

*Revised as of 1/15/13 * as of 1/16/13 ***
THE COUNCIL OF THE CITY OF HOBOKEN

SPECIAL MEETING OF JANUARY 16, 2013

(CLOSED SESSION) (from 6:45 PM to 7:00PM)

- 1a. **RESOLUTION AUTHORIZING CLOSED SESSION TO DISCUSS MATTERS
PURSUANT TO N.J.S.A. 10:4-12 AND ATTORNEY CLIENT PRIVILEGE
RELATING TO NEGOTIATIONS AND SETTLEMENT OF PENDING
LITIGATION IN MATTERS OF EMPLOYEE WORKERS COMPENSATION
CLAIMS**

THE COUNCIL OF THE CITY OF HOBOKEN

REGULAR MEETING OF JANUARY 16, 2013

STARTING AT 7:00PM

Please note: The Hoboken City Council may consider additional Resolutions, Ordinances or any other matter brought before the Hoboken City Council until January 16, 2013 and throughout the meeting

- 1b. **Resolution appoints James Doyle as an At Large Council member to the City of Hoboken effective immediately upon the swearing in of Mr. Doyle for the remainder of a currently vacant (4) four year term of elected official Carol Marsh, which is set to expire on December 31, 2013 ***

SECOND READING/PUBLIC HEARING AND FINAL VOTE

1. **AN ORDINANCE APPROVING THE TERMS OF THE ATTACHED LEASE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND 101 PARK AVENUE, LLC FOR THE USE OF 251-255 FIRST STREET, UNIT 8 (sponsored by Councilman Cunningham and Councilwoman Giattino) (Z-225)**

PUBLIC COMMENTS

PETITIONS AND COMMUNICATIONS

Memo from Mayor Zimmer appointing various positions to the Planning Board and Shade Tree Commission

Miscellaneous Licenses

REPORTS FROM CITY OFFICERS

A report from the Municipal Tax Collector Sharon Curran for taxes collected for the month of December 2012 **\$2,569,945.18 (Abatement Totals – \$64,491.71)**

A report from Municipal Court indicating receipts for the month of December 2012 as **\$295,002.30**

CLAIMS

No Claims for this meeting

PAYROLL

For the two week period starting December 20, 2012 –January 2, 2013

Regular Payroll	O/T Pay	Other Pay
\$1,511,108.29	\$65,124.99	\$1,995,855.44
Total		
\$3,572,088.72		

CONSENT AGENDA

Consent Agenda defined: All items listed with an asterisk (*) are considered to be routine business by the City Council and will be enacted by one motion. There will be no separate discussion on these items unless a council member or citizen so requests, in which event the item will be removed from the general order of business and considered in its normal sequence on the agenda.

RESOLUTIONS

- 1.* Resolution granting Laura Murray, Esq. of Weiner Lesniak settlement authority in the matter of Taglieri's worker's compensation litigation (W9105338) in an amount suggested by Laura Murray to Mellissa Longo in her email dated January 2, 2013 **(submitted by Administration)**
- 2.* Resolution appointing Esther Milsted, Esq. as Municipal Public Defender for the City of Hoboken for the 2013 Calendar Year, and authorizing professional service contract with Esther Milsted, Esq. for services as Municipal Public Defender for a one (1) year term to commence on January 1, 2013 and terminate on December 31, 2013 with a not to exceed amount of \$30,000.00 **(submitted by Administration)**

- 3.* Resolution appointing Katy Thuerer, Esq. as Alternate Municipal Public Defender for the City of Hoboken for the 2013 Calendar Year, and authorizing professional service contract with Katy Thuerer, Esq for services as Alternate Municipal Public Defender for a one (1) year term to commence on January 1, 2013 and terminate on December 31, 2013 with a not to exceed amount \$7,500.00 **(submitted by Administration)**
- 4.* Resolution appointing Benjamin Choi, Esq. as Municipal Prosecutor for the City of Hoboken for the 2013 Calendar Year, and authorizing professional service contract with Benjamin Choi, Esq. for services as Municipal Prosecutor for a one (1) year term to commence on January 1, 2013 and terminate on December 31, 2013 with a not to exceed amount of \$20,000.00 **(submitted by Administration)**
- 5.* Resolution to authorize a professional service contract with Ron Cucchiaro, Esq. of Weiner Lesniak as Special Counsel - Land Use to the City of Hoboken to commence January 1, 2013 and expire December 31, 2013 for a total not to exceed amount of \$230,000.00 **(submitted by Administration)**
- 6.* Resolution to authorize a professional service contract with Edward Buzak, Esq. as Special Legal Counsel - Land Use to the City of Hoboken to commence January 1, 2013 and expire on December 31, 2013 for a total not to exceed amount of \$35,000.00 **(submitted by Administration)**
- 7.* Resolution to authorize a professional service contract with Lite DePalma Greenberg as Special Legal Counsel Rent Control Litigation to the City of Hoboken to commence January 1, 2013 and expire on December 31, 2013 for a total not to exceed amount of \$75,000.00 **(submitted by Administration)**
- 8.* Resolution to authorize a professional service contract with Maraziti Falcon Healey as Special Legal Counsel - Outstanding Litigation to the City of Hoboken to commence January 1, 2013 and expire on December 31, 2013 for a total not to exceed amount of \$68,500.00 **(submitted by Administration)**
- 9.* Resolution to authorize a professional service contract with Maraziti Falcon Healey as Special Legal Counsel - Redevelopment to the City of Hoboken to commence January 1, 2013 and expire on December 31, 2013 for a total not to exceed amount of \$40,000.00 **(submitted by Administration)**
- 10.* Resolution to authorize a professional service contract with Florio Kenny as Special Legal Counsel - Outstanding Litigation to the City of Hoboken to commence January 1, 2013 and expire on December 31, 2013 for a total not to exceed amount of \$7,500.00 **(submitted by Administration)**
- 11.* Resolution to authorize a professional service contract with Weiner Lesniak as Special Legal Counsel – Labor and Employment to the City of Hoboken to commence January 1, 2013 and expire on December 31, 2013 for a total not to exceed amount of \$74,000.00 **(submitted by Administration)**

- 12.* Resolution to authorize a professional service contract with McManimon Scotland as Special Legal Counsel - Outstanding Litigation to the City of Hoboken to commence January 1, 2013 and expire on December 31, 2013 for a total not to exceed amount of \$45,000.00 **(submitted by Administration)**
- 13.* Resolution to authorize a professional service contract with Parker McKay as Special Legal Counsel - Bond Counsel to the City of Hoboken to commence January 1, 2013 and expire on December 31, 2013 for a total not to exceed amount of \$5,000.00 **(submitted by Administration)**
- ~~14.* Resolution to authorize a professional service contract with Florio Kenny as Special Legal Counsel - Tax Appeals to the City of Hoboken to commence January 1, 2013 and expire on December 31, 2013 for a total not to exceed amount of \$18,000.00 **(submitted by Administration)**~~ **REMOVED BY ADMINISTRATION ****
- 15.* Resolution to authorize a professional service contract with Vincent Lapaglia as Special Legal Counsel - Tax Appeals to the City of Hoboken to commence January 1, 2013 and expire on December 31, 2013 for a total not to exceed amount of \$36,000.00 **(submitted by Administration) ****
- 16.* Resolution to authorize a professional service contract with Florio Perrucci Steinhart Fader as Special Legal Counsel Labor and Employment to the City of Hoboken to commence January 1, 2013 and expire December 31, 2013 for a total not to exceed amount of \$25,250.00 **(submitted by Administration)**
- 17.* Resolution authorizing a professional service contract with Ferraioli, Wielkotz, Cerullo & Cuva, P.A. for general Municipal Auditing services from January 1, 2013 to December 31, 2013 in an amount not to exceed \$110,000.00 **(submitted by Administration)**
- 18.* Resolution authorizing a professional service with Kim Lynch of Forman Holt Eliades Ravin & Youngman LLC as Special Legal Counsel-Outstanding Litigation to the City of Hoboken to commence January 1, 2013 and expire December 31, 2013 for a total not to exceed amount of \$1,000.00 **(submitted by Administration)**
- 19.* Resolution authorizing a professional service with Vogel Chait Collins as Special Legal Counsel-Outstanding Litigation to the City of Hoboken to commence January 1, 2013 and expire March 31, 2013 for a total not to exceed amount of \$15,000.00 **(submitted by Administration)**
- 20.* Resolution confirms the City of Hoboken's support of the Hoboken Volunteer Ambulance Corps by virtue of a six (6) month total contribution of twenty thousand (\$20,000.00) dollars **(submitted by Administration)**

- 21.* Resolution requesting permission for the Dedication by Rider *Bequests, Gifts and Escheats for the Reconstruction/Rehabilitation of Public Property and Buildings Trust Fund Relating to Hurricane Sandy* required by N.J.S.A. 40A:4-39 (submitted by Administration)
- 22.* Resolution requesting permission for the Dedication by Rider for *Bequests, Gifts, Escheats, Grants, and Fees Paid to the City's Cultural Affairs Department to be utilized for Cultural Affairs Events within the City of Hoboken* required by N.J.S.A. 40A:4-39 (submitted by Administration)
- 23.* Resolution authorizing the Refund of Tax Overpayments (payable to the individuals listed on the resolution for the amount of **\$37,516.96 (submitted by Tax Collector)**)
- 24.* Resolution authorizing the Refund of Tax Appeals State Tax Court (payable to the individuals listed on the resolution for the amount of **\$155,101.86 (submitted by Tax Collector)**)
- 25.* Resolution authorizing the City's Tax Collector to transfer 2010, 2011 and 2012 Real Estate Tax Credits Balance to Operations (**submitted by Tax Collector**)
- 26.* Resolution correcting the clerical errors in the December 5, 2012 resolution authorizing cancellation of Municipal Tax Certificate #AA3296 and #003296 due to acquisition (**submitted by Tax Collector**)
- 27.* Resolution authorizing a professional service contract with Appraisal Systems Inc. as Revaluation Real Estate Appraisal services to the City of Hoboken to commence upon execution of the agreement and expire upon completion of the project for a total not to exceed amount of \$665,680.00 (**submitted by Administration**)
- 28.* Resolution authorizing the adoption of the Hudson County Multi-Jurisdictional Multi-Hazard Mitigation Plan (**submitted by Administration**)
- 29.* Resolution awarding a one (1) year contract to Horizon Blue Cross Blue Shield of New Jersey for the provision of Employee Medical, Prescription Drug and Dental Insurance (**submitted by Administration**)
- 30.* Resolution awarding a three (3) year contract to Vision Service Plan for the provision of Employee Vision insurance (**submitted by Administration**)
- 31.* Resolution approving change order No. 1 on behalf of Five Star Building Services, Inc. for additional unforeseen work necessary at the Central Garage for the City of Hoboken in the amount of \$8,897.35 (**submitted by Administration**)

- 32.* Resolution to award a contract to Stans Sporting Goods, Inc. through its State of New Jersey Contract Number 81164 for Sporting Goods and Sporting Supplies for the Hoboken Recreation Department in an amount not to exceed Twenty Thousand **(\$20,000.00) (submitted by Administration)**
- 33.* Resolution authorizing the City of Hoboken to enter into the attached Animal Control Contract by and between the City of Hoboken and Liberty Humane **(submitted by Administration)**
- 34.* Resolution to authorize Change Order #1 in favor of Kompani for additional installation work necessary at Church Square Park for the City of Hoboken in the amount of \$1,374.65 **(submitted by Administration)**
- 35.* Resolution to authorize Change Order #1 in favor of Kompani for additional products and goods necessary at Church Square Park for the City of Hoboken in the amount of \$24,923.48 **(submitted by Administration)**
- 36.* Resolution appointing Susan Ferraro, Esq. as Alternate Municipal Prosecutor for the City of Hoboken for the 2013 Calendar Year, and authorizing professional service contract with Susan Ferraro, Esq. for services as Alternate Municipal Prosecutor for a one (1) year term to commence on January 1, 2013 and terminate on December 31, 2013 with a not to exceed amount of \$5,000.00 **(submitted by Administration)**

ORDINANCES

Introduction and First Reading

1. AN ORDINANCE TO AMEND CHAPTER 184 ENTITLED
“TOWING” TO INCREASE THE WEIGHT CLASSIFICATION FOR A
LIGHT DUTY TOW

NEW BUSINESS