

**MEETING OF APRIL 6, 2016**

**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, APRIL 6, 2016 AT 7:00 PM**

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Council President opened the meeting at 7:02 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."

Then the Clerk called the Roll: Council persons Bhalla, DeFusco, Doyle, Cunningham, Fisher, Giattino, Mello, Ramos, Jr. Russo and President Giattino.

**Council President comments that she would like to present a Proclamation to proclaim April as Sexual Awareness Month on behalf of the City of Hoboken**

**Council President comments that she would like to suspend the agenda to hear resolution #15**

\*\*\*\*\***JUMP TO RESOLUTION#15**\*\*\*\*\*

**RESOLUTION**

**16-217**

---By Councilwoman Fisher

**RESOLUTION GRANTING FLORIO KENNY & RAVAL SETTLEMENT AUTHORITY IN THE GENERAL LIABILITY MATTER KNOWN AS FASKIANOS V. CITY OF HOBOKEN D/O/L: JUNE 15, 2014 OUR FILE #: 2015071363 IN AN AMOUNT UP TO THE AMOUNT SUGGESTED BY DENNIS LALOIA TO ALYSIA PROKO IN HIS MARCH 30, 2016 EMAIL**

**WHEREAS**, the City of Hoboken is currently involved in a tort claim with Plaintiff Faskianos (**FILE NO.: 2015071363**); and,

**WHEREAS**, Florio Kenny & Raval has represented the City's legal interests in that matter, and has recommended a monetary amount for settlement of the matter by way of a March 30, 2016 email from Dennis Laloia to Alysia Proko; and,

**WHEREAS**, after legal guidance from Florio Kenny & Raval, the City Council finds its suggested monetary settlement amount to be reasonable, and in the best interest of the City.

**NOW THEREFORE BE IT RESOLVED**, by the City Council of the City of Hoboken, that Florio Kenny & Raval is hereby authorized to settle the matter of the tort claim with Plaintiff Faskianos

(FILE NO.: 2015071363) in an amount up to the monetary amount suggested by way of a March 30, 2016 email from Dennis Laloia to Alysia Proko.

---Motion duly seconded by Councilman Russo

---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.

**16-218**

---By Councilman Russo

**RESOLUTION OF THE CITY OF HOBOKEN AUTHORIZING THE EXECUTION OF AN INTERIM COST AND CONDITIONAL DESIGNATION AGREEMENT WITH 83 WILLOW AVE. APARTMENTS LIMITED LIABILITY COMPANY INCLUDING PROVISIONS FOR AN ESCROW DEPOSIT TO DEFRAY THE CITY'S COSTS INCURRED IN THE NEGOTIATION OF A REDEVELOPMENT AGREEMENT**

**WHEREAS (#1)**, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq., as amended and supplemented (the "Act"), provides a process for municipalities to participate in the redevelopment and improvement of areas in need of redevelopment; and

**WHEREAS (#2)**, the City desires that a portion of the land located within the City in an area which has been determined to be an area in need of redevelopment in accordance with the Act, also known as Block 1, Lots 11, 12, 13 and 14 on the Tax Map of the City of Hoboken, more commonly known as 77-83 Willow Street (the "Project Site"), be redeveloped in accordance with the Public Works Garage Site Redevelopment Plan (the "Redevelopment Plan"); and

**WHEREAS (#3)**, 83 Willow Ave. Apartments Limited Liability Company is the current owner of the Project Site; and

**WHEREAS (#4)**, 83 Willow Ave. Apartments Limited Liability Company submitted a Pre-Submission Form to the City of Hoboken in January 2015, seeking to be designated as the Redeveloper of the Project Site (the "Pre-Submission Form"); and

**WHEREAS (#5)**, supplemental information regarding the ownership of 83 Willow Ave. Apartments Limited Liability Company was submitted to the City on or about October 2, 2015 and October 16, 2015 (collectively, the "Supplemental Information"); and

**WHEREAS (#6)**, the Pre-Submission Form and the Supplemental Information are collectively referred to herein as the Proposal; and

**WHEREAS (#7)**, the Proposal provides for the development of thirty-one (31) residential units in a 9-story building, including a penthouse, 1,620 square feet of retail space, 1,135 square feet of bicycle storage space and automated parking providing (93) parking spaces, including forty-two spaces for the residents of the neighboring Jefferson Trust Condominium Association, Inc. building; and

**WHEREAS (#8)**, the City requires that prospective redevelopers pay the reasonable costs incurred by the City in reviewing and evaluating the prospective redeveloper's proposal, negotiating and drafting a Redevelopment Agreement (should a Redevelopment Agreement ultimately be executed), and all other costs and expenses related to the matter, prior to either the execution of a Redevelopment Agreement or a determination by the City that a Redevelopment Agreement cannot be executed, as the case may be; and

**WHEREAS (#9)**, accordingly, the City has prepared a form of Interim Cost and Conditional Designation Agreement, a copy of which is attached hereto as **Exhibit A**, whereby 83 Willow Ave. Apartments Limited Liability Company would pay the reasonable costs incurred by the City in reviewing and evaluating the Proposal, negotiating and drafting a Redevelopment Agreement (should a Redevelopment Agreement ultimately be executed), and all other costs and expenses related to this matter, prior to either the execution of a Redevelopment Agreement or a determination by the City that a Redevelopment Agreement cannot be executed, as the case may be; and

**NOW, THEREFORE**, it is hereby resolved by the City Council of the City of Hoboken as follows:

1. The Mayor is hereby authorized to execute an Interim Cost and Conditional Designation Agreement between the City of Hoboken and 83 Willow Ave. Apartments Limited Liability Company, in a form substantially as that attached hereto as **Exhibit A**.
2. Staff and consultants to the City are hereby authorized and directed to take all other administrative actions to implement this Resolution as are necessary and appropriate to accomplish its goals and intent.
3. This Resolution shall be effective immediately.

The speakers who spoke: Cheryl Fallick.

---Motion duly seconded by Councilman DeFusco

---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.

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

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4- 45.14) (Z-407) (sponsored by Councilwoman Fisher and Councilman Bhalla)**

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 Councilwoman Fisher  
---Adopted by the following vote: YEAS: 9 – NAYS: 0  
---Yeas: Council persons Bhalla, Cunningham, De Fusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino  
---Nays: None.

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: 1  
---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos and President Giattino  
---Nays: Russo

**AN ORDINANCE TO REVOKE HOBOKEN CITY CODE SECTION 115-10 ENTITLED  
DEMOLITION OF BUILDINGS (Z-408) (sponsored by Councilman Cunningham and  
Councilman Ramos)**

The speaker who spoke: Cheryl Fallick.

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 Cunningham  
---Adopted by the following vote: YEAS: 9 – NAYS: 0  
---Yeas: Council persons Bhalla, Cunningham, De Fusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino  
---Nays: None.

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

---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

**AN ORDINANCE TO AMEND HOBOKEN CITY CODE: 1. SECTION 179A-18 ENTITLED:  
SECTION 179A-18 -- TAXICAB EQUIPMENT AND MAINTENANCE; INSPECTION AND  
INSPECTION LICENSES; AND, 2. SECTION 180A-15 ENTITLED: SECTION 180A-15 --  
VEHICLE EQUIPMENT AND MAINTENANCE (Z-409) (sponsored by Councilman  
Cunningham and Councilman Ramos)**

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 Cunningham  
---Adopted by the following vote: YEAS: 9 – NAYS: 0  
---Yeas: Council persons Bhalla, Cunningham, De Fusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino  
---Nays: None.

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

---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.

### **RESOLUTION (CONT'D)**

#### **16-219**

---By Councilman Cunningham

**RESOLUTION DECLARING AN EMERGENCY PURSUANT TO N.J.S.A. 40:69A-181(B) AND MAKING IMMEDIATELY EFFECTIVE PROPOSED ORDINANCE Z-409 ENTITLED “AN ORDINANCE TO AMEND HOBOKEN CITY CODE: 1.SECTION 179A-18 ENTITLED: SECTION 179A-18 -- TAXICAB EQUIPMENT AND MAINTENANCE; INSPECTION AND INSPECTION LICENSES; AND, 2.SECTION 180A-15 ENTITLED: SECTION 180A-15 -- VEHICLE EQUIPMENT AND MAINTENANCE”**

**WHEREAS**, for the protection of the City’s legal position in threatened litigation, the City Council hereby authorizes immediate enforcement of Ordinance Z-409 in accordance with N.J.S.A. 40:69A-181(b) and further determines and declares that said Ordinance be and the same is hereby effective immediately and not 20 days after its final passage by the City Council as otherwise required under N.J.S.A. 40:69A-181(b).

**NOW THEREFORE, BE IT RESOLVED** (*not less than two thirds of the whole council voting affirmatively*) that the City Council hereby authorizes immediate enforcement of Ordinance Z-409 in accordance with N.J.S.A. 40:69A-181(b) and further determines and declares that said Ordinance be and the same is hereby effective immediately and not 20 days after its final passage by the City Council as otherwise required under N.J.S.A. 40:69A-181(b).

**BE IT FURTHER RESOLVED**, The City Clerk and all other municipal officers are hereby authorized and directed to take all steps necessary to effectuate the purposes of this Resolution.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution shall be provided to Mayor Dawn Zimmer and the City Clerk 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 DeFusco  
---Adopted by the following vote: YEAS: 8 – NAYS: 1  
---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos and President Giattino

---Nays: Russo

**SECOND READING/PUBLIC HEARING AND FINAL VOTE (CONT'D)**

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR PERSONS WITH DISABILITIES) APPROVAL RE: PRIVATE PARKING SPACES FOR PERSONS WITH DISABILITIES **(Z-410) (sponsored by Councilman Cunningham and Councilman Ramos)**

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 Cunningham

---Adopted by the following vote: YEAS: 9 – NAYS: 0

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

---Nays: None.

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

---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.

ORDINANCE TO AMEND CHAPTER 59A, ENTITLED “DEPARTMENT OF PUBLIC SAFETY,” SECTION 4 ENTITLED “COMPENSATION, HOURS OF DUTY, UNIFORM” TO INCORPORATE A REIMBURSEMENT PROCEDURE FOR COSTS ASSOCIATED WITH SLEO’S WHO TERMINATE THEIR EMPLOYMENT WITHIN THEIR FIRST TWO YEARS OF APPOINTMENT **(Z-404) (sponsored by Councilman Mello and Councilwoman Fisher) (CARRIED TO APRIL 20, 2016 CCM)**

BOND ORDINANCE AUTHORIZING THE ACQUISITION OF EQUIPMENT FOR THE FIRE DEPARTMENT IN THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF \$800,000 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 \$665,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING **(Z-405) (sponsored by Councilwoman Fisher and Councilman Mello)**

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 Councilwoman Fisher

---Adopted by the following vote: YEAS: 9 – NAYS: 0

---Yeas: Council persons Bhalla, Cunningham, De Fusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino  
---Nays: None.

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

---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.

### PUBLIC COMMENTS

The speakers who spoke: Cheryl Fallick -affordable housing, Charles Hall, James Vance, Theresa Hunt.

### PETITIONS AND COMMUNICATIONS

#### 16-220

Proclamation from Mayor Dawn Zimmer proclaiming April as Sexual Assault Awareness Month  
Received and Filed.

#### 16-221

Communication from Mayor Zimmer appointing Director John Morgan Acting Mayor, Wednesday, March 23 through March 26, 2016.  
Received and Filed.

#### 16-222

### APPLICATION FOR MISCELLANEOUS LICENSES

Vendor----- 1 item  
Raffle----- 1 item

---Councilman Russo moved that the licenses be granted.  
---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.

**16-223**

---By Councilman Fisher

**CLAIMS**

Total for this agenda **\$1,851,022.41**

---Motion duly seconded by Councilman Russo

---Adopted by the following vote: YEAS: 9 – NAYS: 0 - ABSTAIN: 2

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

---Nays: None.

---Abstain: Ramos 15-00627, Bhalla - 16-00103

**16-224**

**PAYROLL**

---By Councilwoman Fisher

**For the two week period starting February 25– March 9, 2016**

<b>Regular Payroll</b>	<b>O/T Pay</b>	<b>Other Pay</b>
\$1,640,991.83	\$157,765.35	\$61,463.33

**Total \$1,860, 220.51**

---Motion duly seconded by Councilman Russo

---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 ON RESOLUTIONS**

The speakers who spoke: Cheryl Fallick comments on resolution #5, #10, & 13.

**CONSENT AGENDA – 7-9, 12, 14, 15, 17-32**

---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: 5, 10, 11, 13 & 16

Removed by Administration: 4 & 11

**RESOLUTIONS (CONT'D)**

**16-225**

---By Councilwoman Fisher

**RESOLUTION IN SUPPORT OF PROCLAIMING APRIL AS SEXUAL ASSAULT  
AWARENESS MONTH 2016**

**WHEREAS**, sexual assault is an intolerable violent crime with public health implications for every person in the City of Hoboken as a victim/survivor or as a family member, significant other, neighbor or co-worker of a victim/survivor; and

**WHEREAS**, no one person, organization, agency or community can eliminate sexual assault on their own—we must work together to educate our entire population about what can be done to prevent sexual assault, support victim/survivors and their significant others, and increase support for agencies providing services to victim/survivors; and

**WHEREAS**, **Hudson SPEAKS** has led the way in the City of Hoboken in addressing sexual assault by providing 24-hour hotline services to victim/survivors and their significant others, responding to emergency calls, offering support and comfort to those impacted by sexual assault during medical exams, criminal proceedings, and empowering those impacted by sexual assault to chart their own course for healing; and

**WHEREAS**, ending sexual assault in the City of Hoboken must include active public and private efforts to *End Sexual Violence* in collaboration with **Hudson SPEAKS**, including conversation about what sexual violence is, how to prevent it, how to help survivors connect with crucial counseling and other support services, and how every segment of our society can work together to better address sexual violence; and

**WHEREAS**, staff and volunteers of sexual assault programs in the City of Hoboken work year round to encourage every person in the City of Hoboken to *End Sexual Violence* and to support survivors by providing prevention education and survivor empowerment information to schools, churches, civic organizations, as well as medical, mental health, law enforcement, education, and criminal justice personnel regarding sexual assault issues;

**WHEREAS**, **Hudson SPEAKS** has set an important example of how forging collaborative relationships between service agencies and organizations serves to improve the quality of service for those most profoundly and directly impacted by sexual violence, thus setting an important example for how the rest of the community might work together to speak out and find solutions to sexual violence;

**WHEREAS**, **Hudson SPEAKS** requests public support and assistance as it continues its effort to bring real hope for freeing the City of Hoboken from the tragedy of sexual violence to create a future where all women, men and children can live free from violence and exploitation;

**NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HOBOKEN** that it declares its support for Hudson SPEAKS, and Sexual Assault Awareness Month in April of 2016.

---Motion duly seconded by Councilman Russo  
---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.

**16-226**

---President Giattino

**RESOLUTION TO AUTHORIZE EXECUTION OF THE ATTACHED RIGHT OF WAY AGREEMENT BETWEEN STEVENS INSTITUTE OF TECHNOLOGY AND THE CITY OF HOBOKEN REGARDING SIXTH STREET (BLOCK 227/LOT 1, BLOCK 228/LOTS 1 &16)**

**WHEREAS**, the City wishes to enter into the attached Right of Way Agreement with Stevens Institute of Technology (SIT), for SIT's benefit; and

**WHEREAS**, the Agreement serves as an access agreement in favor of SIT for maintenance of the property and enforcement of laws thereupon by the City, and public access to the property as a limited public right of way; and,

**WHEREAS**, certification of funds is not required for this resolution.

**NOW THEREFORE, BE IT RESOLVED**, that the City is authorized to enter into the attached Right of Way Agreement with SIT, and take any and all other action to effectuate the Agreement, and the terms thereunder, including the public access, maintenance and enforcement terms; 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 Russo  
---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.

**16-227**

---By Councilman DeFusco

**RESOLUTION TO URGE THE COUNTY OF HUDSON TO NAME THE 14TH STREET VIADUCT PARK IN HONOR OF FORMER FREEHOLDER MAURICE FITZGIBBONS**

**WHEREAS**, Maurice Fitzgibbons, a Hoboken native, dedicated over 20 years of his life to bettering Hudson County and the city of Hoboken through numerous respectable public office positions; and,

**WHEREAS**, Fitzgibbons devoted his time to Hoboken politics and supporting local businesses, recreation and the arts as well as finding funding for the Hoboken Museum, restoration of the YMCA and Boys and Girls Club, and improvements on local parks; and,

**WHEREAS**, He promoted culture and tradition within the community by heavily promoting the St. Ann's Italian festival through his public relations company at no cost; and,

**WHEREAS**, Fitzgibbons volunteered additional time to interact with citizens during events, such as the Sinatra Idol contest, where he served as a judge; and,

**WHEREAS**, He served as a voice to the people and had the community members interest at heart when pursuing his agenda; and,

**WHEREAS**, through his determination, leadership, generosity and whole heartedness, Fitzgibbons helped improve the city of Hoboken; and,

**WHEREAS**, the City Council wishes to honor the lasting legacy of this great leader, remember the ideals for which he fought and recommit ourselves to following in his footsteps and strive for a better community; and,

**WHEREAS**, as we observe the accomplishments and lasting legacy of Maurice Fitzgibbons, the City Council encourages naming a park in his honor.

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Hoboken that it hereby urges the County of Hudson and the Hudson County Freeholders to name the 14<sup>th</sup> Street Viaduct Park in honor of former Freeholder Maurice Fitzgibbons.

---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.

**16-228**

---By Councilman Ramos

**RESOLUTION TO AUTHORIZE A CONTRACT FOR THE PROFESSIONAL SERVICES OF MASER CONSULTING AS PROFESSIONAL PLANNERS/ENGINEERS TO THE CITY OF HOBOKEN FOR THE SYNCHRO SOUTHWEST HOBOKEN STUDY TO COMMENCE APRIL 7, 2016 AND EXPIRE APRIL 6, 2017, WITH A NOT TO EXCEED AMOUNT OF \$33,700.00**

**WHEREAS**, service to the City as Professional Planner/Engineer 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 published RFP's for an annual pool of engineers in accordance with the Fair and Open Process which Maser Consulting responded to, and the City thereafter authorized Maser Consulting as a CY2016 City of Hoboken pool engineer by City Council resolution dated 1/20/16; and,

**WHEREAS**, the City now seeks to contract with Maser Consulting for planning and engineering consultation in an amount not to exceed \$33,700.00, for the SYNCHRO MODEL, SOUTHWEST, in accordance with their March 30, 2016 proposal; and,

***WHEREAS**, the firm of Maser Consulting 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 \$33,700.00 is available in the following appropriations: 6-31-55-702-002 in the CY2016 temporary appropriations; and I further certify that this commitment together with all previously made commitments does not exceed the appropriation balance for this purpose.

Signed: \_\_\_\_\_, George DeStefano, CFO

**NOW THEREFORE, BE IT RESOLVED**, that a contract with Maser Consulting for planning and engineering services be, and is hereby, awarded, in an amount not to exceed \$33,700.00, for the SYNCHRO MODEL, SOUTHWEST, in accordance with their March 30, 2016 proposal, for a one year term to commence April 7, 2016 and expire April 6, 2017; and

**BE IT FURTHER RESOLVED**, that the terms of the subsequent contract, this resolution, and Maser Consulting's March 30, 2016 proposal, the CY2016 RFP for Engineers, and Maser's response proposal to the City's CY2016 RFP for Engineers shall govern the contract, except that the "Business Terms" found on pages 8-10 of the March 30, 2016 are hereby rejected, and the business and administrative terms of the City's CY2016 RFP for Engineers shall govern the administrative terms and conditions of this contract; and,

**BE IT FURTHER RESOLVED**, the contract shall expressly state that said firm shall be obligated to provide prompt 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 the vendor ; 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 DeFusco

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

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

---Nays: Fisher

**16-229**

---By Councilwoman Fisher

**RESOLUTION TO APPROVE A LICENSE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND 1420 WILLOW HOBOKEN, LLC, OWNER OF BLOCK 123 LOTS 7-12 AND 14 (a/k/a 1420 Willow Avenue and 1427 Clinton 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 1420 Willow Hoboken, LLC, owner of Block 123 Lots 7-12 and 14, more commonly known as 1420 Willow Avenue and 1427 Clinton Street, Hoboken, represented by Lawrence Bijou, 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 1420 Willow Hoboken, LLC, owner of Block 123 Lots 7-12 and 14, more commonly known as 1420 Willow Avenue and 1427 Clinton Street, shall be subject and limited to the details and specifications included in the attached Application, Dresdner Robin survey, Dresdner Robin metes and bounds details (5 pages), Marchetto Higgins Steive Architecture site plan drawings (C1, D1, A1-A7) and color renderings of the proposed building (4 pages);
- 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: 1

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

---Nays: Fisher

**16-230**

---By Councilwoman Fisher

**RESOLUTION TO APPROVE A LICENSE AGREEMENT BETWEEN THE CITY OF HOBOKEN AND WONDER LOFTS LLC, OWNER OF BLOCK 152 LOTS 3.01 AND 3.02 (a/k/a 720 Clinton 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 Wonder Lofts LLC, owner of Block 152 Lots 3.01 and 3.02, more commonly known as 720 Clinton Street, Hoboken, represented by Ted Wunschuh, 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 Wonder Lofts LLC, owner of Block 152 Lots 3.01 and 3.02, more commonly known as 720 Clinton Street, shall be subject and limited to the details and specifications included in the attached Application, Minervini Vandermark Architecture description of landscaping, and Minervini Vandermark Architecture site plan drawing showing ROW encroachments (Z-1);
- 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 Russo

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

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

---Nays: Fisher

**16-231**

---By Councilwoman Fisher

**RESOLUTION AWARDING A CONTRACT TO AIR SYSTEMS MAINTENANCE, INC. FOR THE PROVISIONS OF HVAC (TRANE) MAINTENANCE AND REPAIR SERVICES FOR THE POLICE DEPARTMENT AND MULTI-SERVICE CENTER IN ACCORDANCE WITH THE CITY'S BID NO. 16-08 IN THE TOTAL NOT TO EXCEED AMOUNT OF \$11,575.00**

**WHEREAS**, bids were received for HVAC (Trane) Maintenance and Repair Service Provider for the Police Department and Multi-Service Center, as specified in Bid Number 16 - 08; and,

**WHEREAS**, three (3) bids were received,

<u>VENDOR</u>	<u>TOTAL BID</u>
1. Air Systems Maintenance, Inc. 719 Jefferson Avenue Kenilworth, NJ 07033	<u>\$11,575.00</u> Parts Mark-up: 30% <i>Emergency Call Hourly Rates:</i> Foreman: \$105.00 Journeyman: \$105.00
2. F&G Mechanical 348 New County Road Secaucus, NJ 07094	<u>\$23,353.00</u> Parts Mark-up: 15% <i>Emergency Call Hourly Rates:</i> Foreman: \$98.00 Journeyman: \$65.00
3. TM Brennan Contractors, Inc. 3505 Route 94 Hamburg, NJ 07419	\$20,000.00 Parts Mark-up: \$20% <i>Emergency Call Hourly Rates:</i> Foreman: \$85.00 Journeyman: \$83.00

**WHEREAS**, pursuant to the recommendation of the Purchasing Department (attached hereto) the City wishes to enter into a one year contract for the goods and services specified in Bid No. 16 - 08, and Air Systems Maintenance, Inc. submitted the lowest responsible, and responsive bid; and,

**WHEREAS**, certification of funds is available as follows:

**I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$11,575.00 is available from \_\_\_\_\_ in the 2016 temporary appropriations; and, I further certify that this commitment together with all previously made commitments and payments does not exceed the funds 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 as follows:

- A. This resolution awards a contract to Air Systems Maintenance, Inc., for Bid No. 16 - 08, in the total amount of Eleven Thousand Five Hundred Seventy Five Dollars (\$11,575.00) for HVAC (Trane) Maintenance Service Provider for Police Department and Multi-Service Center; and said contract shall be to Air System Maintenance, Inc. in accordance with the specifications as set forth in Bid No. 16 - 08.
- 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. No exceptions were noted in the bid proposal therefore, none will be accepted in performing obligations under the bid.
- 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. 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.
- F. This resolution shall take effect immediately upon passage.

---Motion duly seconded by Councilman Russo

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

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

---Nays: Fisher

**16-232**

---By Councilwoman Fisher

**RESOLUTION TO AUTHORIZE EXECUTION OF THE ATTACHED RIGHT OF WAY AGREEMENT BETWEEN THE NHSA AND THE CITY OF HOBOKEN REGARDING THE 1600 ADAMS WASTEWATER TREATMENT PLANT**

**WHEREAS**, the City wishes to enter into the attached Right of Way Agreement with the North Hudson Sewage Authority (NHSA), for the NHSA's benefit; and

**WHEREAS**, the Agreement serves as an access agreement in favor of the NHSA for use of the City's right of way; and,

**WHEREAS**, certification of funds is not required for this resolution.

**NOW THEREFORE, BE IT RESOLVED**, that the City is authorized to enter into the attached Right of Way Agreement with the NHSA, and take any and all other action to effectuate the Agreement, and the terms thereunder; 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 Russo

--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.

**16-233**

---By Councilman Ramos

**RESOLUTION AUTHORIZING THE MAYOR TO REVOKE AN EXISTING SUB RECIPIENT AGREEMENT WITH BOYS AND GIRLS CLUB OF HUDSON COUNTY**

**Whereas**, the City of Hoboken allocated \$15,900 out of available City of Hoboken Community Development Block Grant funds to the Boys and Girls Club of Hudson County for a public facilities project, “Hoboken Boys & Girls Club Rehab”, at the October 7, 2015 City Council meeting; and

**Whereas**, the City of Hoboken Department of Community Development determined that the proposed project does not meet the low and moderate income eligibility threshold for a public facility project per Title 24, Part 570 of the Code of Federal Regulations (CFR); and

**Whereas**, the City of Hoboken will have to revoke the resolution and the sub recipient agreement, which has been executed by the Mayor; and

**Whereas**, the City of Hoboken will need to reallocate the \$15,900 through the Department of Housing and Urban Development’s (HUD) substantial amendment process per Title 24, Part 91 of the CFR; and

**Now Therefore Be It Resolved**, that the Mayor and Council of the City of Hoboken hereby revokes the attached Sub Recipient Agreement between the City of Hoboken and the Boys and Girls Club of Hudson County and accepts the obligations under the CFR to reallocate the funds in CDBG Program Year 2016.

--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

**Director Forbes gives an overview of the resolution**

**Councilman Doyle has left the table at 8:26 PM and returned at 8:27 PM**

**16-234**

---By Councilwoman Fisher

**RESOLUTION AWARDING A CONTRACT TO MARANO & SONS AUTO SALES INC FOR THE PROVISIONS OF TWO (2) 2015 JEEP COMPASS SPORT 4WD IN ACCORDANCE WITH THE CITY'S BID NO. 16 - 10 IN THE TOTAL NOT TO EXCEED AMOUNT OF \$34,330.00**

**WHEREAS**, proposals were received for Bid Number 16-10 for the provisions of two (2) 2015 Jeep Compass Sport 4WD for HPU; and,

<u>VENDOR</u>	<u>UNIT PRICE</u>	<u>EXTENDED TOTAL</u>
Marano & Sons Auto Sales Inc 507-13 South Avenue Garwood, New Jersey 07027	\$17,165.00	\$34,330.00

**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. 16 - 10, and Marano & Sons Auto Sales Inc. submitted a responsible, and responsive bid for the unit and extended price,

**WHEREAS**, certification of funds is available as follows:

**I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$34,330.00 is available in the following appropriations: \_\_\_\_\_ in the CY2016 temporary 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 CY2016; 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 as follows:

- A. This resolution awards a contract to Murano & Sons Auto Sales Inc. for the unit price times two units of Bid No. 16-10, in the total amount of Thirty Four Thousand Three Hundred Thirty Dollars (\$34,330.00).
- 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. No exceptions were noted in the Purchasing Agent's recommendation; therefore, none will be accepted in performing obligations under the bid.
- 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 Russo

---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

**16-235**

---By Councilwoman Fisher

**RESOLUTION REJECTING ALL BID PROPOSALS FOR THE PROVISIONS OF 2016 (SPRING) STREET TREE PLANTING AND WELL ENLARGEMENT PROJECT OTHERWISE KNOWN AS BID NO. 16 - 07, IN ACCORDANCE WITH N.J.S.A. 40A:11-13.2(b) and (d)**

**WHEREAS**, bid proposals were received for the provisions of the 2016 (Spring) Street Tree Planting and Well Enlargement Project, as specified in Bid Number 16 - 07; and,

**WHEREAS**, six (6) proposals were received; and,

**WHEREAS**, the lowest bid proposal substantially exceeds the City's appropriation for the project, and,

**WHEREAS**, the Administration recommends that the City Council of the City of Hoboken reject all bid submissions for the provision under Bid No. 16- 07, pursuant to N.J.S.A. 40A:11-13.2(b) and (d).

**NOW THEREFORE BE IT RESOLVED** that the City Council of the City of Hoboken hereby

rejects all bid proposals submitted for the provision under Bid No. 16-07, pursuant to N.J.S.A. 40A:11-13.2(b) and (d); and,

---Motion duly seconded by Councilman Russo

---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

**16-236**

---By Councilwoman Fisher

**A RESOLUTION APPROVING PARTICIPATION IN THE BULLETPROOF VEST PARTNERSHIP INITIATIVE THROUGH THE UNITED STATES DEPARTMENT OF JUSTICE**

**WHEREAS**, the City of Hoboken is interested in participating with the United States Department of Justice initiative known as the Bulletproof Vest Partnership (BVP) Program, which is designed to provide critical monetary resources to state, local and tribal jurisdictions for the sole purpose of purchasing bullet-resistant body armor for sworn law enforcement officers; and

**WHEREAS**, the Bullet-Proof Vest Program states, units of local governments and tribal governments are reimbursed for up to fifty (50) percent of the cost of each unit of eligible body armor purchased for an eligible sworn law enforcement officer; and

**WHEREAS**, The City of Hoboken in conjunction with the Hoboken Police Department wishes to submit an application for BVP funds during the annual open application period, per the program guidelines ; and

**WHEREAS**, All purchased body armor must comply with the most current National Institute of Justice's body armor standards; and

**WHEREAS**, the Hoboken City Council has reviewed the parameters and guidelines of the Bulletproof Vest Partnership Initiative through the United States Bureau of Justice Assistance, and has approved the The City of Hoboken and Hoboken Police Department participation and subsequent application submission, and the City's funding requirement of fifty (50) percent of the cost of each vest for which we seek reimbursement, up to a maximum City cost of \$10,166.20; and,

**WHEREAS**, the City agrees to fund its fifty (50) percent match in accordance with the Grant Act under which this program is administered as well as any and all program restrictions and obligations, including but not limited to, not utilizing any JAG funds for the City's matching contribution.

**NOW, THEREFORE, BE IT RESOLVED**, by the Hoboken City Council that;

1) The City of Hoboken and Hoboken Police Department are authorized to participate in the program as per its guidelines and regulations via the on-line BVP system which manages the program from the prospective application through payment process.

2) The Mayor or her designee is authorized to execute the above referenced program application, and all other documents to fulfill the intent of the application and subsequent program

funding, and the Council ratifies same.

3) As a matter of public policy, the **City of Hoboken** wishes to participate to the fullest extent possible with the.

United States Department of Justice initiative known as the Bulletproof Vest Partnership (BVP) Program.

4) The City agrees to provide a maximum of \$10,166.20 towards its fifty (50) percent contribution to this program, and agrees to obtain the city's funding for said contribution only from city funds authorized for said purposes, which do not include any JAG funds awarded to the City.

5) This resolution shall take effect immediately.

---Motion duly seconded by Councilman Russo

---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

**16-237**

---By Councilwoman Fisher

**A RESOLUTION APPROVING PARTICIPATION IN A TRAFFIC / PEDESTRIAN SAFETY PROGRAM WITH THE NEW JERSEY DIVISION OF HIGHWAY TRAFFIC SAFETY FY2017 PEDESTRIAN SAFETY GRANT**

**WHEREAS**, the **City of Hoboken** is interested in participating with the N.J. Division of Highway Traffic Safety and the National Highway Traffic Safety Administration in an effort to reduce pedestrian injuries through education, enforcement and engineering; specifically through the **2017 Pedestrian Safety Enforcement and Education Program**; and

**WHEREAS**, In 2014, 170 pedestrians were killed in New Jersey, which represented more than 30 percent of the motor vehicle fatalities in the state that year. Nationally, pedestrians represent 14 percent of motor vehicle fatalities, on average. During the ten-year period 2005-2014, there were 1,495 pedestrian fatalities in New Jersey, an average of 149 per year. Furthermore, during the most recent five year period, more than 22,000 pedestrians were injured in traffic crashes in the state; and

**WHEREAS**, the State of New Jersey, Division of Highway Traffic Safety provides reimbursement via grant funding for overtime police enforcement and educational materials purchased within the guidelines of the FY2017 Pedestrian Safety Grant; and

**WHEREAS**, the **City of Hoboken** wishes to apply for funding for a project under the New Jersey Division of Highway Traffic Safety's Pedestrian Safety Grant in the amount of **\$16,000**; and

**WHEREAS**, the Hoboken City Council has reviewed the accompanying application and has approved its submission, and

**NOW, THEREFORE, BE IT RESOLVED**, by the **Hoboken City Council** that;

1) The Hoboken Police Department is authorized to participate in the program via overtime enforcement of Police Officers as well as providing on duty educational presentations as allowed in the program reimbursement guidelines.

2) The Mayor or her designee is authorized to execute the above referenced grant application, and all other documents to fulfill the intent of the application and subsequent grant funding, and the Council ratifies same.

3) As a matter of public policy, the **City of Hoboken** wishes to participate to the fullest extent possible with the **FY2017 New Jersey Division of Highway Traffic Safety Pedestrian Safety Program**.

4) This resolution shall take effect immediately.

---Motion duly seconded by Councilman Russo

---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

**16-238**

---By Councilwoman Fisher

**RESOLUTION AWARDING A CHANGE ORDER TO THE CONTRACT TO BILLY CONTRACTING FOR THE PROVISIONS OF ROOF REPLACEMENT AT 1313 WASHINGTON STREET FIREHOUSE IN ACCORDANCE WITH THE CITY'S BID NO. 15-29, AS CHANGE ORDER NUMBER 1/FINAL, IN AN INCREASED AMOUNT NOT TO EXCEED \$1,342.50 (=01.4% INCREASE) FOR A TOTAL NOT TO EXCEED AMOUNT OF \$99,342.50**

**WHEREAS**, the City of Hoboken requires additional unforeseen goods and services under the contract for the provisions of Roof Replacement at 1313 Washington Street Firehouse (Bid 15-29); and,

**WHEREAS**, the Administration intends to continue to use Billy Contracting for said services and provisions; and,

**WHEREAS**, in accordance with the direction of the Administration, the City Council is asked to award a change order (#1/FINAL) to the contract for the provisions of Roof Replacement at 1313 Washington Street Firehouse (Bid 15-29) to Billy Contracting for a total increase in the contract amount by One Thousand Three Hundred Forty Two Dollars and Fifty Cents (\$1,342.50), for a total not to exceed amount of Ninety Nine Thousand Three Hundred Forty Two Dollars and Fifty Cents (**\$99,342.50**) of which the change order (#1/FINAL) to the contract shall be for purchases and installation in accordance with the RSC Architect Change Order Request, dated 1/25/2016; and,

**WHEREAS**, certification of funds is available as follows:

**I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$1,342.50 is available in the following appropriation C-04-60-715-216 in the CY2016 capital 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 CY2016 budget or the capital/trust funds; 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 a change order (#1/FINAL) for the contract for the provisions of Roof Replacement at 1313 Washington Street Firehouse (Bid 15-29) to Billy Contracting shall be authorized for a total increase in the contract amount by One Thousand Three Hundred Forty Two Dollars and Fifty Cents (\$1,342.50), for a total not to exceed amount of Ninety Nine Thousand Three Hundred Forty Two Dollars and Fifty Cents (\$99,342.50) of which the change order (#1/FINAL) to the contract shall be for purchases and installation in accordance with the RSC Architect Change Order Request, dated 1/25/2016, as follows:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of the referenced proposals shall govern the contract, and no changes may be made without the prior written consent of both parties.
3. Any 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 following information:

Billy Contracting  
Pine Brook, New Jersey

---Motion duly seconded by Councilman Russo

---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

**16-239**

---By Councilwoman Fisher

**RESOLUTION AUTHORIZING ACCEPTANCE OF DEPARTMENT OF AGRICULTURE FUNDS FOR 2016 SUMMER FOOD SERVICE PROGRAM**

**WHEREAS**, the City of Hoboken has, each summer, been the sponsor of a summer food service program for the youth of the City; and

**WHEREAS**, the State of New Jersey, Department of Agriculture has once again awarded to the City of Hoboken funds in the amount of \$67,713.02 for the 2016 Summer Food Service Program; and,

**WHEREAS**, no City match is required as part of this award or underlying program.

**NOW THEREFORE, BE IT RESOLVED**, that the City Council hereby authorizes the Administration to accept the funds awarded, in the amount of \$67,713.02, to the City of Hoboken from the Department of Agriculture for the 2016 Summer Food Service Program; and,

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

1. Execute any grant or funding award from the Department of Agriculture for this program, so long as there is no monetary city match;
2. Furnish such documents as may be required;
3. Act as authorized correspondent of the City of Hoboken;
4. Publish and review bid documents in accordance with the DOA requirements; and,
5. Execute necessary contracts, so long as same are within the funding award amount.

---Motion duly seconded by Councilman Russo

---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

**16-240**

---By Councilwoman Fisher

**RESOLUTION AWARDING A CHANGE ORDER TO THE CONTRACT OF DEE-EN ELECTRICAL CONTRACTING FOR THE MULTI SERVICE CENTER, FIRE HOUSES, AND AMBULANCE CORP BUILDING ELECTRICAL UPGRADES AS CHANGE ORDER NUMBER GEN-7 IN AN INCREASED AMOUNT OF \$21,436.47, FOR A NEW TOTAL NOT-TO-EXCEED AMOUNT OF \$1,132,907.69 (A 4.9% CHANGE FROM THE ORIGINAL CONTRACT AMOUNT)**

**WHEREAS**, the City of Hoboken requires an additional change order for electrical work being performed under the contract for the Electrical Generator Upgrades, which was originally awarded to Dee-En Electrical Contracting (“Dee-En”) for \$1,042,600.00; and,

**WHEREAS**, the Administration is using Dee-En for said services and provisions; and,

**WHEREAS**, in accordance with the direction of the Administration, the City Council is asked to award change order GEN-7 to the contract for said services to Dee-En, for an increase in the contract amount by Twenty One Thousand Four Hundred Thirty Six Dollars and Forty Seven Cents (\$21,436.47), for a new total not-to-exceed amount of **\$1,132,907.69** for work in accordance with Dee-En’s Change Order Request dated 3/10/16 (attached hereto); and,

**WHEREAS**, certification of funds is available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$21,436.47 is available in the following appropriations: C-04-60-715-215 in the City’s capital accounts; and I further certify that this commitment together with all previously made commitments does not exceed the appropriation balance available for this purpose.

Signed: \_\_\_\_\_, George DeStefano, CFO

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Hoboken that change order GEN-7 to the contract for said services to Dee-En, for an increase in the contract amount by Twenty One Thousand Four Hundred Thirty Six Dollars and Forty Seven Cents (\$21,436.47), for a new total not-to-exceed amount of \$1,132,907.69 for work in accordance with Dee-En’s Change Order Request dated 3/10/16 (attached hereto); and,

**BE IT FURTHER RESOLVED**, that the time of completion of the contract be extended by 30 days; and,

1. The above recitals are incorporated herein as though fully set forth at length.
2. 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.
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, for the above referenced goods and/or services based upon the information herein.

---Motion duly seconded by Councilman Russo

---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

**16-241**

---By Councilman DeFusco

**RESOLUTION AUTHORIZING THE LOCATION OF THE DOWNTOWN HOBOKEN FARMERS' MARKET EVERY TUESDAY, BEGINNING JUNE 28, 2016 AND ENDING TUESDAY, NOVEMBER 22, 2016**

WHEREAS, the Quality of Life Coalition and the City of Hoboken are sponsoring a farmers' market along the east side of Washington Street between Newark Street and Observer Highway; and

WHEREAS, the Hoboken Farmers' Market will take place every Tuesday, beginning June 28, 2016 and ending Tuesday, November 22, 2016; and

WHEREAS, the Hoboken Quality of Life Coalition and City of Hoboken request that the Council of the City of Hoboken suspend parking meter rules on that section of the East side of Washington Street beginning just south of Newark Street so that the farmers can park their trucks to unload and sell their goods.

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

1. The above recitals are incorporated herein as though fully set forth at length.
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 receive the intent and purpose of this resolution.
3. The parking meters along the East side of Washington Street just South of Newark Street are hereby suspended on every Tuesday from 12:00 P.M. to 9:00 P.M. beginning Tuesday, June 28, 2016 and ending Tuesday, November 22, 2016.
4. The sidewalk along the East side of Washington Street between Newark Street and

Observer Highway shall be cleared of loiterers every Tuesday from 12:00 P.M. to 9:00 P.M. beginning at 12:00 P.M. on Tuesday, June 28, 2016 and ending at 9:00 P.M. on Tuesday, November 22, 2016.

5. The Hoboken Police Department and Hoboken Parking Utility shall take action to effectuate and enforce these regulations.

6. A certified copy of this resolution shall be provided to Mayor Dawn Zimmer, Business Administrator Quentin Wiest, Chief of Police Kenneth Ferrante, and Director John Morgan.

This Resolution shall take effect immediately.

---Motion duly seconded by Councilman Russo

---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

**16-242**

---By Councilman DeFusco

**RESOLUTION AUTHORIZING THE LOCATION OF THE UPTOWN HOBOKEN FARMERS' MARKET ON THURSDAYS BEGINNING JUNE 2, 2016 AND ENDING THURSDAY, OCTOBER 27, 2016**

WHEREAS, the Quality of Life Coalition and the City of Hoboken are sponsoring a farmers' market along the East side of Hudson Street between 13<sup>th</sup> and 14<sup>th</sup> Streets; and

WHEREAS, the Hoboken Farmers' Market will take place every Thursday, beginning June 2, 2016 and ending Thursday, October 27, 2016; and

WHEREAS, the Hoboken Quality of Life Coalition and City of Hoboken request that the Council of the City of Hoboken suspend parking meter rules on that section of the East side of Hudson Street beginning North of 13<sup>th</sup> Street so that the farmers can park their trucks to unload and sell their goods.

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

1. The above recitals are incorporated herein as though fully set forth at length.
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 receive the intent and purpose of this resolution.
3. The parking meters along the East side of Hudson Street just North of 13<sup>th</sup> Street are hereby suspended on every Thursday from 12:00 P.M. to 9:00 P.M. beginning Thursday, June 2, 2016 and ending Thursday, October 27, 2016.
4. The sidewalk along the East side of Hudson Street between 13<sup>th</sup> and 14<sup>th</sup> Streets shall be

cleared of loiterers every Thursday from 12:00 P.M. to 9:00 P.M. beginning at 12:00 P.M. on Thursday, June 2, 2016 and ending at 9:00 P.M. on Thursday, October 27, 2016.

5. The Hoboken Police Department and Hoboken Parking Utility shall take action to effectuate and enforce these regulations.

6. A certified copy of this resolution shall be provided to Mayor Dawn Zimmer, Business Administrator Quentin Wiest, Chief of Police Kenneth Ferrante, and Director John Morgan.

--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

**16-243**

--By Councilman DeFusco

**RESOLUTION TO REFUND HANDICAPPED PARKING APPLICATION FEE TO APPLICANT ROSE VILLANUEVA IN THE AMOUNT OF \$125.00**

**WHEREAS**, The Subcommittee for Handicapped Parking denied approval of the application of the below listed individual.

**NOW, THEREFOR, BE IT RESOLVED**, by the Council of the City of Hoboken, that a warrant be drawn on the City Treasury to the order of the following name for the sum so stated, as reimbursement for the handicapped parking application fee the individual submitted:

<b>NAME</b>	<b>ADDRESS</b>	<b>AMOUNT</b>
<b>Rose Villanueva</b>	<b>820 Garden Street Apt 3A</b>	<b>\$125.00</b>

**BE IT FURTHER RESOLVED** that a certified copy of this resolution shall be provided to Mayor Dawn Zimmer, Corporation Counsel, and the CFO for action, including a warrant for payment to the above mentioned individual, 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 Russo

--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

**16-244**

---By Councilwoman Fisher

**RESOLUTION FOR HAZARDOUS TREE PRUNING AND REMOVAL FOR HAZARD MITIGATION**

The governing body of the City of Hoboken desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$25,000 to fund the following project:

Hazardous Tree Pruning and Removal for Hazard Mitigation

Therefore, the governing body resolves that Stephen Marks or the successor to the office of Municipal Manager is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$25,000 and not more than \$25,000 and (c) to execute any amendments thereto which do not increase the Grantee's obligations.

The Grantee agrees to comply with all applicable federal, State, and municipal laws, rules, and regulations in its performance pursuant to the agreement.

There are no matching funds required on the part of the City in order to accept the award of this grant.

---Motion duly seconded by Councilman Russo

---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

**16-245**

---By Councilwoman Fisher

**RESOLUTION AUTHORIZING THE TAX CANCELLATION OF TAX SALE CERTIFICATE #15-00044 AND AUTHORIZING REFUND OF CERTIFICATE VALUE AND PREMIUM TO PURCHASER**

**WHEREAS**, on April 10, 2015 a Certificate of Sale, #15-00044, covering Block 123, Lot 7 was sold to a third party lienholder in the amount of \$852.76, and,

**WHEREAS**, we have since been advised by the North Hudson Sewerage Authority this was put on Tax Sale in error because the North Hudson Sewerage Authority had the wrong Block and Lot number.

**NOW, THEREFORE, BE IT RESOLVED**, Certificate #15-00044 be canceled and a refund be issued to the Lienholder, and,

**BE IT FURTHER RESOLVED**, that a warrant be issued to the order of the following, Pam Investors, 127 S. Washington Avenue, Bergenfield, NJ 07621, Certificate amount \$852.76, plus the premium amount of \$2400.00.

---Motion duly seconded by Councilman Russo  
 ---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

**16-246**

---By Councilwoman Fisher

**RESOLUTION AUTHORIZING THE REFUND OF TAX APPEALS STATE TAX COURT (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF \$2,538.19)**

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

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

NOW, THEREFORE, BE IT RESOLVED, that a warrant be drawn on the City Treasury made payable to the following totaling \$2,538.19

<u>NAME</u>	<u>BL/LOT/UNIT</u>	<u>PROPERTY</u>	<u>YEAR</u>	<u>AMOUNT</u>
Spiotti & Esposito, P.C. 271 U.S. Highway 46 Suite F105-106 Fairfield, NJ 07004-2471	169/1	266 Seventh St	2014	\$899.64
Spiotti & Esposito, P.C. 271 U.S. Highway 46 Suite F105-106 Fairfield, NJ 07004-2471	169/1	266 Seventh St	2015	\$943.11
Spiotti & Esposito, P.C. 271 U.S. Highway 46 Suite F105-106 Fairfield, NJ 07004-2471	181/5	615 Park Ave	2014	\$695.44

---Motion duly seconded by Councilman Russo  
 ---Adopted by the following vote: YEAS: 8 – NAYS: 1  
 ---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos and Russo  
 ---Nays: President Giattino

**16-247**

---By Councilwoman Fisher

**RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF \$10,025.19)**

**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 Treasury made payable to the following totaling **\$10,025.19**

<u>NAME</u>	<u>BL/LT/UNIT</u>	<u>PROPERTY</u>	<u>QTR/YEAR</u>	<u>AMOUNT</u>
Corelogic 95 Methodist Hill Dr., Suite 100 Rochester, NY 14623.	217.01/19	624 Hudson St	4/15	\$8,793.38
Mortgage Connect, LP 260 Airside Drive Moon Township, PA 15108	27/26/C001R	114 Monroe St	2/15	\$ 808.95
Keystone Properties, LLC P.O. Box 222 Milburn, NJ 07041	48/18/C002R	332 Madison St	3/15	\$ 422.86

---Motion duly seconded by Councilman Russo

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

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

---Nays: President Giattino

**16-248**

---By Councilman Doyle

**RESOLUTION TO ADOPT THE MINUTES OF THE MEETINGS OF THE CITY COUNCIL DATED: REGULAR MEETING OF FEBRUARY 17, 2016**

**BE IT RESOLVED**, that the attached Meeting Minutes for the City of Hoboken’s Regular of the City Council of **February 17, 2016** have been reviewed by the Governing Body, and are hereby approved by the Governing Body, and said Meeting Minutes shall now be made public, except to the extent said minutes include closed execution session discussions, which shall remain confidential until the need for confidentiality no longer exists, at which point the matters discussed therein will be made available to the public in accordance with applicable law.

---Motion duly seconded by Councilman Russo

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

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

---Nays: President Giattino

**16-249**

---By Councilwoman Fisher

**RESOLUTION TO APPLY FOR AND ACCEPT A GRANT FROM THE FY2016 PORT SECURITY GRANT PROGRAM (PSGP) IN THE AMOUNT OF \$131,872.67 WITH A \$43,957.56 MATCH FOR (1) FIREBOAT MAINTENANCE AND SUSTAINABILITY, (2) MARITIME DOMAIN AWARENESS, AND (3) MARITIME TRAINING FOR THE HOBOKEN FIRE DEPARTMENT**

WHEREAS, the FY2016 PORT SECURITY GRANT PROGRAM (PSGP) provides matching grants to municipal governments who maintain maritime equipment that requires port security maintenance and training standards; and,

WHEREAS, the *City of Hoboken* desires to further the public interest by obtaining a grant of \$131,872.67 from the FY2016 PORT SECURITY GRANT PROGRAM (PSGP) to fund the following projects: (1) *FIREBOAT MAINTENANCE AND SUSTAINABILITY*, (2) *MARITIME DOMAIN AWARENESS*, AND (3) *MARITIME TRAINING FOR THE HOBOKEN FIRE DEPARTMENT*; and,

WHEREAS, the governing body has reviewed the Fire Department's request for authorization to submit the application and instructions and desires to make an application for such a grant, with \$43,957.56 in city matching funds, and provide application information and furnish such documents as may be required, and thereafter accept an award with matching funds up to the \$43,957.56 herein authorized; and,

WHEREAS, certification of funds is available as follows:

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that \$43,957.56 is available in the following appropriations:  
in the CY2016 temporary budget and/or capital account; 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 CY2016 budget or the capital/trust funds; and I further certify that the funds available in the said appropriation are intended for the purpose herein committed.

Signed: \_\_\_\_\_, George DeStefano, CFO

WHEREAS, the City is willing to use the grant funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with FY2016 PORT SECURITY GRANT PROGRAM (PSGP) for the above named project and ensure its completion on or about the project contract expiration date.

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

1. That the Mayor or her designee is hereby authorized to submit the above completed project application to the FY2016 PORT SECURITY GRANT PROGRAM (PSGP) by the deadline, as established by the FY2016 PORT SECURITY GRANT PROGRAM (PSGP), and accept any award which results therefrom and execute any and all documentation required to effectuate same; and,
2. That, in the event of a FY2016 PORT SECURITY GRANT PROGRAM (PSGP) award that may be less than the grant amount requested above, *the Mayor of the City of Hoboken* has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and,

3. That *the City Council of the City of Hoboken* is committed to providing a match for the project in the amount of \$43,957.56; and,
4. That *the City of Hoboken* agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,
5. That this resolution shall take effect immediately.

---Motion duly seconded by Councilman Russo

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

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

---Nays: President Giattino

### NEW BUSINESS

Councilman DeFusco comments and thanks Councilman Ramos on raising the concern on South West and a tangible solution, shuttle buses a look at the solution in the long run. The bus lanes for NJ Transit and also look at increasing housing in the South West and thanked the Council for honoring Maurice Fitzgibbons and represented a lot of community five (5) years ago and the leader for working on the 14<sup>th</sup> St. viaduct and reads a letter for support from James Florio.

Councilman Ramos comments and thanks everyone on their support for the Southwest.

Councilwoman Fisher comments on the public hearing regarding the hospital this evening and updates everyone on the negotiations and spoke to the CFO of the hospital and if there's a change of ownership and they can't get involved with their operations of the hospital. She wanted to ask Director Pellegrini some questions regarding PSE & G utility poles along Hudson St. between 14<sup>th</sup> and 15<sup>th</sup> St. and one has been cut in half, feral cats in Hoboken and give an update to the Governing Body on what other communities have done.

Director Pellegrini comments that he did some research and pulled an ordinance from Kearny and discuss what the options are.

Council President comments

Councilman Russo comments on the issue at Blue Eyes structure – extension from the 2<sup>nd</sup> permanent structure, have problems encroaching at the park and it's not fair for other businesses and is there garbage picked up every night and do the other businesses have the same opportunity and would like documents and distributed to Corporation Counsel and circulate to the Governing Body.

Director Pellegrini comments that he submitted to Green Acres and we pick up garbage every night on Washington Street and Blue Eyes and there needs a policy decision needs to be made and sanitation is increasing tremendously, we are one of the few cities in the country where the City pays trash pick-up versus other areas.

Councilman Mello comments on the restaurant on 1<sup>st</sup> Street and Marshall Dr.

Director Pellegrini comments that it's by route.

Councilman Cunningham comments on the garbage standpoint at business districts.

Councilman Russo comments on the health insurance plan specifically the prescription plan and there was some coverage in the prior plan and now there have been some changes. Also, wanted an update of the Larry Bijou project and hopefully have an amended agreement on the 2<sup>nd</sup> meeting in May and lastly the bike share program.

BA Wiest comments that he would look into this.

Councilman Mello comments.

Councilman Doyle comments on an amendment for the application for encroachments, there will be a draft sent around to the Council if there's anyone that would like to add an addition to the checklist, and the 2<sup>nd</sup> item is that there will be a meeting on April 27<sup>th</sup> for Master Plan sub-committee meeting at 7:00 PM

Councilman DeFusco comments that he would be more than happy to attend with his five (5) year experience.

Councilman Ramos comments on any bid packets regarding the SW Park and hopefully have a bidder and award a contract at the next council meeting and noticed a trend of weeds growing throughout the city, the usage of zip cars and see if we can get an update and see if they can be run efficiently and also paving our roads and what the process is and what recommendations can be made, and the Transportation Fund for the state will need for the city to look forward and also the last phase for the lane along Observer Highway (southside) and when it would be completed and also commented on the pothole killer and how effective are they in the long run.

BA Wiest comments that he would contact Director Morgan to get an update.

Stephen Marks comments that the bids are due April 12<sup>th</sup> and there were a dozen pick-ups and this needs to be vetted by our city engineer.

Councilman Bhalla comments that the T & M have till April 8<sup>th</sup> to complete and it's a County project, the Rebuild by design meeting will be tomorrow night and the DEP will be there to present some design alternatives at Wallace Gym from 6:30-8:30 PM and there will be 3 dropping sessions and you can see this next week.

Councilman Defusco comments that there will be a sub-committee meeting tomorrow night and can update the council

Councilman Cunningham comments on Sat. April 9<sup>th</sup>, there will be a spring cleaning at the 11<sup>th</sup> Street Garden and recognizing Alice Broquist for her leadership the past 10 years and working with the city getting the materials and doing the bulb planting and clean-up and it will start at 9:30 AM and there will be a proclamation presented to her.

Councilman Mello comments on the shuttle bus and when you have a sub-committee to include Corporation Counsel, Blue Cross & Blue Shield coverage, they receive tax breaks, when I worked there and not sure who to blame, we need to understand that this state has given them tax breaks, we should try to think who to get involved and asks BA Wiest about water main breaks throughout the city and is there some inventory and is there a plan, we need it sooner rather than later, corner cars monthly data points and needs to get an updated on the data.

Councilwoman Fisher comments for the next presentation maybe some visual of hot spots throughout the city so that we can see this and have a better reference point.

BA Wiest comments that they will have something to the Council in a few weeks.

Council President comments on the proper shuttle bus routes and asks Director Pellegrini about last summer with Stevens students volunteer and had a big impact and request that this would be done again this summer

At 9:29 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 9:29 PM

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PRESIDENT OF THE COUNCIL

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CITY CLERK