

**SPECIAL MEETING OF SEPTEMBER 2, 2015**

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

**CLOSED SESSION**

- 1.\* RESOLUTION AUTHORIZING CLOSED SESSION TO DISCUSS MATTERS PURSUANT TO N.J.S.A. 10:4-12(B)(5), (B)(7) AND ATTORNEY CLIENT PRIVILEGE RELATING TO PENDING LITIGATION AND ACQUISITION OF PROPERTY COMMONLY REFERRED TO AS THE BASF SITE AND TO RECEIVE ADVICE FROM THE CITY'S LEGAL COUNSEL FOR THE MATTER, ED BUZAK, ESQ (**submitted by Administration**)
  
- 2.\* RESOLUTION AUTHORIZING CLOSED SESSION TO DISCUSS MATTERS PURSUANT TO N.J.S.A. 10:4-12(b)(3) & (8) AND ATTORNEY CLIENT PRIVILEGE RELATING TO THE SETTLEMENT OF THE PENDING WORKERS COMPENSATION MATTER KNOWN AS WC-X46604 (**submitted by Administration**)

**REGULAR MEETING OF SEPTEMBER 2, 2015**

**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 2, 2015 and throughout the meeting, subject to compliance with the Open Public Meetings Act (OPMA) and the council rules of procedure**

**RESOLUTIONS**

- 3.\* RESOLUTION GRANTING CAPEHART & SCATCHARD SETTLEMENT AUTHORITY IN THE MATTER OF WORKER'S COMPENSATION LITIGATION (WC-X46604) IN AN AMOUNT UP TO THE AMOUNT SUGGESTED BY ERICKA STELZMAN TO MELLISSA LONGO IN THE AUGUST 10, 2015 EMAIL (**submitted by administration**)

**SECOND READING/PUBLIC HEARING AND FINAL VOTE**

1. AN ORDINANCE TO AMEND HOBOKEN CODE CHAPTER 145, ENTITLED "PEACE AND GOOD ORDER" TO REMOVE CERTAIN PROHIBITIONS ON PERSONAL ATTIRE (**sponsored by Councilman Bhalla and Councilman Mello**) (Z-366)

2. AN ORDINANCE TO AMEND ARTICLE VIII OF CHAPTER 168 ENTITLED “ROAD OPENING PERMITS” TO MAKE OTHER MINOR REVISIONS TO THE FEES ASSOCIATED WITH THE PERMIT REQUIREMENTS (sponsored by Councilwoman Giattino and Councilman Cunningham) (Z-367)

**PUBLIC COMMENTS**

**PETITIONS AND COMMUNICATIONS**

Memo from Mayor Dawn Zimmer designating Leo Pellegrini as Acting Mayor from August 15 through August 18th

Miscellaneous Licenses

**REPORTS FROM CITY OFFICERS**

A report from the Municipal Tax Collector Sharon Curran for taxes collected for the month of July 2015 **\$15,258,875.98 (Abatement Totals – \$12,758.35)**

**CLAIMS**

Total for this agenda **\$2,588,021.27**

**PAYROLL**

**For the two week period starting July 30, 2015 – August 12, 2015**

<b>Regular Payroll</b>	<b>O/T Pay</b>	<b>Other Pay</b>
\$1,586,208.52	\$58,048.94	\$154,288.57
	<b>Total</b>	
	\$1,798,546.03	

**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

- 4.\* RESOLUTION APPROVES THE HOBOKEN COVE BOATHOUSE DESIGN AND THE ACCOMPANYING MASTER PLAN FOR THE COVE AND 1600 PARK, AND AUTHORIZES ACTION BY THE ADMINISTRATION TO EFFECTUATE THE PROJECT PURSUANT TO CHAPTER 56A OF THE HOBOKEN CITY CODE  
**(submitted by administration)**
  
- 5.\* RESOLUTION AUTHORIZING THE USE OF THE COMPETITIVE CONTRACTING PROCESS FOR THE CITY'S HPU PARKING PERMITTING SOFTWARE AND MAINTENANCE SERVICES, FOR UP TO FIVE (5) YEARS BASED ON THE PROPRIETARY GOODS PURCHASE EXEMPTION TO BIDDING UNDER N.J.A.C. 5:34-9.1 **(submitted by administration)**
  
- 6.\* RESOLUTION AWARDED A CONTRACT TO HOBOKEN BOARD OF EDUCATION TO PURCHASE TWO (2) USED SCHOOL BUSES FOR THE CITY OF HOBOKEN IN THE TOTAL NOT TO EXCEED AMOUNT OF **\$11,504.00 (submitted by administration)**
  
- 7.\* RESOLUTION TO AUTHORIZE A PROFESSIONAL SERVICE CONTRACT WITH FLORIO KENNY AS SPECIAL LEGAL COUNSEL- CY2015 GENERAL LITIGATION TO THE CITY OF HOBOKEN TO EXPIRE DECEMBER 31, 2015 WITH A NOT TO EXCEED AMOUNT OF **\$7,500.00 (submitted by administration)**
  
- 8.\* RESOLUTION TO AUTHORIZE AN AMENDMENT OF THE PROFESSIONAL SERVICE CONTRACT WITH LITE DEPALMA FOR SERVICES AS SPECIAL COUNSEL - EMPLOYMENT COUNSEL TO THE CITY OF HOBOKEN TO EXTEND THE EXPIRATION OF THE TERM FROM JULY 15, 2015 TO DECEMBER 31, 2015 WITH NO INCREASE OF FUNDS, FOR A TOTAL NOT TO EXCEED AMOUNT OF **\$45,000.00 (submitted by administration)**
  
- 9.\* RESOLUTION RETROACTIVELY CONFIRMING THE CITY OF HOBOKEN'S SUPPORT OF THE HOBOKEN VOLUNTEER AMBULANCE CORPS BY VIRTUE OF THE SECOND HALF OF THE YEAR EXPENSES, Q3 AND Q4, AT \$20,000.00, PLUS THE COSTS OF THE ANNUAL INSURANCE PREMIUMS OF HVAC, FROM 7/2015 THROUGH 7/2016, AT **\$216,249.98**, FOR A TOTAL CONTRIBUTION OF TWO HUNDRED THIRTY SIX THOUSAND TWO HUNDRED FORTY NINE DOLLARS AND NINETY EIGHT CENTS (**\$236,249.98**) **(submitted by administration)**

- 10.\* RESOLUTION AWARDED A CONTRACT TO LAWREN SUPPLY CO. TO PURCHASE BODY ARMOR FOR THE HOBOKEN POLICE DEPARTMENT IN ACCORDANCE WITH NJ STATE CONTRACT T0106/81351 IN THE TOTAL AMOUNT NOT TO EXCEED \$31,422.80 (submitted by administration)
- 11.\* RESOLUTION TO AUTHORIZE AN AMENDMENT TO THE PROFESSIONAL SERVICE CONTRACT WITH MASER CONSULTING PA AS PROFESSIONAL PLANNER FOR THE CITY OF HOBOKEN FOR THE NEUMANN LEATHERS REDEVELOPMENT AREA, FOR AN INCREASE IN THE TERM THROUGH DECEMBER 31, 2015, AND FOR AN INCREASE IN THE NOT TO EXCEED AMOUNT BY \$18,200.00, FOR A TOTAL NOT TO EXCEED AMOUNT OF \$102,050.00 (submitted by administration)
- 12.\* RESOLUTION AUTHORIZING THE EXECUTION OF THE ATTACHED HORIZON THIRD PARTY INSURANCE ADMINISTRATION AGREEMENT (submitted by administration)
- 13.\* AUTHORIZING THE CITY OF HOBOKEN TO ACCEPT AND QUALIFY RESPONSES TO ISSUED REQUESTS FOR QUALIFICATION FOR FINANCIAL ANALYSIS FOR DEVELOPMENT FOR THE CITY FROM THE DATE OF RESOLUTION THROUGH AUGUST 31, 2016 (submitted by administration)
- 14.\* RESOLUTION TO APPROVE A LICENSE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND JOHN R. POWERS II, OWNER OF BLOCK 38 LOT 14 QUAL C0004 (a/k/a 235 Monroe Street, Unit #4), FOR USE AND MAINTENANCE OF A PORTION OF THE PUBLIC RIGHT OF WAY ADJACENT TO SAID PROPERTY (submitted by administration)
- 15.\* RESOLUTION TO APPROVE A LICENSE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND PUMP HOUSE 128 LLC, OWNER OF BLOCK 25 LOTS 17-19 (a/k/a 128-132 Harrison Street), FOR USE AND MAINTENANCE OF A PORTION OF THE PUBLIC RIGHT OF WAY ADJACENT TO SAID PROPERTY (submitted by administration)
- 16.\* RESOLUTION WAIVING CONSTRUCTION FEES AT 707 CLINTON STREET (HOBOKEN VOLUNTEER AMBULANCE CORP. PROPERTY) AS THE CONSTRUCTION IS THE INSTALLATION OF A BACKUP GENERATOR TO BE PAID FOR BY THE CITY AS PART OF THE CITY'S GENERATOR UPGRADE PROJECT (submitted by administration)
- 17.\* RESOLUTION TO AUTHORIZE THE CITY OF HOBOKEN TO ENTER INTO THE BERGEN COUNTY COOPERATIVE PRICING SYSTEM (submitted by administration)

- 18.\* RESOLUTION REJECTING A BID FOR THE PROVISIONS OF INTERSECTION SAFETY PACKAGE C PROJECT, OTHERWISE KNOWN AS BID NO. 15-23, IN ACCORDANCE WITH N.J.S.A. 40A:11-13.2(A) AND (B) **(submitted by administration)**
- 19.\* RESOLUTION REJECTING A BID FOR THE PROVISIONS OF CITY WAYFINDING 1ST STREET REVITALIZATION PROJECT, OTHERWISE KNOWN AS BID NO. 15-24, IN ACCORDANCE WITH N.J.S.A. 40A:11-13.2(A) AND (B) **(submitted by administration)**
- 20.\* RESOLUTION OF THE CITY OF HOBOKEN IN SUPPORT OF 21<sup>st</sup>-CENTURY WATER INFRASTRUCTURE **(submitted by administration)**
- 21.\* RESOLUTION AUTHORIZING THE CLOSURE OF A BANK ACCOUNT AT THE RECOMMENDATION OF THE DEPARTMENT OF REVENUE AND FINANCE **(submitted by administration)**
- 22.\* AUTHORIZING SUBMISSION OF 2015 APPLICATION AND ACCEPTANCE OF ANY GRANT RECEIVED FOR THE HUDSON COUNTY OFFICE OF CULTURAL & HERITAGE AFFAIRS/TOURISM DEVELOPMENT FOR LOCAL ARTS PROGRAM GRANT FUNDS FOR THE SUMMER ENCHANTED EVENINGS PERFORMANCE SERIES **(submitted by administration)**
- 23.\* RESOLUTION CHAPTER 159 AUTHORIZING ACCEPTANCE OF THE 2015 FOR COMPREHENSIVE PROGRAM FOR THE ELDERLY – HOME SUPPORT AND ADULT DAY CARE CY 2015 **\$125,097.00 (submitted by administration)**
- 24.\* RESOLUTION CHAPTER 159 AUTHORIZING ACCEPTANCE OF THE 2015 FOR BYRNE JUSTICE ASSISTANCE GRANT (JAG) CY 2015 **\$15,926.00 (submitted by administration)**
- 25.\* RESOLUTION CHAPTER 159 AUTHORIZING ACCEPTANCE OF THE 2015 FOR MUNICIPAL ALLIANCE GRANT CY 2015 **\$43,200.00 (submitted by administration)**
- 26.\* RESOLUTION CHAPTER 159 AUTHORIZING ACCEPTANCE OF THE 2015 FOR STATE LOCAL COOPERATIVE HOUSING INSPECTION PROGRAM CY 2015 **\$44,736.00 (submitted by administration)**
- 27.\* RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF **\$31,619.49) (submitted by Tax Collector)**

- 28.\* RESOLUTION AUTHORIZING THE REFUND OF TAX APPEALS STATE TAX COURT (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF **\$28,117.32**) (submitted by Tax Collector)
- 29.\* RESOLUTION TO APPROVE A CONTRACT FOR ELECTRICAL GENERATION SERVICES FOR THE CITY OF HOBOKEN BY THE SUCCESSFUL BIDDER AT AN ONLINE REVERSE AUCTION TO BE HELD IN SEPTEMBER 2015 (submitted by administration)
- 30.\* RESOLUTION AUTHORIZING SETTLEMENT IN THE MATTER OF J.C. V. CITY OF HOBOKEN, CSC DOCKET NO. 2015-2645, AND RELEASING PAYMENT TO THE TWO ADVERSARY FIRMS LISTED HEREIN FOR THE AMOUNTS DESCRIBED IN THE 8/12/15 EMAIL FROM WEINER LESNIAK TO MELLISSA LONGO (submitted by administration)

## ORDINANCES

### Introduction and First Reading

1. AN ORDINANCE AMENDING CHAPTER 141A ENTITLED "PARKING PERMITS" AND CHAPTER 190 ENTITLED "VEHICLES AND TRAFFIC" TO AMEND RESIDENT PARKING, PARKING PROHIBITIONS, TIME LIMIT PARKING, AND STOP STREETS
2. AN ORDINANCE TO AUTHORIZE THE GRANTING OF AN AMENDMENT TO THE TEMPORARY EASEMENT WITH PSE&G FOR THE STORAGE AND MAINTENANCE OF CONSTRUCTION EQUIPMENT AND VEHICLES WITHIN THE BOUNDARIES OF LANDS OWNED AND CONTROLLED BY THE CITY OF HOBOKEN ON THE 17TH STREET PUBLIC RIGHT OF WAY
3. BOND ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN REAL PROPERTY FOR OPEN SPACE PRESERVATION, THE CONSTRUCTION OF NORTHWEST RESILIENCY PARK (BASF) AND SOUTHWEST RESILIENCY PARK (BLOCK 12) AND THE CONSTRUCTION OF STORMWATER MANAGEMENT AND FLOOD CONTROL SYSTEMS AT EACH SUCH PARK, IN AND FOR THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF **\$16,742,414** 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 **\$16,742,414**; MAKING CERTAIN

DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

4. AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR EMINENT DOMAIN IF NECESSARY, OF THE REAL PROPERTY KNOWN AS BLOCK 113, LOTS 1-6 AND 27-32 (NOW KNOWN AS BLOCK 113, LOT 1) ON THE OFFICIAL TAX MAP OF THE CITY OF HOBOKEN FOR PUBLIC OPEN SPACE AND PARK PURPOSES, AND/OR OTHER PUBLIC PURPOSES, INCLUDING, WITHOUT LIMITATION, A MUNICIPAL PARKING FACILITY
5. BOND ORDINANCE AUTHORIZING THE ACQUISITION OF REAL PROPERTY AND THE PRELIMINARY COSTS ASSOCIATED WITH THE CONSTRUCTION OF A PARKING FACILITY THEREON IN AND FOR THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF **\$1,610,000** 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 **\$1,610,000**; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING
6. ORDINANCE OF THE CITY OF HOBOKEN AMENDING THE WORKFORCE HOUSING PROGRAM
7. AN ORDINANCE TO AMEND AND SUPPLEMENT AN ORDINANCE ESTABLISHING A SCHEDULE OF CLASSIFICATIONS AND ALLOCATIONS OF TITLE FOR THE HEREIN MENTIONED POSITIONS IN THE CITY OF HOBOKEN
8. BOND ORDINANCE AUTHORIZING THE ACQUISITION OF PUBLIC SAFETY COMMUNICATIONS EQUIPMENT IN AND FOR THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF **\$750,000** 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 **\$712,500**; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

**NEW BUSINESS**