

MEETING OF JANUARY 18, 2017

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, JANUARY 18, 2017 AT 7:00 PM

Council President opened the meeting at 7:12 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."

Roll call: Council persons Bhalla, DeFusco, Doyle, Cunningham, Fisher, Mello, Ramos Jr., Russo and President Giattino

ABSENT:

A presentation from T& M regarding Washington Redesign

Council members comment that they will hear public comments

RESOLUTIONS

17-58

---By Councilman Doyle

RESOLUTION TO APPOINT EDWARD FRIEDRICH, JR. TO THE NORTH HUDSON SEWERAGE AUTHORITY

Councilman DeFusco motions and seconded by Councilman Russo to vote on Leon Gold first for appointment to the North Hudson Sewage Authority.

---**FAILED** by the following vote: Yeas: 4 Nays: 5

---Yeas: Council persons DeFusco, Mello, Ramos, Russo

---Nays: Bhalla, Cunningham, Doyle, Fisher, and Giattino

On the motion to appoint Edward Freidrich:

---Motion duly seconded by Councilwoman 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.

17-59

---By Councilman Bhalla

RESOLUTION APPOINTING STEVEN FIRESTONE AS THE SECOND ALTERNATE MEMBER OF THE CITY OF HOBOKEN'S ZONING BOARD OF ADJUSTMENT

A motion by Councilman Ramos to nominate Frank DeGrimm and seconded by Councilman Russo

---**FAILED** by the following vote: Yeas: 4 Nays: 5
---Yeas: Council persons DeFusco, Mello, Ramos, Russo
---Nays: Bhalla, Cunningham, Doyle, Fisher, and Giattino

On the motion to appoint Steven Firestone:

---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.

ORDINANCES
2ND Readings and Final reading

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 **(Z-458) (sponsored by Councilman DeFusco and 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.

AN ORDINANCE TO AMEND CHAPTER 56A OF THE HOBOKEN CITY CODE ENTITLED "PARKLANDS" AT § 56A-4 WHICH IS ENTITLED "PUBLIC HEARING AND COMMENT" **(Z-459) (sponsored by Councilman Mello and 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.

~~BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE REHABILITATION AND RECONSTRUCTION OF PIER "A" IN THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF \$4,000,000 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 \$3,800,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS;~~

~~AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING~~
(Z-460) (sponsored by Councilwoman Fisher and Councilman Ramos Jr.)

CARRIED TO THE FEBRUARY 1, 2017 MEETING

AN ORDINANCE TO AMEND THE CITY CODE OF THE CITY OF HOBOKEN CHAPTER 59A ENTITLED "DEPARTMENT OF PUBLIC SAFETY," ARTICLE II, §59A-8 "ESTABLISHMENT OF DIVISION" **(Z-461) (sponsored by Councilman Mello and 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.

AN ORDINANCE TO AMEND THE CITY CODE OF THE CITY OF HOBOKEN CHAPTER 59A ENTITLED "DEPARTMENT OF PUBLIC SAFETY," ARTICLE III "OUTSIDE POLICE PERSONNEL EMPLOYMENT" TO REFLECT THE CITY'S COLLECTIVE BARGAINING AGREEMENT WITH THE PBA **(Z-462) (sponsored by Councilman Mello and 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.

PUBLIC COMMENTS

The Speakers Who Spoke: Leon Gold, Madalina Bud, Vasile Bud, Ed Shirak, Lauren Gutierrez, Jim Gutierrez, Emily Jabbour, La-Trenda Ross, Amy Albert, Dr. Dev Nayar, John Nastai, John Gregorio, Thomas Scullin, Trevor Birch, Jen Prado, Deno Bogdanos, Tanya Egg, Jenny Labendz, Paul Kean, Lauren Sapira, Kelly O'Connor, Carmelo Garcia, Erin McCaffrey, Polya Lesova, Eric Lenck, Gail Lenck, Ryan McDevitt, Dan Tumpson, Cheryl Fallick, Mary Ondrejka, Jesse Yang, Meridith Chartier, Drew Moss, Richard Mackiewicz, Father Alex Santora, Melissa Blanco, Karen Nason, Patricia Waiters, Hany Ahmed

Councilman Mello motions to suspend the agenda seconded by Councilman Russo

*******JUMP BACK TO 2nd READINGS*******

PETITIONS AND COMMUNICATIONS

17-60

Miscellaneous Licenses

---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.

Received and filed

REPORTS FROM CITY OFFICERS

17-61

Tax Collector's Annual report from January 1, 2016 to December 31, 2016

17-62

A report from the Municipal Tax Collector Sharon Curran for taxes collected for the month of December 2016 **\$2,067,375.16 (Abatement Totals -\$62,123.78)**

17-63

A report from Municipal Court indicating receipts for the month of December 2016 as **\$443,927.95**

Received and filed

17-64

CLAIMS

Total for this agenda **\$1,435,965.00**

---Adopted by the following vote: Yeas: 9 Nays: 0 Abstain: 1
---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino
---Nays: None.
---Abstain: Fisher on all Maraziti claims

Received and Filed

17-65

PAYROLL

Regular Payroll

\$1,633,149.23

O/T Pay

\$108,464.88

Other Pay

\$185,352.05

Total

\$1,926,966.16

---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.

Received and filed

PUBLIC COMMENTS ON RESOLUTIONS

Cheryl Fallick comments on resolution CD2 & CD5
Melissa Blanco on resolution CS1
Mary Ondrejka comments on CD5

CONSENT AGENDA – A1, A6-A10, CC2, E1, F1, PS1, TX1, CL1

---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: A2, A3, A4, A5, CC1, CD1-CD6, E2, F2, HH1
Removed by Administration:

RESOLUTIONS

Administration

17-66

---By Councilwoman Giattino

RESOLUTION IN SUPPORT OF DR. MARTIN LUTHER KING, JR. DAY 2017

WHEREAS, Dr. Martin Luther King, Jr. changed our nation forever through his leadership, service, and clarity of vision; and,

WHEREAS, Dr. King devoted his life to strengthening the content of the American character and called on our nation to live up to its founding principles of life, liberty, and the pursuit of happiness for all its citizens; and,

WHEREAS, through his determination, spirit and resolve, Dr. King helped lift souls and lead one of the greatest movements for equality and freedom in history; and,

WHEREAS, the City Council wishes to honor the lasting legacy of this great American, remember the ideals for which he fought and recommit ourselves to ensuring that our country's promise extends to all Americans across the great land; and,

WHEREAS, as we observe Dr. King's birthday and the national holiday recognizing his birthday, the City Council encourages all Americans to celebrate his memory by performing acts of kindness through service to others.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, that the Council and the City declare their support for Dr. Martin Luther King Jr. Day 2017.

---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.

17-67

---By Councilwoman Fisher

RESOLUTION AWARDING A ONE (1) YEAR CONTRACT TO HORIZON BLUE CROSS BLUE SHIELD OF NEW JERSEY FOR EMPLOYEE DENTAL INSURANCE

WHEREAS, the City of Hoboken is contractually required to provide dental insurance benefits to certain employees and retirees; and,

WHEREAS, the City of Hoboken is desirous of continuing said coverage in accordance with its current contractual obligations; and,

WHEREAS, prior to entering into any contract to obtain insurance, the City must secure full and open competition among insurers; and,

WHEREAS, pursuant to Section 20A-33 of the City Code, the City's insurance broker obtained quotations for dental insurance from providers; and,

WHEREAS, the Administration has determined that the proposals of Horizon Blue Cross Blue Shield of New Jersey for the same coverage as currently provided are the most advantageous to the City, under Horizon BCBS NJ's Dental Option Plan program, which commences 2/1/2017, and shall continue for one year, to expire 1/31/2018, unless terminated in writing by the City with 30 days' notice, at annual rates in accordance with the attached proposal, which total approximately \$472,516.68 per annum.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, that the Administration is hereby authorized to enter into a contract with Horizon BCBS NJ, to commence February 1, 2017 and expire January 31, 2018, which results in an annual estimated cost \$472,516.68 per annum (based upon the average prior year employee and retiree census); and:

1. The award of this contract is subject to finalization of the contract terms.
2. 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.

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

---Motion duly seconded by Councilman Ramos
---Adopted by the following vote: Yeas: 8 Nays: 0 Absent: 1
---Yeas: Council persons Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino
---Nays: None.
---Absent: Bhalla

17-68

---By Councilwoman Fisher

RESOLUTION AWARDING A CONTRACT TO W.B. MASON COMPANY INC. FOR OFFICE SUPPLIES AND COPY PAPER IN THE NOT TO EXCEED AMOUNT OF \$120,000.00

WHEREAS, N.J.S.A. 40A:11-12 permits municipalities to award public contracts without public bidding when the vendor is an approved state contractor or part of an approved national cooperative; and,

WHEREAS, W.B. Mason Company Inc. has been approved for NJ Sate Contract T-0052/88839, which is attached hereto; and,

WHEREAS, the City of Hoboken requires office supplies and copy paper for the calendar year 2017; and,

WHEREAS, pursuant to the recommendation of the Purchasing Department, the City wishes to contract for the services and related goods under NJ State Contract T-0052/88839; and,

WHEREAS, the Administration recommends awarding a contract to W.B. Mason Company, Inc. in the not to exceed amount of \$120,000.00 to expire on December 31, 2017.

NOW, THEREFORE, BE IT RESOLVED, that a contract is awarded to W.B. Mason Company, Inc. for office supplies and copy paper in the not to exceed amount of \$120,000.00 to expire on December 31, 2017; and,

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

1. The award of this contract is subject to finalization of the contract terms.
2. 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.
3. 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.
4. The mayor, or her designee, is hereby authorized to execute an agreement as outlined herein with:

W.B. Mason Company Inc.
535 Secaucus Road
Secaucus, NJ 07094

---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.

Councilwoman Fisher has left the meeting at 10:20 PM

17-69

---By Councilwoman Fisher

RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO MILLENNIUM STRATEGIES FOR GRANT WRITING SERVICES IN THE NOT TO EXCEED AMOUNT OF \$40,000.00 FOR A PERIOD OF ONE (1) YEAR TO EXPIRE ON JANUARY 18, 2018

WHEREAS, the City of Hoboken has a need to obtain a grant consulting firm to perform grant writing services; and,

WHEREAS, Millennium Strategies is a pre-qualified grant consulting firm for the City of Hoboken; and,

WHEREAS, a proposal dated November 28, 2016, which is attached hereto, was received from Millennium Strategies wherein it agreed to conduct a wide range of grant consulting services for the City in the not to exceed amount of \$40,000.00; and,

WHEREAS, the Administration recommends awarding a contract to Millennium Strategies in the not to exceed amount of \$40,000.00 for a period of one (1) year to expire on January 18, 2018.

NOW, THEREFORE, BE IT RESOLVED, that a professional services contract is awarded to Millennium Strategies for grant writing services in the not to exceed amount of \$40,000.00 for a period of one (1) year to expire on January 18, 2018; and,

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

1. The award of this contract is subject to finalization of the contract terms.
2. 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.
3. 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.
4. The mayor, or her designee, is hereby authorized to execute an agreement as outlined herein with:

Millennium Strategies
60 Roseland Avenue
Caldwell, New Jersey 07006

---Motion duly seconded by Councilman Ramos
---Adopted by the following vote: Yeas: 8 Nays: 0 Absent: 1

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

---Nays: None.

---Absent: Fisher

17-70

---By Councilwoman Fisher

RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO BOSWELL ENGINEERING FOR ENGINEERING SERVICES FOR DRAINAGE IMPROVEMENTS AT 9TH AND MADISON STREET IN THE NOT TO EXCEED AMOUNT OF **\$3,500.00** FOR A PERIOD OF ONE (1) YEAR TO EXPIRE ON JANUARY 18, 2018

WHEREAS, the City of Hoboken has a need to obtain an engineering firm to perform engineering design, surveying, and construction inspection services to alleviate an existing ponding condition at the crosswalk across 9th Street at the east side of Madison Street; and,

WHEREAS, Boswell Engineering is a pre-qualified pool licensed engineer for the City of Hoboken; and,

WHEREAS, a proposal dated January 6, 2017, which is attached hereto, was received from Boswell Engineering in the not to exceed amount of \$3,500.00 for said services; and,

WHEREAS, the Administration recommends awarding the contract to Boswell Engineering in the not to exceed amount of \$3,500.00 for a period of one (1) year to expire on January 18, 2018.

NOW, THEREFORE, BE IT RESOLVED, that a professional services contract is awarded to Boswell Engineering for engineering design, surveying, and construction inspection services to alleviate an existing ponding condition at the crosswalk across 9th Street at the east side of Madison Street, in the not to exceed amount of \$3,500.00 for a period of one (1) year to expire on January 18, 2018; and,

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

1. The award of this contract is subject to finalization of the contract terms.
2. 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.
3. 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.
4. The mayor, or her designee, is hereby authorized to execute an agreement as outlined herein with:

Boswell Engineering
330 Phillips Avenue
P.O. Box 3152
South Hackensack, New Jersey 07606-1722

---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.

Councilwoman Fisher has returned to the meeting at 10:23 PM

17-71

---By Councilwoman Fisher

RESOLUTION APPOINTING A FUND COMMISSIONER AND ALTERNATE FUND COMMISSIONER FOR THE GARDEN STATE MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the City of Hoboken is a member of the Garden State Municipal Joint Insurance Fund (“JIF”); and,

WHEREAS, the JIF requires the City of Hoboken to have representation on the Board of Commissioners for the 2017 Fund Year.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that:

1. Stephen Marks is hereby appointed as Fund Commissioner representing the City of Hoboken on the Garden State Municipal Joint Insurance Fund Board of Commissioners; and,
2. Patrick Wherry is hereby appointed as Alternate Fund Commissioner representing the City of Hoboken on the Garden State Municipal Joint Insurance Fund Board of Commissioners.

---Motion duly seconded by Council 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.

17-72

---By Councilwoman Fisher

RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO MCGUIRE ASSOCIATES, LLC FOR REAL ESTATE APPRAISAL SERVICES IN THE NOT TO EXCEED AMOUNT OF \$93,500.00 FOR A PERIOD OF ONE (1) YEAR TO EXPIRE ON JANUARY 18, 2018

WHEREAS, the City of Hoboken has a need to obtain an appraisal and consulting firm to perform real estate appraisal services; and,

WHEREAS, McGuire Associates, LLC is a pre-qualified real estate appraisal and consulting firm for the City of Hoboken; and,

WHEREAS, a proposal dated December 14, 2016, which is attached hereto, was received from McGuire Associates wherein it agreed to conduct a wide range of real estate appraisal services for the City in the not to exceed amount of \$93,500.00; and,

WHEREAS, the Administration recommends awarding a contract to McGuire Associates, LLC in the not to exceed amount of \$93,500.00 for a period of one (1) year to expire on January 18, 2018.

NOW, THEREFORE, BE IT RESOLVED, that a professional services contract is awarded to McGuire Associates, LLC for real estate appraisal services in the not to exceed amount of \$93,500.00 for a period of one (1) year to expire on January 18, 2018; and,

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

1. The award of this contract is subject to finalization of the contract terms.
2. 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.
3. 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.
4. The mayor, or her designee, is hereby authorized to execute an agreement as outlined herein with:

McGuire Associates, LLC
547 Summit Avenue
Jersey City, New Jersey 07306

---Motion duly seconded by Council 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.

17-73

---By Councilwoman Fisher

RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO INTERTECH ASSOCIATES FOR ENGINEERING SERVICES TO CONCLUDE THE AUTOMATIC LICENSE PLATE READER FEASIBILITY STUDY IN THE NOT TO EXCEED AMOUNT OF \$2,000.00 TO EXPIRE ON DECEMBER 31, 2017

WHEREAS, the City of Hoboken has a need to obtain an engineering firm to conduct an Automatic License Plate Reader ("ALPR") feasibility study for the City's surveillance system; and,

WHEREAS, Intertech Associates, Inc. is a pre-qualified pool licensed engineer for the City of Hoboken; and,

WHEREAS, a proposal dated June 28, 2016 (See "Priority 2: Police Investigations"), which is attached hereto, was received from Intertech Associates with a contract value of \$25,500.00 for Priority 2; and,

WHEREAS, the City awarded a contract to Intertech Associates, Inc. based on this proposal, which expired on October 20, 2016; and,

WHEREAS, Intertech Associates has performed engineering services related to the ALPR feasibility study in the amount of \$23,500.00 and requires \$2,000.00 to conclude the study; and,

WHEREAS, the Administration recommends awarding a contract to Intertech Associates in the not to exceed amount of \$2,000.00 to expire on December 31, 2017 to conclude the ALPR feasibility study.

NOW, THEREFORE, BE IT RESOLVED, that a professional services contract is awarded to Intertech Associates for engineering services to conclude the ALPR feasibility study for the City's surveillance system in the not to exceed amount of \$2,000.00, to expire on December 31, 2017; and,

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

1. The award of this contract is subject to finalization of the contract terms.
2. 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.
3. 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.
4. The mayor, or her designee, is hereby authorized to execute an agreement as outlined herein with:

Intertech Associates, Inc.
77-55 Schanck Road, Suite A-14
Freehold, NJ 07728

---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.

17-74

---By Councilwoman Fisher

RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO SUBURBAN CONSULTING ENGINEERS, INC. FOR CITY ENGINEER (ON-CALL) IN AN AMOUNT NOT TO EXCEED TWENTY FIVE THOUSAND DOLLARS (**\$25,000.00**) FOR A TERM TO COMMENCE ON JANUARY 18, 2017 AND EXPIRE ON DECEMBER 31, 2017

WHEREAS, the City of Hoboken has a need for a City Engineer (on-call) to perform engineering services; and,

WHEREAS, Suburban Consulting Engineers, Inc. is a pre-qualified pool licensed engineering firm for the City of Hoboken; and,

WHEREAS, the Administration recommends awarding a contract to Suburban Consulting Engineers, Inc., for the City Engineer service in an amount not to exceed \$25,000.00 for the period of January 18, 2017 through December 31, 2017.

NOW, THEREFORE, BE IT RESOLVED, that a professional services contract is awarded to Suburban Consulting Engineers, Inc., for the City Engineer service in an amount not to exceed \$25,000.00 for the period of January 18, 2017 through December 31, 2017; and,

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

1. The award of this contract is subject to finalization of the contract terms.
2. 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.
3. 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.
4. The mayor, or her designee, is hereby authorized to execute an agreement as outlined herein with:

Suburban Consulting Engineers, Inc.
96 U.S. Highway 206, Suite 101
Flanders, NJ 07836

---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.

17-75

---By Councilwoman Fisher

RESOLUTION AUTHORIZING THE CITY OF HOBOKEN TO ENTER INTO THE ATTACHED AGREEMENTS WITH CAREPOINT HEALTH AND GARDEN STATE HEALTHCARE ASSOCIATES, LLC

WHEREAS, Carepoint Health operates three acute care hospitals in Hudson County, New Jersey: Carepoint Health-Bayonne Medical Center ("CarePoint Bayonne"); Carepoint Health-Hoboken University Medical Center ("CarePoint Hoboken"); and Carepoint Health-Christ Hospital ("CarePoint Christ Hospital"); and,

WHEREAS, Garden State Healthcare Associates is a physician practice entity that provides hospital based physician staff to the three Carepoint Health hospitals listed above, including but not

limited to physicians specializing in anesthesia, radiology, emergency room, pathology, hospitalists, obstetrics, intensivists, and surgery; and,

WHEREAS, the City wishes for Carepoint Health and Garden State Healthcare Associates to continue to provide health care benefits to their employees covered under the plan, retirees covered under the plan, and their covered family members, and other covered lives of the City (“Members”) under its Employer Sponsored Health Plan (the “Plan”); and,

WHEREAS, the Administration recommends entering into the attached agreements with Carepoint Health and Garden State Healthcare Associates to provide health care benefits to Members.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, that the Administration is hereby authorized to enter in to a contract with Carepoint Health and with Garden State Healthcare Associates, LLC for a two (2) year term, to commence February 1, 2017 and expire January 31, 2019; and:

1. The award of this contract is subject to finalization of the contract terms.
2. 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.

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

---Motion duly seconded by Council 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.

Community Development

17-76

---By Councilman Mello

RESOLUTION TO APPROVE A LICENSE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND SOUTHWEST-1 DEVELOPMENT LLC, OWNER OF BLOCK 11 LOT 9 (A/K/A 100-108 PATERSON AVENUE), FOR USE AND MAINTENANCE OF A PORTION OF THE PUBLIC RIGHT OF WAY ADJACENT TO SAID PROPERTY

WHEREAS, the City of Hoboken requires property owners to maintain the public right-of-way adjacent to their property, including but not limited to sidewalks, stairs, stoops, fences, areaways, trees and other landscaping; and,

WHEREAS, the City of Hoboken encourages property owners to landscape and otherwise improve said right-of-way to enhance the urban landscape; and,

WHEREAS, the City of Hoboken and the City Council, by resolution, provides for the issuance of license agreements for the aforementioned purpose; and,

WHEREAS, the applicant desires to receive and the City of Hoboken agrees to grant to Southwest Development-1, LLC, owner of Block 11 Lot 9, more commonly known as 100-108 Paterson Avenue, Hoboken, represented by Ignatius Salvemini, such a license.

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

- 1) Approval of the attached License Agreement between the City of Hoboken and Southwest-1 Development LLC, owner of Block 11 Lot 9, more commonly known as 100-108 Paterson Avenue, shall be subject and limited to the details and specifications included in the attached Application and Minervini Vandermark Architecture right of way detail drawings (F-1).
- 2) The Mayor or her agent is hereby authorized to enter into the attached agreement.
- 3) This resolution shall become effective immediately upon adoption.

---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.

Councilman Doyle comments on some amendments to some of the resolutions

17-77

---By Councilman Cunningham

RESOLUTION TO APPROVE A LICENSE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND 722 JEFFERSON ST., LLC, OWNER OF BLOCK 83 LOTS 20-24 (A/K/A 722-730 JEFFERSON STREET), FOR USE AND MAINTENANCE OF A PORTION OF THE PUBLIC RIGHT OF WAY ADJACENT TO SAID PROPERTY

WHEREAS, the City of Hoboken requires property owners to maintain the public right-of-way adjacent to their property, including but not limited to sidewalks, stairs, stoops, fences, areaways, trees and other landscaping; and,

WHEREAS, the City of Hoboken encourages property owners to landscape and otherwise improve said right-of-way to enhance the urban landscape; and,

WHEREAS, the City of Hoboken and the City Council, by resolution, provides for the issuance of license agreements for the aforementioned purpose; and,

WHEREAS, the applicant desires to receive and the City of Hoboken agrees to grant to 722 Jefferson St., LLC, owner of Block 83 Lots 20-24, more commonly known as 722-730 Jefferson Street, Hoboken, represented by Joseph Prestifilippo, such a license.

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

- 1) Approval of the attached License Agreement between the City of Hoboken and 722 Jefferson St., LLC, owner of Block 83 Lots 20-24, more commonly known as 722-730 Jefferson Street, shall be subject and limited to the details and specifications included in the attached Application, and Minervini Vandermark Architecture site plan (Z-2), encroachment plan (A-001) and rendering (Z-12).
- 2) The Mayor or her agent is hereby authorized to enter into the attached agreement.
- 3) This resolution shall become effective immediately up adoption.

---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.

17-78

---By Councilman Mello

RESOLUTION TO APPROVE A LICENSE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND 88 JEFFERSON ST., LLC, OWNER OF BLOCK 17 LOTS 31-33 (A/K/A 86-90 JEFFERSON STREET), FOR USE AND MAINTENANCE OF A PORTION OF THE PUBLIC RIGHT OF WAY ADJACENT TO SAID PROPERTY

WHEREAS, the City of Hoboken requires property owners to maintain the public right-of-way adjacent to their property, including but not limited to sidewalks, stairs, stoops, fences, areaways, trees and other landscaping; and,

WHEREAS, the City of Hoboken encourages property owners to landscape and otherwise improve said right-of-way to enhance the urban landscape; and,

WHEREAS, the City of Hoboken and the City Council, by resolution, provides for the issuance of license agreements for the aforementioned purpose; and,

WHEREAS, the applicant desires to receive and the City of Hoboken agrees to grant to 88 Jefferson St., LLC, owner of Block 17 Lots 31-33, more commonly known as 86-90 Jefferson Street, Hoboken, represented by Thomas Jones, such a license.

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

- 1) Approval of the attached License Agreement between the City of Hoboken and 88 Jefferson St., LLC, owner of Block 17 Lots 31-33, more commonly known as 86-90 Jefferson Street, shall be subject and limited to the details and specifications included in the attached Application, Planning Board Resolution, Minervini Vandermark Architecture site plan drawings (3 pages) and architectural summary letter (2 pages) both dated 10/10/16.
- 2) The Mayor or her agent is hereby authorized to enter into the attached agreement.
- 3) This resolution shall become effective immediately up adoption.

---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.

17-79

---By Councilman Cunningham

RESOLUTION TO APPROVE A LICENSE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND 810 PARK LLC, OWNER OF BLOCK 170 LOT 35 (A/K/A 810 PARK AVENUE), FOR USE AND MAINTENANCE OF A PORTION OF THE PUBLIC RIGHT OF WAY ADJACENT TO SAID PROPERTY

WHEREAS, the City of Hoboken requires property owners to maintain the public right-of-way adjacent to their property, including but not limited to sidewalks, stairs, stoops, fences, areaways, trees and other landscaping; and,

WHEREAS, the City of Hoboken encourages property owners to landscape and otherwise improve said right-of-way to enhance the urban landscape; and,

WHEREAS, the City of Hoboken and the City Council, by resolution, provides for the issuance of license agreements for the aforementioned purpose; and,

WHEREAS, the applicant desires to receive and the City of Hoboken agrees to grant to 810 Park LLC, owner of Block 170 Lot 35, more commonly known as 810 Park Avenue, Hoboken, represented by Seth Martin, such a license.

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

- 1) Approval of the attached License Agreement between the City of Hoboken and 810 Park LLC, owner of Block 170 Lot 35, more commonly known as 810 Park Avenue, shall be subject and limited to the details and specifications included in the attached Application and Jensen Vasil Architect right of way detail drawings (G-1, A-1, A-2, A-3 and A-4).
- 2) The Mayor or her agent is hereby authorized to enter into the attached agreement.
- 3) This resolution shall become effective immediately up adoption.

---Motion duly seconded by Councilman Bhalla

---Adopted by the following vote: Yeas: 8 Nays: 0 Abstain: 1

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

---Nays: None.

---Abstain: Doyle

Councilman Doyle comments that he has to recuse himself due to the proximity of his home to this property

17-80

---By Councilman Mello

RESOLUTION TO APPROVE A LICENSE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND 304 GARDEN STREET, LLC, OWNER OF BLOCK 179 LOT 42 (A/K/A 302-304 GARDEN STREET), FOR USE AND MAINTENANCE OF A PORTION OF THE PUBLIC RIGHT OF WAY ADJACENT TO SAID PROPERTY

WHEREAS, the City of Hoboken requires property owners to maintain the public right-of-way adjacent to their property, including but not limited to sidewalks, stairs, stoops, fences, areaways, trees and other landscaping; and

WHEREAS, the City of Hoboken encourages property owners to landscape and otherwise improve said right-of-way to enhance the urban landscape; and

WHEREAS, the City of Hoboken and the City Council, by resolution, provides for the issuance of license agreements for the aforementioned purpose; and

WHEREAS, the applicant desires to receive and the City of Hoboken agrees to grant to 304 Garden Street, LLC, owner of Block 179 Lot 42, more commonly known as 302-304 Garden Street, Hoboken, represented by Seth Martin, such a license.

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

- 1) Approval of the attached License Agreement between the City of Hoboken and 304 Garden Street, LLC, owner of Block 179 Lot 42, more commonly known as 302-304 Garden Street, shall be subject and limited to the details and specifications included in the attached Application, Planning Board Resolution and Nastasi Architects site plan and rendering (A01).
- 2) The Mayor or her agent is hereby authorized to enter into the attached agreement.
- 3) This resolution shall become effective immediately up adoption.

---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.

17-81

---By Councilman Cunningham

RESOLUTION TO APPROVE A LICENSE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND 506 JEFFERSON ST., LLC, OWNER OF BLOCK 68 LOT 29 (A/K/A 506 JEFFERSON STREET), FOR USE AND MAINTENANCE OF A PORTION OF THE PUBLIC RIGHT OF WAY ADJACENT TO SAID PROPERTY

WHEREAS, the City of Hoboken requires property owners to maintain the public right-of-way adjacent to their property, including but not limited to sidewalks, stairs, stoops, fences, areaways, trees and other landscaping; and,

WHEREAS, the City of Hoboken encourages property owners to landscape and otherwise improve said right-of-way to enhance the urban landscape; and,

WHEREAS, the City of Hoboken and the City Council, by resolution, provides for the issuance of license agreements for the aforementioned purpose; and,

WHEREAS, the applicant desires to receive and the City of Hoboken agrees to grant to 506 Jefferson St., LLC, owner of Block 68 Lot 29, more commonly known as 506 Jefferson Street, Hoboken, represented by Dana L. Spaulding, such a license.

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

- 1) Approval of the attached License Agreement between the City of Hoboken and 506 Jefferson St., LLC, owner of Block 68 Lot 29, more commonly known as 506 Jefferson Street, shall be subject and limited to the details and specifications included in the attached Application, Zoning Board of Adjustment Resolution, and Jensen Vasil Architect right of way detail drawings (G-1, A-1, A-2, A-3 and A-4).
- 2) The Mayor or her agent is hereby authorized to enter into the attached agreement.
- 3) This resolution shall become effective immediately up adoption.

---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.

Corporation Counsel

17-82

---By Councilwoman Fisher

RESOLUTION AWARDING CONTRACTS FOR MUNICIPAL PROSECUTORS FOR THE TERM JANUARY 18, 2017 THROUGH DECEMBER 31, 2017 IN THE TOTAL AMOUNT OF \$65,000.00

WHEREAS, in accordance with N.J.S.A. 2B:25-4, each municipal court in the State of New Jersey shall have at least one (1) attorney acting as municipal prosecutor appointed by the governing body; and,

WHEREAS, the City issued a Request for Proposals (No. 16-13) seeking proposals from qualified individuals to act as Municipal Prosecutor(s) for the City of Hoboken, in compliance with the process for awarding a professional service contract pursuant to Hoboken Code §20A; and,

WHEREAS, the City received three (3) responsive proposals from:

1. Donna Russo, Esq.
2. Benjamin Choi, Esq.
3. Steven Hummell, Esq.

WHEREAS, the City's review team evaluated the proposals and has determined that Benjamin Choi, Esq.; Steven Hummell, Esq.; and Donna Russo, Esq. are qualified to provide effective and efficient legal services, cost and other factors considered; and,

WHEREAS, the Administration recommends awarding contracts to Benjamin Choi, Esq.; Donna Russo, Esq.; and Steven Hummell, Esq. to act as Assistant Municipal Prosecutors for the City of Hoboken.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, that contracts shall be awarded to the following individuals as Assistant Municipal Prosecutors for the City of Hoboken, for the period of January 18, 2017 through December 31, 2017:

1. Donna Russo, Esq.
2. Benjamin Choi, Esq.
3. Steven Hummell, Esq.

BE IT FURTHER RESOLVED, that in the aggregate, the prosecutors' (as listed above) contracts shall not exceed \$65,000.00.

---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.

17-83

---By Councilman Mello

RESOLUTION TO AWARD A CONTRACT TO WEINER LESNIAK FOR LEGAL SERVICES- HISTORIC PRESERVATION BOARD ATTORNEY IN THE AMOUNT OF FIFTEEN THOUSAND DOLLARS (\$15,000.00) FOR THE TERM JANUARY 4, 2017 THROUGH DECEMBER 31, 2017

WHEREAS, service to the City as Special Legal Counsel- Historic Preservation Board Attorney is a professional service as defined by N.J.S.A. 40A:11-1 et seq.; and,

WHEREAS, the City of Hoboken issued Request for Proposals 16-14 seeking a qualified attorney to serve as counsel for the Historic Preservation Board; and,

WHEREAS, one (1) proposal was received, from Weiner Lesniak; and,

WHEREAS, the evaluation committee has determined that the proposal submitted by Weiner Lesniak demonstrates that they are qualified to provide effective and efficient legal services to the City; and,

WHEREAS, the Administration recommends awarding a contract to Weiner Lesniak for legal services as counsel for the Historic Preservation Board, for the term of January 18, 2017 through December 31, 2017, in the amount of \$15,000.00.

NOW THEREFORE, BE IT RESOLVED, that a contract is hereby awarded to Weiner Lesniak to represent the City as Special Legal Counsel- Historic Preservation Board Attorney for a term to commence January 18, 2017 and expire December 31, 2017, for a total not to exceed amount of **Fifteen Thousand Dollars (\$15,000.00)**; and:

1. The award of this contract is subject to finalization of the contract terms.
2. 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.
3. 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.
4. The mayor, or her designee, is hereby authorized to execute an agreement as outlined herein.

---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.

Environmental Services

17-84

---By Councilwoman Fisher

RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO T&M ASSOCIATES TO CONDUCT AN HVAC CONTROLS CONDITION ASSESSMENT FOR THE MULTI SERVICE CENTER IN THE NOT TO EXCEED AMOUNT OF **\$12,500.00** FOR A PERIOD OF ONE (1) YEAR TO EXPIRE ON JANUARY 18, 2018

WHEREAS, the City of Hoboken has a need to obtain an engineering firm to conduct an HVAC Controls Condition Assessment for the Multi Service Center; and,

WHEREAS, T&M Associates is a pre-qualified pool licensed engineer for the City of Hoboken; and,

WHEREAS, a proposal dated December 20, 2016, which is attached hereto, was received from T&M Associates in the not to exceed amount of \$12,500.00 for said services; and,

WHEREAS, the Administration recommends awarding the contract to T&M Associates in the not to exceed amount of \$12,500.00 for a period of one (1) year to expire on January 18, 2018.

NOW, THEREFORE, BE IT RESOLVED, that a professional services contract is awarded to T&M Associates for engineering services to conduct an HVAC Controls Condition Assessment for the Multi Service Center, in the not to exceed amount of \$12,500.00, for a period of one (1) year to expire on January 18, 2018; and,

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

1. The award of this contract is subject to finalization of the contract terms.
2. 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.
3. 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.

4. The mayor, or her designee, is hereby authorized to execute an agreement as outlined herein with:

T&M Associates
11 Tindall Road
Middletown, New Jersey 07748

---Motion duly seconded by Council 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.

17-85

---By Councilman Ramos

RESOLUTION AWARDING A CONTRACT TO JAROFF DESIGN FOR THE CONSTRUCTION OF THE 9/11 MEMORIAL

WHEREAS, the following bid was received for the construction of the 9/11 Memorial for the City of Hoboken, as specified in Bid Number 16-28:

Bidder	Total Base Bid
Jaroff Custom Entrys, Inc. d/b/a Jaroff Design	\$1,288,350.00

WHEREAS, pursuant to the attached recommendation of Turner Construction Company, the City wishes to contract for the construction services specified in Bid No. 16-28 with Jaroff Design in the amount of **\$1,288,350.00**.

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

- A. A contract is hereby awarded to Jaroff Custom Entrys, Inc. d/b/a Jaroff Design, Inc. in the total amount of \$1,288,350.00 for the construction of the 9/11 Memorial, in accordance with the specifications as set forth in Bid No. 16-28.
- 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. The City rejects all exceptions submitted by the bidder and the City shall review same to determine if any are acceptable and all approved exceptions will be identified in the contract executed between the parties.
- 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. 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 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.

Finance

17-86

---By Councilwoman Fisher

RESOLUTION AWARDING A CONTRACT TO ACACIA FINANCIAL GROUP, INC. IN AN AMOUNT NOT TO EXCEED \$40,000.00

WHEREAS, the City of Hoboken pre-qualified Acacia Financial Group, Inc. to provide financial consulting services to the City for a term that expires on October 5, 2017; and,

WHEREAS, a proposal dated January 11, 2017, which is attached, was received from Acacia Financial Group wherein it agreed to conduct a wide range of financial consulting services for the City in an amount not to exceed \$40,000.00; and,

WHEREAS, the Administration recommends awarding a contract to Acacia Financial Group, Inc. in an amount not to exceed \$40,000.00 to expire on October 5, 2017.

NOW, THEREFORE, BE IT RESOLVED, that a contract is awarded to Acacia Financial Group, Inc. for financial consulting services in an amount not to exceed \$40,000.00 to expire on October 5, 2017; and,

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

1. The award of this contract is subject to finalization of the contract terms.
2. 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.
3. 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.
4. The mayor, or her designee, is hereby authorized to execute an agreement as outlined herein with:

Acacia Financial Group, Inc.
601 Route 73 North, Suite 206
Marlton, NJ 08053

---Motion duly seconded by Council 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.

17-87

---By Councilman DeFusco

RESOLUTION IN SUPPORT OF EXPANDING THE USES IN GROUND FLOOR SPACES ALONG WASHINGTON STREET, 1st STREET AND 14TH STREET

WHEREAS, Washington Street has long been a vibrant “Main Street” with the street shared by many businesses and residential dwellings that line much of the thoroughfare, from Observer Highway to 15th Street;

WHEREAS, 1st Street west of Washington Street to Patterson Street and 14th Street between Willow Street and Hudson Street have also become extensions and bookends to our “Main Street” offering complementary retail and businesses that service the neighboring residents and the broader Hoboken community;

WHEREAS, the zoning code currently defines Washington Street south of 4th street as our Central Business District, and the area on Washington Street north of 4th Street to 14th Street as part of the R-1 Residential zone, both with an historic overlay. For purposes of this resolution, the area on Washington Street north of 4th Street extending to 14th Street are referred to as the “Washington Street Expansion Area”;

WHEREAS, the zoning code currently defines 1st Street west of Washington Street to Patterson Street and the south side of 14th Street between Willow Street and Hudson Street as R-1 and R-2 Residential zones. For purposes of this resolution, the areas of 1st Street west of Washington Street to Patterson St. and the south side of 14th Street between Willow Street and Hudson Street are referred to as the “1st and 14th Street Expansion Areas”;

WHEREAS, the 2004 Master Plan and 2010 Master Plan Reexamination Report both specifically recommend making changes to “support Washington Street as the shopping and social ‘Main Street’ of Hoboken”;

WHEREAS, the 2004 Master Plan recommended making changes to “mandate street level retail” in areas designated “Primary and Secondary Retail Street” that includes the 1st and 14th Street Expansion Areas;

WHEREAS, no changes in zoning for the Washington Street Expansion Area nor the 1st and 14th Street Expansion Areas have been made since either report;

WHEREAS, our Central Business District allows for multiple uses including, but not limited to, retail, restaurants, and commercial that encourage business and economic development of that portion of our “Main Street”;

WHEREAS, the Washington Street Expansion Area and the 1st and 14th Street Expansion Areas are zoned R-1 and R-2 (residential) and have much more restricted uses; and although current

businesses in these areas are “grandfathered” as permitted uses, any new businesses are conditional uses not permitted as of right according to current City zoning;

WHEREAS, although the current R-1 and R-2 uses permitted in the Washington Street Expansion Area and the 1st and 14th Street Expansion Area do include some additional conditional uses that are consistent with a “Shopping and Social Main Street” and “Primary Retail Streets”, the list of these uses are not consistent with those allowed as of right in the more expansive uses permitted in the Central Business District and would require new businesses to seek approval from the Zoning Board of Adjustment or Planning Board;

WHEREAS, the process of obtaining approval from either the Zoning Board of Adjustment or Planning Board by businesses for uses that would be consistent with the recommendations to “support Washington Street as the shopping and social Main Street of Hoboken” and to “mandate street level retail” in “Primary Retail Streets” is costly and with uncertain outcomes;

WHEREAS, currently there are numerous vacant storefronts along Washington Street, 1st and 14th Streets that is due, in part, to the expense and uncertainty associated with obtaining an approval from either land use board;

WHEREAS, the City is conducting a build-out analysis, the results of which the Planning Board intends to incorporate into an updated Master Plan Reexamination, to be completed in 2017;

WHEREAS, the Master Plan Reexamination process is an arduous and time-consuming process, and even once completed, it will thereafter require that the City Council codify recommendations it accepts into an ordinance;

WHEREAS, the City Council remains committed in supporting continued economic growth within Hoboken, creating an environment that is inviting to and supportive of the success of businesses, developing a Washington Street that is “the shopping and social ‘Main Street’ of Hoboken” and “mandating street level retail” on other “Primary Retail Streets”; consistent therewith, the City Council wishes to explore/consider/evaluate changes to the permitted uses for the Washington Street Expansion Area and the 1st and 14th Street Expansion Areas to incorporate where appropriate the street level retail and commercial uses that are currently allowed within our Central Business District into the Washington Street Expansion Area and the 1st and 14th Street Expansion Area;

WHEREAS, the City Council would like to advance this effort to consider revisions to the zoning code relating to Washington Street in a separate, concurrent process and prior to the completion of the Master Plan Reexamination process, a process that is expected to commence in the first quarter of 2017;

WHEREAS, if the City Council endeavors to make these changes, the City must hold a public hearing and give necessary legal notice to those affected property owners as set forth under law regarding the proposed changes; and

WHEREAS, the tax assessor has estimated that the cost of such a notification would be between \$20,000 and \$40,000.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, that it expresses its support for the temporary funding to finance the issuance of a certified public notification to property owners and businesses, as required by law, to notify them if the City Council

determines that it will be expanding the uses in the Washington Street Expansion Area and the 1st and 14th Street Expansion Areas.

BE IT FURTHER RESOLVED that if the City Council so determines that it desires such an expansion of use, the City Council of Hoboken requests that Corporation Counsel shall prepare an ordinance to effectuate any such changes in use and define the scope of the expansion areas, to be introduced at the February 15, 2017, meeting, as well as a resolution for an temporary emergency appropriation of funds to fund the public notice.

---Motion duly seconded by Council 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.

Health and Human Services

17-88

---By Councilman Mello

RESOLUTION AWARDING A CONTRACT TO STANS SPORT CENTER INC. FOR SPORTING GOODS IN AN AMOUNT NOT TO EXCEED \$140,000.00

WHEREAS, N.J.S.A. 40A:11-12 permits municipalities to award public contracts without public bidding when the vendor is an approved state contractor or part of an approved national cooperative; and,

WHEREAS, Stan's Sport Center has been approved for NJ Sate Contract T-0118/40751; and,

WHEREAS, the City of Hoboken requires sporting goods for the calendar year 2017; and,

WHEREAS, pursuant to the recommendation of the Purchasing Department, the City wishes to contract for the services and related goods under NJ Sate Contract T-0118/40751; and,

WHEREAS, the Administration recommends awarding a contract to Stan's Sport Center in an amount not to exceed \$140,000.00 to expire on December 31, 2017.

NOW, THEREFORE, BE IT RESOLVED, that a contract is awarded to Stan's Sport Center for sporting goods in an amount not to exceed \$140,000.00 to expire on December 31, 2017; and,

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

1. The award of this contract is subject to finalization of the contract terms.
2. 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.
3. 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.

4. The mayor, or her designee, is hereby authorized to execute an agreement as outlined herein with:

Stan's Sport Center Inc.
528 Washington Street
Hoboken, New Jersey 07030

---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.

Public Safety

17-89

---By Councilman Mello

RESOLUTION APPROVING A SHARED SERVICE AGREEMENT BETWEEN THE HOBOKEN FIRE DEPARTMENT AND THE BOROUGH OF PARAMUS FOR VEHICLE MAINTENANCE AND REPAIRS

WHEREAS, *N.J.S.A.* 40A:65-1 *et seq.* authorizes any local governmental unit to enter into a contract with any other governmental unit for the providing of any service that any party to such agreement is empowered to render within its own jurisdiction; and,

WHEREAS, the City of Hoboken and the Borough of Paramus wish to enter into an Agreement (attached hereto) wherein the Borough of Paramus will provide vehicle maintenance and repair services to vehicles owned by the Hoboken Fire Department for the 2017 calendar year; and,

WHEREAS, it is the desire of the Council of the City of Hoboken to authorize the execution of the attached Shared Service Agreement between the Hoboken Fire Department and the Borough of Paramus.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hoboken, that the Mayor or her designee and City Clerk be and are hereby authorized to execute the attached Shared Service Agreement between the Hoboken Fire Department and the Borough of Paramus; and,

BE IT FURTHER RESOLVED that the Mayor or her designee is hereby authorized 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.
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.

Tax Collector

17-90

---By Councilwoman Fisher

RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF **\$34,159.32**)

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

WHEREAS, Sharon Curran, Collector of Revenue for the City of Hoboken recommends that the following refunds be made in accordance with N.J.S.A. 54:4-69.

NOW, THEREFORE, BE IT RESOLVED, that a warrant be drawn on the City Treasury in the total amount of **\$34,159.32**, made payable to the following:

NAME	BL/LT/UNIT	PROPERTY	QTR/YEAR	AMOUNT
Central Mortgage Company Attn: Tax Dept. 801 John Barrow Rd., Ste. 1 Little Rock, AR 72205	61/3/C0004	405 Adams St	3/16	\$2,459.66
Columbia Bank 19-01 route 208 North Fair Lawn, NJ 07410 Attn: Rose Mary Belen	47/33	300 Monroe St	4/16	\$3,651.37
BCB Community Bank 595 Avenue C Bayonne, NJ 07002	34/25	120 Park Ave	1/16	\$2,672.16
Able Title Agency, LLC 50 Harrison St, Suite 216 Hoboken, NJ 07030	61/11/C003R	421 Adams St	2/16	\$1,251.12
Chase Attn: Refund Dept. P.O. Box 961227 Ft. Worth, TX 76161	238/1/ C901W	901-903 Hudson St	4/16	\$16,276.19
John & Maryann Contrubis 407 Monroe St. #3A Hoboken, NJ 07030	58/4/C003A	407 Monroe St	4/16	\$2,236.56

NAME	BL/LT/UNIT	PROPERTY	QTR/YEAR	AMOUNT
Qing Pan 225 West 25 th St #5D New York, NY 10001	16/23/C005A	92 Madison St	4/16	\$1,625.86
Alexander McKinnis 122 Madison St #5 Hoboken, NJ 07030	28/24/C0005	122 Madison St	4/16	\$2,549.13
William Lezama 616 Adams Street, #4 Hoboken, NJ 07030	77/24/C0004	616 Adams St	4/16	\$1,437.27

---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.

Clerk

17-91

---By Councilman Doyle

**RESOLUTION TO ADOPT THE MINUTES OF THE MEETINGS OF THE CITY COUNCIL
DATED: REGULAR AND SPECIAL MEETING OF JANUARY 4, 2017**

---Motion duly seconded by Council 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.

ORDINANCES

Introduction and First Reading

17-92

Z-463

---By Councilman Mello

AN ORDINANCE OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY AUTHORIZING THE ACQUISITION OF CERTAIN REAL PROPERTY KNOWN AS BLOCK 10, LOTS 1 THROUGH 7 AND LOTS 30 THROUGH 36 ON THE OFFICIAL TAX MAP OF THE CITY OF HOBOKEN AND THE INSTITUTION OF EMINENT DOMAIN PROCEEDINGS, IF NECESSARY

WHEREAS, N.J.S.A. 40A:12-5 and N.J.S.A. 20:3-1 et seq. authorize public entities to acquire real property or an interest in real property; and

WHEREAS, the City Council of the City Hoboken (“Council” or “City”) has deemed it necessary to acquire certain real property in the City known as Block 10, Lots 1 through 7 and Lots 30 through 36 (the “Property”) on the Official Tax Map of the City; and

WHEREAS, the Council has determined that the public interest will be served by the acquisition of the Property for open space and park purposes; and

WHEREAS, the Council desires to formally authorize the acquisition of the Property, subject to the subsequent approval by the City Council of an appraisal setting forth the fair market value of the Property to provide just compensation, by and through, (i) negotiation and agreement; or (ii) the institution of eminent domain proceedings, if necessary.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Hoboken, County of Hudson, State of New Jersey as follows:

SECTION 1. Subject to the subsequent approval by the City Council of an appraisal setting forth the fair market value of the Property to provide just compensation, the Mayor, City Council and such other officials, consultants, agents, employees and professionals of the City as may be necessary and appropriate, shall be and are hereby authorized to acquire the Property specifically designated and known as Block 10, Lots 1 through 7 and Lots 30 through 36 (the “Property”) as shown on the Official Tax Map of the City of Hoboken, by and through, (i) negotiation and agreement; or (ii) by the institution of eminent domain proceedings, if necessary, pursuant to N.J.S.A. 40A:12-5 and N.J.S.A. 20:3-1 et seq. including the filing of a Declaration of Taking, the filing of a complaint in eminent domain and all other proceedings related thereto.

SECTION 2. In conjunction with said acquisition, the City hereby reserves and shall reserve any and all rights it had or may have to recover in any subsequent or pending action or by any administrative means, all costs of remediation and/or clean-up of contamination and/or removal of solid waste and/or sanitary land fill closures that have been incurred or may be incurred in the future by reason of conditions which were in existence as of or prior to the date of vesting of title and possession of this Property in the name of the City.

SECTION 3. In conjunction with said acquisition, the City reserves and shall reserve the right to seek in its sole discretion, any and all available legal, administrative and equitable remedies to compel the record owners and/or responsible parties to remediate and/or clean up the Property in accordance with applicable state and federal statutory and regulatory provisions or to remove solid waste or carry out closure of a sanitary landfill if located on the Property. The City is not and shall not be liable for the clean-up and removal costs of any discharge which occurred or began prior to the City’s ownership.

SECTION 4. The Mayor, City Council and such other officials, consultants, agents, employees and professionals of the City as may be necessary and appropriate are hereby authorized and directed to take any and all actions necessary to effectuate the purposes of this Ordinance.

SECTION 5. All ordinances, resolutions and regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 6. If any section, paragraph, article, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply to the section, paragraph, article, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

SECTION 7. This Ordinance shall take effect after approval and publication as required by law.

---Motion duly seconded by Councilman Doyle

---Adopted by the following vote: Yeas: 8 Nays: 0 Present: 1

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

---Nays: None.

---Present: DeFusco

17-93

Z-464

---By Councilman Doyle

AN ORDINANCE AMENDING CHAPTER 193 OF THE HOBOKEN CITY CODE ENTITLED
“WATER” §193-3 “WATER PIPE MAINTENANCE”

WHEREAS, Hoboken property owners are responsible for the entire supply line for their water service pipes from the meter to the main service line; and,

WHEREAS, during the “Washington Street Redesign Project,” the City is going to replace the main service line and the portion of the supply line that runs from the main service pipe to the curblines; and,

WHEREAS, at the curblines the City will install valve boxes; and,

WHEREAS, as construction on each individual service line is completed with the installation of a valve box, the responsibility of the owner for the supply line will change so that the owner is only responsible for the supply line from the meter on their property to the valve box installed at the curblines; and,

WHEREAS, as construction on each individual service line is complete with the installation of a valve box, the City will take responsibility for the water service pipe and the portion of the supply line that runs from the main service line and extending to, but not including, the valve box at the curbline of the street.

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:

§ 193-3. Water pipe maintenance.

~~The owner of a building and premises connected with the municipal water supply shall maintain the water service pipes, fixtures and connections in good order and repair, so that there shall be no waste of water.~~

A. Washington Street: As construction is completed on each individual service line with the installation of a valve box, the owner of a building and premises connected with the municipal water supply shall be responsible to maintain the water supply line, fixtures, and connections in good order and repair from the valve (when installed) at the curbline of the street to the meter on their property. The City will be responsible for that portion of the supply line that runs from the main water service line and extending to, but not including, the valve at the curbline of the street.

B. All Other Properties in the City of Hoboken (not including Washington Street): The owner of a building and premises connected with the municipal water supply shall be responsible for the entire supply line for their water service pipes from the meter on their property to the main service line.

C. Generally as to all owners:

1. Installation, repairs, and replacement of water service pipes, to the extent that the owner is responsible for said portion in accordance with (A) or (B) above, shall be made by a licensed plumber hired by the property owner and supervised under the direction of a designee of the City. All costs shall be borne by the owner.
2. In the case of a leaking supply line (for which the owner is responsible in accordance with (A) or (B) above), the owner shall be required to contract with a plumber to repair said supply line leak within 48 hours. If no arrangements have been made to repair the leakage within the time prescribed herein, the City shall be permitted to retain a contractor to complete the work for a cost of time and materials, which cost shall be the responsibility of the homeowner and shall be collected as permitted by law. Restoration of lawn areas, shrubs, fences, walkways, driveways, steps, etc. shall be the sole responsibility of the homeowner and not considered as part of the contractor's time and materials costs.
3. The installation of water service supply lines for new construction shall be the responsibility of the owner/developer under the supervision of a designee of the City. All costs shall be borne by the owner/developer.

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.

---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.

17-94

Z-465

---By Councilman DeFusco

AN ORDINANCE AMENDING CHAPTER 192 OF THE HOBOKEN CITY CODE ENTITLED "PARKING FOR HANDICAPPED" §192-4 "ENUMERATION OF SPACES" TO REORGANIZE EXISTING HANDICAPPED SPACES

WHEREAS, Chapter 192 of the Hoboken City Code establishes the rules and regulations relating to handicapped parking within the City; and,

WHEREAS, §192-4 enumerates handicapped spaces designated for specific individuals; and,

WHEREAS, updates to the Hoboken Municipal Code are necessary to reorganize existing handicapped parking spaces near 1302 Washington Street.

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:

§ 192-4. Enumeration of spaces.

- A. Pursuant to the authority granted to the City of Hoboken by N.J.S.A. 39:4-205, the following locations are hereby designated as Restricted Parking spaces for use by persons who have been issued special vehicle identification cards by the Motor Vehicle Commission. No other person shall be permitted to park in these spaces.

~~Michael Bisceglie, 1302 Washington Street (west side of Washington Street, beginning at a point 70 feet from the northerly curblineline of Thirteenth Street and extending 12 feet northerly therefrom)~~

~~Rosemarie DiRenzi, 1302 Washington Street (west side of Washington Street, beginning at a point 70 feet from the northwest curblineline of Thirteenth Street and extending 12 feet northerly therefrom)~~

~~Thomas Montalvo, 1302 Washington Street (west side of Washington Street, beginning at a point 47 feet from the north curblineline of Thirteenth Street and extending 12 feet northerly therefrom)~~

~~Zulma Ramos, 1302 Washington Street (west side of Washington Street, beginning at a point 57 feet north of the northerly curblineline of Thirteenth Street and extending 12 feet northerly therefrom)~~

Zulma Ramos, 1302 Washington Street (west side of Washington Street, beginning at a point 47 feet north of the northerly curblineline of Thirteenth Street and extending 12 feet northerly therefrom)

Gloria Suarez, 1302 Washington Street (west side of Washington Street, beginning at a point 35 feet from the northerly curblineline of Thirteenth Street and extending 12 feet northerly therefrom)

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.

---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.

17-95

Z-466

---By Councilman DeFusco

AN ORDINANCE AMENDING CHAPTER 190 OF THE HOBOKEN CITY CODE ENTITLED
“VEHICLES AND TRAFFIC” §190-27 “ANGLE PARKING LOCATIONS” TO AMEND ANGLE
PARKING DESIGNATIONS ON WASHINGTON STREET

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

WHEREAS, reverse angle parking was recently added to the east side of Washington Street between Fourteenth Street and Fifteenth Street as part of the 1400 Hudson development circulation plan; and,

WHEREAS, it is therefore being proposed that reverse angle parking be added to the west side of Washington Street between Fourteenth Street and Fifteenth Street in order to maintain uniformity on the 14th block of Washington Street; and,

WHEREAS, reverse angle parking is safer than head-in angle parking due to improved driver visibility when exiting the angle parking space and loading activity occurring nearer to the curbside instead of immediately adjacent to a travel lane; and,

WHEREAS, a reduction in backing crashes has been observed on Hudson Street where head-in parking was converted to reverse angle parking in front of Hoboken Police Department Headquarters.

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:

§ 190-27. Angle parking locations.

In accordance with the provisions of this [§190-27](#), the herein described locations shall be designed as angle parking:

A. Head-in angle parking.

Name of Street	Sides	Angle	Location
Washington Street	Both	60°	From Eighth Street to Fifteenth Street
<u>Washington Street</u>	<u>Both</u>	<u>60°</u>	<u>From Eighth Street to Fourteenth Street</u>

B. Reverse Angle Parking

Name of Street	Sides	Angle	Location
Washington Street	East	60°	Fourteenth Street to Fifteenth Street
<u>Washington Street</u>	<u>Both</u>	<u>60°</u>	<u>From Fourteenth Street to Fifteenth Street</u>

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.

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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.

---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.

NEW BUSINESS

Councilman Ramos comments on requesting a report for traffic and redesign for the SW portion of Hoboken and would like it monthly or bi-weekly and if Director Forbes can reach out to Mr. John Jarr and find the status on that project and secondly commend the police on the response to the shooting in the Housing Authority and how they were able to apprehend the person. Lastly he commented on the drug and opioid issue throughout the country and witness drug transactions daily in Paterson where I teach and can get to our community.

Council President comments how scary it is having a teenager, and how come they don't do mandatory drug testing daily

Councilman Ramos comments that it's up to school district, can be done but it's expensive, in Paterson, they come in the schools and do videos in an entire neighborhood in Paterson and see how they educate the students, even Gov. Christie said that pain killers need to be monitored, we need to educate these children

Councilman Russo comments that there are addicts in our streets in Hoboken and you see that transition from opioids to heroin

Chief Ferrante comments that the police dept. saw it in the 2nd half of 2016 and have officers certified and have used narcan aka naloxone half a dozen times and noticed a great increase

Councilman DeFusco comments on wanting a large Southwest Park and urging the administration to provide back-up documents so I can understand Eminent Domain, the new parking meters, is there temporary signage for these meters being installed? When the city wide meters was approved, the revenue would go into transportation infrastructure trust and challenge the administration to ensure that the money from the meters go toward fixing potholes, productive meeting with the Mayor on Monday morning regarding NJ Transit Warrington Plaza, which allows that space for conditional use and how to activate the lights and reopen the fountain

BA Marks comments and defers to Director Morgan

Director Morgan comments that the signage went up on Tuesday and will continue throughout the week and will print out warning notices to explain the process on who can park there, there won't be enforcement in the next few weeks and have my folks putting notices on windows

Councilman Cunningham comments on Phase 2 for the meters and where these meters will be placed

Director Morgan comments that he doesn't have a firm date yet set

Councilman Bhalla comments on a meeting at the Jubilee Center tomorrow night, ideas for the pop up park, tomorrow at 7:00 PM BASF site, will be working on the Washington project go to <http://www.washingtonstreetproject.com/> and get bi-weekly updates and they can email you

Councilman Russo comments on a disturbing conversation with the Mayor this evening, had asked for the contract for Suez formerly United Water, was told that it would be compiled by BA Marks, then asked to speak to the Mayor, then the Mayor said I was requesting information and making it political, I have been requesting information for years and asked the Corporation Counsel to write a memo on how to request information and was asked to fill out an OPRA request for the information I requested, I will get that information and this is the 3rd meeting I had to request it

Councilman Bhalla comments that he would schedule a sub-committee and work on that process and please send me your schedule

Councilwoman Fisher comments that there was a serious electrical fire for 48 hours and would like to thank our product safety for helping our residents and also thank the property management team and it was OEM bringing PSE & G to help us rectify the situation, OEM did a phenomenal job and also thank Joel Mestre in action, the T & M Presentation on Washington St., they addressed 80 % of our questions, the business cards for those Council members that would like one, please read my email regarding this and lastly the topic of SW Park on what we did tonight, heard a lot of eminent domain and I received emails and voicemails and spoke to some of my residents about a robo-call with different themes, great conversation with the Mayor on expanding her agenda, but there are a few items we can focus on more such as water mains, zoning throughout the city, moving forward on these development plans, it was a constructive conversation and was welcome to new ideas and hopeful and the state of the city is Monday, Jan. 30 at 7:00 PM at Debaum Auditorium at Stevens campus, anyone interested in saving the YMCA, please contact me so we can work on a private/public partnership

Councilman Mello comments that he received robo calls from Union City, thank all his neighbors who came out to support the ordinance and see the neighborhood grow it was great to see them come out and thank Natalie on organizing all the people to come out to have this dialogue, and there's so much little journalism, remind Al Sullivan on his accuracy of his work and verify and identify original sources and this is the code of ethics from society of journalism, and if you're not fact checking, please call me

Councilman Ramos comments

Councilman Cunningham comments on two updates on the North committee, western edge we met two weeks ago, it was for the hotel consultant, thought it was great conversation
The post office project, met with the consultant, now waiting for a legal document and also such flood ordinances and hopefully we can get an update on this from Joe Maraziti and Director Forbes

Council President comments and thanks all the council members for sending their wishlist for the sub-committees and not everyone got their top 3 choices but try to get one.

At 11:46 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 11:46 PM

PRESIDENT OF THE COUNCIL

CITY CLERK

