

AS OF 2/5/18 \* 2/7/18 \*\*

**SPECIAL MEETING OF FEBRUARY 7, 2018**

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

- CS1. RESOLUTION AUTHORIZING CLOSED SESSION TO DISCUSS MATTERS PURSUANT TO N.J.S.A. 10:4-12(B)(7) AND ATTORNEY CLIENT PRIVILEGE WITH SPECIAL COUNSEL THOMAS B. HANRAHAN & ASSOCIATES
- CS2. RESOLUTION AUTHORIZING CLOSED SESSION TO DISCUSS MATTERS PURSUANT TO N.J.S.A. 10:4-12(B)(7) AND ATTORNEY CLIENT PRIVILEGE WITH CORPORATION COUNSEL BRIAN ALOIA

**REGULAR MEETING OF February 7, 2018**

**STARTING AT 7:00PM**

**Please note: The Hoboken City Council may consider additional Resolutions, Ordinances or any other matter brought before the Hoboken City Council until February 7, 2018 and throughout the meeting, subject to compliance with the Open Public Meetings Act (OPMA) and the council rules of procedure.**

**2<sup>ND</sup> Readings and Final reading**

1. AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 196 OF THE HOBOKEN CITY CODE ENTITLED "ZONING" ARTICLE IX "GENERAL SUPPLEMENTARY REGULATIONS" AT §196-31(C)(2)(G) "FEATHER FLAGS" (sponsored by Councilwoman Giattino) (B-4) (CARRIED TO THE FEBRUARY 21 CITY COUNCIL MEETING)

**PUBLIC COMMENTS**

**PETITIONS AND COMMUNICATIONS**

A communication from the City Clerk notifying the Governing Body on Mayor Ravi S. Bhalla's Veto on ordinance B-3 AN ORDINANCE TO SUBMIT THE PROPOSITION TO THE VOTERS AT THE NOVEMBER 6, 2018 GENERAL ELECTION THAT THE CITY OF HOBOKEN ADOPT THE HOLDING OF RUN-OFF ELECTIONS AS PERMITTED BY THE UNIFORM NON-PARTISAN ELECTIONS LAW which passed on the January 17, 2018 City Council meeting for 2<sup>nd</sup> and Final reading

Letter from Mayor Ravi Bhalla re-appointing Jonathan Metsch as a 4-year Class C position expiring Dec. 31, 2021, re-appointing Martin Anderson as a 4-year Class C position expiring

Dec. 31, 2021, and appointing Allen Kratz as an Alternate II position to the Hoboken Historical Commission for a two (2) year term expiring Dec. 31, 2019

Letter from Mayor Ravi Bhalla appointing William Coughlin to a four (4) year position as the Mayoral Designee and Jack Silbert fulfilling the term expiring on June 30, 2020 (vacated by Allen Kratz) the Hoboken Library Board

Mayor Bhalla appointing Director Pellegrini as Acting Mayor from Wednesday, February 7<sup>th</sup> through and including Sunday, February 11<sup>th</sup> \*

Miscellaneous Licenses

### **REPORTS FROM CITY OFFICERS**

None for this meeting

### **CLAIMS**

Total for this agenda **\$5,526,610.52**

### **PAYROLL**

**For the two week period starting December 28, 2017 – January 10, 2018**

<b>Regular Payroll</b>	<b>O/T Pay</b>	<b>Other Pay</b>
\$1,782,401.64	\$148,965.03	\$397,712.29
<b>Total</b>		
\$2,329,078.96		

### **CONSENT AGENDA**

Consent Agenda defined: All items listed with an asterisk (\*) are considered to be routine business by the City Council and will be enacted by one motion. There will be no separate discussion on these items unless a council member or citizen so requests, in which event the item will be removed from the general order of business and considered in its normal sequence on the agenda.

### **RESOLUTIONS**

#### **Administration**

A1.\* RESOLUTION AWARDING A ONE YEAR CONTRACT TO SPECTROTEL, INC. TO PROVIDE TELEPHONE SERVICES

A2.\* RESOLUTION AMENDING THE CONTRACT WITH SUN LIFE FINANCIAL FOR MEDICAL STOP LOSS INSURANCE FOR THE CITY OF HOBOKEN

- A3.\* RESOLUTION AUTHORIZING THE CITY TO ACCEPT AND QUALIFY RESPONSES TO THE CITY'S REQUEST FOR PROPOSALS FOR ARCHITECT, ENGINEER, LANDSCAPE ARCHITECT, LSRP, PLANNER AND SURVEYOR FOR THE TERM FEBRUARY 7, 2018 THROUGH DECEMBER 31, 2018
- A4.\* RESOLUTION AWARDED A PROFESSIONAL SERVICE CONTRACT TO THE METRO COMPANY, LLC TO PREPARE A WORKABLE RELOCATION ASSISTANCE PLAN (WRAP) FOR THE UNION DRY DOCK PROPERTY IN THE AMOUNT OF **\$7,500.00**
- A5.\* RESOLUTION AWARDED A CONTRACT TO PREMIER TECHNOLOGY SOLUTIONS, LLC FOR INFORMATION TECHNOLOGY CONSULTING SERVICES IN THE AMOUNT OF **\$84,032.00** FOR A PERIOD OF ONE YEAR WITH FOUR OPTIONAL ONE YEAR EXTENSIONS
- A6.\* RESOLUTION AWARDED A CONTRACT TO SHI TO PURCHASE A FIVE YEAR SPACIAL DATA LOGIC ENTERPRISE LICENSE FOR AN ANNUAL PAYMENT OF **\$37,203.54** IN ACCORDANCE WITH NJ STATE CONTRACT #ITS58 SUBCONTRACT #89851
- A7.\* RESOLUTION AWARDED A CONTRACT TO EASTERN DATACOM, INC. FOR A LOCKDOWN EMERGENCY NOTIFICATION SYSTEM IN THE NOT TO EXCEED AMOUNT OF **\$36,555.50**
- A8.\* RESOLUTION AUTHORIZING CONTRACT AMMENDMENTS WITH THE MUNICIPAL PUBLIC DEFENDERS TO REDUCE THE BACKLOG IN THE MUNICIPAL COURT IN THE TOTAL AMOUNT OF **\$1,650.00**
- A9.\* RESOLUTION APPROVING A CHANGE ORDER TO THE CITY'S CONTRACT WITH UNDERGROUND UTILITIES CORPORATION FOR THE WASHINGTON STREET REDESIGN PROJECT FOR A 29 DAY TIME EXTENSION AND IN THE INCREASED AMOUNT OF **\$10,985.00** FOR A .06% INCREASE FROM THE CURRENT CONTRACT AMOUNT AND A 1.82% TOTAL INCREASE FROM ORIGINAL CONTRACT AMOUNT
- A10.\* RESOLUTION AWARDED A PROFESSIONAL SERVICE CONTRACT TO EXCEL ENVIRONMENTAL RESOURCES, INC. TO PROVIDE CONSULTING SERVICES FOR THE POTENTIAL ACQUISITION OF THE UNION DRY DOCK PROPERTY IN THE AMOUNT OF **\$7,500.00**

**Corporation Counsel**

- CC1. RESOLUTION TO AWARD A CONTRACT TO VINCENT J. LAPAGLIA, ESQ. FOR LEGAL SERVICES - TAX APPEAL ATTORNEY IN THE AMOUNT OF **\$75,000.00** FOR THE TERM JANUARY 1, 2018 THROUGH DECEMBER 31, 2018
- CC2. RESOLUTION AUTHORIZING THE CITY TO ACCEPT AND QUALIFY RESPONSES TO THE CITY'S REQUEST FOR PROPOSALS FOR SPECIAL COUNSEL – ENVIRONMENTAL LAW
- CC3. RESOLUTION AUTHORIZING THE CITY TO ACCEPT AND QUALIFY RESPONSES TO THE CITY'S REQUEST FOR PROPOSALS FOR SPECIAL COUNSEL – GENERAL LITIGATION \*
- CC4. RESOLUTION AWARDING A CONTRACT TO DECOTIIS, FITZPATRICK, & COLE, LLP IN THE NOT TO EXCEED AMOUNT OF **\$50,000.00** FOR LEGAL MATTERS RELATED TO THE CHURCH TOWERS PILOT PROGRAM
- CC5. RESOLUTION AWARDING A CONTRACT TO WEINER LAW GROUP, LLP IN THE AMOUNT OF **\$25,000.00** FOR LITIGATION MATTERS
- CC6. RESOLUTION AWARDING A CONTRACT TO TESSER & COHEN IN THE AMOUNT OF **\$75,000.00** FOR LITIGATION MATTERS SPECIFICALLY RELATED TO CONSTRUCTION LAW AND/OR LITIGATION ISSUES
- CC7. RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO BENJAMIN CHOI, ESQ. FOR LEGAL SERVICES AS SPECIAL COUNSEL – ALCOHOL BEVERAGE CONTROL (“ABC”) BOARD ATTORNEY IN THE NOT TO EXCEED AMOUNT OF **\$15,000.00**
- CC8. RESOLUTION AUTHORIZING THE CITY TO ACCEPT AND QUALIFY RESPONSES TO THE CITY'S REQUEST FOR PROPOSALS FOR REDEVELOPMENT SPECIAL COUNSEL \*
- CC9. RESOLUTION AWARDING A CONTRACT TO MARAZITI FALCON LLP FOR REDEVELOPMENT MATTERS IN THE NOT TO EXCEED AMOUNT OF **\$200,000.00**
- CC10. RESOLUTION TO AWARD A PROFESSIONAL SERVICE CONTRACT TO WEINER LAW GROUP, LLP FOR LEGAL SERVICES AS SPECIAL COUNSEL – AFFORDABLE HOUSING ATTORNEY IN THE NOT TO EXCEED AMOUNT OF **\$110,000.00**
- CC11. RESOLUTION AUTHORIZING THE CITY TO ACCEPT AND QUALIFY RESPONSES TO THE CITY'S REQUEST FOR PROPOSALS FOR SPECIAL COUNSEL – PUBLIC UTILITIES COUNSEL

- CC12. RESOLUTION AWARDING A CONTRACT TO DECOTIIS, FITZPATRICK, & COLE, LLP IN THE AMOUNT OF **\$40,000.00** TO SERVE AS PUBLIC UTILITY COUNSEL FOR SERVICES RELATED TO THE PSE&G LAND SWAP
- CC13. RESOLUTION AWARDING A CONTRACT TO MCMANIMON, SCOTLAND & BAUMANN, LLC IN THE AMOUNT OF **\$60,000.00** TO SERVE AS PUBLIC UTILITY COUNSEL TO THE CITY
- CC14. RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO LITE DEPALMA GREENBERG, LLC FOR LEGAL SERVICES AS SPECIAL COUNSEL – RENT LEVELING BOARD ATTORNEY IN THE NOT TO EXCEED AMOUNT OF **\$15,000.00**
- CC15. RESOLUTION AUTHORIZING THE CITY TO ACCEPT AND QUALIFY RESPONSES TO THE CITY’S REQUEST FOR PROPOSALS FOR LAND USE AND REAL PROPERTY SPECIAL COUNSEL
- CC16. RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO LITE DEPALMA GREENBERG, LLC FOR RENT CONTROL LITIGATION \*\*
- CC17. RESOLUTION AUTHORIZING THE CITY TO ACCEPT AND QUALIFY RESPONSES TO THE CITY’S REQUEST FOR PROPOSALS FOR SPECIAL COUNSEL – LABOR AND EMPLOYMENT/LABOR RELATIONS/AFFIRMATIVE ACTION AND ETHICS COUNSEL
- CC18. RESOLUTION AWARDING A CONTRACT TO PAWAR GILGALLON & RUDY, LLC FOR MISCELLANEOUS LABOR AND EMPLOYMENT MATTERS IN THE NOT TO EXCEED AMOUNT OF **\$20,000.00**
- CC19. RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO WEINER LAW GROUP, LLP FOR LEGAL SERVICES AS SPECIAL COUNSEL – SHADE TREE COMMISSION COUNSEL IN THE NOT TO EXCEED AMOUNT OF **\$15,000.00**
- CC20. RESOLUTION TO AWARD A PROFESSIONAL SERVICE CONTRACT TO WEINER LAW GROUP, LLP FOR LEGAL SERVICES AS SPECIAL COUNSEL – HISTORIC PRESERVATION COMMISSION COUNSEL IN THE NOT TO EXCEED AMOUNT OF **\$15,000.00**
- CC21. RESOLUTION APPOINTING BRIAN ALOIA, ESQ. AS THE CITY OF HOBOKEN’S CHIEF MUNICIPAL PROSECUTOR AND ALYSSA L. BONGIOVANNI, ESQ. AND SCOTT J. DEROSA, ESQ. AS MUNICIPAL PROSECUTORS

CC22. RESOLUTION AWARDING A CONTRACT TO BENJAMIN CHOI, ESQ. TO ACT AS MUNICIPAL PROSECUTOR IN THE AMOUNT OF **\$40,000.00**

CC23. RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO SOBEL HAN, LLP FOR LEGAL SERVICES AS SPECIAL COUNSEL – TENANT ADVOCATE ATTORNEY IN THE NOT TO EXCEED AMOUNT OF **\$45,000.00**

CC24. RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO MARAZITI FALCON FOR LEGAL SERVICES RELATED TO THE UNION DRY DOCK ACQUISITION IN THE NOT TO EXCEED AMOUNT OF **\$150,000.00**

### **Environmental Services**

E1.\* RESOLUTION AWARDING A CONTRACT TO ATLANTIC SALT INC. FOR ROCK SALT AND TREATED SALT FOR ROADWAYS IN THE NOT TO EXCEED AMOUNT OF **\$40,000.00**

E2.\* RESOLUTION INCREASING THE CONTRACT WITH PICERNO-GIORDANO CONSTRUCTION LLC IN THE AMOUNT OF **\$7,335.10** TO CORRECT A TYPOGRAPHICAL ERROR IN THE ORIGINAL RESOLUTION

### **Finance Department**

F1.\* RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY, AUTHORIZING THE ISSUANCE AND SALE OF UP TO **\$65,398,000** OF GENERAL OBLIGATION BONDS, SERIES 2018, OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; AUTHORIZING SUCH FURTHER ACTIONS AND MAKING SUCH DETERMINATIONS AS MAY BE NECESSARY OR APPROPRIATE TO EFFECTUATE THE ISSUANCE AND SALE OF THE BONDS

F2.\* RESOLUTION ESTABLISHING A 2018 TEMPORARY CAPITAL BUDGET IN ACCORDANCE WITH **N.J.S.A. 40A:4-43**

### **Health and Human Services**

HH1.\* RESOLUTION APPROVING CHANGE ORDER NO. 1 TO THE CITY'S CONTRACT WITH M&M CONSTRUCTION TECHNOLOGY, INC. FOR THE HOBOKEN MULTI SERVICE CENTER - EXTERIOR IMPROVEMENTS PROJECT IN THE INCREASED AMOUNT OF **\$21,562.50** FOR A 4.9% INCREASE OF THE TOTAL CONTRACT AMOUNT

### **Tax Collector**

- TX1.\* RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF **\$22,078.66**) (sponsored by **Councilwoman Fisher**)
- TX2.\* RESOLUTION AUTHORIZING A REFUND FROM A TAX APPEAL THAT WAS FILED IN THE STATE TAX COURT (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF **\$102,381.52**) (sponsored by **Councilwoman Fisher**)
- TX3.\* RESOLUTION AUTHORIZING CANCELLATION OF THE 2018 1<sup>ST</sup> AND 2<sup>ND</sup> QUARTERS REAL ESTATE TAXES ON THE FOLLOWING MOTHER LOTS (THE FOLLOWING TAXES SHOULD BE CANCELLED FROM THE TAX DUPLICATE IN THE TOTAL AMOUNT OF **\$501,497.55**) (sponsored by **Councilwoman Fisher**)

### **Transportation and Parking**

- T1.\* RESOLUTION AMENDING THE LOCATIONS OF ADVERTISING PANELS WITHIN THE CITY OF HOBOKEN FOR THE HUDSON BIKE SHARE PROGRAM
- T2.\* RESOLUTION AWARDING AN EMERGENCY CONTRACT TO MH&B LLC FOR EMERGENCY WORK REQUIRED TO FIX THE ELEVATORS AT THE HOBOKEN MUNICIPAL GARAGE LOCATED AT 916 GARDEN STREET IN THE NOT TO EXCEED AMOUNT OF **\$46,301.00**

### **City Clerk**

- CL1.\* RESOLUTION TO ADOPT THE MINUTES OF THE MEETINGS OF THE CITY COUNCIL DATED: **REGULAR MEETING OF JANUARY 17, 2018** (sponsored by **Councilman Doyle and Councilwoman Giattino**)
- CL2.\* RESOLUTION URGING THE STATE TO PERMIT INSTANT RUN-OFFS IN HOBOKEN, NEW JERSEY (sponsored by **Councilwoman Jabbour and Councilwoman Giattino**) \*\*
- ~~CL3.\* RESOLUTION URGING THE STATE TO PERMIT INSTANT RUN-OFFS IN HOBOKEN, NEW JERSEY (sponsored by **Councilwoman Jabbour**)~~
- CL4.\* RESOLUTION OVERRIDING THE MAYOR'S VETO AND GIVING VOTERS THE RIGHT TO CHOSE HOW HOBOKEN ELECTIONS ARE CONDUCTED (sponsored by **Councilman DeFusco**)

### **ORDINANCES**

#### **Introduction and First Reading**

1. BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF **\$2,200,000** THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO **\$2,090,000**; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING
2. BOND ORDINANCE AUTHORIZING THE REHABILITATION AND/OR REPLACEMENT OF WATER MAINS AND THE COMPLETION OF DRAINAGE AND GREEN INFRASTRUCTURE IMPROVEMENTS IN AND FOR THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF **\$3,107,481** THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO **\$3,107,481**; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING
3. AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED "PARKING FOR PERSONS WITH DISABILITIES" §192-4 "ENUMERATION OF SPACES" TO APPROVE THE ADDITION OF RESTRICTED PARKING SPACES

**NEW BUSINESS**