

MEETING OF SEPTEMBER 17, 2014

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, SEPTEMBER 17, 2014 AT 7:00 PM

President Giattino opened the meeting at 7:01 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 Meeting 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."

Then the Clerk called the Roll: Council persons Bhalla, Cunningham, Doyle, Mello, Mason, Occhipinti, Russo and President Giattino.

ABSENT: Castellano

14-492

Proclamations (3) by Mayor Zimmer to Honor Hoboken residents and organizations for their volunteerism and commitment to Hoboken.

Received and Filed.

RESOLUTIONS

14-493

---By Councilman Bhalla

RESOLUTION GRANTING DENNIS LILOIA, ESQ. OF FLORIO KENNY SETTLEMENT AUTHORITY IN THE MATTER OF GENERAL LIABILITY LITIGATION (LIABILITY CLAIM #L000315465) IN AN AMOUNT UP TO THE AMOUNT SUGGESTED BY DENNIS LILOIA, ESQ. TO MELLISSA LONGO IN A SEPTEMBER 11, 2014 EMAIL

WHEREAS, the Council of the City of Hoboken is authorized to go into closed executive session for the reasons set forth in the Open Public Meetings Act, including without limitation N.J.S.A. 10:4-12(b)(3) & (8), and for matters falling within attorney client privilege (for legal guidance on matters relating to the settlement of litigation known as Liability Claim #L000315465); and

WHEREAS, the City seeks to settle the matter known as Liability Claim #L000315465; and

WHEREAS, one of the reasons to go into closed session is to receive advice from legal counsel, which is subject to attorney client privilege and which is offered regarding pending settlements of the type listed herein; and,

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken that it enter into closed session for the herein said purposes; and,

BE IT FURTHER RESOLVED that when the need for confidentiality no longer exists the decisions made therein will be made available to the public.

The speaker who spoke: Patricia Waiters.

---Motion duly seconded by Councilman Cunningham

---Adopted by the following vote: YEAS: 6 – NAYS: 0 ABSENT: 1 - PRESENT: 1 - ABSTAIN: 1

---Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino

---Nays: None.

---Absent: Castellano

---Present: Occhipinti

---Abstain: Mello

ORDINANCES

SECOND READING/PUBLIC HEARING AND FINAL VOTE

AN ORDINANCE AMENDING CHAPTER 190 ENTITLED “VEHICLES AND TRAFFIC” TO ADD LEGISLATION REGARDING ALLOWING FOR CERTAIN LOADING ZONES TO BE UTILIZED EXCLUSIVELY AS VALET LOADING ZONES FOR THE PERIOD OF A VALET PARKING PILOT PROGRAM WITHIN THE CITY OF HOBOKEN (**Z-310**)

No other person present desiring to be heard and no written protests or objections received, President Giattino asked for a motion to close the hearing.

President Giattino moved that the hearing be closed.

---Motion duly seconded by Councilman Bhalla

---Adopted by the following vote: YEAS: 8 – NAYS: 0 – ABSENT - 1

---Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino

---Nays: None.

---Absent: Castellano

President Giattino then instructed the City Clerk to call the Final Vote for the above Ordinance.

---Motion duly seconded by Councilman Cunningham

---Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1

---Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino

---Nays: None.

---Absent: Castellano

AN ORDINANCE TO AMEND CHAPTER 46 ENTITLED “LEASE AGREEMENTS” TO INCLUDE A LEASE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND QUEEN MARGHERITA EXPRESS FOR THE USE AND MAINTENANCE OF THE SINATRA PARK CAFÉ (**Z-311**)

No other person present desiring to be heard and no written protests or objections received, President Giattino asked for a motion to close the hearing.
President Giattino moved that the hearing be closed.

--Motion duly seconded by Councilman Doyle
--Adopted by the following vote: YEAS: 8 – NAYS: 0 – ABSENT - 1
--Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino
--Nays: None.
--Absent: Castellano

President Giattino then instructed the City Clerk to call the Final Vote for the above Ordinance.

--Motion duly seconded by Councilman Bhalla
--Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1
--Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino
--Nays: None.
--Absent: Castellano

~~3. AN ORDINANCE AMENDING HOBOKEN CODE § 93-20 ENTITLED ‘LEASHING OF DOGS’ TO PROHIBIT AND/OR MINIMIZE CERTAIN CRUEL LEASHING/RESTRAINT OF DOGS ON PUBLIC PROPERTY (Z-308) (Sponsored by Councilman Cunningham and seconded by Councilman Mello)~~

(CARRIED TO THE NEXT CITY COUNCIL MEETING OCTOBER 1, 2014)

~~4. AN ORDINANCE AMENDING THE NORTHWEST REDEVELOPMENT PLAN AND APPENDIX A OF CHAPTER 196 OF THE CODE OF THE CITY OF HOBOKEN (Z-309) (sponsored by Councilman Bhalla and Councilman Cunningham)~~

(CARRIED TO THE OCTOBER 15, 2014 MEETING)

Patricia Waiters comments on resolution #16

14-494

APPLICATION FOR MISCELLANEOUS LICENSES

Taxi Operator Licenses-----5 items
Limo Operator Licenses-----5 items

--Motion duly seconded by Councilman Cunningham
--Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1
--YEAS: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino
--Nays: None.
--Absent: Castellano

14-495

Proclamation from Mayor Zimmer making September National Preparedness Month.

Received and Filed.

14-496

A report from the Municipal Tax Collector Sharon Curran for taxes collected for the month of August 2014 **\$28,223,277.34 (Abatement Totals – \$6,128.30)**

Received and Filed.

14-497

A report from Municipal Court indicating receipts for the month of August 2014 as **\$413,771.47**

Received and Filed.

14-498

---By Councilman Bhalla

CLAIMS

Total for this agenda **\$2,708,202.29**

---Motion duly seconded by Councilman Cunningham

---Adopted by the following vote: YEAS: 8 – NAYS: 1 ABSENT: 1 - ABSTAIN:2

---Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino

---Nays: Mason 14-03197

---Absent: Castellano

---Abstain: Doyle – 14-00988 and Mason 14-03035, 13-00125, 14-00988, 12-04468

14-499

---By Councilman Bhalla

PAYROLL

For the two week period starting August 14, 2014 – August 27, 2014

Regular Payroll	O/T Pay	Other Pay	Total
\$1,568,929.33	\$76,262.61	\$118,638.30	\$1,763,830.24

---Motion duly seconded by Councilman Cunningham

---Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1

---Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino

---Nays: None.

---Absent: Castellano

CONSENT AGENDA – 3-9, 12-14

Pulled from the agenda for discussion: 2 & 10

RESOLUTIONS (CONT'D)

14-500

---By Councilman Bhalla

RESOLUTION TO AUTHORIZE THE MAYOR TO EXECUTE CITY AUTHORIZATION TO FILE A ZONING BOARD OF ADJUSTMENT APPLICATION ON BEHALF OF HOLA AND THE BOYS AND GIRLS CLUB, SUBJECT TO EXECUTION OF THE ATTACHED AGREEMENT BETWEEN THE BOYS AND GIRLS CLUB, HOLA AND THE CITY OF HOBOKEN RELATING TO THE APPLICATION TO THE ZONING BOARD OF ADJUSTMENT FOR A ZONING VARIANCE, AND THE RELATED CONSTRUCTION THEREUNDER FOR THE PROPERTY COMMONLY REFERRED TO AS 123 JEFFERSON STREET

WHEREAS, the City, as the property owner of 123 Jefferson Street, has been asked by and through the Boys and Girls Club, as the City's tenant on the property, to authorize, in accordance with Hoboken Ordinance Z-196 and enabling statutes of N.J.S.A. 40:55D-1 et seq., an application by HOLA, an educational institution which utilizes the property, to the Zoning Board of Adjustment for a zoning variance for proposed construction of the structure on the property; and

WHEREAS, the City Council and Administration wish to have certain parameters placed on the City's grant of authority to apply to the Zoning Board for a variance, which conditions are expressed in the attached Agreement between the Boys and Girls Club, HOLA, and the City; and,

NOW THEREFORE, BE IT RESOLVED, that the City Council hereby:

1. Authorizes the Mayor to enter into the attached Agreement between the Boys and Girls Club, HOLA, and the City, or a substantially similar version with no substantive changes; and,
2. Upon execution of the attached Agreement, the City Council authorizes the Mayor to authorize HOLA to apply to the Zoning Board of Adjustment for the herein described variance, and to execute any document necessary to effectuate this authorization.

BE IT FURTHER RESOLVED the City Clerk shall publish this resolution as required by law and keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.; and,

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to Mayor Dawn Zimmer and Corporation Counsel for action in accordance therewith and 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.

---Motion duly seconded by Councilman Cunningham

---Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1
---Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino
---Nays: None.
---Absent: Castellano

14-501

---By Councilman Bhalla

RESOLUTION TO APPROVE A “LICENSE AGREEMENT” BETWEEN THE CITY OF HOBOKEN AND MARK & ERICKA SULLIVAN, OWNERS OF BLOCK 252 LOT 7 (a/k/a 1107 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 City of Hoboken desires to grant to Mark & Ericka Sullivan, owners of Block 252 Lot 7, more commonly known as 1107 Park Avenue, Hoboken, 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 Mark & Ericka Sullivan, owners of Block 252 Lot 7, more commonly known as 1107 Park Avenue, shall be subject and limited to the details and specifications included in the attached Application and Exhibits including site plan, and Jensen C. Vasil architectural drawings;
- 2) The Mayor or her agent is hereby authorized to enter into the attached agreement; and
- 3) This resolution shall become effective immediately up adoption.

---Motion duly seconded by Councilman Cunningham
---Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1
---Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino
---Nays: None.
---Absent: Castellano

14-502

---By Councilman Bhalla

RESOLUTION TO AUTHORIZE A PROFESSIONAL SERVICE CONTRACT WITH STARR WHITEHOUSE AS PROFESSIONAL ENGINEER / LSRP / LANDSCAPE ARCHITECT FOR THE CITY OF HOBOKEN FOR THE BLOCK 12 DESIGN / PERMITTING/CONSTRUCTION OVERSIGHT, FOR A MAXIMUM ONE YEAR TERM, AND FOR A TOTAL NOT TO EXCEED AMOUNT OF \$358,551.00

WHEREAS, service to the City as a Professional Engineer / LSRP / Landscape Architect is a professional service as defined by N.J.S.A. 40A:11-1 et seq. and as such, is exempt from public bidding requirements pursuant to N.J.S.A. 40A:11-5; and,

WHEREAS, the City of Hoboken seeks to award a contract to a Professional Engineer / LSRP / Landscape Architect for the Block 12 Plan, and has chosen Starr Whitehouse for a one year term, with a not to exceed amount of Three Hundred Fifty Eight Thousand Five Hundred Fifty One Dollars (\$358,551.00); and,

WHEREAS, **Starr Whitehouse** is hereby required to abide by the “pay-to-play” requirements of the Hoboken Public Contracting Reform Ordinance, codified as §20A-11 et seq. of the Administrative Code of the City of Hoboken as well as the Affirmative Action laws and policies under which the City operates; and,

WHEREAS, certification of funds is available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$108,551.00 is available in the following appropriation account C-04-60-711-120 and \$250,000.00 is available in the following appropriation account G-02-25-114-017 in the CY2014 budget; and I further certify that this commitment together with all previously made commitments does not exceed the appropriation balance available for this purpose for the CY2013 budget; and I further certify that the funds being appropriated are intended for the purposes herein specified.

Signed: _____, George DeStefano, CFO

NOW THEREFORE, BE IT RESOLVED, that a contract with Starr Whitehouse to represent the City as Professional Engineer / LSRP / Landscape Architect, in accordance with the scope of work detailed in their responsive proposal, subject to the changes and amendments supplied by Starr Whitehouse in their attached amendment to the proposal which shall take precedence over the original proposal wherever in conflict, and the RFP for Block 12; the maximum term shall be one year from the date of award; and, the total not to exceed amount shall be Three Hundred Fifty Eight Thousand Five Hundred Fifty One Dollars (\$358,551.00) which shall be paid incrementally within 45 days of receiving a valid invoice for services; and

BE IT FURTHER RESOLVED that the City Council of the City of Hoboken specifically finds that compliance with Hoboken Ordinance #DR-154 (codified as §20A-4 of the Code of the City of Hoboken), and any and all state Pay to Play laws, is a continuing obligation of Starr Whitehouse; and

BE IT FURTHER RESOLVED the City Clerk shall publish this resolution as required by law and keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.; and,

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to Mayor Dawn Zimmer and Corporation Counsel for action in accordance therewith and 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.

--Motion duly seconded by Councilman Cunningham

--Adopted by the following vote: YEAS: 7 – NAYS: 1 ABSENT: 1

--Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino

--Nays: Mason

--Absent: Castellano

14-503

--By Councilman Bhalla

RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO MASER CONSULTING P. A. FOR PROFESSIONAL PLANNER FOR REDEVELOPMENT PLAN FOR SOUTHWEST HOBOKEN FOR A ONE YEAR TERM TO COMMENCE SEPTEMBER 18, 2014 AND EXPIRE SEPTEMBER 17, 2015 FOR A TOTAL NOT TO EXCEED AMOUNT OF \$65,400.00

WHEREAS, the City of Hoboken published RFP's for professional planner for the redevelopment plan for Southwest Hoboken, in accordance with the Fair and Open Process; and,

WHEREAS, in accordance with the Fair and Open Process, the Administration evaluated the proposal provided in response to said RFP, and the Administration has now determined that Maser Consulting P.A. can provide the City with the most effective and efficient professional planning services, in accordance with their proposal dated August 18, 2014; and,

WHEREAS, in accordance with the direction of the Administration, the City Council is asked to award a contract to Maser Consulting P.A. for Professional Planner for the Redevelopment Plan for Southwest Hoboken, in accordance with their proposal dated August 18, 2014, at a cost of Sixty Five Thousand Four Hundred Dollars (\$65,400.00) for a one year term to commence September 18, 2014; and,

WHEREAS, certification of funds for this are available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$50,000.00 is available from G-02-25-114-019 and \$15,400.00 is available from 4-01-21-181-036 in the CY2014 budget; and I further certify that this commitment together with all previously made commitments does not exceed the appropriation balance available for this purpose for the CY2014 budget; and I further certify that the funds being appropriated are intended for the purposes herein appropriated.

Signed: _____, George DeStefano, CFO

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that a contract with the below listed vendor is awarded for Professional Planner for Redevelopment Plan for Southwest Hoboken, in an amount not to exceed Sixty Five Thousand Four Hundred Dollars (\$65,400.00) as described in the vendor's August 18, 2014 proposal and the City's corresponding RFP, with a one (1) year term to commence on September 18, 2014, and with the additional contract terms as follows:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of Maser Consulting P.A. proposal and the City's RFP shall govern the contract, and no changes may be made or exceptions taken or allowed, without the prior written consent of both parties.
3. 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, and the contract and any amendment thereto shall be subject to a non-appropriation clause in favor of the City.
4. 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.
5. The Mayor, or her designee, is hereby authorized to execute an agreement, for the above referenced goods and/or services based upon the following information:

Maser Consulting P.A.
331 Newman Springs Road, Suite 203
Red Bank, NJ 07701

---Motion duly seconded by Councilman Cunningham

---Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1

---Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino

---Nays: None.

---Absent: Castellano

14-504

---By Councilman Bhalla

RESOLUTION TO AUTHORIZE A PROFESSIONAL SERVICE CONTRACT WITH JONG SOOK NEE, ESQ. OF MCMANIMON SCOTLAND BAUMAN AS SPECIAL LEGAL COUNSEL- PILOT COUNSEL TO THE CITY OF HOBOKEN FOR ONE YEAR TO COMMENCE SEPTEMBER 1, 2014 AND TO EXPIRE AUGUST 31, 2015 FOR A NOT TO EXCEED AMOUNT OF \$15,000.00

WHEREAS, service to the City as Special Counsel –PILOT Counsel is a professional service as defined by N.J.S.A. 40A:11-1 et seq. and as such, is exempt from public bidding requirements pursuant to N.J.S.A. 40A:11-5; and,

WHEREAS, the City of Hoboken published its annual Request for Proposals for the Professional Services of Special Legal Counsel in accordance with the Fair and Open Process and Hoboken Ordinance #DR-154, which McManimon Scotland Bauman responded to, and the City's evaluation committee determined, at that time, that this firm's Redevelopment proposal was one of the top two proposals provided; and,

WHEREAS, PILOT renegotiations and negotiations, and related litigation, is a form of Redevelopment Law within the Local Housing and Redevelopment Law statutes; and,

WHEREAS, **McManimon Scotland Bauman** is hereby required to continue to abide by the "pay-to-play" requirements of the Hoboken Public Contracting Reform Ordinance, codified as §20A-11 et seq. of the Administrative Code of the City of Hoboken as well as the Affirmative Action laws and policies under which the City operates; and,

WHEREAS, certification of funds is available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$15,000.00 is available in the following appropriation 4-01-20-112-030 in the CY2014 budget; and I further certify that this commitment together with all previously made commitments and payments does not exceed the funds available in said appropriation for the CY2014 budget; and I further certify that the funds available in the said appropriation are intended for the purpose herein committed.

Signed: _____, George DeStefano, CFO

NOW THEREFORE, BE IT RESOLVED, that a contract with McManimon Scotland Bauman to provide the services of Jong Sook Nee, Esq. to represent the City as Special Legal Counsel- PILOT Counsel be awarded, for a term to commence September 1, 2014 and expire August 31, 2015, for a total not to exceed amount of Fifteen Dollars (\$15,000.00); and

BE IT FURTHER RESOLVED, the contract shall include the following term: McManimon Scotland Bauman shall be paid maximum hourly rates of \$150.00/hour for attorneys when charged to the City, \$325.00/hour for attorneys when charged to a party other than the City, \$50.00/hour for paralegals when charged to the City, \$180/hour for paralegals when charged to a party other than the City, and these are the only charges for services allowable under this agreement, and charges for filing fees and costs shall be allowable, but must be clearly identified and described in full in the appropriate monthly invoice; and

BE IT FURTHER RESOLVED, this contract shall cover both outstanding and new PILOT agreement matters, and new matters will be assigned to the firm as they become available and the City Administration determines the firm's services are appropriate for any particular matter; this contract shall not be for a sum certain but rather, a retainer, the matters on which to be retained shall be determined as the need arises at the sole discretion of the City; and, this contract is not a guarantee of availability of services or assignment; and,

BE IT FURTHER RESOLVED, the contract shall expressly state that said firm shall be obligated to provide prompt written notice to the City when its invoicing reaches 80% of the not to exceed amount, if the firm believes additional funds will be necessary, and the City shall have no liability for payment of funds in excess of the not to exceed amount; and

BE IT FURTHER RESOLVED that the City Council of the City of Hoboken specifically finds that compliance with Hoboken Ordinance #DR-154 (codified as §20A-4 of the Code of the City of Hoboken), and any and all state Pay to Play laws, is a continuing obligation of McManimon Scotland Bauman; and

BE IT FURTHER RESOLVED the City Clerk shall publish this resolution as required by law and keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.; and,

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to Mayor Dawn Zimmer and Corporation Counsel for action in accordance therewith and 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.

--Motion duly seconded by Councilman Cunningham

--Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1

--Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino

---Nays: None.
---Absent: Castellano

14-505

---By Councilman Bhalla

RESOLUTION AWARDING A CHANGE ORDER TO THE CONTRACT OF MAX ADAMO CONSTRUCTION FOR PIER C PARK REHABILITATION, AS CHANGE ORDER NUMBER 2 (FINAL) IN A CREDIT AMOUNT OF \$37,168.20 (0% INCREASE) FOR A NEW TOTAL NOT TO EXCEED AMOUNT OF \$300,071.81

WHEREAS, the City of Hoboken requires a close out under the contract for the termination of the Pier C Park Rehabilitation project; and,

WHEREAS, the Administration used Max Adamo Construction for said services and provisions; and,

WHEREAS, in accordance with the direction of the Administration, the City Council is asked to award change order (#2/FINAL) to the contract for construction of the Pier C Park Rehabilitation to Max Adamo for a credit against the contract amount by Thirty Seven Thousand One Hundred Sixty Eight Dollars and Twenty Cents (\$37,168.20), for a new and final total not to exceed amount of Three Hundred Thousand Seventy One Dollars and Eighty One Cents (**\$300,071.81**) for work in accordance with the Boswell Engineering Change Order Request, dated September 8, 2014; and,

WHEREAS, certification of funds is not necessary for this resolution.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that a change order (#2/FINAL) to the contract for construction of the Pier C Park Rehabilitation to Max Adamo for a credit against the contract amount by Thirty Seven Thousand One Hundred Sixty Eight Dollars and Twenty Cents (\$37,168.20), for a new and final total not to exceed amount of Three Hundred Thousand Seventy One Dollars and Eighty One Cents (**\$300,071.81**) for work in accordance with the Boswell Engineering Change Order Request, dated September 8, 2014, as follows:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of the referenced Boswell correspondence shall govern the contract, and no changes may be made without the prior written consent of both parties.
3. Any further change orders which shall become necessary hereafter shall be subject to the City's ability to appropriate sufficient funds, which appropriation shall be at the sole discretion of the City Council.
4. 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.
5. The Mayor, or her designee is hereby authorized to execute an agreement, for the above referenced goods and/or services based upon the information herein.

---Motion duly seconded by Councilman Cunningham
---Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1
---Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino
---Nays: None.

---Absent: Castellano

14-506

---By Councilman Bhalla

**RESOLUTION AUTHORIZING THE ADMINISTRATION TO CONDUCT
AN ONLINE AUCTION FOR A SURPLUS FIRE BOAT AND BOAT TRAILER
OWNED BY THE CITY OF HOBOKEN**

WHEREAS, the City of Hoboken owns a fire boat, which is a 23-foot, 2006 Parker model 2320 sport cabin with a 200 horsepower Yamaha engine (VIN PXM34 181D6 06), and a 2007 Sealion boat trailer, series SE-24T-5800B (VIN 45LBS242572080171), both of which are surplus and are no longer needed for public use; and

WHEREAS, by way of a March 5, 2014 Resolution, the City Council authorized the Fire Boat and Trailer to be sold by public auction on GovDeals, which auction occurred without any successful bidder meeting the City Council's minimum price, as described in the March 5, 2014 Resolution; and

WHEREAS, GovDeals, Inc. was awarded State Contract #A-83453/T2581 to provide online auctioneering services for the State and local units; and

WHEREAS, the Administration desires to sell these surplus items together at auction in an "as is" condition; and,

WHEREAS, the Department of Administration requests approval from the City Council to auction the surplus fire boat and boat trailer together,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Department of Administration or its duly authorized representative, is hereby authorized to conduct an online auction to sell the surplus property set forth on the attached Schedule A.
2. The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-83453/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals are available online at govdeals.com and also available from the City Clerk's Office.
3. The auction will be conducted online, and the auction site address is www.govdeals.com
4. The sale is being conducted pursuant to Local Finance Notice 2008-9.

---Motion duly seconded by Councilman Cunningham

---Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1

---Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino

---Nays: None.

---Absent: Castellano

14-507

---By Councilman Bhalla

AUTHORIZING THE CITY OF HOBOKEN TO PARTICIPATE IN THE 100 RESILIENT CITIES PROGRAM, TO SUBMIT THE ATTACHED APPLICATION, AND ACCEPT ANY GRANT RECEIVED FROM THE PROGRAM AND AUTHORIZING THE MAYOR TO ACT AS THE AUTHORIZED AGENT FOR THE DURATION OF THE PROGRAM

WHEREAS, the Administration seeks to apply for participation and funding under the 100 Resilient Cities Program; and,

WHEREAS, the City Council of the City of Hoboken finds it advantageous for the City to participate in this program.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that the City is authorized to apply for and participate in the 100 Resilient Cities Program;

BE IT FURTHER RESOLVED, the Mayor, on behalf of the City of Hoboken is authorized to accept any allocated grant for participation in the program, subject to there being no City matching funds required; and,

BE IT FURTHER RESOLVED, that the Mayor, or her designee, is hereby authorized on behalf of the City of Hoboken to:

1. Execute and furnish any documentation necessary to effectuate the City's participation in this program and funding for participation in this program;
2. Act as authorized agent and correspondent for the City of Hoboken; and,
3. Execute necessary contracts, as needed, to have the funding awarded.

---Motion duly seconded by Councilman Cunningham

---Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1

---Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino

---Nays: None.

---Absent: Castellano

14-508

---By Councilman Bhalla

AUTHORIZING THE CITY OF HOBOKEN TO ACCEPT AND QUALIFY RESPONSES TO ISSUED REQUESTS FOR QUALIFICATION FOR PROFESSIONAL SERVICE FOR DEVELOPMENT FINANCIAL ANALYSTS FROM SEPTEMBER 18, 2014 THROUGH SEPTEMBER 17, 2015

WHEREAS, it is necessary for the City of Hoboken to engage, from time-to-time, the services of a qualified firm and/or professional to provide Financial Analyst Services (Development) to the City of Hoboken; and,

WHEREAS, N.J.S.A. 19:44A-20.1 et seq., commonly known as the State "Pay to Play" Law took effect on January 1, 2006, which the qualified firms comply with, and the City has

fully complied with the “fair and open” process set forth under N.J.S.A. 19:44A-20.1 et. seq. and its local code, by issuing a Request for Qualifications for said services pursuant to the fair and open process; and,

WHEREAS, the City’s review team has determined that the below listed respondents to the RFQ provide the City with the best options for efficient and effective services during the term, September 18, 2014 through September 17, 2015, and are each qualified to be considered by the City Administration, if and when the Administration finds it necessary, to engage the services of such respondent;

NOW, THEREFORE, BE IT RESOLVED by the City of Hoboken that the below listed respondents be and are hereby deemed qualified to be contracted for Financial Analyst services for the City from September 18, 2014 through September 17, 2015:

- a. NW Financial
- b. Camoin
- c. 4Ward Planning
- d. Value Research Group

--Motion duly seconded by Councilman Cunningham

--Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1

--Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino

--Nays: None.

--Absent: Castellano

14-509

--By Councilman Bhalla

RESOLUTION AWARDING A CONTRACT TO LOUIS BARBATO LANDSCAPING FOR THE PROVISIONS OF HOBOKEN SHADE TREE COMMISSION 2014/2015 STREET TREE PLANTING IN ACCORDANCE WITH THE CITY'S BID NO. 14-12 IN THE TOTAL NOT TO EXCEED AMOUNT OF \$56,210.00

WHEREAS, proposals were received for Bid Number 14-12 for the provisions of Hoboken Shade Tree Commission 2014/2015 Street Tree Planting; and,

WHEREAS, Four (4) bid proposals were received in good stead, of which the Purchasing Agent advised the lowest three (3) bidders being:

<u>VENDOR</u>	<u>TOTAL BID</u>		<u>EXCEPTIONS</u>
1. Louis Barbato Landscaping Holbrook, NY 11741	Base Bid:	\$35,145.00	No
	Alt. Bid A:	\$21,065.00	
	Total Bid:	\$56,210.00	
2. Aspen Landscaping Union, NJ 07083	Base Bid:	\$47,225.00	No
	Alt. Bid A:	\$28,250.00	
	Total Bid:	\$75,475.00	
3. MJ Hoag Contracting Inc., Kenilworth, NJ 07033	Base Bid:	\$53,900.00	No
	Alt. Bid A:	\$32,125.00	
	Total Bid:	\$86,025.00	

WHEREAS, one (1) bid was received after the submission deadline, which was returned to the bidder; and,

WHEREAS, pursuant to the recommendation of the Purchasing Department (attached hereto) the City wishes to contract for the goods and services specified in Bid No. 14-12, and Louis Barbato Landscaping submitted the lowest responsible, and responsive bid for the units and extended prices; and,

WHEREAS, certification of funds is available as follows:
I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$56,210.00 is available in the following appropriation account: T-03-40-000-16 in the trust account within its CY2014 budget; and I further certify that this commitment together with all previously made

commitments does not exceed the appropriation balance available for this purpose for the CY2014 budget; and I further certify that the funds being appropriated are intended for the purposes herein appropriated.

Signed: _____, George DeStefano, CFO

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Hoboken that a contract be awarded and entered into by the City's administration as follows:

- A. This resolution awards a contract to Louis Barbato Landscaping for Bid No. 14-12, for both the base bid and alternate A, in the total amount of Fifty Six Thousand Two Hundred Ten Dollars (\$56,210.00).
- 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 contract.
- C. The contract shall be in accordance with the terms of the specifications and the vendor's corresponding bid proposal documents. There are no exceptions allowed.
- D. Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor or her agent is hereby authorized to enter into an Agreement with the vendor for said purchase and sale.
- E. This resolution shall take effect immediately upon passage.

--Motion duly seconded by Councilman Cunningham

--Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1

--Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino

--Nays: None.

--Absent: Castellano

14-510

--By Councilman Bhalla

RESOLUTION TO AUTHORIZE AN AMENDMENT TO THE GOODS AND SERVICE CONTRACT WITH RUG AND FLOOR STORE INC. FOR THE CITY OF HOBOKEN FOR THE PURCHASE AND INSTALLATION OF FLOORING REPAIRS AT THE HOBOKEN COURTROOM AND VIOLATIONS BUREAU, FOR AN INCREASE IN THE NOT TO EXCEED AMOUNT BY \$12,600.00 (30.1% INCREASE), FOR A NEW TOTAL NOT TO EXCEED AMOUNT OF \$54,375.00

WHEREAS, on May 21, 2014 the City Council awarded a contract to the Rug and Floor Store, pursuant to their state contract, for purchase and installation of flooring repairs at the Hoboken Courtroom and Violations Bureau, and, thereafter additional installation and purchase items have been required to adequately repair the locations based on their existing conditions, in an increased amount of \$12,600.00; and,

WHEREAS, in accordance with the direction of the Administration, the City Council is now asked to authorize an amendment to the award for repair of the flooring at the Hoboken City Hall courtroom and violations bureau to Rug and Floor Store in an increased amount of \$12,600.00, for a total contract amount not to exceed Fifty Four Thousand Three Hundred Seventy Five Dollars (**\$54,375.00**) of which the contract shall be for purchases and installation in accordance with the March 14, 2014 and May 7, 2014 REVISED proposals of Rug and Floor Store Inc., as well as the September 9, 2014 change proposal of Rug and Floor Store; and,

WHEREAS, certification of funds is available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$12,600.00 is available in the following appropriation T-03-40-000-036; and I further certify that this commitment

together with all previously made commitments and payments does not exceed the funds available in said appropriation; and I further certify that the funds available in the said appropriation are intended for the purpose herein committed.

Signed: _____, George DeStefano, CFO

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that same authorizes an amendment to the award for repair of the flooring at the Hoboken City Hall courtroom and violations bureau to Rug and Floor Store in an increased amount of \$12,600.00, for a total contract amount not to exceed Fifty Four Thousand Three Hundred Seventy Five Dollars (**\$54,375.00**) of which the contract shall be for purchases and installation in accordance with the March 14, 2014 and May 7, 2014 REVISED proposals of Rug and Floor Store Inc., as well as the September 9, 2014 change proposal of Rug and Floor Store, as follows:

- The above recitals are incorporated herein as though fully set forth at length.
- The terms of the attached proposals shall govern the contract, and no changes may be made without the prior written consent of both parties.
- 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.
- 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.
- The Mayor, or her designee is hereby authorized to execute an agreement, for the above referenced goods and/or services based upon the following information:

Rug and Floor Store Inc.
280 N. Midland Avenue
Building M, Postal Unit 220
Saddle Brook, New Jersey 07663

--Motion duly seconded by Councilman Cunningham

--Adopted by the following vote: YEAS: 7 – NAYS: 1 ABSENT: 1

--Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino

--Nays: Mason

--Absent: Castellano

14-511

--- By Councilman Bhalla

RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF \$3,551.78)

WHEREAS, an overpayment of taxes has been made on property listed below: and

WHEREAS, Sharon Curran, Collector of Revenue recommends that refunds be made;

NOW THEREFORE BE IT RESOLVED, that a warrant be drawn on the City Treasurer made payable to the following totaling **\$3,551.78**

<u>NAME</u>	<u>BL/LT/UNIT</u>	<u>PROPERTY</u>	<u>QTR/YEAR</u>	<u>AMOUNT</u>
Green Tree c/o CoreLogic 1 Corelogic Drive Westlake, TX 76262	86/1/C0609	800 Jackson St	2/13	\$3,551.78abatement

---Motion duly seconded by Councilman Cunningham
---Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1
---Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino
---Nays: None.
---Absent: Castellano

14-512

--- By President Giattino

**RESOLUTION TO ADOPT THE MINUTES OF THE MEETINGS OF THE CITY COUNCIL
DATED: REGULAR MEETING S OF JUNE 18, 3014 AND AUGUST 6, 2014**

RESOLVED, that filed minutes for the Hoboken City Council **Regular meetings of June 18, 2014 and August 6, 2014** have been reviewed and approved by the Governing Body.

---Motion duly seconded by Councilman Bhalla
---Adopted by the following vote: YEAS: 7 – NAYS: 1 ABSENT: 1
---Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino
---Nays: Mason
---Absent: Castellano

ORDINANCES

Introduction and First Reading

14-513

Z-312

**AN ORDINANCE AMENDING CHAPTER 190 ENTITLED “VEHICLES AND TRAFFIC” TO
AMEND PARKING REGULATIONS RELATING TO RESTRICTED PARKING FOR
OFFICIAL BUSINESS VEHICLES**

WHEREAS, Chapter 190 of the General Code of the City of Hoboken establishes the rules and regulations associated with parking permits within City borders; and,

WHEREAS, the municipality has found that specific sections of Chapter 190 currently requires amendments in order to best effectuate parking in the City; and,

WHEREAS, the City Council wishes to more closely align the City’s actual parking practices with the best practices for parking and transportation.

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: AMENDMENTS TO HOBOKEN CODE CHAPTER 190

§ 190-6.1. Restricted parking for Official City Business, ~~by permit only.~~

The following streets or portions thereof shall be designated “RESTRICTED PARKING – OFFICIAL CITY BUSINESS – TOW AWAY ZONE”, whereby the Official City Business at the below given locations shall at all times be in accordance with the restrictions described herein, and the permits provided for each below given location shall at all times be in accordance with the permitting process described herein: ~~Police vehicles only; Official Business by Permit Only 8:00 a.m. to 8:00 p.m.; Tow-Away Zones~~:

Name of Street	Side	Location	Restriction
First Street	South	Beginning at the easterly curbline of Bloomfield Street and extending to the westerly curbline of Washington Street	Official business vehicles of the City government offices, by permit, for the hours of 8:00 a.m. to 8:00 p.m., Monday through Friday
First Street	South	Beginning at a point of 35 feet east of the easterly curbline of Bloomfield Street and extending 44 feet east therefrom	Parking Utility vehicles 4:00 p.m. to 10:00 p.m. weekdays 8:00 a.m. to 6:00 p.m. Saturdays
<u>First Street</u>	<u>South</u>	<u>Beginning at a point 35 feet east of the easterly curbline of Bloomfield Street and extending 83 feet easterly therefrom</u>	<u>Parking Utility vehicles only at all times</u>
<u>Newark Street</u>	<u>North</u>	<u>Beginning at a point 92 feet west of the westerly curbline of Washington Street and extending 25 feet westerly therefrom</u>	<u>Hoboken Police Department Vehicles only Tuesday, Wednesday, and Thursday, 8:00a.m. to 8:00p.m.</u>

Name of Street	Side	Location	Restriction
Newark Street	North	Beginning at the westerly curbline of Washington Street and <u>extending to 92 feet west of the westerly curbline of Washington Street, and beginning 25 feet westerly therefrom and extending to the easterly curbline of Bloomfield Street</u>	Official business vehicles of the City government offices, by permit <u>issued at the discretion of the Director of Transportation and Parking</u> , for the hours of 8:00 a.m. to 8:00 p.m., Monday through Friday, <u>except as, and to the extent, further restricted in this Section for Hoboken Police Department Vehicles.</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.

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.

President Giattino moved that the ordinance pass its first reading as read and be laid of the table for public inspection to be further considered for final passage at a meeting of the Council to be held on **October 1, 2014 at 7:00 PM.**

---Motion duly seconded by Councilman Bhalla
---Adopted by the following vote: YEAS: 7 – NAYS: 1 ABSENT: 1
---Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino
---Nays: Occhipinti
---Absent: Castellano

NEW BUSINESS

Council President comments that there are two (2) additional items on the agenda added.

14-514

---By Councilman Cunningham

RESOLUTION TO AUTHORIZE AN AMENDMENT TO THE PROFESSIONAL SERVICE CONTRACT WITH ARUP AS PROFESSIONAL PLANNER FOR THE CITY OF HOBOKEN'S CITYWIDE PARKING MASTER PLAN, FOR AN INCREASE IN THE NOT TO EXCEED AMOUNT BY +\$9,300.00 (13%), FOR A TOTAL NOT TO EXCEED AMOUNT OF \$75,648.00

WHEREAS, service to the City as a Principal Planner is a professional service as defined by N.J.S.A. 40A:11-1 *et seq.* and as such, is exempt from public bidding requirements pursuant to N.J.S.A. 40A:11-5; and,

WHEREAS, the City of Hoboken previously awarded a contract to a Principal Planner for the Citywide Parking Master Plan on 12/18/13 with ARUP for a one year term, with a not to exceed amount of Sixty Nine Thousand Nine Hundred Forty Eight Dollars (\$69,948.00), which the City now seeks to amend by increasing the not to exceed amount by Nine Thousand Three Hundred Dollars (\$9,300.00), for a total not to exceed amount of Seventy Five Thousand Six Hundred Forty Eight Dollars (\$75,648.00), for an unchanged one (1) year term; and,

WHEREAS, ARUP is hereby required to continue to abide by the “pay-to-play” requirements of the Hoboken Public Contracting Reform Ordinance, codified as §20A-11 *et seq.* of the Administrative Code of the City of Hoboken as well as the Affirmative Action laws and policies under which the City operates; and,

WHEREAS, certification of funds for insurance premiums is available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$9,300.00 is available in the following appropriation account 4-31-55-710-007 in the CY2014 budget; and I further certify that this commitment together with all previously made commitments does not exceed the appropriation balance available for this purpose for the CY2014 budget; and I further certify that the funds being appropriate are intended for the purposes herein appropriated.

Signed: _____, George DeStefano, CFO

NOW THEREFORE, BE IT RESOLVED, that the contract with **ARUP** to represent the City as Principal Planner be amended, in accordance with the scope of work detailed in their 9/16/14 and November 19, 2013 proposals, attached hereto, and the RFP for Professional Planner for Citywide Parking Master Plan; the maximum term shall remain one year from the date of original award; and, with a not to exceed amount of Sixty Nine Thousand Nine Hundred Forty Eight Dollars (\$69,948.00), which the City now seeks to amend by increasing the not to exceed amount by Nine Thousand Three Hundred Dollars (\$9,300.00), for a total not to exceed amount of Seventy Five

Thousand Six Hundred Forty Eight Dollars (\$75,648.00), for an unchanged one (1) year term; and

BE IT FURTHER RESOLVED that the City Council of the City of Hoboken specifically finds that compliance with Hoboken Ordinance #DR-154 (codified as §20A-4 of the Code of the City of Hoboken), and any and all state Pay to Play laws, is a continuing obligation of **ARUP**; and

BE IT FURTHER RESOLVED the City Clerk shall publish this resolution as required by law and keep a copy of the resulting contract on file in accordance with N.J.S.A. 40A:11-1 et seq.; and,

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to Mayor Dawn Zimmer and Corporation Counsel for action in accordance therewith and 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.

--Motion duly seconded by Councilman Bhalla

--Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1

--Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino

--Nays: None.

--Absent: Castellano

14-515

--By Councilman Doyle

RESOLUTION FORMALLY AUTHORIZING ACCEPTANCE OF THE DONATION TO THE CITY OF HOBOKEN OF OFFICE FURNITURE WITH AN ESTIMATED VALUE OF \$5,000.00 FOR USE AT CITY HALL FROM BURGISS

WHEREAS, office furniture with an estimated value of \$5,000.00 was donated to the City of Hoboken by Burgiss for use by the City; and,

WHEREAS, in order for the City to accept the donation, the Administration calls upon the City Council to formally authorize acceptance of the donation.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Hoboken hereby gratuitously accepts the donation of office furniture from Burgiss, with a total value of approximately \$5,000.00 for use by the City Administration at City Hall.

--Motion duly seconded by Councilman Bhalla

--Adopted by the following vote: YEAS: 8 – NAYS: 0 ABSENT: 1

--Yeas: Council persons Bhalla, Cunningham, Doyle, Mason, Mello, Occhipinti, Russo and President Giattino

--Nays: None.

--Absent: Castellano

Councilwoman Mason has left the meeting at 8:01 PM

Councilman Occhipinti comments on paving the City roads.

BA Wiest comments and spoke to vendors about paving the roads and expect to get bids this round and hopefully get it on the agenda for the Oct. meeting.

Councilman Mello comments on the Transportation and Parking meeting regarding medallion owners.

Councilman Cunningham comments on the TAP sub-committee meeting and talked about the taxi-cabs and thanks his colleagues for the pop-up meeting for this weekend and at additional locations regarding the Parking Master Plan and a presentation from ARUP in Oct. 1, 2014, there was an economic meeting in the NE, this week, review the planner for the NorthEnd, Water Music is still moving forward, and Western Edge and sit on the week of the 22nd and figure out the next steps. Lastly, the movement on the rubble at the Rockefeller Group and the former Todd Shipyard and hopefully see some movement.

Councilman Bhalla comments on thanking the Director on removing the rubble and also contaminating debris and bids should go out on Nov. 15th and pick a vendor to get the debris removed and thank the Governing Body for working collectively.

Council President comments and would like to know the HOP and follow the GPS online and the app works.

Director Morgan comments Smart Traxx is the app.

Councilman Cunningham comments if the roads will be paved in 2014.

BA Wiest comments that the bids are due Sept. 20th for road paving.

At 8:08 P.M. meeting adjourned of the Governing Body on a motion by Council duly seconded by the Council members

Council President President Giattino then adjourned the meeting at 8:08 P.M.

PRESIDENT OF THE COUNCIL

CITY CLERK