

THE COUNCIL OF THE CITY OF HOBOKEN

REGULAR MEETING OF SEPTEMBER 19, 2012

STARTING AT 7:00PM

Please note: The Hoboken City Council may consider additional Resolutions, Ordinances or any other matter brought before the Hoboken City Council until September 19, 2012 and throughout the meeting

SECOND READING/PUBLIC HEARING AND FINAL VOTE

1. BOND ORDINANCE AUTHORIZING THE REHABILITATION AND RECONSTRUCTION OF PIER "A" AND THE CONSTRUCTION OF THE 9/11 MEMORIAL THEREON, IN AND FOR THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF \$2,554,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$2,426,300; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

(sponsored by Councilman Mello and Councilman Cunningham) (Z-194)

2. AN ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-53(b) TO FUND THE COSTS ASSOCIATED WITH EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY IN AND FOR THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY

(sponsored by Councilman Mello & Councilman Bhalla) (Z-204)

3. AN ORDINANCE TO AMENDING ARTICLE V "SIDEWALK CAFES" OF CHAPTER 168 ENTITLED "STREETS AND SIDEWALKS" OF THE CODE OF THE CITY OF HOBOKEN

(sponsored by Councilman Occhipinti & Councilwoman Castellano) (Z-199)

4. AN ORDINANCE AMENDING ARTICLE V "SIDEWALK CAFES" OF CHAPTER 168 "STREETS AND SIDEWALKS" OF THE CODE OF THE CITY OF HOBOKEN

(sponsored by Councilwoman Giattino and Councilman Mello) (Z-200)

5. AN ORDINANCE REQUIRING THE SET ASIDE OF LOW AND MODERATE INCOME AFFORDABLE HOUSING UNITS IN RESIDENTIAL AND MIXED USE DEVELOPMENTS, INCLUDING REDEVELOPMENT PROJECTS, THAT SEEK OR RECEIVE AN INCREASE IN DENSITY, A DENSITY BONUS OR OTHER

COMPENSATORY BENEFIT AND ESTABLISHING REQUIREMENTS FOR
AFFIRMATIVE MARKETING, SALE, RENTAL, AND AFFORDABILITY CONTROLS FOR
AFFORDABLE HOUSING

(sponsored by Councilman Mello & Councilman Bhalla) (Z-208)

(CARRIED TO NEXT CITY COUNCIL MEETING OCTOBER 3, 2012)

6. AN ORDINANCE AMENDING AND SUPPLEMENTING
THE CITY OF HOBOKEN DEVELOPMENT APPLICATION
CHECKLIST REGULATIONS IN ORDER TO REQUIRE THE
SUBMISSION OF A FISCAL STATEMENT TO BE SUBMITTED
AS PART OF THE CHECKLIST IN REGARD TO ANY
APPLICATION FOR DEVELOPMENT WHEREIN AFFORDABLE
HOUSING IS REQUIRED

(sponsored by Councilman Mello & Councilman Bhalla) (Z-209)

(CARRIED TO NEXT CITY COUNCIL MEETING OCTOBER 3, 2012)

7. AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON,
STATE OF NEW JERSEY, DISSOLVING THE HOBOKEN MUNICIPAL HOSPITAL
AUTHORITY PURSUANT TO N.J.S.A. 40A:5A-20

(sponsored by Councilman Mello, and Councilman Bhalla) (Z-210)

(CARRIED TO NEXT CITY COUNCIL MEETING OCTOBER 3, 2012)

8. AN ORDINANCE TO AMEND CHAPTER 56 ENTITLED
“PARKING UTILITY” AND CHAPTER 64A ENTITLED
“TRANSPORTATION AND PARKING, DEPARTMENT” TO
UPDATE THE TITLE OF THE PARKING UTILITY

**(sponsored by Councilman Mello and Councilman Bhalla)
(Z-211)**

9. AN ORDINANCE ADOPTING A NEW HISTORIC
PRESERVATION FEE SCHEDULE AND A NEW HISTORIC
PRESERVATION APPLICATION AND CHECKLIST AS
REFERENCED IN CHAPTER 42 AS APPENDIXES “A” AND “B”
RESPECTIVELY

**(sponsored by Councilman Mello and Councilman Bhalla)
(Z-212)**

(CARRIED TO A DATE CERTAIN)

10. AN ORDINANCE ESTABLISHING A NEW CHAPTER
169 "TREES & TREE MAINENANCE" AND AMENDING
RELATED SECTION OF THE MUNICIPAL CODE
(sponsored by Councilwoman Giattino and Councilman Bhalla)
(Z-213)

11. AN ORDINANCE TO MAKE THE CITY HOUSING
INSPECTORS THE AUTHORIZED AGENTS FOR INSPECTION
OF TWO (2) FAMILY DWELLINGS
(sponsored by Councilman Mello and Councilman Bhalla)
(Z-214)

PUBLIC COMMENTS

PETITIONS AND COMMUNICATIONS

Miscellaneous Licenses

REPORTS FROM CITY OFFICERS

A report from the Municipal Tax Collector Sharon Curran for taxes collected for the month of
August 2012 **\$26,937,924.71 (Abatement Totals – \$11,169.15)**

A report from Municipal Court indicating receipts for the month of
August 2012 as **\$399,326.76**

CLAIMS

Total for this agenda **\$1,217,157.76**

PAYROLL

For the two week period starting August 16, 2012 – August 29, 2012

Regular Payroll	O/T Pay	Other Pay
\$1,505,496.29	\$47,457.68	\$49,500.59
	Total	
	\$1,602,454.56	

CONSENT AGENDA

Consent Agenda defined: All items listed with an asterisk (*) are considered to be routine
business by the City Council and will be enacted by one motion. There will be no separate

discussion on these items unless a council member or citizen so requests, in which event the item will be removed from the general order of business and considered in its normal sequence on the agenda.

RESOLUTIONS

- 1.* Resolution authorizing the Administration to settle any pending litigation without City Council approval for all matters settling on behalf of the City of Hoboken in an amount equal to or less than twenty one thousand five hundred dollars (\$21,500.00) **(submitted by Administration)**
- 2.* Resolution to accept a grant award of \$14,708.00 from the FY 2012 Assistance to Firefighters Grant Program (Fire Prevention and Safety Grant – FP & S) **(submitted by Public Safety Department)**
- 3.* Resolution to accept a grant award of \$24,824.00 from the FY 2012 U.S. Department of Homeland Security's Federal Emergency Management Agency's Port Security Grant Program **(submitted by Public Safety Department)**
- 4.* Resolution to accept a grant award of \$1,118,600.00 from the FY 2011 U.S. Department of Homeland Security Federal Emergency Management Agency's Grant Program for the hiring of Fire Fighters pursuant to the staffing of adequate Fire and Emergency Response (SAFER) **(submitted by Public Safety Department)**
- 5.* Resolution to authorize to submit a grant application and execute a grant contract with the New Jersey Department of Environmental Protection for a shore protection project at Pier A under the NJ DEP Shore Protection Program, and to accept the Grant if awarded **(submitted by Administration)**
- 6.* Resolution to authorize to submit the three (3) grant applications for \$2,000.00 each for funding under The Nutro Company's Room to Run Dog Park Appreciation Project to improve dog parks at Church Square Park, Elysian Park and Stevens Park, and to accept the grant if awarded **(submitted by Administration)**
- 7.* Resolution to authorize to submit a grant application in the amount of \$200,000.00, and execute a grant contract with the US Soccer Foundation for a turf soccer field at 1600 Park, and to accept the grant if awarded **(submitted by Administration)**
- 8.* Resolution to authorize to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Hudson Place and Hudson Street Intersection Improvements project, and to accept the grant if awarded **(submitted by Administration)**
- 9.* Resolution to authorize to submit a grant application and execute a grant contract with the New Jersey Department of Transportation to Various Streets FY 2013, and to accept the grant if awarded **(submitted by Administration)**

- 10.* Resolution to authorize to submit a grant application and execute a grant contract in the amount of up to \$75,000.00 with the Health Impact Project for a health impact assessment regarding exercise equipment and facilities along the Hoboken Waterfront, and to accept the Grant if awarded **(submitted by Administration)**
- 11.* Resolution to approve a Special Emergency Appropriation for the Revaluation of Real Property in the City of Hoboken **(submitted by Administration)**
- 12.* Resolution inserting a Special Item of Revenue into the CY 2012 Municipal Budget – Drive Sober or Get Pulled over Grant CY 2012 **(in the sum of \$4,400.00) (submitted by the Finance Department)**
- 13.* Resolution to authorize an amended professional service contract with Florio Perucci Steinhardt & Fader, LLC as Special Legal Counsel – General Litigation to the City of Hoboken to commence January 1, 2012 and expire December 31, 2012 for an increase in the not to exceed amount of twenty thousand (\$20,000.00) for a total not to exceed amount of \$40,000.00 **(submitted by Administration)**
- 14.* Resolution authorizing the Administration to conduct an online auction for bicycles deemed abandoned by the City of Hoboken **(submitted by Public Safety Department)**
- 15.* Resolution awards a contract to Kompan through its US community contract #110171 for the Church Square Park Playground equipment installation described in Kompan’s proposal in an amount not to exceed thirty six thousand six hundred twenty seven dollars and one cent (\$36,627.01) **(submitted by Administration)**
- 16.* Resolution awards a contract to Kompan through its State of New Jersey Contract Number 12-X-22409 for the Church Square Park pour in place surfacing described in Kompan’s proposal in an amount not to exceed one hundred one thousand three hundred fifty two dollars and sixteen cents (\$101,352.16) **(submitted by Administration)**
- 17.* Resolution approving change order no. 1 on behalf of AMCO Enterprises Inc. for additional work on the Hoboken Police Department HVAC Rehabilitation Project (HO-453) for the City of Hoboken in the amount of \$67,994.61 **(submitted by Administration)**
- 18.* Resolution to authorize a service contract with IQ Landscape Architects, PC for Landscape Architectural services to the City of Hoboken for the Conceptual Landscape Development Plan for Sinatra Park to commence September 19, 2012 and expire September 18, 2013 for a total not to exceed amount of \$13,000.00 **(submitted by Administration)**
- 19.* Resolution authorizing the cancellation of lead lots for 2011 – 1st and 2nd quarters (Total amount to be cancelled **\$17,793.76) (submitted by Tax Collector)**

- 20.* Resolution authorizing the Refund of Tax Overpayments (payable to the individuals listed on the resolution for the amount of **\$32,127.85**) (**submitted by Tax Collector**)
- 21.* Resolution to adopt the minutes the Meetings of the City Council of the City of Hoboken dated: regular meetings of **June 6, 2012, June 20, 2012 and July 11, 2012** (has been reviewed and approved as to legal form and content) (**submitted by City Clerk**)
- 22.* Resolution to approve Fire Co. LLC's [*not related to the Hoboken Fire Department*] application for an amusement device license subject to the terms and conditions described herein (**submitted by Public Safety Department**) (**memo from Public Safety Director with recommendation with the application requesting the license**)

ORDINANCES

Introduction and First Reading

- 1.* AN ORDINANCE TO AMEND SECTION 39-8.1 TITLED "FEES" WITHIN CHAPTER 39, ENTITLED "DEPARTMENT OF HUMAN SERVICES"
- 2.* AN ORDINANCE TO AMEND SECTION 59A-31 TITLED "STAFF" WITHIN CHAPTER 59A, ENTITLED "DEPARTMENT OF PUBLIC SAFETY"

NEW BUSINESS