

MEETING OF FEBRUARY 17, 2016

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, FEBRUARY 17, 2016 AT 7:00 PM

Council President 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 Meetings Act, and that notice was published in the Jersey Journal and on the City website, copies were provided in the Hoboken Reporter, The Record, The Newark Star-Ledger and also placed on the bulletin board in the lobby of City Hall. If any Councilperson or member of the public believes that this meeting or any portion thereof, is in violation of the Open Public Meetings Act, they are requested to so advise the City Council and City Clerk at this time, or at the time of the believed violation, in accordance with **N.J.S.A. 10:4-17**. Written objections, if any shall be made in writing to the City Clerk."

Then the Clerk called Roll: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

Mayor Dawn Zimmer presents (4) four proclamation(s)

T & M makes a presentation to the Governing Body regarding changes they made based on feedback for Washington Street.

RESOLUTION

16-125

---By President Giattino

A RESOLUTION TO AUTHORIZE T&M ASSOCIATES TO COMPLETE CLASS A FLEXIBLE REDESIGN AND ENGINEERING PLAN FOR WASHINGTON STREET

WHEREAS, Washington Street is a thriving commercial corridor and Hoboken's historic Main Street and primary retail destination; and,

WHEREAS, Washington Street has the highest pedestrian and vehicular crash rates in Hoboken and is considered the 14th most dangerous corridor in Hudson County by the North Jersey Transportation Planning Authority (NJTPA); and,

WHEREAS, over 300 total pedestrian, vehicular, and bicycle crashes have occurred on Washington Street between 2013 and 2015, which equates to more than four times the ~~expected~~ crash rate anticipated for a street with Washington Street's characteristics according to the Interactive Highway Safety Design Model (IHSDM); and,

WHEREAS, the RBA Group was hired by the City in 2013 to create a concept plan for enhancing the safety, economic vibrancy, and beauty of Washington Street which included a year-long planning and public outreach effort consisting of three public meetings, two meetings with senior citizens,

additional meetings with the Historic Preservation Commission and NJ Transit, surveys with over 600 responses, and nearly two dozen stakeholder interviews; and,

WHEREAS, the Plan recommends pedestrian safety improvements, including pedestrian countdown timers at all traffic signals, new high-visibility crosswalks, new Americans with Disabilities Act (ADA)-compliant ramps, and curb extensions to reduce pedestrian crossing distances; and,

WHEREAS, the Plan recommends replacing substandard traffic signals with modernized, Federal Highway Administration (FHWA) compliant traffic signals that can be better synchronized, which is estimated to improve corridor travel times on Washington Street by 12%-15%; and,

WHEREAS, the Plan recommends infrastructure improvements, including milling and paving, replacement of a century-old water main, upgraded and brighter street lights, and installation of conduit that will serve as the backbone of a microgrid that ~~will~~ can provide electricity to critical facilities on Washington Street in the event of a blackout; and,

WHEREAS, the Plan recommends adding loading zones on each block of Washington Street to help accommodate deliveries and short term “in-and-out” trips into businesses along the corridor in a safe, legal, and orderly manner; and,

WHEREAS, the Plan recommends installation of an Emergency Vehicle Preemption (EVP) system, which is expected to improve emergency response times by synchronizing ~~syncing~~ with new traffic signals and Hoboken Fire Department apparatuses to provide green lights that clear the road of vehicles in advance of leaving the firehouse and then continuously while en route to the emergencies; and,

WHEREAS, the Plan recommends installation of green infrastructure, including curb extension rain gardens which will help beautify the corridor and improve stormwater retention capacity as part of the “Delay” strategy of Rebuild by Design; and,

WHEREAS, the Plan recommends the addition of ~~protected~~ bicycle facilities, which will remove the need for most bikes to ride on sidewalks on Washington Street by providing ~~physically~~ separated street space that will be safe and more comfortable for bicycle riders of all ages and abilities; and,

WHEREAS, bike lanes on Washington Street are recommended in the City’s Bicycle and Pedestrian Master Plan, which was unanimously endorsed by City Council in 2010; and,

WHEREAS, City Council unanimously approved the City’s Complete Streets Policy in 2010, which stated that “all new public street projects, both new construction and reconstruction undertaken by the City of Hoboken shall be designed and constructed as ‘Complete Streets’ whenever feasible to do so in order to safely accommodate travel by pedestrians, bicyclists, public transit, and motorized vehicles and their passengers”; and,

WHEREAS, the Washington Street Complete Street Redesign Plan has won awards from three separate professional organizations, including the American Council of Engineering Companies, NJ Future (planners), and American Society of Landscape Architects; and,

WHEREAS, the Washington Street Complete Street Redesign has received letters of support from 50 organizations, community groups, residents and elected officials, including the Hoboken Board of Education, Elysian Charter School, Hoboken Charter School, Hoboken Dual Language (Hola) Charter School, New Jersey Business & Industry Association, Hudson County Comprehensive Economic Development Strategy Group, Hoboken Chamber of Commerce, Hoboken Historic

Preservation Commission, Stevens Institute of Technology, Hoboken Housing Authority, Carepoint Health, Jubilee Center, Hoboken Family Alliance, HOPES, Hoboken Rotary, NJ Alliance for Action, Bike Hoboken, Hoboken Girl Scout Troup 12402, NJ Chapter of the American Planning Association, NJ Transit, Port Authority, North Jersey Transportation Planning Authority (NJTPA), PSE&G, United Water (Suez), Rebuild by Design, New Jersey Mayors Association, Senators Robert Menendez and Cory Booker, Representative Albio Sires, NJDOT Commissioner Jamie Fox, NJDEP Commissioner Bob Martin, Senator Brian Stack, Assemblyman Raj Mukherji, Hudson County Executive Tom DeGise, Hudson County Freeholder Anthony Romano, NJ Bike & Walk Coalition, Tri-State Transportation Campaign, NJ Future, North Hudson Sewerage Authority, and more; and,

WHEREAS, all elements of the Plan are consistent with state and federal design standards, including the Federal Highway Administration's (FHWA) Manual of Uniform Traffic Control Devices (MUTCD), American Association of State Highway and Transportation Officials' (AASHTO) Guide for the Development of Bicycle Facilities (4th Edition), NJ Department of Transportation's (NJDOT) Roadway Design Manual, the Institute of Transportation Engineers' (ITE) Designing Walkable Thoroughfares, and the National Association of City Transportation Officials (NACTO) Urban Street Design Guide and Urban Bikeway Design Guide, which was unanimously approved by City Council in 2013 as the official design guides to be used by City transportation officials, planners, and engineers when designing and implementing bikeways within the City of Hoboken; and,

WHEREAS, T&M Associates was hired by the City in September 2015 to explore the feasibility of implementing all recommended components of the RBA concept plan and complete all final design engineering; and,

WHEREAS, the citizens of Hoboken have expressed concern about the completion of Washington Street, the City proposes a flexible plan that could accommodate pedestrians, cars, and transit users, with no bike lanes or possibly be striped to include protected bike lanes at a later time; and, certain citizens and business owners have expressed concern about aspects of the proposed Washington Street design, most notably the protected bike lanes, and thus the City Council proposes Class II bike lanes that could allow the City to move ahead with non-controversial aspects of the proposed design while still accommodating pedestrians, cars, bicyclists and transit users; and;

WHEREAS, the final decision on the striping plan could be adjusted to accommodate protected bike lanes during the construction process with support from the City Council; and;

WHEREAS, the Administration proposes a Phase I Plan focused on pedestrian safety and the implementation of parking strategies to create more legal parking spaces, including loading zones, expanded valet parking for the employees of businesses, more valet parking for visitors, and metered parking strategies; and,

WHEREAS, it is important to finalize a plan ~~the concrete hardscape~~ to meet funding deadlines with the New Jersey Environmental Infrastructure Trust (NJEIT); and,

WHEREAS, T&M Associates estimates that upon awarding a contract for construction, the project is expected to take between 12 and 18 months to be completed; and

WHEREAS, the City Council will work with the administration to implement strategies that could create more legal parking on Washington Street, including loading zones, an expanded valet parking program, launching a pay by plate/phone system, and changing the fee and time structure for metered parking.

NOW, THEREFORE, BE IT RESOLVED, that the Hoboken City Council authorizes T&M Associates to move ahead with completing a Class II bike design and engineering ~~flexible design~~ plan which will include the followings elements:

A. Water Main Replacement- replacement of existing 6” and 12” water mains with 8” and 12” mains; replacement of all service connections up to the curb; relocation of fire hydrants from mid-block locations only where feasible in accordance with fire flow; traffic control and bypassing of the existing water main as necessary; associated repair of pavement.

B. Drainage Improvements/Green Infrastructure: installation of 15 rain gardens (monitor-ready); drainage tie-ins (inlets and pipe); associated curb work for rain gardens within curb extensions.

C. Traffic Signals: complete upgrade of 15 traffic signals with battery backup and GPS installed, black powder coating; pedestrian pushbuttons (accessible pedestrian signals); Emergency preemption installed at each traffic signal and at the 13th Street Fire House.

D. Road Resurfacing: Mill and overlay of the roadway surface; Base repair.

E. ADA Compliant Curb Ramps: installation of ADA compliant curb ramps at ~~all~~ intersections; replacement of sidewalk necessary for water main service connections.

F. Remove Protected ~~all~~-Bike Lanes from Washington Street Design and add Class II Bike lanes ; however, all concrete bump-outs and roadway elements shall be designed in a manner so that a future Class I bike lane could be installed without removal of concrete improvements.

G. Curb Extensions: curb extension islands at corners of intersections to shorten pedestrian crossing distances.

H. Crosswalks: removal of existing paver crosswalks; high visibility thermoplastic striped crosswalks painted.

I. Refurbishment of Existing Street Light Poles: replacement of all existing globe portion of light fixtures to 4,000 Kelvin LED.

J. Signage: installation of regulatory and wayfinding signage.

K. Microgrid: installation of concrete-encased conduit for future implementation of a microgrid to power critical facilities.

The speakers who spoke: Eugene Flinn from Elysian Café, Amanda’s and Schnakenbergs, Richard Mackiewicz from Chamber of Commerce, Armando Luis from Sparrow’s and La Isla, Ilmar Klaussen, Dan Tumpson, Mary Ondrejka, Ernie Reyes from AC Hardware, Tim Occhipinti, Mary Kelly on behalf of the Quality of Life Coalition, Cheryl Fallick, Elizabeth Adams,

Council members comment and ask questions to T & M.

Jacqueline from T & M comments and answers question to the Governing Body.

---Motion duly seconded by Councilman De Fusco

---**FAILED** by the following vote: YEAS: 3 – NAYS: 6

---Yeas: Council persons DeFusco, Doyle and President Giattino

---Nays: Cunningham, Bhalla, Fisher, Mello, Ramos, Russo

Councilman Bhalla and seconded by Councilman Cunningham would like to amend the resolution.

Councilman Bhalla introduced an amended version (see below)

WHEREAS, the City Council will work with the administration to implement strategies that could create more legal parking on Washington Street, including loading zones, an expanded valet parking program, launching a pay by plate/phone system, and changing the fee and time structure for metered parking.

After this paragraph on page 3 (see below)

WHEREAS, as the council wishes to preserve approximately 21 parking spaces from 8th Street moving north,

And on page 4 (see below)

Under F.

Remove Protected Bike Lanes from Washington Street Design and add Class II Bike Lanes; on **Washington St. except for 8th Street moving north, where the plan shall include sharrows in lieu of Class II bike lanes in order to preserve parking in this area, which would preserve back-in angled parking in a manner that preserves and increases parking to the greatest extent legally permissible.**

The speakers who spoke: T & M representative, Jacqueline from T & M

---Motion duly seconded by Councilman Cunningham

---**ADOPTED As Amended** by the following vote: YEAS: 8 – NAYS: 1

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos and Russo

---Nays: Giattino

The Governing Body took a recess at 10:00 PM

The Governing Body returned to business at 10:03 PM

SECOND READING/PUBLIC HEARING AND FINAL VOTE

AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, ESTABLISHING A SELF INSURANCE PLAN AND FUND FOR EMPLOYEE HEALTH BENEFITS AND CREATING A BOARD OF FUND COMMISSIONERS AS REQUIRED BY LAW, WHICH SHALL HEREAFTER BE KNOWN AS HOBOKEN CODE CHAPTER 43 (Z-396) (sponsored by Councilwoman Fisher and Councilman Russo)

No other person present desiring to be heard and no written protests or objections received, President Giattino asked for a motion to close the hearing.

President Giattino moved that the hearing be closed.

---Motion duly seconded by Councilwoman Fisher

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

---Yeas: Council persons Bhalla, Cunningha, DeFusco, Doyle, Fisher, Ramos, Russo and President Giattino

---Nays: None.

---Abstain: Mello

President Giattino then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

Councilman Russo comments on the board of fund commissioners

Acting Corp. Counsel comments that they have to be officers or employees of the city

Councilman Cunningham comments officials such as CFO and etc.

Councilman Mello comments whether this is statutory.

PUBLIC COMMENTS

The speakers who spoke: Tim Occhipinti comments the 7th annual Chili cook off for this Sat. 2/20/15 at OLG 422 Willow Ave., Mary Ondrejka comments on angled parking and the street width on Washington St., Cheryl Fallick, Elizabeth Adams, Patricia Waiters.

PETITIONS AND COMMUNICATIONS

16-126

Proclamation from Mayor Dawn Zimmer and the City Council for four (4) honorees for Black History Month.

Received and Filed.

16-127

Communication from Mayor Dawn Zimmer to the City Council regarding the Washington Street Redesign.

Received and Filed.

16-128

APPLICATION FOR MISCELLANEOUS LICENSES

Vendor----- 1 item
Parking Facility----- 1 item
Raffle----- 1 item

---Councilman Russo moved that the licenses be issued.
---Adopted by the following vote: YEAS: 9 – NAYS: 0
---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino
---Nays: None.

16-128A

A report from the Municipal Tax Collector Sharon Curran for taxes collected for the month of January 2016 **\$11,128,621.91 (Abatement Totals –\$11,830.01)**

Received and filed.

16-129

A report from Municipal Court indicating receipts for the month of January 2016 as **\$409,038.42**

Received and filed.

16-130

CLAIMS

---By Councilwoman Fisher

Total for this agenda **\$2,520,909.88**

---Motion duly seconded by Councilman Russo
---Adopted by the following vote: YEAS: 9 – NAYS: 0
---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino
---Nays: None
---Abstain: Doyle on 15-04035

**BA Wiest comments and mentions the revised Claims
Councilman Cunningham comments on vendor Boys and Girl’s Club**

16-131

---By Councilwoman Fisher

PAYROLL

---By Councilwoman Fisher

For the two week period starting January 14 – January 27, 2016

Regular Payroll	O/T Pay	Other Pay
\$1,624,791.70	\$133,181.65	\$82,773.73
Total	\$1,840,747.08	

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

BA Wiest comments that there was an elevation in Overtime due to the snow storm

CONSENT AGENDA

---Motion duly seconded by Councilman Bhalla

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

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.

Pulled from the agenda for discussion: 1,

Removed by Administration: 4 & 20

RESOLUTIONS

16-132

---By Councilwoman Fisher

BY THIS RESOLUTION THE HOBOKEN CITY COUNCIL AUTHORIZES A FINANCIAL GUARANTEE TO PRESERVE THE “MEALS ON WHEELS” PROGRAM OF THE NORTH HUDSON REGIONAL COUNCIL OF MAYORS

WHEREAS, Hoboken participates in the “Meals on Wheels” and other community service programs administered through the North Hudson Regional Council of Mayors (NHRCM); and,

WHEREAS, funding for these programs has not kept pace with the costs thereof, as a result of which the member municipalities must make up the deficit in some manner if these programs are to continue; and,

WHEREAS, Hoboken wishes to try and keep these programs alive, by way of the City’s financial assistance and guarantee of the program for CY2016, at \$15,590.25 per quarter with a credit of \$11,339.00 for overpayments in CY2015 due to a miscalculation by NJRCOM, or \$51,022.00 total to be paid in CY2016; and,

WHEREAS, certification of funds is available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$51,022.00 is available in the following appropriation 6-01-23-222-020 in the CY2016 temporary appropriations; and I further certify that this commitment together with all previously made commitments and payments does not exceed the funds available in said temporary appropriation for the CY2015; and I further certify that the funds available in the said appropriation are intended for the purpose herein committed;

Signed: _____, George DeStefano, CFO

NOW THEREFORE BE IT RESOLVED by the City Council that, subject to the adoption of like resolutions by all other municipalities in the NHRCM, the City of Hoboken shall agree to contribute its proportionate share of the cost of the Meals on Wheels program; and,

BE IT FURTHER RESOLVED that the amount to be provided by the City of Hoboken, for CY2015 shall be for Meals on Wheels and for Nutrition Supplement, **for a total contribution of \$51,022.00 (\$15,590.25/Quarter minus a \$11,339.00 overpayment credit from CY2015);** and,

BE IT FURTHER RESOLVED that the Mayor and the City Clerk are hereby authorized to execute, attest, seal and deliver such documents as are necessary and appropriate to carry out the purposes and intent of this Resolution, in form satisfactory to the Corporation Counsel; and,

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

16-133

---By Councilwoman Fisher

RESOLUTION TO AUTHORIZE AN EXTENSION OF THE PROFESSIONAL SERVICE CONTRACT WITH VICTOR AFANADOR, ESQ. OF LITE DEPALMA AS SPECIAL LEGAL COUNSEL- RENT CONTROL LITIGATION COUNSEL FOR THE CONTINUATION OF OUTSTANDING CY2014 AND CY2015 MATTERS TO THE CITY OF HOBOKEN TO EXPIRE DECEMBER 31, 2016 WITH NO CHANGE IN THE NOT TO EXCEED AMOUNT

WHEREAS, service to the City as Special Counsel –Rent Control Litigation Counsel is a professional service as defined by N.J.S.A. 40A:11-1 et seq. and as such, is exempt from public bidding requirements pursuant to N.J.S.A. 40A:11-5; and,

WHEREAS, the City of Hoboken previously awarded a contract to **Lite DePalma** for the services of Victor Afanador, Esq., for legal services related to CY2014 and CY2015 Rent Control Litigation, and the City now wishes to extend that contract term for purposes of continuation of those matters without increasing the not to exceed amount (there is \$63,000.00 remaining appropriated from the original NTE amount of \$141,500.00 as of 2/1/2015); and,

WHEREAS, Lite DePalma is hereby required to continue to abide by the “pay-to-play” requirements of the Hoboken Public Contracting Reform Ordinance, codified as §20A-11 et seq. of the Administrative Code of the City of Hoboken as well as the Affirmative Action laws and policies under which the City operates; and,

WHEREAS, certification of funds is not required for this resolution.

NOW THEREFORE, BE IT RESOLVED, (a majority of the full council concurring) that the contract with **Lite DePalma** to represent the City as Special Legal Counsel- Rent Control Litigation Counsel be extended for both outstanding CY2014 and CY2015 matters, for a term to expire December 31, 2016, with no change in the not to exceed amount; and

BE IT FURTHER RESOLVED, the contract shall include all the terms of the original contract and this contract shall not be for a sum certain but rather, a retainer, the level of representation in the matters on which to be retained shall be determined as the need arises at the sole discretion of the City; and, this contract is not a guarantee of availability of services or assignment; and,

BE IT FURTHER RESOLVED, the contract shall expressly state that said firm shall be obligated to provide prompt written notice to the City when its invoicing reaches 80% of the not to exceed amount, if the firm believes additional funds will be necessary, and the City shall have no liability for payment of funds in excess of the not to exceed amount; and

BE IT FURTHER RESOLVED that the City Council of the City of Hoboken specifically finds that compliance with Hoboken Ordinance #DR-154 (codified as §20A-4 of the Code of the City of Hoboken), and any and all state Pay to Play laws, is a continuing obligation of **Lite DePalma**; and

BE IT FURTHER RESOLVED the City Clerk shall publish this resolution as required by law and keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.; and,

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to Mayor Dawn Zimmer and Corporation Counsel for action in accordance therewith and to take any other actions necessary to complete and realize the intent and purpose of this resolution; and,

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

16-134

---By Councilman Ramos

RESOLUTION TO APPROVE THE PAYMENT OF THE REMAINING OUTSTANDING AMOUNT OF THE JUDGMENT BALANCE FOR BLOCK 12, IN THE MATTER KNOWN AS CITY OF HOBOKEN V. PONTE, HUD-L-4095-12, IN ACCORDANCE WITH THE JUDGMENT, FROM THE MUNICIPAL OPEN SPACE TRUST FUND, IN THE REMAINING OUTSTANDING AMOUNT OF \$1,546,000.00

WHEREAS, the City of Hoboken is currently involved in the matter known as City of Hoboken v. Ponte, HUD-L-4095-12 regarding Block 12; and,

WHEREAS, the Court has entered a judgment in the amount of \$4,483,000.00, of which the City previously paid \$2,937,000.00 as the down payment, leaving a judgment balance of \$1,546,000.00; and,

WHEREAS, the City seeks to pay the judgment balance from the City's Municipal Open Space Trust Fund, T-26-56-850-851, which is proper under such circumstances since the judgment is for condemnation and acquisition of the property known as Block 12 by the City, and funds to cover the judgment balance are available in said Trust.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Hoboken, that the Council consents to the payment of the judgment balance, \$1,546,000.00, by the Administration from the Municipal Open Space Trust Fund, T-26-56-850-851, and consents to all action taken by the Administration in accordance with the terms of said judgment, including without limitation final payment of the judgment amount from the City's aforementioned funds without contest or the need for a separate claim approval.

BE IT FURTHER RESOLVED, this resolution shall be effective immediately upon adoption.

---Motion duly seconded by Councilman Mello

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

16-135

---By Councilwoman Fisher

RESOLUTION AWARDED A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT TO FACILITY DUDE FOR CY2016 FACILITY MAINTENANCE SOFTWARE TO THE CITY OF HOBOKEN FOR ONE YEAR (FEBRUARY 18, 2016 – FEBRUARY 17, 2017) WITH A NOT TO EXCEED AMOUNT OF THIRTY FOUR THOUSAND FOUR HUNDRED SIXTY SIX DOLLARS AND FIFTY SIX CENTS (\$34,466.56)

WHEREAS, goods and service to the City for facility maintenance software and related consulting is proprietary in nature; and,

WHEREAS, the City's Purchasing Agent has determined and certified in writing that the value of the services, combined with all other services of this vendor over a twelve month period, will exceed \$17,5000.00; and

WHEREAS, the anticipated term of this contract is project based, terminating upon completion, but in no event greater than one (1) year, February 17, 2017; and

WHEREAS, the City now seeks to contract with Facility Dude for said services in accordance with the attached two proposals in an amount not to exceed \$34,466.56 per their two attached proposals; and

***WHEREAS**, Facility Dude is hereby required to abide by the "pay-to-play" requirements of the Hoboken Public Contracting Reform Ordinance, codified as §20A-11 et seq. of the Administrative Code of the City of Hoboken as well as the Affirmative Action laws and policies under which the City operates; and,*

WHEREAS, Facility Dude has completed and submitted a Business Entity Disclosure Certification which certifies that the vendor has not made any reportable contributions to a political or candidate committee in the City of Hoboken in the previous one year, and that the contract will prohibit the vendor from making any reportable contributions through the term of the contract, and has submitted a Business Registration Certificate, a Stockholder Disclosure Statement, and all necessary EEOC forms, prior to consideration of this resolution; and,

WHEREAS, certification of funds is available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$34,466.56.00 is available in the following appropriations: _____ in the CY2016 temporary appropriation; and I further certify that this commitment together with all previously made commitments and payments does not exceed the funds available in said appropriation for the CY2016 temporary appropriation and budget; and I further certify that the funds available in the said appropriation are intended for the purpose herein committed.

Signed: _____, George DeStefano, CFO

NOW THEREFORE, BE IT RESOLVED, that a contract with Facility Dude for said services in accordance with the attached two proposals in an amount not to exceed \$34,466.56 per their two attached proposals.

BE IT FURTHER RESOLVED, the contract shall expressly state that said firm shall be obligated to provide prompt notice to the City when its invoicing reaches 80% of the not to exceed amount if the firm believes additional funds will be necessary, and the City shall have no liability for payment of funds in excess of the not to exceed amount; and

BE IT FURTHER RESOLVED that the City Council of the City of Hoboken specifically finds that compliance with Hoboken Ordinance #DR-154 (codified as §20A-4 of the Code of the City of Hoboken), and any and all state Pay to Play laws, is a continuing obligation of the vendor ; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification, Stockholder Disclosure Certification, all other accompanying business and contract compliance documentation, and the Determination of Value be placed on file with this resolution; and,

BE IT FURTHER RESOLVED the City Clerk shall publish this resolution as required by law and keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.; and,

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to Mayor Dawn Zimmer and Corporation Counsel for action in accordance therewith and to take any other actions necessary to complete and realize the intent and purpose of this resolution; and,

BE IT FURTHER RESOLVED that this resolution shall take effect immediately, subject to the following conditions:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of Facility Dude's attached two proposals shall govern the contract, and no changes may be made without the prior written consent of both parties.
3. Any change orders which shall become necessary shall be subject to the City's ability to appropriate sufficient funds, which appropriation shall be at the sole discretion of the City Council.
4. 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.
5. The Mayor or her designee is hereby authorized to execute an agreement, for the above referenced goods and/or services based upon the following information:

Bill Herzog
Facility Dude
bill.herzog@facilitydude.com
(919) 674-8778 - office
(440) 221-5563 – mobile

---Motion duly seconded by Councilman Doyle

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

16-136

---By Councilman Russo

RESOLUTION AWARDING A CONTRACT TO REGGIO CONSTRUCTION, INC. FOR THE PROVISIONS OF IMPROVEMENTS TO JEFFERSON STREET IN ACCORDANCE WITH THE CITY'S BID NO. 16-04 IN THE TOTAL NOT TO EXCEED AMOUNT OF \$102,552.22

WHEREAS, bids were received for Improvements to Jefferson Street project, as specified in Bid Number 16 - 04; and,

WHEREAS, Seven (7) bids were received, the lowest three (3) being:

<u>VENDOR</u>	<u>TOTAL BASE BID</u>
1. Reggio Construction, Inc. 1575 West Street, Fort Lee, NJ 07024	\$102,552.22

- | | |
|--------------------------------------------------------------------------|--------------|
| 2. American Asphalt & Milling
96 Midland Avenue
Kearney, NJ 07032 | \$104,023.35 |
| 3. Mark Paving Co., Inc.
77 Cutlers Dock Road
Woodbridge, NJ 07095 | \$137,654.65 |

WHEREAS, pursuant to the recommendation of the City Engineer (attached hereto) the City wishes to contract for the services specified in Bid No. 16 - 04, and Reggio Construction, Inc. submitted the lowest, responsible, and responsive bid in the amount of \$102,552.22; and,

WHEREAS, certification of funds is available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$102,552.22 is available from C-04-60-714-210 in the 2016 temporary appropriations; and, I further certify that this commitment together with all previously made commitments and payments does not exceed the funds and I further certify that the funds available in the said appropriation are intended for the purpose herein committed.

Signed: _____, **George DeStefano, CFO**

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Hoboken as follows:

- A. This resolution awards a contract to Reggio Construction, Inc. for Bid No. 16 - 04, in the total amount of One Hundred Two Thousand Five Hundred Fifty two Dollars and Twenty Two Cents (\$102,552.22) for Improvements to Jefferson Street Project ; and said contract shall be to Reggio Construction, Inc in accordance with the specifications as set forth in Bid No. 16 - 04.
- B. If the contract, as provided by the City of Hoboken, is not executed by the vendor within 21 days of execution of this award, the City may cancel this award and rebid the project.
- C. The contract shall be in accordance with the terms of the specifications and the vendor's corresponding bid proposal documents. No exceptions were noted in the City's Engineer's recommendations; therefore, none will be accepted in performing obligations under the bid.
- D. Any change orders required shall be subject to formal City Council authorization, and the City shall not be held liable for any amounts above the within contracted amounts unless/until same is authorized and appropriated by formal resolution of the City Council.
- E. 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 vendor for said purchase and sale.
- F. This resolution shall take effect immediately upon passage.

---Motion duly seconded by Councilman Doyle

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

16-137

---By Councilwoman Fisher

RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO EXCEL ENVIRONMENTAL FOR CITY ENVIRONMENTAL ENGINEERING SERVICES FOR THE HISTORIC ASPECTS OF THE WASHINGTON STREET REDESIGN IN AN AMOUNT NOT TO EXCEED SEVENTEEN THOUSAND FIVE HUNDRED DOLLARS (\$17,500.00) FOR A ONE YEAR TERM TO COMMENCE FEBRUARY 18, 2016 AND EXPIRE FEBRUARY 17, 2017

WHEREAS, the City of Hoboken published RFP's for general municipal engineering, and related services, including environmental engineering services; and,

WHEREAS, the Administration evaluated the proposals provided in response to said RFP, and the Administration thereafter determined that Excel Environmental qualified as a pool LSRP firm to provide the City with the most effective and efficient City engineering (including environmental) services for the 2016 calendar year; and,

WHEREAS, in accordance with the direction of the Administration, the City Council is now asked to award a contract to Excel Environmental for the City's environmental engineering services

for **Historic Aspects of the Washington Street Redesign project** for a total contract amount of Seventeen Thousand Five Hundred Dollars (\$17,500.00), with a one (1) year term to commence on February 18, 2016 and expire February 17, 2017, in accordance with the present proposal of Excel Environmental as well as the CY2016 general engineering (and environmental) RFP and their responsive proposal; and,

WHEREAS, certification of funds is available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$13,000.00 is available in the following appropriation \$8750 to C-04-60-715-120 and \$8750 to C-04-60-715-122; and I further certify that this commitment together with all previously made commitments and payments does not exceed the funds available in said appropriation for the City's budget; and I further certify that the funds available in the said appropriation are intended for the purpose herein committed.

Signed: _____, George DeStefano, CFO

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that a contract with the below listed vendor is awarded for the City's environmental engineering services for Historic Aspects of the Washington Street Redesign project for a total contract amount of Seventeen Thousand Five Hundred Dollars (\$17,500.00), with a one (1) year term to commence on February 18, 2016 and expire February 17, 2017, in accordance with the present proposal of Excel Environmental as well as the CY2016 general engineering (and environmental) RFP and their responsive proposal, as follows:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of the RFP and Excel Environmental's responsive proposal shall govern the contract, and no changes may be made without the prior written consent of both parties.
3. Any change orders which shall become necessary shall be subject to the City's ability to appropriate sufficient funds, which appropriation shall be at the sole discretion of the City Council.
4. 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.
5. The Mayor, or her designee is hereby authorized to execute an agreement, for the above referenced goods and/or services based upon the following information:

Excel Environmental
111 North Center Drive
North Brunswick, NJ 08902

---Motion duly seconded by Councilman De Fusco

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY, AUTHORIZING THE CITY'S PARTICIPATION IN THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM AND AUTHORIZING AND APPROVING CERTAIN ACTIONS IN CONNECTION THEREWITH

BACKGROUND

WHEREAS, the Mayor and City Council of the City of Hoboken, County of Hudson, New Jersey ("City") have determined to undertake a capital improvement program consisting of the acquisition of certain real property in the City identified on the official tax map as Block 10, Lots 1-7 and 30-36, all as more particularly described in the information on file in the office of the Business Administrator and available for inspection during normal business hours (collectively, the "Project"); and

WHEREAS, the City desires to seek low cost financing from the New Jersey Environmental Infrastructure Trust ("NJEIT") to finance all or a portion of the costs of the acquisition and development of the Project ("Project Financing"); and

WHEREAS, the City desires to authorize its Mayor, Chief Financial Officer, Director of Finance, Business Administrator, City Clerk, Deputy City Clerk, Consulting Engineer, Corporate Counsel, Financial Advisor, Auditor and Bond Counsel to prepare and submit an application and other documentation to the NJEIT with respect to said Project Financing.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY, AS FOLLOWS:

Section 1. The preparation and submission of application to the NJEIT for the Project Financing is hereby authorized, approved, ratified and confirmed and the City's Bond Counsel, Consulting Engineer, Corporate Counsel, Financial Advisor and Auditor, along with other representatives of the City, are hereby authorized to prepare and submit such application and any other documents, agreement or other materials necessary and required to complete the Project Financing through the NJEIT and Department of Environmental Protection ("DEP") and to represent the City in matters pertaining thereto.

Section 2. The Mayor, Chief Financial Officer, Director of Finance, Business Administrator, City Clerk and Deputy City Clerk are each hereby severally authorized to determine all matters and execute all documents and instruments in connection with the Project Financing.

Section 3. The Mayor, Chief Financial Officer, Director of Finance, Business Administrator, Consulting Engineer and Bond Counsel are each hereby severally authorized to work with NJEIT and DEP representatives in connection with the Project and the Project Financing.

Section 4. All other resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

Section 5. This Resolution shall take effect immediately upon adoption this __ day of February, 2016.

---Motion duly seconded by Councilman Bhalla
---Adopted by the following vote: YEAS: 9 – NAYS: 0
---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino
---Nays: None.

16-139

---By Councilwoman Fisher

RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO T&M ASSOCIATES FOR FIRST STREET RESURFACING ENGINEERING IN AN AMOUNT NOT TO EXCEED THIRTY THREE THOUSAND ONE HUNDRED DOLLARS (\$33,100.00) FOR A ONE YEAR TERM TO COMMENCE FEBRUARY 18, 2016 AND EXPIRE FEBRUARY 17, 2017

WHEREAS, the City of Hoboken published its annual CY2016 RFP for general municipal engineering services; and,

WHEREAS, the Administration evaluated the proposal provided in response to said RFP, and the Administration thereafter determined that T&M Associates qualified as a pool engineer to provide the City with the most effective and efficient Mechanical Engineering services for the 2016 calendar year; and,

WHEREAS, in accordance with the direction of the Administration, the City Council is now asked to award a contract to T&M Associates for the First Street Resurfacing engineering services for a total contract amount of Thirty Three Thousand One Hundred Dollars (\$33,100.00), with a one (1) year term to commence on February 18, 2016 and expire February 17, 2017; and,

WHEREAS, certification of funds is available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$33,100.00 is available in the following line: _____ of the CY2016 temporary appropriation; and I further certify that this commitment together with all previously made commitments and payments does not exceed the funds available in said appropriation for the CY2016 temporary appropriations; and I further certify that the funds available in the said appropriation are intended for the purpose herein committed.

Signed: _____, George DeStefano, CFO

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that a contract with the below listed vendor is awarded for the First Street Resurfacing engineering services for a total contract amount of Thirty Three Thousand One Hundred Dollars (\$33,100.00), with a one (1) year term to commence on February 18, 2016 and expire February 17, 2017, as follows:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of the RFP and T&M's responsive proposal shall govern the contract, and no changes may be made without the prior written consent of both parties.
3. Any change orders which shall become necessary shall be subject to the City's ability to appropriate sufficient funds, which appropriation shall be at the sole discretion of

- the City Council.
4. 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.
 5. The Mayor, or her designee is hereby authorized to execute an agreement, for the above referenced goods and/or services based upon the following information:
T&M Associates
Middletown, New Jersey

---Motion duly seconded by Councilman DeFusco

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

16-140

---By Councilwoman Fisher

RESOLUTION AUTHORIZING THE CITY OF HOBOKEN TO ENTER INTO THE ATTACHED ANIMAL CONTROL CONTRACT BY AND BETWEEN THE CITY OF HOBOKEN AND LIBERTY HUMANE

WHEREAS, the City of Hoboken has a longstanding relationship with Liberty Humane for Animal Control Services, which the City now wishes to enter into the attached ONE year contract; and,

WHEREAS, certification of funds is available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$71,000.00 is available in the following appropriation: \$23,666.68 from 6-01-27-332-037 in the temporary CY2016 appropriation; and I certify that, immediately upon adoption of the CY2016 final budget I will certify the remaining \$47,333.32 from 6-01-27-332-037; and I further certify that this commitment together with all previously made commitments and payments does not exceed the funds available in said appropriation for the CY2016 temporary appropriation and/or budget; and I further certify that the funds available in the said appropriation are intended for the purpose herein committed.

Signed: _____, George DeStefano, CFO

WHEREAS, the terms of the Animal Control contract are laid out in the Agreement, *attached hereto*, and the City Council is now called upon to either accept or reject the terms of the Agreement.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Hoboken in the County of Hudson as follows:

1. The City Council hereby accepts the Animal Control Agreement, as attached hereto or an agreement substantially similar without any substantive changes; and,
2. The City Council hereby authorizes the Mayor and her Administration to notify Liberty Humane of the Council's authorization of this Agreement.
3. The Mayor, her Administration and Corporation Counsel are hereby authorized to

proceed to execute and finalize said Agreement, or one substantially similar with no substantive changes, expeditiously, and to take any and all steps necessary to effectuate the Agreement.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

16-141

---By Councilwoman Fisher

RESOLUTION AMENDING THE PROFESSIONAL SERVICE CONTRACT TO BOSWELL ENGINEERING FOR CITY ENGINEER FOR HAZARD MITIGATION AT THE MIDTOWN GARAGE AND MULTISERVICE CENTER IN AN INCREASED AMOUNT NOT TO EXCEED FIFTEEN THOUSAND DOLLARS (\$15,000.00) FOR AN EXTENDED TERM TO EXPIRE FEBRUARY 16, 2017

WHEREAS, the City of Hoboken published RFP's for general municipal engineering services; and,

WHEREAS, the Administration evaluated the proposal provided in response to said RFP, and the Administration and City Council included Boswell Engineering on the CY2014 and CY2015 annual list of Pool Engineers from which the City may choose for independent engineering projects throughout the year, and the Administration has now determined that Boswell Engineering can continue to provide the City with the most effective and efficient City Engineering services for the ongoing Hazard Mitigation at the Midtown Garage and Multiservice Center Project, in accordance with their attached proposal dated December 21, 2015; and,

WHEREAS, in accordance with the direction of the Administration, the City Council is asked to amend the award of a contract to Boswell for the City's Engineering for the Hazard Mitigation at the Midtown Garage and Multiservice Center Project, in accordance with their attached proposal dated December 21, 2015, for an increase in the total contract amount of Fifteen Dollars (\$15,000.00), with a new term to expire on February 16, 2017; and,

WHEREAS, certification of funds is available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$15,000 is available in the following appropriation 6-01-31-461-000 in the CY2015 temporary appropriation; and I further certify that this commitment together with all previously made commitments and payments does not exceed the funds available in said temporary appropriation for the CY2014; and I further certify that the funds available in the said appropriation are intended for the purpose herein committed.

Signed: _____, George DeStefano, CFO

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that it hereby awards an amendment of a contract to Boswell for the City's Engineering for the Hazard

Mitigation at the Midtown Garage and Multiservice Center Project, in accordance with their attached proposal dated December 21, 2015, for an increase in the total contract amount of Fifteen Dollars (\$15,000.00), with a new term to expire on February 16, 2017 and with the additional contract terms as follows:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of Boswell's attached proposal shall govern the contract, and no changes may be made without the prior written consent of both parties.
3. Any change orders which shall become necessary shall be subject to the City's ability to appropriate sufficient funds, which appropriation shall be at the sole discretion of the City Council.
4. 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.
5. The Mayor, or her designee is hereby authorized to execute an agreement, for the above referenced goods and/or services based upon the following information:

Boswell Engineering
South Hackensack, New Jersey

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

16-142

---By Councilman Ramos

RESOLUTION AWARDING A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT TO VALUE RESEARCH GROUP, LLC FOR CY2016 APPRAISAL AND CONSULTING SERVICES FOR ACADEMY BUS PROPERTY TO THE CITY OF HOBOKEN FOR ONE YEAR (FEBRUARY 18, 2016 – FEBRUARY 17, 2016) WITH A NOT TO EXCEED AMOUNT OF FIFTEEN THOUSAND DOLLARS (\$15,000.00)

WHEREAS, service to the City as CY2016 Professional Appraisers and Consultants is a professional service for determining the market value for acquisition purposes, as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and,

WHEREAS, the City's Purchasing Agent has determined and certified in writing that the value of the services, combined with all other services of this vendor over a twelve month period, will exceed \$17,5000.00; and

WHEREAS, the anticipated term of this contract is project based, terminating upon completion, but in no event greater than one (1) year, which expires February 17, 2017; and

WHEREAS, the City now seeks to contract with Value Research Group, LLC for appraisal and consultation fees charged at \$150/hour in an amount not to exceed \$15,000.00 for Academy Bus Property per their February 5, 2016 Proposal; and

WHEREAS, the firm of Value Research Group, LLC is hereby required to abide by the “pay-to-play” requirements of the Hoboken Public Contracting Reform Ordinance, codified as §20A-11 et seq. of the Administrative Code of the City of Hoboken as well as the Affirmative Action laws and policies under which the City operates; and,

WHEREAS, Value Research Group, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that the vendor has not made any reportable contributions to a political or candidate committee in the City of Hoboken in the previous one year, and that the contract will prohibit the vendor from making any reportable contributions through the term of the contract, and has submitted a Business Registration Certificate, a Stockholder Disclosure Statement, and all necessary EEOC forms, prior to consideration of this resolution; and,

WHEREAS, certification of funds is available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$15,000.00 is available in the following appropriations: C-04-60-711-120 in the CY2016 temporary appropriation; and I further certify that this commitment together with all previously made commitments and payments does not exceed the funds available in said appropriation for the CY2016 temporary appropriation and budget; and I further certify that the funds available in the said appropriation are intended for the purpose herein committed.

Signed: _____, George DeStefano, CFO

NOW THEREFORE, BE IT RESOLVED, that a contract with Value Research Group, LLC for planning and engineering services be, and is hereby, awarded, in an amount not to exceed \$15,000.00, for CY2016 Appraisal and Consulting Services for the Academy Bus property, pursuant to their proposal dated February 5, 2016.

BE IT FURTHER RESOLVED, the contract shall expressly state that said firm shall be obligated to provide prompt notice to the City when its invoicing reaches 80% of the not to exceed amount if the firm believes additional funds will be necessary, and the City shall have no liability for payment of funds in excess of the not to exceed amount; and

BE IT FURTHER RESOLVED that the City Council of the City of Hoboken specifically finds that compliance with Hoboken Ordinance #DR-154 (codified as §20A-4 of the Code of the City of Hoboken), and any and all state Pay to Play laws, is a continuing obligation of the vendor ; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification, Stockholder Disclosure Certification, all other accompanying business and contract compliance documentation, and the Determination of Value be placed on file with this resolution; and,

BE IT FURTHER RESOLVED the City Clerk shall publish this resolution as required by law and keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.; and,

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to Mayor Dawn Zimmer and Corporation Counsel for action in accordance therewith and to take any other actions necessary to complete and realize the intent and purpose of this resolution; and,

BE IT FURTHER RESOLVED that this resolution shall take effect immediately, subject to the following conditions:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of Value Research Group, LLC's Proposal dated January 11, 2016 shall govern the contract, and no changes may be made without the prior written consent of both parties.
3. Any change orders which shall become necessary shall be subject to the City's ability to appropriate sufficient funds, which appropriation shall be at the sole discretion of the City Council.
4. 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.
5. The Mayor or her designee is hereby authorized to execute an agreement, for the above referenced goods and/or services based upon the following information:

Value Research Group, LLC
301 South Livingston Avenue, Suite 104
Livingston, New Jersey 07039

---Motion duly seconded by Councilman Mello

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

16-143

---By Councilman De Fusco

RESOLUTION AWARDING A CONTRACT TO TRINO ASSOCIATES, LLC FOR THE PROVISIONS OF WATERFRONT ARCHITECTURAL RAILING REPLACEMENT IN ACCORDANCE WITH THE CITY'S BID NO. 16-05 IN THE TOTAL NOT TO EXCEED AMOUNT OF \$93,750.00

WHEREAS, bids were received for Waterfront Architectural Railing Replacement project, as specified in Bid Number 16 - 05; and,

WHEREAS, Seven (7) bids were received, the lowest three (3) being:

<u>VENDOR</u>	<u>TOTAL BASE BID</u>	<u>COMMENTS</u>
1. Trino Associates, LLC 354 Verona Way Paramus, NJ 07652	\$93,750.00	
2. Max Adamo Construction 569 Prospect Avenue Ridgefield, NJ 07657	\$119,625.00	
3. Senco Precision Parts, LLC 210 River Street, Suite 23	\$92,000.00	Rejected – Fatal Defect

Hackensack, NJ 07601

WHEREAS, pursuant to the recommendation of the City Engineer (attached hereto) the City wishes to contract for the services specified in Bid No. 16 - 05, and Trino Associates, LLC submitted the lowest, responsible, and responsive bid in the amount of \$93,750.00, with the lowest bid of Senco Precision Parts, LLC. being rejected because the amount in words and the figures provided on the bid proposal did not match which is a fatal defect in the bid according to state law; and,
and,

WHEREAS, certification of funds is available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that _____ is available from _____ in the 2016 temporary appropriations; and I further certify that, upon adoption of same, I will immediately review the CY2016 budget to determine whether the additional _____ balance is available and appropriated in the CY2016 budget, as adopted; and, I further certify that this commitment together with all previously made commitments and payments does not exceed the funds and I further certify that the funds available in the said appropriation are intended for the purpose herein committed.

Signed: _____, George DeStefano, CFO

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Hoboken as follows:

- A. This resolution awards a contract to Trino Associates, LLC for Bid No. 16 - 05, in the total amount of Ninety Three Thousand Dollars Seven Hundred Fifty (\$93,750.00) for Waterfront Architectural Railing Replacement Project ; and said contract shall be to Trino Associates, LLC in accordance with the specifications as set forth in Bid No. 16 - 05.
- B. If the contract, as provided by the City of Hoboken, is not executed by the vendor within 21 days of execution of this award, the City may cancel this award and rebid the project.
- C. The contract shall be in accordance with the terms of the specifications and the vendor's corresponding bid proposal documents. No exceptions were noted in the City's Engineer's recommendations; therefore, none will be accepted in performing obligations under the bid.
- D. Any change orders required shall be subject to formal City Council authorization, and the City shall not be held liable for any amounts above the within contracted amounts unless/until same is authorized and appropriated by formal resolution of the City Council.
- E. 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 vendor for said purchase and sale.
- F. This resolution shall take effect immediately upon passage.

---Motion duly seconded by Councilwoman Fisher

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

16-144

---By Councilwoman Fisher

RESOLUTION AUTHORIZING THE CITY OF HOBOKEN TO INCLUDE NORTH HUDSON SEWER AUTHORITY IN THE TAX SALE

WHEREAS, the Tax Collector is authorized to include in said sale any and all unpaid sewer charges certified to the Tax Collector from North Hudson Sewer Authority; and,

WHEREAS, the Tax Collector is authorized to send two direct mailings for Tax Sale and collect a charge of not more than \$25.00 per direct mailing, in compliance with N.J.S.A. 54:5-26 for said tax sales; and,

NOW THEREFORE BE IT RESOLVED that a certified copy of this resolution shall be provided by the Municipal Clerk to the Tax Collector, the City Attorney and the City Auditor for the City of Hoboken.

BE IT FURTHER RESOLVED, that the Tax Collector is hereby directed to proceed as set forth in the paragraphs above, with the authority to issue for sale any and all unpaid sewer charges certified by NHSA, and provide for direct mailings, of not more than two per sale, for a maximum fee per mailing of \$25.00 for any unpaid taxes or sewer charges

being issued at sale, whether on behalf of NHSA or the City.

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

16-145

---By Councilwoman Fisher

RESOLUTION AUTHORIZING THE SALE OF SURPLUS PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON www.GOVDEALS.com (AN ONLINE AUCTION WEBSITE)

Whereas, the City of Hoboken has determined that surplus items including but not limited to: City owned vehicles and other miscellaneous equipment; and

Whereas, the State of New Jersey permits the sale of surplus property no longer needed for public use through the use of an online auction service, pursuant to the Local Unit Electronic Technology Pilot Program and Study Act, P.L. 2001, c.30; and

Whereas, the City of Hoboken has the property listed in Schedule A, attached to this Resolution and desires to sell this property online through www.govdeals.com.

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby authorizes the Administration to post an offer to sell each of the items listed on schedule A, via the auction website as follows:

Online Auction Site: www.govdeals.com

Start Date: (see Schedule A)

End Date: (see Schedule A)

Auction Fees: 7.5% of the winning bid amount, paid through proceeds of the sale.

Shipping: All shipping arrangements and shipping costs are the responsibility of the buyer. Item pickup on location: Municipal Garage, 256 Observer Hwy, Hoboken, New Jersey 07030.

Possession: Within ten (10) business days (excluding holidays) of winning bid and at pickup location.

Other Terms: All items are being sold “as is, where is; no warranties expressed or implied.” Payment by the bidder must be submitted to the City of Hoboken within five (5) business days (excluding holidays) of winning the bid. Pickup of items auctioned must be made within ten (10) business days (excluding holidays) of winning bid unless other arrangements have been made prior.

Minimum Bid: The minimum bid/reserve is listed in Schedule A for each of the items to be auctioned.

BE IT FURTHER RESOLVED, the Council authorizes the Administration to take action in accordance with this approval.

---Motion duly seconded by Councilman Russo
---Adopted by the following vote: YEAS: 9 – NAYS: 0
---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino
---Nays: None.

16-146

---By Councilwoman Fisher

RESOLUTION TO AUTHORIZE EXECUTION OF THE ATTACHED ACCESS AGREEMENT BETWEEN THE BOARD OF TRUSTEES OF THE HOBOKEN FREE PUBLIC LIBRARY AND THE CITY OF HOBOKEN REGARDING PRE-LEASE BUILDOUT OF THE MULTISERVICE CENTER

WHEREAS, the City wishes to enter into the attached Access Agreement with the Hoboken Free Public Library, for the Library's benefit; and

WHEREAS, the Agreement serves as an access agreement in favor of the City for the Library's proposed use of the Multiservice Center for temporary library services; and,

WHEREAS, certification of funds are not required for this resolution.

NOW THEREFORE, BE IT RESOLVED, that the City is authorized to enter into the attached Access Agreement with the Hoboken Free Public Library, and take any and all other action to effectuate the Agreement, and the terms thereunder; and,

BE IT FURTHER RESOLVED the City Clerk shall publish this resolution as required by law and keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.; and,

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to Mayor Dawn Zimmer and Corporation Counsel for action in accordance therewith and to take any other actions necessary to complete and realize the intent and purpose of this resolution; and,

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

---Motion duly seconded by President Giattino
---Adopted by the following vote: YEAS: 9 – NAYS: 0
---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino
---Nays: None.

16-147

---By Councilwoman Fisher

RESOLUTION AUTHORIZING THE REFUND OF TAX APPEALS STATE TAX COURT (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF \$41,592.65)

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

WHEREAS, Sharon Curran, Collector of Revenue recommends that the refund be made;

NOW, THEREFORE, BE IT RESOLVED, that a warrant be drawn on the City Treasury made payable to the following totaling \$41,592.65

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>YEAR</u>	<u>AMOUNT</u>
Zipp & Tannenbaum trust Acct. 280 Raritan Center Pkwy. Edison, NJ 08837	104/1.02	1118 Adams St/ 1121 Jefferson St	2015	\$39,109.13
Michael A. Vespasiano Trust Acct. 331 Main Street Chatham, NJ 07928	178/10	229 Park Avenue	2015	\$ 2,483.52

---Motion duly seconded by Councilman Russo

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

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo

---Nays: Giattino

16-148

---By Councilman Mello

RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF \$7,550.12)

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 Treasury made payable to the following totaling \$7,550.12

<u>NAME</u>	<u>BL/LT/UNIT</u>	<u>PROPERTY</u>	<u>QTR/YEAR</u>	<u>AMOUNT</u>
Mortgage Service Center 95 Methodist Hill Road, Suite 400 Rochester, NY 14623	109/1.01/C0631	1200 Grand Street	4/15	\$3,352.27 <u>abatement</u>
Chase (Refund Dept.) P.O. Box 961227 Ft. Worth, TX 76161-0227	159/4/C1929	711 Clinton Street	1&2/15	\$ 428.40
Samuel Yau 119 Clinton Street #F Hoboken, NJ 07030	33/9/C000F	119 Clinton Street	3/15	\$1,130.26

Samuel Cordova 179/34/C0001 322 Garden Street 2/15 \$1,319.83
322 Garden Street #1
Hoboken, NJ 07030

Eric Offenbacher 20/14/C0004 367 First Street 3/15 \$1,319.36
367 First Street #4
Hoboken, NJ 07030

---Motion duly seconded by Councilman Cunningham
---Adopted by the following vote: YEAS: 8 – NAYS: 1
---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo
---Nays: Giattino

ORDINANCES

Introduction and First Reading

16-149
Z-397

AN ORDINANCE TO AMEND HOBOKEN CITY CODE SECTION 93-2 AND 93-3 REGARDING THE LICENSING OF DOGS

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

Section 1: The following amendments shall be made to Hoboken Code Sections 93-2 and 93-3
(additions notated in underline and deletions notated in ~~striketrough~~):

§ 93-2 Licensing requirements.

A. It shall be a violation of this chapter for any person who:

- (1) Owns, keeps or harbors any dog of licensing age within the City; and
- (2) Fails to obtain, in the first instance for each registered dog annually and thereafter for three year periods for each registered dog, in the month of May ~~January~~, a licensing tag for each dog so owned, kept or harbored; and
- (3) Fails to securely place upon such dog a dog collar or harness with said licensing tag affixed thereto.

B. It shall be a violation of this chapter for the owner of any newly acquired dog of licensing age, or any dog which attains licensing age, to not make application for a licensing tag for such dog within 10 days after such dog becomes of licensing age.

C. Guide dogs shall be licensed and registered in accordance with this chapter; however, they shall not be subject to the fee provisions of § 93-3.

§ 93-3 License fees.

A. Any person applying for the licensing tag pursuant to § 93-2, shall pay a fee of:

(1) For each dog that is not spayed or neutered: ~~\$15~~ \$14 for an annual license, and \$32 for a three year license.

(2) For each dog that is spayed or neutered: ~~\$18~~ \$10 for an annual license, and \$22 for a three year license.

B. All licenses, licensing tags, and renewals shall expire on the last day of May ~~January~~ in each year.

C. The City shall assess a late fee of \$10 for each dog license renewal application filed after the license has expired.

Section 2: This ordinance shall be part of the General Code of the City of Hoboken as though codified and fully set forth therein.

Section 3: The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. All ordinance and parts of ordinances inconsistent herewith are hereby repealed.

Section 4: This ordinance shall take effect as provided by law.

President Giattino moved that the ordinance pass its first reading as read and be laid of the table for public inspection to be further considered for final passage at a meeting of the Council to be held on **March 2, 2016 at 7:00 PM.**

---Motion duly seconded by Councilman Cunningham

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

---Yeas: Council persons Bhalla, Cunningham, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: Defusco

16-150

Z-398

**ORDINANCE AMENDING BOND ORDINANCE Z-361 OF THE CITY OF HOBOKEN,
COUNTY OF HUDSON, NEW JERSEY**

BE IT ORDAINED, by the City Council of the City of Hoboken, County of Hudson, New Jersey ("City") (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

Section 1. Sections 7(C) and 7(G) of Bond Ordinance Z-361, duly adopted by the City Council on July 8, 2015 ("Ordinance"), are hereby amended in their entirety to provide as follows:

"Section 7. The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the amount of down payment for each said purpose; the maximum amount obligations to be issued for each said purpose and the period of usefulness of each said purpose within the limitations of the Local Bond Law are as follows:

<u>Purpose/Improvement</u>	<u>Estimate d Total Cost</u>	<u>Dow n Pay ment</u>	<u>Amount of Obligatio ns</u>	<u>Period of Usefuln ess</u>
C. Acquisition of Fire Ladder Truck for Fire Department, Acquisition of Medical Transport Vehicle for Department of Health and Human Services, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	650,000	32,500	617,500	10 years
G. Renovations and Improvements to Fire Department Building, all as more particularly described in the documentation on file in the Office of the City Engineer and available for inspection during normal City hours, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	455,000	22,750	432,250	15 years

"Section 2. Section 8 of the Ordinance is hereby amended in its entirety to provide as follows:

"Section 8. The average period of useful life of the several purposes for the financing of which this Bond Ordinance authorizes the issuance of bonds or bond anticipation notes, taking into consideration respective amounts of bonds or bond anticipation notes authorized for said several purposes, is not less than 12.55 years."

Section 3. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the regulations promulgated by the Local Finance Board showing full detail the amended capital budget and capital improvement program as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, are on file with the City Clerk and available for public inspection.

Section 4. All other parts of the Ordinance not amended hereby shall remain in full force and effect.

Section 5. All bonds or bond anticipation notes heretofore issued and now outstanding pursuant to the Ordinance, and any moneys expended or any expenses incurred pursuant to appropriations made by the Ordinance, if any, shall be accounted and deemed to have been issued, expended or incurred pursuant to this ordinance.

Section 6. In accordance with the Local Bond Law, this ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

President Giattino moved that the ordinance pass its first reading as read and be laid of the table for public inspection to be further considered for final passage at a meeting of the Council to be held on **March 2, 2016 at 7:00 PM.**

---Motion duly seconded by Councilman Cunningham

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

16-151

Z-399

ORDINANCE APPROVING THE TERMS OF THE ATTACHED LEASE AGREEMENT BETWEEN THE CITY OF HOBOKEN AS LESSOR AND THE TRUSTEES OF THE FREE PUBLIC LIBRARY OF THE CITY OF HOBOKEN AS LESSEE FOR THE USE OF PROPERTY IN THE MULTISERVICE CENTER

WHEREAS, the City of Hoboken owns, property which is commonly referred to as the Multiservice Center (hereinafter referred to as the “Property”); and

WHEREAS, the Trustees wishes to obtain a lease agreement for the use of a portion of the Property during the term of the renovation of the Free Public Library (lease and premises description attached hereto); and

WHEREAS, the City Council, hereby acknowledges the necessity of the said lease, in the public interest, and therefore approves of the lease by way of the within City ordinance, which approval is not subject to public bidding, as the City is providing the lease on the specific property in the public interest; and

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Hoboken, as follows:

SECTION ONE:

- 1) Approval of the attached lease between the City of Hoboken and the Trustees of the Free Public Library, as attached, is hereby authorized by the City Council; and
- 2) The Mayor or her agent is hereby authorized to take any and all actions necessary to enter into the attached easement, or one similar in substance and form; and

SECTION TWO: REPEAL OF INCONSISTENT PROVISIONS

All ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only to the extent of such conflict or inconsistency, it being the legislative intent that all such ordinances or part of ordinances now existing or in effect unless the same are in conflict or inconsistent with any provision of this Ordinance shall remain in effect.

SECTION THREE: SEVERABILITY

The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections,

subsections, sentences, clauses and phrases of this Ordinance, but shall remaining in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION FOUR: EFFECTIVE DATE

This Ordinance shall take effect immediately upon passage and publication as provided by law.

SECTION FIVE: CODIFICATION

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.

President Giattino moved that the ordinance pass its first reading as read and be laid of the table for public inspection to be further considered for final passage at a meeting of the Council to be held on **March 2, 2016 at 7:00 PM.**

---Motion duly seconded by Councilman Mello

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

16-152
Z-400

AN ORDINANCE AMENDING CHAPTER 179A ENTITLED “TAXI CABS”, CHAPTER 190 ENTITLED “VEHICLES AND TRAFFIC”, AND CHAPTER 192 ENTITLED “PARKING FOR HANDICAPPED” TO AMEND VARIOUS CURBSIDE PARKING REGULATIONS

WHEREAS, Chapter 179A of the General Code of the City of Hoboken establishes the rules and regulations associated with the City’s taxi licensing; and,

WHEREAS, Chapter 190 of the General Code of the City of Hoboken establishes the rules and regulations associated with circulation and parking within City borders; and,

WHEREAS, Chapter 192 of the General Code of the City of Hoboken establishes the rules and regulations associated with handicapped parking; and,

WHEREAS, the municipality has found that specific sections of Chapters 179A, 190, and 192 currently require amendments to better effectuate orderly and efficient use of public space and scarce curbside resources.

NOW, THEREFORE, the City Council of the City of Hoboken does hereby Ordain as follows (additions noted in underline, ~~deletions noted in strikethrough~~):

SECTION ONE: AMENDMENTS TO HOBOKEN CODE CHAPTER 179A

§ 179A-24. Taxi stand; establishment and use.

B. There are hereby established, taxi stands at the following location;

(1) On the southern side of Hudson Place, east of River Street;

~~(2) On the northern side of 14th Street, east of Washington Street;~~

~~(3) On the eastern side of Adams Street beginning at the southerly curblin of 14th Street (south marginal road) and _____ (?)~~

SECTION TWO: AMENDMENTS TO HOBOKEN CODE CHAPTER 190

§ 190-6. No stopping standing.

B. Stopping or standing prohibited at any time. In accordance with the provisions of this subsection, no person shall stop or stand a vehicle at any time upon any of the following described streets or parts of streets:

Street Location	Side	Location
<u>Eighth Street</u>	<u>North</u>	<u>Beginning at the easterly curblin of Castle Point Terrace and extending to the easterly curblin of Hudson Street</u>

§ 190-6.1. Restricted parking for police vehicles, fire vehicles and official business.

Street Location	Side	Location	Restriction
First Street	South	Beginning at a point 35 feet east of the easterly curblin of Bloomfield Street and extending 83 feet easterly therefrom	Parking utility vehicles only at all times
<u>First Street</u>	<u>South</u>	<u>Beginning at a point 35 feet east of the easterly curblin of Bloomfield Street and extending to the westerly curblin of Washington Street</u>	<u>Parking utility vehicles only at all times</u>

§ 190-11. Loading zones designated.

The locations described are hereby designated as Loading Zones. No person shall park a vehicle in said location during the times indicated other than for the loading or unloading of goods and materials for a time limit of 20 minutes.

Name of Street	Times	Sides	Location
Bloomfield Street	8:00 a.m. to 6:00 p.m. Monday through Friday	West	Beginning at the northwest curblines of 10th Street and extending 35 feet northerly therefrom
<u>Bloomfield Street</u>	<u>8:00 a.m. to 6:00 p.m. Monday through Friday</u>	<u>West</u>	<u>Beginning at a point 35 feet north of the northerly curblines of Tenth Street and extending 25 feet northerly therefrom</u>
<u>Hudson Place</u>	<u>8:00 a.m. to 4:00 p.m. Monday through Friday</u>	<u>North</u>	<u>Beginning at a point 20 feet west of the the easterly terminus of Hudson Place and extending 18 feet westerly therefrom</u>
Park Avenue	8:00 a.m. to 6:00 p.m. Monday through Friday	West	Beginning at the northwest curblines of 10th Street and extending 35 feet northerly therefrom
<u>Park Avenue</u>	<u>8:00 a.m. to 6:00 p.m. Monday through Friday</u>	<u>West</u>	<u>Beginning at a point 35 feet north of the northerly curblines of Tenth Street and extending 25 feet northerly therefrom</u>
<u>Washington Street</u>	<u>8:00 a.m. to 3:00 p.m. Monday through Friday</u>	<u>East</u>	<u>Beginning at a point 40 feet south of the southerly curblines of Newark Street and extending 70 feet southerly therefrom</u>
Willow Avenue	8:00 a.m. to 6:00 p.m. Monday through Friday	West	Beginning at the northwest curblines of 10th Street and extending 35 feet north therefrom
<u>Willow Avenue</u>	<u>8:00 a.m. to 6:00 p.m. Monday through Friday</u>	<u>West</u>	<u>Beginning at a point 35 feet north of the northerly curblines of Tenth Street and extending 25 feet northerly therefrom</u>

§ 190-27. Angle parking locations.

~~A. Traditional angle parking.~~

A. Head-in angle parking

Name of Street	Side	Angle	Location
Newark Street	South	60°	Washington Street to Court Street
Sixth Street	South	60°	From Clinton Street to Grand Street

B. Reverse angle parking.

Name of Street	Side	Angle	Location
<u>Sixth Street</u>	<u>South</u>	<u>60°</u>	<u>From Clinton Street to Grand Street</u>

§ 190-29.8. Time limit location parking and fees.

In accordance with the provisions of this Article XVII, no person shall park or stand a vehicle for longer than the time limit posted upon any of the herein described streets or parts of streets, subject only to the exceptions and conditions in § 190-29.9:

Street Location	Side	Hours/Time Limits	Rate
Newark Street from Court Street to Washington Street	South	9:00 a.m. to 9:00 p.m./ 2.0 hours	\$0.25/15 min.

§ 190-54. (Corner Car) Locations designated.

Street Location	Side	Location
First Street	South	Beginning at a point 35 feet west of the westerly curbline of First Street and extending 32 feet westerly therefrom
<u>First Street</u>	<u>North</u>	<u>Beginning at a point 35 west of the westerly curbline of First Street and extending 32 feet westerly therefrom</u>

SECTION THREE: AMENDMENTS TO HOBOKEN CODE CHAPTER 192

§ 192-4. Enumeration of spaces.

B. The following locations are hereby approved by the Committee for Handicap Parking as general handicap spaces for all persons holding a motor vehicle services placard and/or the handicap license plates pursuant to N.J.S.A. 39:4-205:

Name of Street	Side	Location
Grand Street	West	Beginning at a point 55 feet north of the southerly curbline of Second Street and extending 22 feet southerly therefrom
<u>Grand Street</u>	<u>West</u>	<u>Beginning at a point 80 feet south of the southerly curbline of Second Street and extending 22 feet southerly therefrom</u>

SECTION FOUR: REPEAL OF INCONSISTENT PROVISIONS

All ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only to the extent of such conflict or inconsistency, it being the legislative intent that all such ordinances or part of ordinances now existing or in effect unless the same are in conflict or inconsistent with any provision of this Ordinance shall remain in effect.

SECTION FIVE: SEVERABILITY

The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remaining in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION SIX: EFFECTIVE DATE

This Ordinance shall take effect immediately upon passage and publication as provided by law.

SECTION SEVEN: CODIFICATION

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.

President Giattino moved that the ordinance pass its first reading as read and be laid off the table for public inspection to be further considered for final passage at a meeting of the Council to be held on **March 2, 2016 at 7:00 PM.**

---Motion duly seconded by Councilman Ramos

--Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

16-153

Z-401

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR PERSONS WITH DISABILITIES) APPROVAL RE: PRIVATE PARKING SPACES FOR PERSONS WITH DISABILITIES

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

Section 1: The following additions shall be made to Hoboken Code Sections 192-4:

Section 192-4 is hereby amended to add the following restricted handicapped parking spaces:

Joseph Valente 702 Willow Avenue: west side of Willow Avenue, beginning at a point of 35 feet north of the northerly curblin of Seventh Street and extending 22 feet northerly therefrom.

Homayoon Kambiz 228 Jefferson Street: west side of Jefferson Street, beginning at a point of 65 feet south of the southerly curblineline of Third Street and extending 22 feet southerly therefrom.

Section 2: This ordinance shall be part of the General Code of the City of Hoboken as though codified and fully set forth therein.

Section 3: The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. All ordinance and parts of ordinances inconsistent herewith are hereby repealed.

Section 4: This ordinance shall take effect as provided by law.

President Giattino moved that the ordinance pass its first reading as read and be laid of the table for public inspection to be further considered for final passage at a meeting of the Council to be held on **March 2, 2016 at 7:00 PM.**

---Motion duly seconded by Councilman Ramos

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

---Nays: None.

NEW BUSINESS

Council President comments on a female who needs a no parking sign locate at 228 Jefferson Street.

Councilman Russo comments.

Councilman DeFusco comments on thanking Public Safety for their work at the fire on Washington St. this past weekend and the potential relocation of the shuttle buses and should have a resolution soon.

Councilwoman Fisher comments on the Public Safety meeting with Councilmen Ramos and Mello with Chief Ferrante regarding some big buildings that may install cameras and see if there are ways to add more cameras to help the Police Department. We are updating it at the Tea Building
Chief Ferrante comments.

Councilman Russo comments on the Multi-service Center, we had some issues with the heat, is there a permanent plan in place?

Director Pellegrini comments that it will be updated but there are some additional problems and controls, so I directed Boswell Engineering to contact the contractor who worked on the HVAC system and it's not in the senior center.

Councilman Ramos comments on the Z-396, please relay to the Mayor if there's any help and would like to be a part of it, would like to thank all the Public Safety members for their service, and it was amazing to see and thank the fire fighters, our thoughts and prayers are with them and congratulate the Governing Body on the resolution #1.

Councilman Doyle comments on the ordinance #4 and urges we help the public library out and also ask Councilman Cunningham and Russo for a Zoning Board Master Plan committee meeting scheduled to get some results on the build out analysis and also that on Feb. 27th, a week after the Chili Club, the HoHas will have a buffet dinner and live music and proceeds go to the Jubilee Center and Cerebral Palsy, it's \$30.00 at the door.

Councilman Ramos comments on Jackson Street, we are going to speak with Maser Consulting, did SW Park go out for bid? Yesterday, met with the Director of Housing Authority and hopefully get a MUA with access to certain facilities at the Housing Authority and meet with Chief Ferrante, also the list on HHA, the Hoboken Housing Authority has eight preferences versus others have 2-3 and hopefully have a much more transparent like place it on the website to avoid back logs and thanks the Public Safety for their services at the Washington St. and happy the HFD are ok.

Councilman Mello comments that it was brought up at the last meeting and the Director of HHA is aware, please communicate with me and hopefully we can cut out some of these preferences BA Wiest comments that hopefully place it on the next agenda and will send out the bid date.

Councilman Bhalla comments and wanted Director Pellegrini could look at some lights that were out, also asked that BA Wiest provide some documents regarding the hospital or lease documentation; also that there's a rebuild by design at 6:00-9:00 at Wallace School and sponsored by the DEP, Mayor Zimmer will be there, the three current options will be rolled out and finally much gratitude to the Hoboken Police and Fire Department for their services at the Fire on Washington St., and would it be possible to utilize our tenant advocate since some folks may be displaced, if BA Wiest can contact the tenant advocate and see what he can do to assist.

Councilman Doyle comments that one lingering issue is the scope of the work legal services vs. litigation regarding the tenant advocate's duties, and that we have to look at the issue of the services/task.

Councilman Bhalla comments that it's not purely litigation, as a tenant advocate at Union City there were a lot of fires in Union City so there's a need.

Councilman Ramos comments on one issue, the Environmental Services committee meeting, there should be cleaner sidewalks and parks, we looked at some vehicles which can do a job of 5 men in 20 min., and be provided printed out copies for the Governing Body of such a vehicle, everyone gets (2), see if we can create a line item in our budget, it's meant for urban streets.

Councilman Cunningham comments on last week, there was a kick-off meeting for the Committee regarding the – the Post Office project; there was a determination of a need to rehab, now we have charged the engineers to look at the parking and the private garage and hopefully have a boutique type of hotel and will update more at the next meeting; the same committee will meet regarding the Western Edge- Block 112 and hopefully have something in the first meeting of March. Many thanks for public safety on their efforts on Sunday night, all the best to the men and women who suffered as well as the victims, our thoughts for our victims and one other thing for Director Pellegrini regarding serious lights out from 13th to 14th St.

Director Pellegrini comments he would look into it.

Councilman Mello comments on the SW park progress and please cc me on it, milestones and be updated on it, ask Mr. Wiest about the raw sewage in the 4th Ward, in NYC he has a friend who has an organic treatment and it's a health hazard and would like the city to look at it, the Environmental Health & Human services, one highlights, we want the 9-11 memorial to move forward on this and reinforce this glass and present it to the Council and give a quick run-down, there was a public

safety meeting, will let Chief Ferrante know about the cameras at HHA, and thank him for doing a great job of keeping HHA safe and look into a MOU with the HHA about the camera
BA Wiest comments to give the name of the community and they will look at it.

Director Pellegrini comments on the 9-11 memorial that the next step is to do a stress test and how we can fund the project; if the test passes, how do we fabricate the 57 pieces of glass and we will have a platform to hold that glass on Pier A, the ball park figure is around \$1M and figure out how to fund it.

Councilman Russo comments how much is left in the 9-11 fund and would like a breakdown for the cost from beginning to end what was spent and how much was allocated from the City and the state
Director Pellegrini comments \$42,000.00 remains in fund.

Councilman Doyle comments on the need to proceed in a parallel track on both the glass test and memorial design.

Council President comments and would like to thank Daily news shop who acted as a warming station and thank public safety for their efforts as well as residents who offered shelter for the victims.

At 11:11 PM meeting adjourned of the Governing Body on a motion by Council duly seconded by the Council members.

Council President Giattino then adjourned the meeting at 11:11 PM.

PRESIDENT OF THE COUNCIL

CITY CLERK