RESOLVED**, that:

1. A contract for General Municipal Engineering Services for the City of Hoboken shall be prepared and executed as follows:

Stephen T. Boswell, Ph.D., P.E., SECB  
Boswell Engineering, Inc.  
330 Phillips Avenue  
South Hackensack, New Jersey 07606

2. Boswell shall be paid an amount not to exceed \$50,000.00.
3. This agreement shall be effective immediately and terminate on June 30, 2010, at which time the term may be extended when the budget is adopted for a sum not to exceed the budgeted amount.
4. The City Clerk shall published 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).
5. The Mayor and City Clerk are hereby authorized to execute this Agreement.

6. A copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 *et seq.*

The following speakers spoke: Perry Belfiore, Margaret O'Brien, Lane Bajardi.

---Motion duly seconded by Councilwoman Marsh

---Adopted by the following vote: YEAS: 7 - NAYS: 1, ABSENT - 1

---Yeas: Council persons Bhalla, Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

---Nays: Castellano

---Absent: Mason

### **10-334**

---By Councilman Giacchi

### **RESOLUTION AUTHORIZING THE CITY OF HOBOKEN TO ENTER INTO AN EXTRAORDINARY UNSPECIFICABLE SERVICE AGREEMENT WITH THE LIBERTY HUMANE SOCIETY TO PROVIDE ANIMAL CONTROL AND SUPERVISORY SERVICES**

**WHEREAS**, the City of Hoboken recognizes the need to curb and/or control unattended animals roaming throughout the municipality so as to ensure that the safety and health of its residents is not jeopardized, and ,

**WHEREAS**, the City of Hoboken seeks to protect lost and/or abandoned and/or stray animals from harmful urban elements, and strives to ensure that these animals will be given proper medical and humane care, and ,

**WHEREAS**, it is the intention of the City of Hoboken to regulate the population and safety of these unattended animals.

**BE IT RESOLVED**, that the City enter into a contract which is exempt to public advertising for bids as an extraordinary unspecifiable service pursuant to N.J.S.A. 40A:11-5, in a prorated amount of Eight Thousand (\$8,000.00) dollars per month, not to exceed Ninety Six Thousand (\$96,000.000) dollars per year, with Liberty Humane Society, for the provision of such services. This agreement shall be effective immediately and terminate on June 30, 2010, at which time the term may be extended when the budget is adopted for a sum not to exceed the budgeted amount.

#### **NOW, THERFORE, BE IT RESOLVED:**

1. The Council of the City of Hoboken hereby authorizes the Mayor or her designee to execute any and all documents and take any actions necessary to complete and realize the intent and purpose of this resolution.
2. This resolution is effective immediately.
3. That the City of Hoboken is authorized to enter into the appended Agreement for extraordinary unspecified services with the Liberty Humane Society, located at 235 Jersey City Blvd, Jersey City, NJ 07305, for a period of one (1) year, commencing on the date the Agreement is executed. The Liberty terms of the aforementioned Agreement.
4. The Chief Financial Officer hereby certifies that sufficient funds are available within the budget to effectuate this Agreement.

---Motion duly seconded by Councilwoman Castellano.  
 ---Adopted by the following vote: YEAS: 8 - NAYS: 0 –ABSENT - 1  
 ---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham  
 ---Nays: None.  
 ---Absent: Mason

**10-335**

---By Council Mello

**RESOLUTION AWARDING A CONTRACT TO THE HERTZ CORP. FOR PROVIDING CITY WIDE CAR SHARING WITHIN THE CITY IN ACCORDANCE WITH SPECS . Bid # 10-20.**

WHEREAS, proposals were received on 5 March 2010 for City Wide Car Sharing Services, and

WHEREAS, two (2) proposals were received in good stead, these being:

<u>VENDOR</u>	<u>Monthly Rent</u>	<u>Incentive</u>	<u>Membership</u>	<u>Hourly Rate</u>
The Hertz Corp. One Greentree Ctr. Marlton, NJ 08053	\$ 100.00	\$ 75/ Driving \$100/ Driving if no permit	N/ A	\$14.00/ week \$16.00/ weekend
ZipCar 1265 Broadway New York, NY 10001	\$ 225.00	\$ 130/ Driving \$	20/ yr one	\$15.00/ day + Tax

AND WHEREAS, the Director of the Transportation and Parking Department recommends the award to the Hertz Corporation,

NOW THEREFORE BE IT RESOLVED as follows:

- A. This resolution awards a contract to The Hertz Corporation for City Wide Car Sharing Services according to the specifications set forth.
- B. Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor or her agent is hereby authorized to enter into an Agreement with The Hertz Corporation.
- C. This resolution shall take effect immediately upon passage.

The speakers who spoke: Cheryl Fallick, Mark Damstre, Jim Vance, Steve Fahmee, J.D. Capuano.

---Motion duly seconded by Councilman Giacchi  
 ---Adopted by the following vote: YEAS: 7 - NAYS: 1 –ABSENT- 1  
 ---Yeas: Council persons Bhalla, Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham  
 ---Nays: Castellano.

---Absent: Mason

**10-336**

---By Councilman Mello

**RESOLUTION AWARDING A CONTRACT TO METRIC PARKING FOR PROVIDING STREET PARKING STATIONS WITHIN THE CITY IN ACCORDANCE WITH THE SPECIFICATIONS IN BID NUMBER 10-18.**

WHEREAS, proposals were received on 5 February 2010 for Street Parking Stations, and

WHEREAS, three (3) proposals were received in good stead, these being:

<u>VENDOR</u>	<u>PROPOSAL FOR 10 STATIONS</u>
Amano Integrated 8 Capital Drive Wallingford, CT 06492	\$ 88,787.00
Metric Parking 2540 Route 130 Cranbury, NJ 08512	\$ 85,496.00
Devo & Associates 1258 Haddonfield Voorhees, NJ 08043	\$102,200.00

AND WHEREAS, the Director of the Transportation and Parking Department recommends the award to Metric Parking,

NOW THEREFORE BE IT RESOLVED as follows:

- A. This resolution awards a contract to Metric Parking for Street Parking Stations, not to exceed \$85,496.00, according to the specifications set forth.
- B. Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor or her agent is hereby authorized to enter into an Agreement with Metric Parking.
- C. This resolution shall take effect immediately upon passage.

Speakers who spoke: Tim Occhipinti.

---Motion duly seconded by Councilman Giacchi

---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT -1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

---Nays: None.

---Absent: Mason

**10-337**

---By Councilman Mello

**RESOLUTION AWARDING A CONTRACT FOR A TEN (10) YEAR LEASE OF TWENTY (20) PARKING SPACES IN MUNICIPAL GARAGE “ B”.**

WHEREAS, a lease agreement was received for a ten (10) year lease of twenty (20) parking spaces to the United States Government in municipal garage “ B” of the City of Hoboken; and,

WHEREAS the lease is at a rate of \$350 per space per month for the term of the lease, to commence on May 1, 2010

NOW, THEREFORE, BE IT RESOLVED, by City Council of the City of Hoboken, County of Hudson, State of New Jersey that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The lease shall include a rental increase clause whereby the City of Hoboken may increase the monthly rent per space, upon 6 months notice to the United States Government, whenever the City shall increase monthly rental rates to commercial parking in the same garage.
3. The council hereby authorizes the Mayor, or her designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
4. The Mayor, or his designee is hereby authorized to execute an agreement, contingent on all mandated requirements being met, for the above referenced lease to the United States Government.

---Motion duly seconded by Councilman Giacchi

---Adopted as **amended** by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

---Nays: None.

---Absent: Mason

**10-338**

---By Councilman Lenz

**RESOLUTION APPOINTING A FUND COMMISSIONER AND ALTERNATE FUND COMMISSIONER FOR THE GARDEN STATE MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the City of Hoboken is a member of the Garden State Municipal Joint Insurance Fund; and

WHEREAS, it is required for the City of Hoboken to have representation on the Board of Commissioners for Fund year January 1, 2010 to December 31, 2010.

**NOW, THEREFORE, BE IT RESOLVED**, on this 17<sup>th</sup> day of March 2010 by the city Council of the City of Hoboken, County of Hudson, State of New Jersey that:

1. Michael J. Korman is hereby re-appointed as Fund Commissioner representing the City of Hoboken on the Garden State Municipal Joint Insurance Fund Board of Commissioners; and
2. William Murray is hereby appointed as Alternate Fund Commissioner representing the City of Hoboken on the Garden State Municipal Joint Insurance Fund Board of Commissioners.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 7 - NAYS: 0 – ABSTAIN - 1ABSENT 1

---Yeas: Council persons Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

---Nays: None.

---Abstain: Bhalla

---Absent: Mason

**10-339**

---By Councilman Lenz

**RESOLUTION SUPPORTING PARTICIPATING IN THE SUSTAINABLE JERSEY MUNICIPAL CERTIFICATION PROGRAM**

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the City of Hoboken strives to save tax dollars, assure clean land, air and water, improve working and living environments as steps to building a sustainable community that will thrive well into the new century; and

WHEREAS, the City of Hoboken hereby acknowledges that the residents of the City of Hoboken desire a stable, sustainable future for themselves and future generations; and

WHEREAS, the City of Hoboken wishes to support a model government which benefits our residents now and far into the future generations; and

WHEREAS, by endorsing a sustainable path, Hoboken is pledging to educate itself and community members further about sustainable activities and to develop initiatives supporting sustainable local government practices; and

WHEREAS, as elected representatives of Hoboken, we have a significant responsibility to provide leadership which will seek community-based sustainable solutions to strengthen our community.

**NOW, THEREFORE, BE IT RESOLVED**, that to focus attention and effort within Hoboken on matters of sustainability, the governing body of the City of Hoboken wishes to pursue local initiatives and actions that will lead to Sustainable Jersey Municipal Certification.

BE IT FURTHER RESOLVED, by the governing body of the City of Hoboken that we do hereby authorize the Mayor or her designee to serve as the City of Hoboken's agent for the Sustainable Jersey Municipal Certification process and authorize the Mayor or her designee to complete the Municipal Registration on behalf of the City of Hoboken.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT -1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

---Nays: None.

---Absent: Mason

**10-340**

---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010 MUNICIPAL BUDGER – BODY ARMOR REPLACEMENT FUND PROGRAM**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of \$8,882.61 from the State of New Jersey Division of Criminal Justice and wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$8,882.61

Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

State and Federal Revenues Off-set with  
Appropriations:

New Jersey Division of Criminal Justice  
2009 Body Armor Replacement

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$8,882.61 be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by  
Revenues:

New Jersey Division of Criminal Justice  
2009 Body Armor Replacement  
Other Expenses

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

- Motion duly seconded by Councilman Russo
- Adopted by the following vote: YEAS: 8 - NAYS: 0 –ABSENT -1
- Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham
- Nays: None.
- Absent: Mason

**10-341**

---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
MUNICIPAL BUDGET- COUNTY OF HUDSON CHILD CARE SERVICES**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of \$100,000.00 from the County of Hudson Department of Finance and Administration and wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$100,000.00  
Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

State and Federal Revenues Off-set with  
Appropriations:

Department of Finance & Administration  
Child Care Services

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$100,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by  
Revenues:  
Department of Finance & Administration  
Child Care Services

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

---Motion duly seconded by Councilman Russo  
---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT -1  
---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham  
---Nays: None.  
---Absent: Mason

**10-342**

---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010 MUNICIPAL BUDGET- CITY RECREATION PROGRAM**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of \$10,000.00 from the County of Hudson Department of Finance and Administration and wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$10,000.00  
Which is now available as a revenue from:

Miscellaneous Revenues:  
Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:  
State and Federal Revenues Off-set with  
Appropriations:  
Department of Finance & Administration  
City Recreation Program

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$10,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by

Revenues:

Department of Finance & Administration

City Recreation Program

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 8 - NAYS: 0 –ABSENT - 1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

---Nays: None.

---Absent: Mason

**10-343**

---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010 MUNICIPAL BUDGET- COMPREHENSIVE PROGRAM FOR THE ELDERLY HOME SUPPORT & ADULT DAY CARE.**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of \$127,000.00 from the County of Hudson and Department of Health & Human Services and wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$127,000.00 Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

Hudson County Revenues Off-set with

Appropriations:

Home Support & Adult Day Care                    \$127,000.00

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of...\$127,000.00 be and the same is hereby appropriated under the caption of:  
General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by

Revenues:

Hudson County Revenues Off-set with

Home Support & Adult Day Care

\$127,000.00

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 8 - NAYS: 0 –ABSENT - 1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

---Nays: None.

---Absent: Mason

**10-344**

---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010 MUNICIPAL BUDGET- DEPARTMENT OF TRANSPORTATION –VARIOUS STREETS 2010**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of \$460,531.00 from the State of New Jersey Department of Transportation and wishes to amend it' s SFY2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$460,531.00 Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

State and Federal Revenues Off-set with

Appropriations:

Department of Transportation  
Various Roads

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$460,531.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by

Revenues:

Department of Community Affairs

Department of Transportation

Various Roads

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

---Nays: None.

---Absent: Mason

**10-345**

---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
MUNICIPAL BUDGET –DEPT. OF TRANSPORTATION – PEDESTRIAN SAFETY**

**Hudson Place Pedestrian Safety Railing System**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of \$80,000.00 from the State of New Jersey Department of Transportation and wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$80,000.00

Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated

with Prior Written Consent of the Director of the

Division of Local Government Services:  
State and Federal Revenues Off-set with  
Appropriations:  
Department of Transportation  
Pedestrian Safety

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$80,000.00  
be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by  
Revenues:

Department of Community Affairs  
Department of Transportation  
Pedestrian Safety

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified  
copies of this resolution to the Director of Local Government Services for approval.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 8 - NAYS: 0 –ABSENT - 1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and  
President Cunningham

---Nays: None.

---Absent: Mason

**10-346**

---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
MUNICIPAL BUDGET –DRUNK DRIVING ENFORCEMENT FUND**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local  
Government Services may approve the insertion of any special item of revenue in the  
Budget of any county or municipality when such item shall have been made available  
By law and the amount thereof was not determined at the time of the adoption of the  
Budget, and

**WHEREAS**, said Director may also approve the insertion of an item of  
Appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of  
\$12,377.39 from State of New Jersey Department of Law and Public Safety wishes to amend  
its SFY 2010 Budget to include this amount as revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the  
County of Hudson, State of New Jersey, hereby requests the Director  
Of the Division of Local Government Services to approve the insertion of an item of  
Revenue in the budget of the year SFY 2010 in the sum of.....\$12,377.39  
This is now available as revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated

With Prior Written Consent of the Director of the  
Division of Local Government Services:  
State and Federal Revenues Off-set with  
Appropriations:  
Drunk Driving Enforcement Fund

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of: \$12,377.39  
Be and the same is hereby appropriated under the caption of:  
General Appropriations:

(a) Operations Excluded from CAPS  
State and Federal Programs Off-Set by  
Revenues:  
Drunk Driving Enforcement Fund  
Other Expenses Annual

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified  
copies of this resolution to the Director of Local Government Services for approval.

--Motion duly seconded by Councilman Russo  
---Adopted by the following vote: YEAS: 8 - NAYS: 0 –ABSENT - 1  
---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and  
President Cunningham  
---Nays: None.  
---Absent: Mason

**10-347**

---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
MUNICIPAL BUDGET –EDA GRANT 1600 PARK REMEDIATION**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local  
Government Services may approve the insertion of any special item of revenue in the  
budget of any county or municipality when such item shall have been made available  
by law and the amount thereof was not determined at the time of the adoption of the  
budget, and

**WHEREAS**, said Director may also approve the insertion of an item of  
appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of  
\$323,252.00 from the State of New Jersey Economic Development Authority and wishes to  
amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the  
County of Hudson, State of New Jersey, hereby requests the Director  
of the Division of Local Government Services to approve the insertion of an item of  
revenue in the budget of the year SFY 2010 in the sum of.....\$323,252.00

Which is now available as a revenue from:  
Miscellaneous Revenues:  
Special Items of General Revenue Anticipated

with Prior Written Consent of the Director of the  
Division of Local Government Services:  
State and Federal Revenues Off-set with  
Appropriations:  
New Jersey Economic Development Authority  
EDA Grant – 1600 Park Remediation

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$323,252.00  
be and the same is hereby appropriated under the caption of:  
General Appropriations:

(a) Operations Excluded from CAPS  
State and Federal Programs Off-Set by  
Revenues:  
New Jersey Economic Development Authority  
EDA Grant – 1600 Park Remediation

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies  
of this resolution to the Director of Local Government Services for approval.

---Motion duly seconded by Councilman Russo  
---Adopted by the following vote: YEAS: 8 - NAYS: 0 –ABSENT - 1  
---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and  
President Cunningham  
---Nays: None.  
---Absent: Mason

**10-348**

---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
MUNICIPAL BUDGET –COUNTY OF HUDSON – FAMILY PLANNING**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local  
Government Services may approve the insertion of any special item of revenue in the  
budget of any county or municipality when such item shall have been made available  
by law and the amount thereof was not determined at the time of the adoption of the  
budget, and

**WHEREAS**, said Director may also approve the insertion of an item of  
appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of  
\$20,000.00 from the County of Hudson Department of Finance and Administration and  
wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the  
County of Hudson, State of New Jersey, hereby requests the Director  
of the Division of Local Government Services to approve the insertion of an item of  
revenue in the budget of the year SFY 2010 in the sum of.....\$20,000.00  
Which is now available as a revenue from:

Miscellaneous Revenues:

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Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

State and Federal Revenues Off-set with  
Appropriations:

Department of Finance & Administration  
Family Planning

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$20,000.00  
be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by  
Revenues:

Department of Finance & Administration  
Family Planning

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified  
copies of this resolution to the Director of Local Government Services for approval.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 8 - NAYS: 0 –ABSENT - 1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and  
President Cunningham

---Nays: None.

---Absent: Mason

**10-349**

---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
MUNICIPAL BUDGET –NJDHSS-H1N1 GRANT**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local  
Government Services may approve the insertion of any special item of revenue in the  
budget of any county or municipality when such item shall have been made available  
by law and the amount thereof was not determined at the time of the adoption of the  
budget, and

**WHEREAS**, said Director may also approve the insertion of an item of  
appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of  
\$104,454.00 from the State of New Jersey Department of Health and Senior Services and  
wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the  
County of Hudson, State of New Jersey, hereby requests the Director  
of the Division of Local Government Services to approve the insertion of an item of  
revenue in the budget of the year SFY 2010 in the sum of.....\$104,454.00  
Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

State and Federal Revenues Off-set with  
Appropriations:

Department of Heath & Senior Services  
H1N1 Grant

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$104,454.00  
be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by  
Revenues:

Department of Heath & Senior Services  
H1N1 Grant  
Other Expenses

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified  
copies of this resolution to the Director of Local Government Services for approval.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 8 - NAYS: 0 –ABSENT - 1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and  
President Cunningham

---Nays: None.

---Absent: Mason

**10-350**

---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
MUNICIPAL BUDGET – HEPATITIS B INOCULATION FUND**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local  
Government Services may approve the insertion of any special item of revenue in the  
budget of any county or municipality when such item shall have been made available  
by law and the amount thereof was not determined at the time of the adoption of the  
budget, and

**WHEREAS**, said Director may also approve the insertion of an item of  
appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of  
\$4,705.00 from the State of New Jersey Department of Health and Senior Services and  
wishes to amend it’ s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the  
County of Hudson, State of New Jersey, hereby requests the Director  
of the Division of Local Government Services to approve the insertion of an item of  
revenue in the budget of the year SFY 2010 in the sum of.....\$4,705.00

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Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

State and Federal Revenues Off-set with

Appropriations:

Department of Heath & Senior Services

Hepatitis B Inoculation

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$4,705.00  
be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by

Revenues:

Department of Heath & Senior Services

Hepatitis B Inoculation

Other Expenses

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified  
copies of this resolution to the Director of Local Government Services for approval.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 8 - NAYS: 0 –ABSENT - 1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and  
President Cunningham

---Nays: None.

---Absent: Mason

**10-351**

---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
MUNICIPAL BUDGET – HOBOKEN JUSTICE ASSISTANCE GRANT – (JAG)  
AMERICAN RECOVERY ACT**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local  
Government Services may approve the insertion of any special item of revenue in the  
Budget of any county or municipality when such item shall have been made available  
By law and the amount thereof was not determined at the time of the adoption of the  
Budget, and

**WHEREAS**, said Director may also approve the insertion of an item of  
Appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of  
\$82,531.00 from Hudson County Justice Grant Program wishes to amend its SFY 2010  
Budget to include this amount as revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the  
County of Hudson, State of New Jersey, hereby requests the Director

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Of the Division of Local Government Services to approve the insertion of an item of Revenue in the budget of the year SFY 2010 in the sum of.....\$82,531.00

This is now available as revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
With Prior Written Consent of the Director of the

Division of Local Government Services:

State and Federal Revenues Off-set with

Appropriations:

Hudson County Justice Assistance Grant

Hoboken Assistance Grant (JAG)

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of: \$82,531.00

Be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by

Revenues:

Hudson County Justice Assistance Grant

Hoboken Assistance Grant (JAG)

Other Expenses

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

--Motion duly seconded by Councilman Russo

--Adopted by the following vote: YEAS: 8 - NAYS: 0 –ABSENT - 1

--Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

--Nays: None.

--Absent: Mason

**10-352**

--By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010 MUNICIPAL BUDGET –HOBOKEN JUSTICE ASSISTANCE GRANT – (JAG) AMERICAN RECOVERY ACT (ANNUAL)**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the Budget of any county or municipality when such item shall have been made available By law and the amount thereof was not determined at the time of the adoption of the Budget, and

**WHEREAS**, said Director may also approve the insertion of an item of Appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of \$20,015.00 from Hudson County Justice Grant Program wishes to amend its SFY 2010 Budget to include this amount as revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director Of the Division of Local Government Services to approve the insertion of an item of Revenue in the budget of the year SFY 2010 in the sum of.....\$20,015.00

This is now available as revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
With Prior Written Consent of the Director of the  
Division of Local Government Services:

State and Federal Revenues Off-set with  
Appropriations:

Hudson County Justice Assistance Grant  
Hoboken Assistance Grant (JAG) Annual

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of: \$20,015.00  
Be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by  
Revenues:

Hudson County Justice Assistance Grant  
Hoboken Assistance Grant (JAG)  
Other Expenses Annual

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

--Motion duly seconded by Councilman Russo

--Adopted by the following vote: YEAS: 8 - NAYS: 0 –ABSENT - 1

--Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

--Nays: None.

--Absent: Mason

**10-353**

--By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
MUNICIPAL BUDGET – HOLIDAY OVER THE LIMIT UNDER ARREST 2010**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the Budget of any county or municipality when such item shall have been made available By law and the amount thereof was not determined at the time of the adoption of the Budget, and

**WHEREAS**, said Director may also approve the insertion of an item of Appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of

\$5,000.00 from State of New Jersey National Highway Traffic Safety wishes to amend its SFY 2010 Budget to include this amount as revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director Of the Division of Local Government Services to approve the insertion of an item of Revenue in the budget of the year SFY 2010 in the sum of.....\$5,000.00  
This is now available as revenue from:

Miscellaneous Revenues:  
    Special Items of General Revenue Anticipated  
    With Prior Written Consent of the Director of the  
    Division of Local Government Services:  
        State and Federal Revenues Off-set with  
        Appropriations:  
            Holiday Over the Limit Under Arrest 2010

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of: \$5,000.00  
Be and the same is hereby appropriated under the caption of:  
General Appropriations:

(a) Operations Excluded from CAPS  
    State and Federal Programs Off-Set by  
    Revenues:  
        Holiday Over the Limit Under Arrest 2010  
        Other Expenses

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

--Motion duly seconded by Councilman Russo  
--Adopted by the following vote: YEAS: 8 - NAYS: 0 –ABSENT - 1  
--Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham  
--Nays: None.  
--Absent: Mason

**10-354**  
---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
MUNICIPAL BUDGET –COUNTY OF HUDSON –JUBILEE CENTER**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of

\$50,000.00 from the County of Hudson Department of Finance and Administration and wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$50,000.00 Which is now available as a revenue from:

Miscellaneous Revenues:  
Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:  
State and Federal Revenues Off-set with  
Appropriations:  
Department of Finance & Administration  
Jubilee Center

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$50,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:  
(a) Operations Excluded from CAPS  
State and Federal Programs Off-Set by  
Revenues:  
Department of Finance & Administration  
Jubilee Center

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

--Motion duly seconded by Councilman Russo  
--Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1  
--Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham  
--Nays: None.  
--Absent: Mason

**10-355**  
---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010 MUNICIPAL BUDGET –COUNTY OF HUDSON –MULTI-SERVICE CENTER IMPROVEMENTS**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of \$250,000.00 from the County of Hudson Department of Finance and Administration and wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$250,000.00 Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

State and Federal Revenues Off-set with  
Appropriations:

Department of Finance & Administration  
Multi-Service Center Improvements

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$250,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by  
Revenues:

Department of Finance & Administration  
Multi-Service Center Improvements

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

---Nays: None.

---Absent: Mason

**10-356**

---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
MUNICIPAL BUDGET –COUNTY OF MUNICIPAL ALLIANCE**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of \$40,261.00 From the County of Hudson Department of Health and Human Services and wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$40,261.00

Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated \$10,066.00  
with Prior Written Consent of the Director of the

Division of Local Government Services:

State and Federal Revenues Off-set with  
Appropriations:

Department of Finance & Administration  
Multi-Service Center Improvements

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$40,261.00  
be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by  
Revenues:

City Match \$10,066.00  
Department of Health & Human Services

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

---Nays: None.

---Absent: Mason

**10-357**

---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
NJ HEALTH OFFICERS ASSOCIATES**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of

\$2,500.00 From the NJ Health Officers Association and wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$2,500.00 Which is now available as a revenue from:

Miscellaneous Revenues:  
Special Items of General Revenue Anticipated  
With Prior Written Consent of the NJ Health Officers Associates  
NJ Health Officers Associates

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$2,500.00 be and the same is hereby appropriated under the caption of:

General Appropriations:  
(a) Operations Excluded from CAPS  
Appropriations:  
NJ Health Officers Associates  
Other Expenses

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

--Motion duly seconded by Councilman Russo  
--Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1  
--Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham  
--Nays: None.  
--Absent: Mason

**10-358**  
--By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010 HUDSON COUNTY OPEN SPACE TRUST FUND GRANT**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of \$300,000.00 From the County of Hudson Open Space Trust Fund and wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$300,000.00

Which is now available as a revenue from:

Miscellaneous Revenues:

- Special Items of General Revenue Anticipated
- With Prior Written Consent of the Director of the
- Division of Local Government Services:
- State and Federal Revenues Off-set with
- Appropriations:
- County of Hudson
- Open Space Trust Fund Grant

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$300,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

- (a) Operations Excluded from CAPS
- State and Federal Programs Off-Set by
- Revenues:
- County of Hudson
- Open Space Trust Fund Grant
- Other Expenses

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

- Motion duly seconded by Councilman Russo
- Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1
- Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham
- Nays: None.
- Absent: Mason

**10-359**

---By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010 OVER THE LIMIT UNDER ARREST 2009 MOBILIZATION**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the Budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of \$6,000.00 From the State of New Jersey Department of Law and Public Safety and wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$6,000.00

Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
With Prior Written Consent of the Director of the  
Division of Local Government Services:  
State and Federal Revenues Off-set with  
Appropriations:  
Over the Limit Under Arrest

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$6,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS  
State and Federal Programs Off-Set by  
Revenues:  
County of Hudson  
Open Space Trust Fund Grant  
Other Expenses

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

--Motion duly seconded by Councilman Russo

--Adopted by the following vote: YEAS: 8 - NAYS: 0 –ABSENT - 1

--Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

--Nays: None.

--Absent: Mason

**10-360**

--By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
– PEDESTRIAN IN SAFETY EDUCATION AND ENFORCEMENT GRANT**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of \$16,000.00 from the State of New Jersey Department of Law and Public Safety and wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$16,000.00

Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

State and Federal Revenues Off-set with  
Appropriations:

Pedestrian Safety Education Enforcement Grant

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$16,000.00  
be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by  
Revenues:

Pedestrian Safety Education Enforcement Grant  
Other Expenses

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

--Motion duly seconded by Councilman Russo

--Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1

--Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

--Nays: None.

--Absent: Mason

**10-361**

--By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
COUNTY OF HUDSON PROGRAM ADMINISTRATION**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of

\$50,000.00 from the State of New Jersey Department of Finance and Administration wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$50,000.00  
Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

State and Federal Revenues Off-set with  
Appropriations:

Department of Finance & Administration  
Program Administration

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$50,000.00  
be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by  
Revenues:

Department of Finance & Administration  
Program Administration

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

--Motion duly seconded by Councilman Russo

--Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1

--Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

--Nays: None.

--Absent: Mason

**10-362**

--By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
STATE LOCAL COOPERATIVE HOUSING INSPECTION PROGRAM 2010**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of \$49,000.00 from the State of New Jersey Department of Community Affairs and wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$49,000.00  
Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

State and Federal Revenues Off-set with  
Appropriations:

Department of Community Affairs  
Housing Inspection Program

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$49,000.00  
be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS  
State and Federal Programs Off-Set by  
Revenues:

Department of Community Affairs  
Housing Inspection Program  
Other Expenses 1

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

--Motion duly seconded by Councilman Russo

--Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1

--Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and  
President Cunningham

--Nays: None.

--Absent: Mason

**10-363**

--By Councilman Lenz

**RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO FY 2010  
COUNTY OF HUDSON UNITED CEREBRAL PALSY**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Hoboken has received notice of an award of \$2,000.00 from the County of Hudson Department of Revenue and Finance and wishes to amend it' s SFY 2010 Budget to include this amount as a revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year SFY 2010 in the sum of.....\$2,000.00  
Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
with Prior Written Consent of the Director of the  
Division of Local Government Services:

State and Federal Revenues Off-set with

Appropriations:

Department of Revenue & Finacne

United Cerebral Palsy

**NOW, THEREFORE, BE IT RESOLVED** that the like sum of.....\$2,000.00  
be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by

Revenues:

Department of Finance & Administration

United Cerebral Palsy

**NOW, THEREFORE, BE IT RESOLVED**, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

---Nays: None.

---Absent: Mason

**10-364**

---By Councilwoman Marsh

**AUTHORIZING THE MAYOR TO ENTER INTO A GRANT AGREEMENT BETWEEN THE CITY OF HOBOKEN AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION-GRANT IDENTIFIER PF08-127**

**WHEREAS**, the City of Hoboken, through the Department of Environmental Protection 2009 Business Stimulus Fund (BSF), has been awarded \$6,500 to fund the purchase of an Urban Inventory & Management Software System in order to store an inventory of all Hoboken' s Street Trees; and

**WHEREAS**, the aforementioned software, once the tree inventory is complete, will provide an efficient manner in which to manage the data collected, log reports received from City personnel and the public (i.e. stressed tree, necessary approved tree removal, tree replacement and tree maintenance); **now therefore** –

**BE IT RESOLVED**, that Dawn Zimmer or the successor to the office of Mayor is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$7,000 and not more than \$7,000 and (c) to execute any amendments thereto any amendments thereto which do not increase the Grantee's obligations; **and be it** –

**FURTHER RESOLVED**, that the Grantee agrees to comply with all applicable Federal, State, and municipal laws, rules, and regulations in its performance pursuant to this agreement.

---Motion duly seconded by Councilman Mello

---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

---Nays: None.

---Absent: Mason

**10-365**

---By Councilman Lenz

**RESOLUTION OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY (THE “ LOCAL UNIT”) AUTHORIZING THE LOCAL UNIT’ S PARTICIPATION IN THE POOLED NOTE FINANCING PROGRAM OF THE HUDSON COUNTY IMPROVEMENT AUTHORITY**

**WHEREAS**, the City of Hoboken, in the County of Hudson, State of New Jersey (the “ Local Unit”), has previously duly adopted various bond ordinances authorizing the issuance of bonds and notes to finance the costs of various capital improvements (the “ Local Unit Project”); and

**WHEREAS**, the Local Unit either has issued or desires to issue notes to temporarily finance the Local Unit Project; and

**WHEREAS**, the Local Unit believes that the recent financial crisis in the United States has caused extreme volatility in the short term note market for municipalities resulting in the following problems: (1) market access problems due to the liquidity issues of traditional investors, (2) shrinking investor pools to purchase municipal notes, (3) a reduced number of bids and in some instances no bids at municipal note sales, (4) unpredictable interest rates causing interest rate risk and budgeting problems and (5) increased costs due to investors unwilling to purchase unrated municipal notes and municipal notes without disclosure, causing municipalities to have municipal notes rated and disclosure documents prepared; and

**WHEREAS**, the Local Unit has reviewed the Pooled Note Financing Program

proposed by The Hudson County Improvement Authority (the “HCIA”), whereby the Local Unit would either rollover its existing notes and/or issue new notes (collectively, the “Local Unit Notes”) through the Pooled Note Financing Program of the HCIA; and

**WHEREAS**, the Local Unit believes that the HCIA’s Pooled Note Financing Program cures many of the problems of the volatile note market by providing (1) market access to sell the Local Unit Notes, (2) a certain investor pool to purchase the Local Unit Notes, (3) a guaranteed purchaser of the Local Unit Notes, (4) a more predictable interest rate, whereby the Local Unit will benefit from reduced interest costs as a result of a guaranty by the County of Hudson, State of New Jersey (the “County Guaranty”) on the debt service of the HCIA Pooled Note Financing Program, and (5) decreased costs due to all the local units in the Pooled Note Financing Program sharing in the costs of the HCIA Pooled Note Financing Program; and

**WHEREAS**, the Local Unit further believes that any savings the Local Unit can achieve for its taxpayers, especially during this time of financial crisis, is of utmost importance to its community and accordingly, the Local Unit desires to issue its Local Unit Notes through the Pooled Note Financing Program of the HCIA; and

**WHEREAS**, such Local Unit Notes shall be issued in accordance with the provisions of the Local Bond Law, *N.J.S.A. 40A:2-1 et seq.* and/or the Local Budget Law, *N.J.S.A. 40A:4-1 et seq.*

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HOBOKEN THAT**

**Section 1.** The Local Unit hereby authorizes the Local Unit’s participation in the HCIA Pooled Note Financing Program.

**Section 2.** The Local Unit consents to the HCIA’s application to the Local Finance Board of the Division of Local Government Services, in the New Jersey Department of Community Affairs (the “Local Finance Board”) in connection with the Pooled Note Financing Program.

**Section 3.** The Chief Financial Officer of the Local Unit is hereby authorized to, or direct the appropriate party to, enter into one or more loans with the HCIA and is further authorized to execute one or more note purchase contracts, loan agreements and any and all documents, certificates, opinions and other instruments that are necessary and as may be reasonably required by the Authority in connection with such loan, after consultation with council to the Local Unit.

**Section 4.** This resolution shall take effect immediately.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT -1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

---Nays: None.

---Absent: Mason

**10-366**

---By Councilman Giacchi

**RESOLUTION AUTHORIZING SUBMISSION OF APPLICATION TO  
DEPARTMENT OF AGRICULTURE FOR 2010 SUMMER FOOD SERVICE  
PROGRAM FUNDS**

**WHEREAS**, the City of Hoboken has, each summer, been the sponsor of a summer food service program for the youth of the City; and

**WHEREAS**, the State of New Jersey, Department of Agriculture has once again invited the City of Hoboken to submit an application for funding for the 2010 Summer Food Service Program; **now therefore, be it –**

**RESOLVED**, that the City of Hoboken will submit an application for such funds; **and be it –**

**FURTHER RESOLVED**, that the Mayor, or his designee, is hereby authorized on behalf of the City of Hoboken to:

1. Execute and submit such application to the Department of Agriculture;
2. Furnish such documents as may be required;
3. Act as authorized correspondent of the City of Hoboken;
4. Execute necessary contracts, if funding is awarded.

---Motion duly seconded by Councilman Castellano

---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1

---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

---Nays: None.

---Absent: Mason

**10-367**

---By Councilman Lenz

**THIS RESOLUTION AUTHORIZES THE ADMINISTRATION TO ADVERTISE FOR  
AN AUCTION OF ABANDONED/SURPLUS VEHICLES ON 9 APRIL 2010.**

**WHEREAS**, the Purchasing Agent, Department of Administration requests authorization of the Council to dispose of abandoned/surplus vehicles, that are in the possession of the Hoboken Police Department, Department of Environmental Services, and/or the Hoboken Parking Utility for over thirty days, the said authorized pursuant to provision N.J.S.A. 39:10A-1 and

**NOW THEREFORE BE IT RESOLVED**, the Purchasing Agent, Department of Administration or his duly authorized representative is hereby authorized to expose for sale at Public Auction, Friday, 9 April 2010, at 11 A.M. in the court room in City Hall, the vehicles/equipment set forth on the attached list pursuant to law.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1

--Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham  
 --Nays: None.  
 --Absent: Mason

**10-368**

---By Councilman Lenz

**RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS**

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

**WHEREAS**, Sharon Curran, Collector of Revenue recommends that refunds be made; now, therefore, be it-

**RESOLVED**, that a warrant be drawn on the City Treasurer made payable to the appearing on the attached list totaling **\$ 36,303.61**

<u>NAME</u>	<u>BL/LT/UNIT</u>	<u>PROPERTY</u>	<u>QTR/YEAR</u>	<u>AMOUNT</u>
PLYMOUTH PARK TAX SERVICES LLC P O BOX 5822 NEW YORK, NY 10082-5822	261.04/1/C0814	1025 MAXWELL LA	1/09	\$ 3,242.08
PLYMOUTH PARK TAX SERVICES LLC P O BOX 5822 NEW YORK, NY 10082-5822	28/18.1/C0007	557 SECOND ST	1/09	\$ 3,640.70
WELLS FARGO HOME MORTGAGE MAC X9903-053 ATT: RACHEL WATSCHKE 2650 WELLS FARGO WAY MINNEAPOLIS, MN 55408	3/17/C00A6	82-88 JACKSON ST	1/10	\$ 914.00
BAC TAX SERVICES CORP P O BOX 5012 WOODLAND HILLS, CA 91365-5012	21/1/C003D	300-306 NEWARK ST	1/10	\$ 1,359.58
MARCHESE JOHN 128 ADAMS ST #4 HOBOKEN, NJ 07030	30/15/C0004	128 ADAMS ST	3/09	\$ 290.85
LUI SI, MATTHEW & JOANNA EANNIELLO	32/21/C0302	118 CLINTON ST	1/10	\$ 1,460.12

118 CLINTON ST UNIT 5  
HOBOKEN, NJ 07030

ADSHED, MARY LOIS 326 MADISON ST APT 1 HOBOKEN, NJ 07030	48/21/C0001	326 MADISON ST	1/10	\$ 1,003.11
GALIOTO, BEN & GINA VIVIANO 636 FIFTH ST #407 HOBOKEN, NJ 07030	66/1/C0407	636 FIFTH ST	3/09 & 4/09	\$ 11,073.88
AUSTIN, JENNIFER & STEWART 713 JEFFERSON ST #37 HOBOKEN, NJ 07030	84/3/C0037	713-725 JEFFERSON ST	2/09	\$ 1,399.94
FORTUNATO, SANDRA 800 JACKSON ST UNIT 314 HOBOKEN, NJ 07030	86/1/C0314	800-830 JACKSON ST	1/10	\$ 107.39
ZUSMAN, MICHAEL & ELIZABETH HOLL 800 JACKSON ST UNIT 512 HOBOKEN, NJ 07030	86/1/C0P75	800-830 JACKSON ST	1/10	\$ 11.42
ZUSMAN, MICHAEL & ELIZABETH HOLL 800 JACKSON ST UNIT 512 HOBOKEN, NJ 07030	86/1/C0512	800-830 JACKSON ST	1/10	\$ 62.84
NICHOLSON, CHRISTINE 818 JEFFERSON ST #1C HOBOKEN, NJ 07030	89/22/C001C	812-820 JEFFERSON ST	1/10	\$ 1,316.16
WELLS FARGO HOME MORTGAGE MAC X2302-04D 1HOME CAMPUS DES MOINES, IA 50328	95/19/C002A	924-926 JEFFERSON ST	4/09	\$ 1,924.30
LAUFER, ALEXIS N & MARISA K 1300 GRAND ST #507 HOBOKEN, NJ 07030	114/1/C0507	1300 GRAND ST	1/10	\$ 106.25
SFORZO, ANNEM 1333 HUDSON ST #407N	115/9.01/C0505	1317-27 GRAND/1326 CLINTON ST	4/09	\$ 735.21

**HOBOKEN, NJ 07030**

<b>SIEGEL, LAURA &amp; BRIAN CRITZ</b> <b>137-139 PARK AVE #B</b> <b>HOBOKEN, NJ 07030</b>	<b>77/17.1/C000B</b>	<b>137-39 PARK AVE</b>	<b>1/10</b>	<b>\$ 350.82</b>
<b>ZIEGLER, PHILIP &amp; AMY</b> <b>224 HUDSON ST APT 5A</b> <b>HOBOKEN, NJ 07030</b>	<b>213.1/11/C005A</b>	<b>224 HUDSON ST</b>	<b>4/09</b>	<b>\$ 107.33</b>
<b>WELLS FARGO HOME MORTGAGE</b> <b>MAC X2302-04D</b> <b>1HOME CAMPUS</b> <b>DES MOINES, IA 50328</b>	<b>261.03/1/C0504</b>	<b>1125 MAXWELL LANE</b>	<b>4/09</b>	<b>\$ 3,675.00</b>
<b>LANG, FRED L</b> <b>11252 MAXWELL LANE</b> <b>UNIT 80</b> <b>HOBOKEN, NJ 07030</b>	<b>261.03/1/C0808</b>	<b>1125 MAXWELL LANE</b>	<b>4/09</b>	<b>\$ 613.76</b>
<b>MAGELLAN TITLE AND ABSTRACT, LLC</b> <b>2629 ROUTE 70 SUITE 2C</b> <b>MANASQUAN, NJ 08736</b>	<b>268.1/1/C006H</b>	<b>1501 GARDEN/1500 BLOOMFIELD ST</b>	<b>4/09</b>	<b>\$ 2,908.87</b>

---Motion duly seconded by Councilman Russo  
---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1  
---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham  
---Nays: None.  
---Absent: Mason

**10-369**

---By Councilman Lenz

**RESOLUTION AUTHORIZING THE REFUND OF TAX APPEALS STATE TAX COURT**

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

**WHEREAS**, Sharon Curran, Collector of Revenue recommends that the refunds be made; now, therefore, be it-

**RESOLVED**, that a warrant be drawn on the City Treasurer made payable to the appearing on the attached list totaling **\$ 5,350.88.**

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>YEAR</u>	<u>AMOUNT</u>
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**MICHAEL I SCHNECK, TRUSTEE 21/10/ 303 FIRST ST 2009 \$ 5,350.88**  
**FOR FIRST 303, LLC**  
**SCHNECK HOLTZMAN LLC**  
**301 SOUTH LIVINGSTON AVE**  
**SUITE 105**  
**LIVINGSTON, NJ 07039**

---Motion duly seconded by Councilman Russo  
---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1  
---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham  
---Nays: None.  
---Absent: Mason

**10-370**

---By Councilman Giacchi

**RESOLUTION FOR REIMBURSEMENT OF HANDICAP PARKING FEES**

**WHEREAS**, The Subcommittee for Handicap Parking denied approval;  
**NOW, THEREFOR, BE IT RESOLVED**, by the Council of the City of Hoboken, that warrants be drawn on the City Treasure to the order of the following sum opposite the name as reimbursement for handicap parking fees:

<b>NAME/ADDRESS</b>	<b>AMOUNT</b>
Maria Colon 75 Bloomfield Street Apt 3B	\$125.00
Nicholas Petrosino 213 Adams Street	\$125.00
Virginia Echevarria 819 Park Avenue	\$125.00

---Motion duly seconded by Councilman Giacchi  
---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1  
---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham  
---Nays: None.  
---Absent: Mason

**10-371**

---By Councilman Lenz

**RESOLUTION OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:3-1 ET SEQ. AND PREVIOUS APPROVALS BY SAID BOARD**

**WHEREAS**, the City Council of the City of Hoboken, in the County of Hudson, New Jersey (the “City”) intends to adopt one or more bond ordinances (collectively, the “Ordinances”) to finance various capital purposes of the City with the issuance of bonds or notes; and

**WHEREAS**, in connection with various previous applications by the City to the Local Finance Board (including specifically its applications in connection with certain bonds and refunding bonds issued under the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq. (the “MQBA”), the Local Finance Board has heretofore conditioned its approvals upon the undertaking by the City that, for the duration of such bond issues, all future capital authorizations shall require approval from the Local Finance Board; and

**WHEREAS**, by prior action of the Local Finance Board, the City is subject to supervision under certain of the provisions of N.J.S.A. 52:27BB-54 et seq.; and

**WHEREAS**, the City Council of the City desires to make application to the Local Finance Board for its approval of the adoption of the Ordinances and the capital authorizations contained therein, to the extent required by such previous actions of the Local Finance Board; and

**WHEREAS**, the City believes that:

- (a) it is in the public interest to accomplish such purposes;
- (b) such purposes are in compliance with the requirements of the MQBA;
- (c) said purposes or improvements are for the health, welfare, convenience or betterment of the inhabitants of the City;
- (d) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant and are consistent with the requirements of the MQBA; and
- (e) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the City and will not create an undue financial burden to be placed upon the City; and

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

Section 1. The Application to the Local Finance Board is hereby approved, and the City's Bond Counsel, Chief Financial Officer, Business Administrator, Director of Finance, along with other representatives of the City, are hereby authorized to prepare such application, to file such application with the Local Finance Board and to represent the City in matters pertaining thereto.

Section 2. The Clerk is hereby directed to prepare and file a copy of this Resolution and the Ordinances with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/ or approvals as provided by

the applicable New Jersey Statute, including causing its consent to be endorsed upon a certified copy of the Ordinance.

Section 4. This Resolution shall take effect immediately upon its adoption.

The above resolution was adopted on the following roll call vote:

---Motion duly seconded by Councilman Russo  
---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT - 1  
---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham  
---Nays: None.  
---Absent: Mason

**10-372**

---By Councilman Lenz

**CAPITAL BUDGET AMENDMENT**

WHEREAS, the local Capital Budget for the year SFY 2010 was adopted on the 17<sup>th</sup> day of March 2010; and'

Whereas, it is desired to amend said Adopted Capital Budget Section,

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Hoboken, County of Hudson, that the following amendment(s) to the adopted capital budget section of the SFY 2010 Budget be made. (See Attached Sheets)

BE IT FURTHER RESOLVED, that two (2) certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services

---Motion duly seconded by Councilman Russo  
---Adopted by the following vote: YEAS: 8 - NAYS: 0 – ABSENT -1  
---Yeas: Council persons Bhalla, Castellano Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham  
---Nays: None.  
---Absent: Mason

**ORDINANCES**

**Introduction and First Reading**

**10-373**

**Z-32**

**AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR THE CONSTRUCTION OF A PREFABRICATED STEEL BUILDING FOR USE BY THE CITY AS THE ENVIRONMENTAL SERVICES GARAGE AND RELATED EXPENSES AND**

---

**APPROPRIATING \$1,550,000 THEREFOR, AND PROVIDING FOR THE  
ISSUANCE OF \$1,472,500 IN BONDS OR NOTES OF THE CITY OF  
HOBOKEN TO FINANCE THE SAME.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the City of Hoboken, in the County of Hudson, New Jersey (the "City") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of money therein stated as the appropriation made for the improvement or purpose, such sum amounting to \$1,550,000 including the sum of \$77,500 as the down payment for the improvement or purpose required by the Local Bond Law. The down payment has been made available by virtue of provision in the capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,472,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for which the bonds are to be issued is construction in the City of a prefabricated steel building, fully equipped with plumbing, HVAC and a reinforced foundation parking surface, for use by the City as their environmental services garage, including all work, materials and services necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1. The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget (or temporary capital budget as applicable) of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget (or amended temporary capital budget as applicable) and capital

program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose the City may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,472,500 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$300,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvement or purpose.

(e) The City reasonably expects to commence the acquisition and/or construction of the improvement or purpose described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the City further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant or other moneys received for the purpose described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the City is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. After passage upon first reading of this bond ordinance, the City Clerk is hereby directed to publish the full text of the bond ordinance, together with the notice set forth below entitled: "NOTICE OF PENDING BOND ORDINANCE" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19, at least seven days prior to the date set for public hearing and further consideration for final passage (which date shall be at least ten days after introduction and first reading). The City Clerk is further directed to comply with all provisions of N.J.S.A. 40A:2-17(b) regarding postings, publications, and the provision of copies of this bond ordinance.

Section 10. After final adoption of this bond ordinance by the City Council, the City Clerk is hereby directed to publish the full text of this bond ordinance, as finally adopted, together with the notice set forth below entitled: "NOTICE OF ADOPTION OF BOND ORDINANCE" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19.

Section 11. The City Council of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 12. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by Section 10 hereof and the Local Bond Law.

---Council President Cunningham moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held on **June 19, 2010 at 7:00 PM.**

---Motion duly seconded by Councilwoman Marsh

---Adopted by the following vote: YEAS: 7 - NAYS: 1 –ABSENT - 1

---Yeas: Council persons Bhalla, Giacchi, Lenz, Marsh, Mello, Russo and President Cunningham

---Nays: Castellano

---Absent: Mason

**10-374**

**Z-33**

**AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND OTHER RELATED EXPENSES IN AND FOR THE CITY OF HOBOKEN, AND APPROPRIATING \$425,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$403,750 IN BONDS OR NOTES OF THE CITY OF HOBOKEN TO FINANCE THE SAME.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The several improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Hoboken, in the County of Hudson, New Jersey (the "City") as general improvements. For the several improvements or purposes described in Section 3 hereof, there are hereby appropriated the respective sums of money therein stated as the appropriations made for each improvement or purpose, such sums amounting in the aggregate to \$425,000 including the aggregate sum of \$21,250 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments or otherwise provided for hereunder, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$403,750 pursuant to the Local Bond Law. In anticipation of the issuance of the

bonds or notes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law..

Section 3. The several improvements hereby authorized and the several purposes for which the bonds or notes are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

(a) (1) Purpose: Acquisition of three propane gas back up generators for use by three fire houses located in the City, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$240,000
<u>Estimated Maximum Amount of Bonds or Notes:</u>	\$228,000
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$ 12,000

(2) Purpose: Acquisition, installation, maintenance and calibration of various equipment in connection with the City's Flood Sensor Technology Study, including, but not limited to, flow meters, level meters logcovers, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$185,000
<u>Estimated Maximum Amount of Bonds or Notes:</u>	\$175,750
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$ 9,250

(b) The estimated maximum amount of bonds or notes to be issued for the several improvements or purposes is as stated in Section 2 hereof.

(c) The estimated cost of the several improvements or purposes is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1. The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget (or temporary capital budget as applicable) of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the

amended capital budget (or amended temporary capital budget as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The several improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes the City may lawfully undertake as general improvements, and no part of the costs thereof have been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness of the several improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of the respective amounts or obligations authorized for each improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$403,750 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$133,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

(e) The City reasonably expects to commence the acquisition and/or construction of the several improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the City further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the City is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. After passage upon first reading of this bond ordinance, the City Clerk is hereby directed to publish the full text of the bond ordinance, together with the notice set forth below entitled: "NOTICE OF PENDING BOND ORDINANCE" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19, at least seven days prior to the date set for public hearing and further consideration for final passage (which date shall be at least ten days after introduction and first reading). The City Clerk is further directed to comply with all provisions of N.J.S.A. 40A:2-17(b) regarding postings, publications, and the provision of copies of this bond ordinance.

Section 10. After final adoption of this bond ordinance by the City Council, the City Clerk is hereby directed to publish the full text of this bond ordinance, as finally adopted, together with the notice set forth below entitled: "NOTICE OF ADOPTION OF BOND

ORDINANCE" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19.

Section 11. The City Council of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 12. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by Section 10 hereof and the Local Bond Law.

---Council President Cunningham moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held **on April 21, 2010 at 7:00 PM.**

---Motion duly seconded by Councilwoman Marsh

---Adopted by the following vote: YEAS: 6 - NAYS: 2 –ABSENT - 1

---Yeas: Council persons Bhalla, Giacchi, Lenz, Marsh, Mello, and President Cunningham

---Nays: Castellano, Russo.

---Absent: Mason

**10-375**

**Z-34**

**AN ORDINANCE OF THE CITY COUNCIL AMENDING SUB-CHAPTERS ALL RELATING TO LICENSE AND USER FEES**

**WHEREAS,** the State Fiscal Monitor and the Mayor have indicated there are a number of license and user fees set forth in the City Code which are either inconsistent with fees being charged or are insufficient to justify the administrative expenses of the City in monitoring the various businesses and professions to which these fees relate;

**NOW, THEREFORE, BE IT RESOLVED,** by the City Council of the City of Hoboken, that the following fees and licenses be amended as follows.

**SECTION ONE:**

- Chapter 86** entitled "Construction Code, Uniform", Section 86-3, entitled "Schedule of fees; surcharge" is hereby amended as follows:

<b>BUILDING SUB-CODE FEES</b>	<b>FROM</b>	<b>TO</b>
New construction	\$.10/cu. ft \$75 min	\$.20/cu. ft. \$75 min
Renovations, alterations and repairs	\$8/\$1000 of est. Cost - \$25 min. \$.10/ cu. ft. of bldg for	\$16/\$1000 of est. Cost - \$50 min. \$.20/cu. ft. of bldg for

	added portion \$40 min	added portion \$50 min.
Demolition permit	\$100 or \$.005 of cu. content, whichever is greater	\$100 or \$.008 of cu. content, whichever is greater
Signs	\$25 to 20 sq. ft. \$50 to 100 sq. ft. \$75 over 100 sq. ft.	\$2.50/sq. ft. first 100 \$1.90 sq. ft. next 400 \$1.25 sq. ft. thereafter
Certificate of Occupancy, continued occupancy, change of use or new CO	\$50 or \$.005 of cu. content, whichever is greater	\$75 or 15% of cu. content, whichever is greater

<b>Fire Subcode Fees</b>	<b>FROM</b>	<b>TO</b>
Sprinkler Systems	1-20 heads - \$50 21 – 100 heads - \$100 101-200 heads - \$200 201-1,000 heads - \$250	1-20 heads - \$82 21-100 heads \$151 101-200 heads \$289 201-1,000 heads \$748
Installation of storage tanks- Flammable, combustible	1K gal. - \$35 1001-5000 gal. -\$50	1K gal - \$50 1001-5000 gal. - \$75
Installation of storage tanks – Flammable	5001-10000 gal - \$75 10000 or more gal- \$100	5001-10000 gal- \$100 10000 or more gal \$100
Residential installation of burners	1 \$ 2 family \$30 3 or more family - \$35 Additional burners - \$10	1 & 2 family - \$50 3 or more family - \$50 Additional burners - \$20
Commercial installation of burners	Stores and offices - \$35 Light ind'l - \$35 Each space heater - \$15 Max. fee - \$50	Stores and offices - \$50 Light ind'l. - \$50 Each space heater - \$25 Max. fee - \$100
Heavy ind'l. installation of burners	Central heating - \$75 Each space heater \$25 Max. fee - \$75	Central heating - \$100 Each space heater - \$50 Max. fee \$100
<b>NEW FEES</b>		
Smoke detectors		\$29
1-12 smoke dectors		\$45
Every additional dector		\$15

<b>Plumbing Subcode Fees</b>	<b>FROM</b>	<b>TO</b>
Minimum fee	\$20	\$40
Water closet, urinal, bath, shower	\$8	\$13
Lavatory	\$6	\$13
Kitchen sink	\$10	\$13
3 piece bathroom and repipe	\$25	\$40

2 piece powder room and repipe	\$20	\$25
Drinking fountain, dishwasher, sashing machine, dryer, range, hose bibb	\$5	\$13
Water heater to 50 gal.	\$15	\$20
Boiler, furnace to 200K BTU	\$20	\$40
Boiler, furnace over 200K BTU	\$25	\$75
Combo hot water and htg unit	\$25	\$40
Sump pump	10	20
Ejector pump	\$20	\$40
Grease interceptor	\$20	\$65
Sewer tap	\$50	\$65
Water service street to 2"	\$25	\$65
Water main (interior)	\$10	\$15
Re-pipe water	\$6	\$20
Water risers	\$10	\$15
House drain	\$20	\$35
Vertical stacks	\$10	\$15
Gas line to 2"	\$10	\$15
Gas line above 2"	\$20	\$25
Whirlpool, fireplace	\$20	\$30
Refrigeration units		\$65
Other Refrigerator water/icemaker		\$65
Commercial appliances		\$20

<b>ELECTRICAL FEES</b>	<b>FROM</b>	<b>TO</b>
Minimum fee	\$30	\$45
Receptacles 1-25	\$30	\$45
Motor control center Sub-panels 1 <sup>st</sup> 100 amps	\$20	\$45
Other Annual fee for swimming pool, spa or hot tub	\$30	\$65

<b>ELEVATOR INSPECTION FEES</b>	<b>FROM</b>	<b>TO</b>
Witnessing acceptance test – 1- 10 floors	\$243	\$306
Over 10 floors	\$405	\$510
Hydraulic elevators	\$216	\$272
Roped hydraulic elevators	\$243	\$306
Escalators and moving walks	\$216	\$272
Stairway chairlifts and	\$54	\$68

manlifts		
Wheelchair lifts, inclined and vertical	\$54	\$68
Elevators equipped with oil buffers	\$43/buffer	\$54 buffer
Counterweight governor and safeties	\$108	\$136
Auxiliary power generator	\$81	\$102
<b>Annual Inspection and witnessing of tests</b>		
Traction and winding drum 1-10 floors	\$216	\$272
Over 10 floors	\$259	\$326
Hydraulic elevators	\$162	\$204
Roper hydraulic elevators	\$216	\$272
Escalators and moving walks	\$346	\$436
Dumbwaiters	\$86	\$108
Stairway chairlifts and manlifts	\$130	\$164
Wheelchair lifts, inclined and vertical	\$130	\$164
Oil buffers	\$43/buffer	\$54/buffer
Counterweight governor and safeties	\$86	\$108
Auxiliary power generator	\$54	\$68
<b>3 and 5 year test/inspection</b>		
Traction and winding drum 1-10 floors – 5 year	\$367	\$462
Over 10 floors – 5 year Hydraulic and roped hydraulic elevators	\$410	\$582
3 Year	\$270	\$340
5 Year	\$162	\$204
Plan review	\$260	\$328

2. **Chapter 128** entitled “Licenses”, Section 128-5 entitled “Business licenses; fees”, is hereby amended as follows:

<b>BUSINESS LICENSES; FEES</b>	<b>FROM</b>	<b>TO</b>
Mercantile License	\$50	\$100
Pool & Billiard Parlors, per table	\$125	\$350


3. **Chapter 39** entitled “Human Services Department of”, is hereby amended and supplemented by adding Section 39-9 entitled “Fees” as follows:

The following fees shall be imposed:

<b>“RENTAL FEE”</b>	<b>FROM</b>	<b>TO</b>
Sinatra Park Soccer Field	\$50.00/hr	\$125.00/hr
1500 Park	-	\$125.00/hr
Maxwell Field	-	\$125.00/hr
Multi Service Center Gym (for sporting events)	\$25.00/hr	\$125.00/hr

If the entity seeking use of the aforementioned fields or gymnasium is a non-profit organization, the foregoing fees shall be waived, but in any event the user must supply an insurance rider indemnification.

**SECTION TWO:**

All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

**SECTION THREE:**

This ordinance shall be a part of the Code of the City of Hoboken as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Code. The City Clerk and the Corporation Counsel are authorized and directed to change any Chapter, Article and/or Section number of the Code of the City of Hoboken in the event that the codification of this Ordinance reveals that there is a conflict between the numbers and the existing Code, and in order to avoid confusion and possible accidental repealers of existing provisions not intended to be repealed.

**SECTION FOUR:**

This Ordinance shall take effect as provided by law.

---Council President Cunningham moved that the ordinance pass its first reading as read and be laid on the table for public inspection to be further considered for final passage at a meeting of the Council to be held **on April 21, 2010 at 7:00 PM.**

---Motion duly seconded by Councilman Lenz

---Adopted by the following vote: YEAS: 6 - NAYS: 2 –ABSENT - 1

---Yeas: Council persons Bhalla, Giacchi, Lenz, Marsh, Mello, and President Cunningham

---Nays: Castellano, Russo.

---Absent: Mason.

Councilman Giacchi left the meeting at 11:16 p.m.  
Councilman Giacchi returned to the meeting at 11:19 p.m.

All regular business concluded the following members of the public spoke at the “Public Portion” of the meeting: Lydia Radin, David Liebler, Helen Hirsch, Lane Bajardi, Margaret O’Brien, Ron Simoncini, Patricia Waiters, Rebecca Lewis, Phil Cohen.

At this time, 12:00 AM. on a motion by Council President Cunningham; duly seconded by Councilman Russo and voted on unanimously, the City Council entered into closed (executive) session.

**10-376**

**RESOLUTION AUTHORIZING EXECUTIVE SESSION PURCHASE, LEASE OR ACQUISITION OF REAL PROPERTY WITH PUBLIC FUNDS**

**WHEREAS**, the Council of the City of Hoboken is authorized to go into closed executive session for the reasons set forth in the Open Public Meetings Act, pursuant to N.J.S.A. 10:4-12; and,

**WHEREAS**, one of these reasons is to discuss the purchase, lease or acquisition of real property with public funds as per N.J.S.A. 10:4-12b (5); and,

**WHEREAS**, the Council has determined that it is necessary to go into closed executive session for the purpose of that discussion;

**NOW THEREFORE, BE IT RESOLVED** by the Council of the City of Hoboken that it enter into closed session to discuss the issues as herein set forth; and,

**BE IT FURTHER RESOLVED** that when the need for confidentiality no longer exists the decisions made therein will be made available to the public.

At this time, 12:30 A.M., on a motion by Council President Cunningham duly seconded by Councilman Bhalla and voted on unanimously, the City Council came out of closed (executive) session.

President Cunningham then adjourned the meeting at 12:31 A.M.

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PRESIDENT OF THE COUNCIL

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CITY CLERK