

AS OF 2/18/14 * 2/19/14 **

SPECIAL MEETING OF FEBRUARY 19, 2014

(CLOSED SESSION) (from 6:30 PM to 7:00PM)

1. **RESOLUTION AUTHORIZING CLOSED SESSION TO DISCUSS MATTERS PURSUANT TO N.J.S.A. 10:4-12 AND ATTORNEY CLIENT PRIVILEGE RELATING TO NEGOTIATIONS AND SETTLEMENT OF PENDING LITIGATION IN THE MATTER OF STEWART V. CITY OF HOBOKEN ET AL., DOCKET NO. L-6032-11**

REGULAR MEETING OF FEBRUARY 19, 2014

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 February 19, 2014 and throughout the meeting

RESOLUTION

- 2.* **RESOLUTION GRANTING ARNOLD GERST, ESQ. OF WEINER LESNIAK SETTLEMENT AUTHORITY IN THE MATTER OF STEWART V. CITY OF HOBOKEN ET AL., IN ACCORDANCE WITH THE ATTACHED SETTLEMENT AGREEMENT (submitted by administration)**

SECOND READING/PUBLIC HEARING AND FINAL VOTE

1. **AN ORDINANCE AMENDING §133 (NOISE CONTROL) REGARDING PENALTY FOR VIOLATIONS (Z-281) (WAITING ON APPROVAL FROM DEPARTMENT OF ENVIRONMENTAL PROTECTION)**
2. **AN ORDINANCE TO AMEND CHAPTER 190 ENTITLED “VEHICLE AND TRAFFIC” TO MAKE NECESSARY ALTERATIONS TO THE TRAFFIC, BUS AND PARKING REGULATIONS ON WILLOW AVENUE BETWEEN 13TH STREET AND 16TH STREET (Z-282)**
3. **AN ORDINANCE TO AMEND AND SUPPLEMENT AN ORDINANCE ESTABLISHING A SCHEDULE OF CLASSIFICATIONS AND ALLOCATIONS OF TITLE FOR ALL POSITIONS IN THE CITY OF HOBOKEN (Z-283)**
4. **AN ORDINANCE APPROVING THE TERMS OF THE ATTACHED LEASE AGREEMENT BETWEEN THE CITY OF HOBOKEN FAMILY PLANNING FOR THE USE OF A UNIT IN THE CITY’S MULTISERVICE CENTER (Z-284)**

PUBLIC COMMENTS

PETITIONS AND COMMUNICATIONS

Memo from Mayor Dawn Zimmer to the City Council regarding Regional Bike Share System, Amendment to Open Space Bond Ordinance and Microgrid/Greener by Design *

Memo from Mayor Dawn Zimmer regarding Hoboken's historical flooding challenges **

Miscellaneous Licenses

REPORTS FROM CITY OFFICERS

A report from the Municipal Tax Collector Sharon Curran for taxes collected for the month of January 2014 **\$12,552,769.58 (Abatement Totals – \$10,394.30)**

A report from Municipal Court indicating receipts for the month of January 2014 as **\$412,036.61**

CLAIMS

Total for this agenda **\$1,555,780.62**

PAYROLL

For the two week period starting January 16, 2014 – January 29, 2014

Regular Payroll	O/T Pay	Other Pay
\$1,591,928.01	\$71,605.72	\$85, 481.94
	Total	
	\$1,749,015.67	

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

- 3.* RESOLUTION TO EXTEND THE CONTRACT WITH PROFESSIONAL SYSTEMS ENGINEERING, LLC FOR VOICE DATA CONSULTANT SERVICES FOR AN

ADDITIONAL ONE-YEAR TERM AND AMEND THE CONTRACT FOR A NOT TO EXCEED AMOUNT OF **\$77,500.00** (submitted by administration)

- 4.* THIS RESOLUTION AMENDS AN EMERGENCY CONTRACT AWARDED TO THOMPSON CONSULTING FOR DEBRIS MONITORING AND PUBLIC ASSISTANCE IN THE WAKE OF HURRICANE SANDY WITH NO CHANGE IN THE NOT TO EXCEED AMOUNT, AND FOR AN AMENDED EXPIRATION DATE OF JULY 31, 2014 (submitted by administration)
- 5.* RESOLUTION TO AUTHORIZE A SERVICE CONTRACT WITH MSS VENDING AS VENDING MACHINE OPERATOR TO THE CITY OF HOBOKEN TO COMMENCE FEBRUARY 22, 2014 AND EXPIRE FEBRUARY 21, 2016 WITH A CITY COMMISSION OF 33% ON ALL TOTAL GROSS MONTHLY SALES (submitted by administration)
- 6.* RESOLUTION TO AUTHORIZE A SERVICE CONTRACT WITH GREENER BY DESIGN, LLC FOR GRANT WRITING SERVICES TO COMMENCE ON FEBRUARY 15, 2014 AND EXPIRE FEBRUARY 14, 2015 FOR A NOT TO EXCEED AMOUNT OF \$40,000.00 (submitted by administration)
- 7.* RESOLUTION TO APPROVE A “LICENSE AGREEMENT” BETWEEN THE CITY OF HOBOKEN AND THE OWNER OF BLOCK 170 LOT 41 (a/k/a 258 Eighth Street) FOR USE AND MAINTENANCE OF A PORTION OF THE PUBLIC RIGHT OF WAY ADJACENT TO SAID PROPERTY (submitted by administration)
- 8.* RESOLUTION AUTHORIZING CHANGE ORDER #1 ON BEHALF OF MAX ADAMO CONSTRUCTION INC. FOR ADDITIONAL ELECTRICAL / LIGHTING WORK ON PIER C PARK REHABILITATION FOR THE CITY OF HOBOKEN IN AN INCREASED AMOUNT OF **\$34,125.00** (A 11.26% INCREASE) (submitted by administration)
- 9.* RESOLUTION TO AUTHORIZE AN EXTENSION OF THE PROFESSIONAL SERVICE CONTRACT WITH GLUCK WALRATH AS SPECIAL LEGAL COUNSEL-MUNICIPAL HOSPITAL AUTHORITY DISSOLUTION AND BOND/IRS COUNSEL REGARDING HOSPITAL DISSOLUTION TO THE CITY OF HOBOKEN TO EXTEND THE EXPIRATION DATE TO OCTOBER 15, 2014 WITH AN INCREASE IN THE NOT TO EXCEED AMOUNT BY **\$15,000.00** (submitted by administration)
- 10.* RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL (A & P REAL PROPERTY, LLC V. CITY OF HOBOKEN) (submitted by Special Counsel)
- 11.* RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL (METROPOLITAN V. CITY OF HOBOKEN) (submitted by Special Counsel)

- 12.* RESOLUTION TO AUTHORIZE A PROFESSIONAL SERVICE CONTRACT MCMANIMON SCOTLAND BAUMAN AS SPECIAL LEGAL COUNSEL- REDEVELOPMENT TO THE CITY OF HOBOKEN FOR CY2014 TO COMMENCE JANUARY 1, 2014 AND TO EXPIRE DECEMBER 31, 2014 FOR A NOT TO EXCEED AMOUNT OF **\$28,000.00 (submitted by administration)**
- 13.* RESOLUTION TO AUTHORIZE AN AMENDMENT TO THE PROFESSIONAL SERVICE CONTRACT WITH MARAZITI FALCON HEALEY AS SPECIAL LEGAL COUNSEL- REDEVELOPMENT TO THE CITY OF HOBOKEN FOR CY2014 TO COMMENCE JANUARY 1, 2014 AND TO BE AMENDED TO EXPIRE DECEMBER 31, 2014 FOR AN INCREASE IN THE TOTAL NOT TO EXCEED AMOUNT BY **\$54,501.00** FOR A TOTAL NOT TO EXCEED AMOUNT OF **\$72,000.00 (submitted by the Community Development)**
- 14.* RESOLUTION TO AUTHORIZE SUBMISSION OF A GRANT APPLICATION TO THE COUNTY OF HUDSON FOR FUNDS FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY FEDERAL EMERGENCY MANAGEMENT AGENCY'S HAZARD MITIGATION GRANT PROGRAM **(submitted by administration)**
- 15.* RESOLUTION TO AUTHORIZE THE SUBMISSION OF A GRANT APPLICATION TO THE NATIONAL FISH & WILDLIFE FOUNDATION'S HURRICANE SANDY COASTAL RESILIENCY COMPETITIVE GRANTS PROGRAM 2013 **(submitted by administration)**
- 16.* RESOLUTION TO REFUND HANDICAPPED PARKING APPLICATION FEE TO APPLICANT MORGAN IN THE AMOUNT OF **\$125.00 (submitted by Transportation and Parking Department)**
- 17.* RESOLUTION TO AUTHORIZE A PROFESSIONAL SERVICE CONTRACT WITH LITE DEPALMA GREENBERG FOR THE SERVICES OF VICTOR AFANADOR ESQ. AS SPECIAL LEGAL COUNSEL-GENERAL LITIGATION TO THE CITY OF HOBOKEN TO COMMENCE FEBRUARY 1, 2014 AND EXPIRE JANUARY 31, 2015 FOR A TOTAL NOT TO EXCEED AMOUNT OF **\$20,000.00 (submitted by administration)**
- 18.* RESOLUTION TO AUTHORIZE A SERVICE CONTRACT WITH BIKE THE SKYLINE AS BIKE SHARE SERVICE OPERATOR TO THE CITY OF HOBOKEN, AS WELL AS THE CITY OF JERSEY CITY AND THE TOWNSHIP OF WEEHAWKEN, IN ACCORDANCE WITH THE UNDERLYING SHARED SERVICE AGREEMENT FOR BIKE SHARE SERVICES BETWEEN THE THREE MUNICIPALITIES, TO COMMENCE MARCH 1, 2014 AND EXPIRE MARCH 1, 2019 WITH A CITY COMMISSION OF 10% PROFIT SHARE PAYABLE TO THE THREE MUNICIPALITIES AFTER CAPITAL EXPENDITURES HAVE BEEN RECOUPED **(submitted by administration) ***

- 19.* RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF **\$6,562.67**) (submitted by the Tax Collector)
- 20.* RESOLUTION TO ADOPT THE MINUTES THE MEETINGS OF THE CITY COUNCIL OF THE CITY OF HOBOKEN DATED: **REGULAR MEETING OF DECEMBER 18, 2013** (HAS BEEN REVIEWED AND APPROVED AS TO LEGAL FORM AND CONTENT) (submitted by City Clerk)
- 21.* RESOLUTION TO AUTHORIZE A PROFESSIONAL SERVICE CONTRACT WITH SCHENCK PRICE SMITH & KING, LLP FOR THE SERVICES OF KATE GILFILLAN, ESQ. AS SPECIAL LEGAL COUNSEL-OPRA LITIGATION (Mason v. City of Hoboken) TO THE CITY OF HOBOKEN TO COMMENCE FEBRUARY 10, 2014 AND EXPIRE FEBRUARY 9, 2015 FOR A TOTAL NOT TO EXCEED AMOUNT OF **\$20,000.00** (submitted by administration) *

ORDINANCES

Introduction and First Reading

1. AN ORDINANCE TO AMEND § 128-5 ENTITLED “BUSINESS LICENSES; FEES” AND CHAPTER 147 ENTITLED “MOBILE FOOD VENDORS”
2. ORDINANCE FURTHER AMENDING ORDINANCE Z-94 OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY

New Business