

REGULAR MEETING OF OCTOBER 19, 2016

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 October 19, 2016 and throughout the meeting, subject to compliance with the Open Public Meetings Act (OPMA) and the council rules of procedure

CLOSED SESSION (from 7:00 PM to 7:15 PM)

Corporation Counsel

CS1. RESOLUTION AUTHORIZING CLOSED SESSION TO DISCUSS MATTERS PURSUANT TO N.J.S.A. 10:4-12(B)(7) AND THE ATTORNEY-CLIENT PRIVILEGE WITH CORPORATION COUNSEL FOR THE CITY OF HOBOKEN BRIAN ALOIA, ESQ. REGARDING CONTRACT NEGOTIATIONS

2ND Readings and Final reading

1. ~~AN ORDINANCE AMENDING THE CODE OF THE CITY OF HOBOKEN, CHAPTER 68, ENTITLED "ALCOHOLIC BEVERAGES," SPECIFICALLY TO REMOVE § 68-7 THE "FIVE HUNDRED FOOT RULE." (sponsored by Councilman Doyle and Councilman Russo) (Z-434) (CARRIED TO THE NOVEMBER 2ND CITY COUNCIL MEETING) *~~
2. AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF HOBOKEN ADDING NEW CHAPTER ____ - BUILDING DEMOLITION (sponsored by Councilman Cunningham and Councilman Doyle) (Z-438)
3. ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY APPROVING A LEASE AMENDMENT WITH COLUMBIAN ARMS, INC. AND A TRANSFER OF THE TAX EXEMPTION AGREEMENT (sponsored by Councilman Russo and Councilwoman Giattino) (Z-439) (SPECIAL COUNSEL WILL AVAILABLE)
4. ~~AN ORDINANCE TO AMEND AND SUPPLEMENT § 196-31 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED "SIGNS AND SIGNAGE" (sponsored by Councilman DeFusco and Councilman Ramos) (Z-440) (CARRIED TO NOVEMBER 2ND COUNCIL MEETING)~~
5. BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE ACQUISITION OF CERTAIN REAL PROPERTY FOR OPEN SPACE PRESERVATION, THE CONSTRUCTION OF NORTHWEST RESILIENCY PARK

(BASF) AND THE CONSTRUCTION OF STORMWATER MANAGEMENT AND FLOOD CONTROL SYSTEMS THEREON, IN AND FOR THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF \$19,500,000 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 \$19,500,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING (**sponsored by Councilman Doyle and Councilman Cunningham**) (Z-441)

6. BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR 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 \$2,650,000 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 \$2,650,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING (**sponsored by Councilman Doyle and Councilman Cunningham**) (Z-442)

~~7. AN ORDINANCE AUTHORIZING THE ACQUISITION OF THE REAL PROPERTY CURRENTLY KNOWN AND DESCRIBED AS BLOCK 103, LOT 7; BLOCK 107, LOT 1; AND BLOCK 113, LOT 1 ON THE OFFICIAL TAX MAP OF THE CITY OF HOBOKEN (“THE PROPERTY”) FOR PUBLIC OPEN SPACE AND PARK PURPOSES, AND/OR OTHER PUBLIC PURPOSES, INCLUDING, WITHOUT LIMITATION, THE INSTALLATION OF A SUBSURFACE STORMWATER MANAGEMENT AND FLOOD CONTROL FACILITY AND, ON BLOCK 113, LOT 1, A MUNICIPAL ABOVE GROUND PARKING GARAGE AND FACILITY AND AUTHORIZING ALL ACTIONS NECESSARY TO IMPLEMENT AND EFFECT THE ACQUISITION OF THE PROPERTY (**sponsored by Councilman Doyle and Councilman Cunningham**) (Z-443) (CARRIED TO THE NOVEMBER 2ND CITY COUNCIL MEETING)~~

8. AN ORDINANCE TO AMEND THE CODE OF THE CITY OF HOBOKEN CHAPTER 6 ENTITLED “ADMINISTRATIVE AFFAIRS” ARTICLE IX ENTITLED “LONGEVITY PAY IN INCREMENTS” TO ELIMINATE LONGEVITY PAY FOR EMPLOYEES HIRED AFTER A CERTAIN DATE AND TO FREEZE LONGEVITY

**BENEFITS FOR CURRENT NON-UNION EMPLOYEES (sponsored by
Councilwoman Fisher and Councilwoman Giattino) (Z-444)**

PUBLIC COMMENTS

PETITIONS AND COMMUNICATIONS

**PRESENTATION FROM MAYOR DAWN ZIMMER PRESENTING A
PROCLAMATION TO QUENTIN WIEST FOR HIS SERVICE TO THE CITY OF
HOBOKEN**

**PRESENTATION FROM MAYOR DAWN ZIMMER PRESENTING A
PROCLAMATION TO SUPPORT SMALL BUSINESSES AND MERCHANTS ON
SMALL BUSINESS SATURDAY, NOVEMBER 26, 2016 *****

Miscellaneous Licenses

REPORTS FROM CITY OFFICERS

None for this meeting

CLAIMS

Total for this agenda **\$1,570,060.79**

PAYROLL

For the two week period starting September 22 – October 5, 2016

Regular Payroll	O/T Pay	Other Pay
\$1,632,712.23	\$153,289.63	\$226,047.83
Total		
\$2,012,049.69		

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

Administration

- A1.* RESOLUTION TO AMEND THE CONTRACT WITH STARR WHITEHOUSE FOR PROVISIONS OF DESIGN, PERMITTING AND CONSTRUCTION OVERSIGHT FOR BLOCK 12 TO INCREASE THE CONTRACT AMOUNT BY \$13,875.00, FOR A TOTAL NOT TO EXCEED AMOUNT OF **\$689,667.00**
- A2.* RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO T&M ASSOCIATES FOR CONSTRUCTION ADMINISTRATION, INSPECTION, AND OBSERVATION SERVICES FOR THE WASHINGTON STREET REDESIGN PROJECT IN THE AMOUNT OF **\$2,067,840.00** FOR THE LENGTH OF TIME AUTHORIZED AND NECESSARY TO COMPLETE THE CONSTRUCTION PROJECT PURSUANT TO N.J.S.A. 40A:11-15(9)
- A3.* RESOLUTION AMENDING THE PROFESSIONAL SERVICE CONTRACT TO T&M ASSOCIATES FOR THE WASHINGTON STREET REDESIGN PROJECT IN ACCORDANCE WITH REQUESTS FOR CONTRACT AMENDMENTS NO. 1, 2, 3, AND 5 TO INCREASE THE TOTAL CONTRACT AMOUNT BY \$268,000 FOR A NEW TOTAL CONTRACT AMOUNT OF **\$1,085,658**
- A4.* RESOLUTION AWARDING A CONTRACT TO UNDERGROUND UTILITIES CORPORATION FOR CONSTRUCTION SERVICES FOR THE WASHINGTON STREET REDESIGN PROJECT IN ACCORDANCE WITH THE CITY'S BID NO. 16-09, IN THE TOTAL AMOUNT OF **\$17,563,235.71 ****
- A5.* RESOLUTION AUTHORIZING A ONE YEAR EXTENSION OF THE CITY'S CONTRACT WITH SWAGIT FOR AV STREAMING VIDEO SERVICES TO THE CITY OF HOBOKEN FOR A TERM TO COMMENCE NOVEMBER 1, 2016 AND END NOVEMBER 1, 2017
- A6.* RESOLUTION OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, DETERMINING THE FORM AND OTHER DETAILS OF ITS "NOTE RELATING TO THE CONSTRUCTION FINANCING TRUST LOAN PROGRAM OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST", TO BE ISSUED IN THE PRINCIPAL AMOUNT OF UP TO **\$31,402,264**, AND PROVIDING FOR THE ISSUANCE AND SALE OF SUCH NOTE TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH NOTE BY THE CITY OF HOBOKEN IN FAVOR OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST, ALL PURSUANT TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST CONSTRUCTION FINANCING TRUST LOAN PROGRAM

- A7.* RESOLUTION OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, DETERMINING THE FORM AND OTHER DETAILS OF ITS "NOTE RELATING TO THE CONSTRUCTION FINANCING TRUST LOAN PROGRAM OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST", TO BE ISSUED IN THE PRINCIPAL AMOUNT OF UP TO **\$4,840,150**, AND PROVIDING FOR THE ISSUANCE AND SALE OF SUCH NOTE TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH NOTE BY THE CITY OF HOBOKEN IN FAVOR OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST, ALL PURSUANT TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST CONSTRUCTION FINANCING TRUST LOAN PROGRAM
- A8.* RESOLUTION OF THE CITY OF HOBOKEN AUTHORIZING THE EXECUTION OF A CONFIDENTIALITY AGREEMENT BETWEEN THE CITY OF HOBOKEN AND NEUMANN LEATHERS REDEVELOPMENT GROUP, LLC, OBSERVER LC, LLC, OBSERVER MH, LLC AND OBSERVER WB, LLC
- A9.* RESOLUTION ADOPTING AN UPDATED EMPLOYEE PERSONNEL HANDBOOK
- A10.* RESOLUTION OF SUPPORT FROM THE CITY COUNCIL OF THE CITY OF HOBOKEN AUTHORIZING THE SUBMISSION OF A SUSTAINABLE JERSEY GRANT APPLICATION

Environmental

- E1.* RESOLUTION AWARDING A CHANGE ORDER IN THE AMOUNT OF **\$7,000.00** TO THE CITY'S CONTRACT WITH LOU'S LANDSCAPING & DESIGN, INC. FOR THE PROVISIONS OF STEVENS PARK SIDEWALK IMPROVEMENT PROJECT IN ACCORDANCE WITH THE PROPOSED CHANGE ORDER REQUEST SUBMITTED BY BOSWELL ENGINEERING
- E2.* RESOLUTION APPROVING INCREASED FUNDING FOR THE NORTH HUDSON REGIONAL COUNCIL "MEALS ON WHEELS" PROGRAM IN ACCORDANCE WITH THE LOCAL MATCH SHARE ASSESSMENT INCREASE
- E3.* RESOLUTION AWARDING A CHANGE ORDER AND CLOSE OUT TO THE CITY'S CONTRACT WITH GEORGE KOUSTAS PAINTING & CONSTRUCTION, LLC FOR THE INTERIOR RENOVATION PROJECT AT THE 1313 WASHINGTON STREET FIREHOUSE (BID 15-31) IN THE INCREASED AMOUNT OF **\$2,353.00** (3.0% INCREASE) FOR A TOTAL NOT TO EXCEED AMOUNT OF **\$89,853.00**
- E4.* **(PLACEHOLDER)** RESOLUTION TO AWARD A BID 16-23 FOR EXTERIOR RENOVATION OF THE MULTISERVICE CENTER **(WAITING FOR**

DOCUMENTS) (BIDS OPENING OCTOBER 18TH) (CARRIED TO NOVEMBER 2, 2016 CCM) **

Finance

- F1.* RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO THE CY2016 MUNICIPAL BUDGET TO INCLUDE THE **\$350,000.00** RECEIVED FROM THE 2016 HUDSON COUNTY OPEN SPACE, RECREATION AND HISTORIC TRUST FUND
- F2.* RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO THE CY2016 MUNICIPAL BUDGET TO INCLUDE THE **\$150,000.00** RECEIVED FROM THE NEW JERSEY HISTORIC TRUST
- F3.* RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO THE CY2016 MUNICIPAL BUDGET TO INCLUDE THE **\$11,086.22** RECEIVED FOR BODY ARMOR FROM THE DIVISION OF CRIMINAL JUSTICE
- F4.* RESOLUTION INSERTING A SPECIAL ITEM OF REVENUE INTO THE CY2016 MUNICIPAL BUDGET TO INCLUDE THE **\$125,097.00** ALLOCATION RECEIVED FROM THE 2016 AREA AGENCY ON AGING/AGING AND DISABILITIES RESOURCE CONNECTION
- F5.* INSERTING A SPECIAL ITEM OF REVENUE INTO THE CY 2016 MUNICIPAL BUDGET TO ACCOUNT FOR FUNDS RECEIVED FROM THE 2016 BULLETPROOF VEST PARTNERSHIP

Public Safety

- PS1.* A RESOLUTION APPROVING PARTICIPATION WITH THE NEW JERSEY DIVISION OF HIGHWAY TRAFFIC SAFETY'S "DRIVE SOBER OR GET PULLED OVER" 2016 YEAR END HOLIDAY CRACKDOWN
- PS2.* RESOLUTION AWARDED A CONTRACT TO ATLANTIC TACTICAL TO PURCHASE EQUIPMENT FOR THE HOBOKEN POLICE DEPARTMENT IN ACCORDANCE WITH NEW JERSEY STATE ARMOR/EQUIPMENT CONTRACT #A82102 IN THE TOTAL AMOUNT NOT TO EXCEED **\$10,059.50**
- PS3.* RESOLUTION AWARDED A CONTRACT TO YOUR WAY CONSTRUCTION FOR THE FIREHOUSE HEADQUARTERS PROJECT IN ACCORDANCE WITH THE CITY'S BID NO. 16-24 IN THE TOTAL AMOUNT OF **\$91,439.30 *****

Transportation

- T1.* RESOLUTION AWARDED A CONTRACT TO RFS COMMERCIAL, INC. TO INSTALL ARDEX CONCRETE REPAIR SYSTEMS IN THE HOBOKEN PARKING GARAGES IN ACCORDANCE WITH MRESC COOPERATIVE CONTRACT #15/16 - 56 IN THE TOTAL AMOUNT OF **\$230,688.71**
- T2.* RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE FY2016 TRANSPORTATION ALTERNATIVES PROGRAM
- T3.* RESOLUTION AWARDED A CONTRACT TO MARANO & SONS AUTO SALES INC. FOR THE PURCHASE OF ONE (1) USED 2016 RAM PRMC CARGO VAN IN ACCORDANCE WITH THE CITY'S BID NO. 16- 26 IN THE TOTAL AMOUNT OF **\$15,200.00**
- T4.* RESOLUTION REJECTING THE BID PROPOSAL FOR THE JACKSON STREET AND HUDSON PLACE IMPROVEMENT PROJECT AS SPECIFIED IN BID NO. 16- 25, IN ACCORDANCE WITH N.J.S.A. 40A:11-13.2(B) AND (D) **

Tax Collector

- TX1.* RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF **\$20,579.94**) (submitted by Tax Collector)

Clerk

- CL1.* RESOLUTION TO ADOPT THE MINUTES OF THE MEETINGS OF THE CITY COUNCIL DATED: **REGULAR AND SPECIAL MEETING OF SEPTEMBER 21, 2016**

ORDINANCES

Introduction and First Reading

1. AN ORDINANCE AMENDING CHAPTER 101 OF THE HOBOKEN CITY CODE ENTITLED "FIRE PREVENTION" ARTICLE II ENTITLED "ADMINISTRATION AND ENFORCEMENT" TO ELIMINATE LOCAL LEVEL REGULATIONS FOR NON-LIFE HAZARD USES
2. AN ORDINANCE AMENDING THE HOBOKEN CODE CHAPTER 147 ENTITLED "MOBILE RETAIL FOOD VENDORS" TO ADD ARTICLE V ENTITLED "MOBILE RETAIL FOOD VENDOR FIRE AND SAFETY REGULATION"
3. AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED "PARKING FOR PERSONS WITH DISABILITIES" §192-4 "ENUMERATION OF SPACES" TO APPROVE THE

ADDITION OF RESTRICTED HANDICAPPED PARKING SPACES FOR CERTAIN INDIVIDUALS

4. AN ORDINANCE TO AMEND THE CODE OF THE CITY OF HOBOKEN CHAPTER 136 ENTITLED “NUISANCES” §136-8 “VIOLATIONS AND PENALTIES” TO AMEND AND INCREASE THE POTENTIAL PENALTIES FOR REPEAT OFFENDERS
5. AN ORDINANCE TO AMEND CHAPTER 59A OF THE HOBOKEN CITY CODE ENTITLED “DEPARTMENT OF PUBLIC SAFETY” TO ADD ARTICLE VI “DIVISION OF FIRE OUTSIDE EMPLOYMENT; FIRE WATCH PROGRAM” *
6. AN ORDINANCE TO AMEND THE CODE OF THE CITY OF HOBOKEN CHAPTER 42 ENTITLED “HISTORIC PRESERVATION” ARTICLE IV “HISTORIC DISTRICTS” TO INCLUDE ADDITIONAL HISTORIC DISTRICTS CONSISTENT WITH THE 2004 HOBOKEN MASTER PLAN AND 2010 MASTER PLAN REEXAMINATION (**sponsored by Councilman DeFusco and Councilwoman Fisher**)

RESOLUTION

Community Development

- CD1. RESOLUTION REFERRING CERTAIN PROPOSED ORDINANCES AND/OR AMENDMENTS TO THE PLANNING BOARD OF THE CITY OF HOBOKEN FOR REVIEW AND RECOMMENDATION *

ORDINANCES (continued)

Introduction and First Reading

7. AN ORDINANCE TO AMEND THE CODE OF THE CITY OF HOBOKEN TO ADD A NEW CHAPTER ____ ENTITLED “CRANE REGULATIONS”

NEW BUSINESS