

THE COUNCIL OF THE CITY OF HOBOKEN

DRAFT MINUTES FOR MEETING OF MARCH 15, 2017

Council President opened the meeting at 7:03 P.M. and stated, "I would like to advise all those present that notice of this meeting has been provided to the public in accordance with the provisions of the Open Public Meetings Act, and that notice was published in the Jersey Journal and on the City website, copies were provided in the Hoboken Reporter, The Record, The Newark Star-Ledger and also placed on the bulletin board in the lobby of City Hall. If any Councilperson or member of the public believes that this meeting or any portion thereof, is in violation of the Open Public Meetings Act, they are requested to so advise the City Council and City Clerk at this time, or at the time of the believed violation, in accordance with N.J.S.A. 10:4-17. Written objections, if any shall be made in writing to the City Clerk."

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

ABSENT: ~~Bhalla~~ (arrived at 7:05 PM, ~~DeFusco~~ (arrived at 7:10PM) , ~~Fisher~~ (arrived at 7:07 PM) and ~~Russo~~(arrived at 7:05 PM)

Council President comments that they will have a presentation from Director Landolfi regarding the Introduction of the CY 2017 budget

*****Councilman Bhalla and Councilman Russo arrived at the meeting at 7:05 PM*******

*****Councilwoman Fisher arrived to the meeting at 7:07 PM*******

******Councilman DeFusco arrived to the meeting at 7:10PM*******

Council President comments to the Clerk to hear the 2nd readings

ORDINANCES

Introduction and First Reading

17-183

Z-478

---By Councilwoman Fisher

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 0.5% unless authorized by ordinance to increase it to

3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the City Council of the City of Hoboken in the County of Hudson finds it advisable and necessary to increase its CY 2017 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the City Council hereby determines that a 3.0% increase in the budget for said year, amounting to \$2,719,375.91 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the City Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the City Council of the City of Hoboken, in the County of Hudson, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2017 budget year, the final appropriations of the City of Hoboken shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$3,172,605.23, and that the C Y 2017 municipal budget for the City of Hoboken be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

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

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

ORDINANCES

2ND Readings and Final reading

BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE REHABILITATION AND RECONSTRUCTION OF PIER "A" IN THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF **\$4,000,000** THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO **\$3,800,000**; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING (**sponsored by Councilman Ramos and Councilwoman Fisher**) (Z-474)

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

Councilman Russo motions to go into Closed Session and seconded by Councilman Mello to discuss further about Ordinance #1 Z-474 for 2nd and Final reading

CLOSED SESSION

At 7:40 PM the Governing Body entered into Closed Session.

**Stephen Marks
Corporation Counsel
Alyssa Bongiovanni
Assistant BA
Director Landolfi
Director Pellegrini**

At 7:40 PM Corporation Counsel came into the Closed Session to brief the City Council on resolution Z-474

BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE REHABILITATION AND RECONSTRUCTION OF PIER "A" IN THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY; APPROPRIATING THE SUM OF **\$4,000,000** THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR

BOND ANTICIPATION NOTES OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO **\$3,800,000**; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING (**sponsored by Councilman Ramos and Councilwoman Fisher**) (Z-474)

Councilmembers ask questions to Corporation Counsel and Director Pellegrini
Corporation Counsel and Director Pellegrini respond questions from the
Governing Body.

At 7:58 PM Corporation Counsel had no further business and has left the Closed Session Meeting.

At 7:58 P.M. the Governing Body on a motion by Council duly seconded by the Council to come back to the regular council meeting

The Council will now go and vote on Z-474 at 7:59 PM

RESOLUTION

17-184

---By Councilman Bhalla

RESOLUTION ALLOWING THE CITY OF HOBOKEN TO WAIVE THE ESTOPPEL PERIOD AND AUTHORI ZE THE IMMEDIATE ENACTMENT OF ORDINANCE Z-474

WHEREAS, N.J.S.A. 40:69A-181 permits the waiver of the 20 day estoppel period for the enactment of ordinances upon the adoption of a resolution by 2/3 of the Council finding that an emergency exists necessitating the immediate enactment of the ordinance; and,

WHEREAS, City of Hoboken Ordinance Z-474 was passed by an affirmative vote of the City Council on March 15, 2017; and,

WHEREAS, Ordinance Z-474 authorizes supplemental funding for the rehabilitation and reconstruction of Pier A; and,

WHEREAS, the City Council is going to consider making an award of contract to Reicon Group, LLC to perform necessary services relative to the Hoboken Pier A Structural Rehabilitation Project; and,

WHEREAS, it is necessary for the Hoboken Pier A Structural Rehabilitation Project to be awarded immediately, due to the fact that a further delay in this project could jeopardize the structural integrity of Pier A thus potentially causing a threat to the public safety and substantially increasing the cost to the City and its constituents; and,

WHEREAS, immediate enactment of Ordinance Z-474 is necessary to provide the funding for the Hoboken Pier A Structural Rehabilitation Project so that the Council can consider making an award of contract to Reicon Group, LLC to perform the necessary work and assuming an award is made, allowing Reicon Group, LLC to start the necessary preconstruction preparation process so that they will be able to begin the repairs as soon as possible.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, that the City Council declares an emergency to exist as detailed above for which waiving the 20 day estoppel period for enactment of Ordinance Z-474 is warranted and justified; and,

BE IT FURTHER RESOLVED, that Ordinance Z-474 shall take effect immediately upon final adoption.

--Motion duly seconded by Councilman Doyle

--Adopted by the following vote: Yeas: 9 Nays: 0

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

--Nays: None.

Council President suspends to agenda to hear E2

ORDINANCES

2ND Readings and Final reading (CONTINUED)

AN ORDINANCE AMENDING THE HOBOKEN CITY CODE CHAPTER 190 ENTITLED "VEHICLES AND TRAFFIC" TO AMEND TRAFFIC CIRCULATION REGULATIONS ON HARRISON STREET AND TWELFTH STREET AND CURBSIDE PARKING AND LOADING ON EIGHTH STREET (**sponsored by Councilman Russo and Councilman Doyle**) (Z-475)

--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.

~~3. — AN ORDINANCE AMENDING ARTICLE I, CHAPTER 46 OF THE HOBOKEN CITY CODE ENTITLED "LEASE AGREEMENTS" AT § 46-6 TO AUTHORIZE THE MAYOR TO EXECUTE A LEASE WITH THE HOBOKEN CHARTER SCHOOL (**sponsored by Councilman Mello and Councilman Ramos**) (Z-476) (Pulled and has gone back to first reading)~~

AN ORDINANCE AMENDING ARTICLE I, CHAPTER 46 OF THE HOBOKEN CITY CODE ENTITLED "LEASE AGREEMENTS" AT § 46-5 TO AUTHORIZE THE MAYOR TO EXECUTE A LEASE WITH THE TRUSTEES OF THE HOBOKEN FREE PUBLIC LIBRARY (**sponsored by Councilwoman Giattino and Councilman Doyle**) (Z-477)

---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: Dennis Martin, Benjamin Seidel, Jonathan Fallick, Cheryl Fallick,
Mary Ondrejka, Patricia Waiters, Karen Nason, Elizabeth Adams

SUB COMMITTEE

~~Councilman Bhalla comments~~

PETITIONS AND COMMUNICATIONS

17-185

Miscellaneous Licenses

---Adopted by the following vote: Yeas: 9 Nays: 0

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

---Nays: None.

Received and filed

REPORTS FROM CITY OFFICERS

17-186

A report from the Municipal Tax Collector Sharon Curran for taxes collected for the month of February 2017 **\$32,260,857.08 (Abatement Totals -\$7,436.36)**

17-187

A report from Municipal Court indicating receipts for the month of February 2017 as **\$372,720.03**

Received and filed

Meeting of March 15, 2017

17-188

CLAIMS

Total for this agenda **\$2,754,118.02**

---Adopted by the following vote: Yeas: 9 Nays: 0

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

---Nays: None.

Received and Filed

17-189

PAYROLL

For the two week period starting February 9, 2017 – February 22, 2017

Regular Payroll	O/T Pay	Other Pay
\$1,728,068.43	\$68,306.17	\$177,171.60

Total
\$1,973,546.20

---Adopted by the following vote: Yeas: 9 Nays: 0

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

---Nays: None.

Received and filed

PUBLIC COMMENTS ON RESOLUTIONS

None for this meeting.

CONSENT AGENDA - A1, CD3, E3, F1-F3, PS1, TX1, TX2, CL1

---Adopted by the following vote: Yeas: 9 Nays: 0

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

---Nays: None.

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

Pulled from the agenda for discussion: CD1, CD2, TS1, TS2
Removed by Administration:

RESOLUTIONS
Administration

17-190

---By Councilwoman Fisher

RESOLUTION APPROVING TWO CHANGE ORDERS TO THE CITY'S CONTRACT WITH MILLENNIUM COMMUNICATIONS GROUP, INC. FOR THE HOBOKEN CITY HALL TELEPHONE CABLE DEMOLITION AND INSTALLATION PROJECT IN THE TOTAL AMOUNT OF **\$10,603.04**, FOR A 5.49% INCREASE AND A NEW THE TOTAL CONTRACT AMOUNT **\$203,603.04**

WHEREAS, the City Council of the City of Hoboken awarded a contract to Millennium Communications, Inc., for the Hoboken City Hall Telephone Cable Demolition and Installation Project by way of resolution dated June 1, 2016, pursuant to their bid proposal in the amount of \$193,000.00; and,

WHEREAS, it is requested that the City Council approve Change Order #1 in the amount of \$5,803.04 to add additional voice/data drops; and,

WHEREAS, it is requested that the City Council approve Change Order #2 in the amount of \$4,800.00 to furnish and install cable from the MDF to the Parking Authority; and,

WHEREAS, the total amount of the two change orders is \$10,603.04, and the new total contract amount is \$203,603.04, an increase of 5.49%; and,

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, that Change Order #1 in the amount of \$5,803.04, and Change Order #2 in the amount of \$4,800.00 are approved as delineated above.

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of the referenced proposal 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.

---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.

Community Development

17-191

---By Councilwoman Giattino

RESOLUTION COMMITTING TO EXPLORING THE CREATION OF A COMMUNITY LAND TRUST (CLT) IN THE CITY OF HOBOKEN

WHEREAS, the City of Hoboken seeks to provide solutions that address a variety of challenges the city faces such as displacement, affordability, historic preservation, and sustainable development, and,

WHEREAS, communities throughout the United States use this versatile model to address these challenges in ways that promote smart growth initiatives, mitigate problems arising from gentrification and skyrocketing housing costs while fostering successful models of environmental and historic preservation; and,

WHEREAS, CLT's can address the fundamental challenge of creating smart, livable, healthy communities that are affordable to the full range of people who make up the community; and,

WHEREAS, the city council acknowledges that an alarming number of Hoboken's existing houses have been torn down over the last several decades and many current and long-term renters have in the past, and continue to, face displacement as their homes are slated for demolition and/or gut renovation; and,

WHEREAS, a CLT can provide an equitable and sustainable model of affordable housing and community development that doesn't require substantial development to create a minimal number of affordable units; and,

WHEREAS, there is enormous variability and unique flexibility in the types of projects that CLTs pursue which can accommodate a variety of housing needs and income levels and family sizes; and,

WHEREAS, a CLT sells or rents housing units to income-eligible households at an affordable price, while retaining ownership of the land; and, the land is then made available to the homeowner/renter through a long-term lease, such as a 99-year lease; and,

WHEREAS, a renter who rents a home from the CLT will have access to quality, stable, affordable rental housing, which limits displacement due to rising housing costs and expands social and economic opportunity for the renters; and,

WHEREAS, the structure used by the CLT is beneficial to the community because it ensures permanent affordability of rental housing and homeownership units, encourages investment into homes and the community, encourages maintenance by the homeowner of the property, and promotes economic opportunities for a more income diverse community, all of which have the effect of combating the deterioration and decline of neighborhoods while retaining historic housing structures; and,

WHEREAS, CLTs are successful tools that have been used in other parts of the country, including 46 states in the United States to provide affordable housing with 270 community land trusts already in existence nationwide.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, that the City Council is committing to investigating the establishment of a community land trust in the City of Hoboken.

---Motion duly seconded by Councilman Doyle, Cunningham, Fisher, Mello

---Adopted by the following vote: Yeas: 9 Nays: 0

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

---Nays: None.

17-192

---By Councilman Mello

RESOLUTION APPROVING TWO CHANGE ORDERS TO THE CITY'S CONTRACT WITH FLANAGANS CONTRACTING GROUP INC., FOR THE SOUTHWEST BLOCK 12 PARK PROJECT IN THE TOTAL AMOUNT OF \$28,954.80, FOR A .58% INCREASE IN THE TOTAL CONTRACT AMOUNT

WHEREAS, the City Council of the City of Hoboken awarded a contract to Flanagans Contracting Group, Inc., for the Southwest Block 12 Park Project by way of resolution dated May 18, 2016, pursuant to their bid proposal in the amount of \$4,907,567.50; and,

WHEREAS, the City Council of the City of Hoboken has previously awarded change orders in the total amount of \$73,808.30, for a current total contract amount of \$4,981,375.80; and,

WHEREAS, the City received the attached correspondence from Suburban Consulting Engineers dated February 21, 2017, regarding two change orders to the contract with Flanagans Contracting Group; and,

WHEREAS, it is requested that the City Council approve Change Order #15 in the amount of \$14,554.27 to install an emergency walkway alongside Observer Highway for pedestrian access to Jackson Street and Harrison Street; and,

WHEREAS, it is requested that the City Council approve Change Order #6 in the amount of \$14,400.53 to record the elevation and size of a large concrete electrical duct that was discovered during construction; and,

WHEREAS, the total amount of the two change orders is \$28,954.80, which will increase the total contract amount by .58%; and,

WHEREAS, the new total contract amount, including previous change orders, is \$5,010,330.60, which is a 2.01% increase from the original contract amount.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, that Change Order #15 in the amount of \$14,554.27, and Change Order #6 in the amount of \$14,400.53 are approved as delineated above.

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of the referenced proposal 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.

---Motion duly seconded by Councilman Cunningham

---Adopted by the following vote: Yeas: 9 Nays: 0

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

---Nays: None.

17-193

---By Councilman Mello

RESOLUTION APPROVING A CHANGE ORDER TO THE CITY'S CONTRACT WITH STARR WHITEHOUSE FOR THE SOUTHWEST BLOCK 12 PARK PROJECT IN THE TOTAL AMOUNT OF \$9,515.00 FOR A 1.39% INCREASE IN THE TOTAL CONTRACT AMOUNT

WHEREAS, pursuant to a Resolution dated September 17, 2014, the City Council of the City of Hoboken awarded a professional service contract to Starr Whitehouse in the amount of \$358,551.00 to perform design, permitting, and construction oversight for the Southwest Block 12 Park Project; and,

WHEREAS, the City previously approved six change orders, most of which addressed unforeseen environmental and archeological issues on the site, and smaller change orders were awarded to provide an on-site public toilet and revised designs for curbing; and,

WHEREAS, the current total contract amount is \$686,627.00; and,

WHEREAS, the City received the attached correspondence from Starr Whitehouse, dated March 7, 2017, regarding a change order to the contract; and,

WHEREAS, the City Council is being asked to approve a change order to this contract, in the amount of \$9,515.00, for services related to the removal an underground storage tank that was discovered under the sidewalk bordering Jackson Street; and,

WHEREAS, the new total contract amount, including previous change orders, is \$696,142.00, which is a 1.39% increase in the total contract amount.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, that the change order in the amount of \$9,515.00 is approved as delineated above.

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of the referenced proposal 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 with.

Starr Whitehouse
Landscape Architects and Planners PLLC
80 Madison Lane, Suite 1901
New York, NY 10038

---Motion duly seconded by Councilman Cunningham

---Adopted by the following vote: Yeas: 9 Nays: 0

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

---Nays: None.

Environmental Services

17-194

---By Councilman Bhalla

RESOLUTION AWARDING A CONTRACT TO REICON GROUP, LLC IN THE AMOUNT OF \$5,347,338.00 FOR THE PIER A REHABILITATION PROJECT

WHEREAS, the City of Hoboken requires a contractor to perform services related to the Hoboken Pier A Structural Rehabilitation Project; and,

WHEREAS, the City sought bidders for said services by way of Bid No. 16-01, and received the following responses:

COMPANY	BASED BID PLUS ADD ALTERNATE B-1	BASE BID WITH ALTERNATE A-1/A-3 PLUS ADD ALTERNATE B-1
Reicon Group, LLC 1983 Richmond Terrace Staten Island, NY 10302	\$4,395,214.00 (1)	\$5,347,338.00 (1)
Hydro-Marine Construction Co., Inc. 1345 Route 38 West Hainesport, NJ 08036	\$4,889,972.00 (2)	\$8,493,571 (4)
Phoenix Marine Co. 449 Washington Road Sayreville, NJ 08872	\$5,900,950.00 (3)	\$7,005,250.00 (3)
Simpson & Brown 119 North Ave. West Cranford, NJ 07016	\$6,223,423.00 (4)	\$6,542,556.00 (2)

WHEREAS, the Administration recommends awarding a contract to Reicon Group, LLC, the lowest responsive and responsible bidder, in the amount of \$5,347,338.00 for the period of time authorized and necessary for the completion of the actual construction in accordance with 40A:11-15(9).

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, that Reicon Group, LLC is hereby awarded a contract in the not to exceed amount of \$5,347,338.00, for the period of time authorized and necessary for the completion of the project, as follows:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of Bid No. 16-01 and Reicon Group LLC's responsive proposal 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 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.

---Motion duly seconded by Councilman Doyle
---Adopted by the following vote: Yeas: 9 Nays: 0
---Yeas: Council persons Bhalla, Cunningham, DeFusco, Doyle, Fisher, Mello, Ramos, Russo and President Giattino

17-195

---By Councilman Bhalla

RESOLUTION AWARDING A CONTRACT TO CRISDEL GROUP INC. TO PROVIDE LANDSCAPING AND ELECTRICAL CONTRACTING WORK FOR THE 9/11 MEMORIAL PROJECT IN THE AMOUNT OF \$487,000.00

WHEREAS, the City of Hoboken requires the services of a qualified entity to perform landscaping and electrical general contracting work for the 9/11 Memorial Project; and,

WHEREAS, the City sought bidders for said services by way of Bid No. 17-02, and received the following responses:

COMPANY	BID PRICE	Exceptions
Almasi Companies, LLC	\$375,000.00	Yes
Crisdel Group, Inc.	\$487,000.00	No

WHEREAS, in accordance with the attached correspondence from Turner Construction and Almasi Companies LLC, Almasi Companies LLC's bid proposal excluded a lighting fixture scope which was a material element of the bid specifications, and therefore their bid is rejected as it is incomplete and not in conformance with the bid specifications; and,

WHEREAS, the Administration recommends awarding a contract to Crisdel Group, Inc. the lowest, responsive, and responsible bidder, in the amount of \$487,000.00, for the time period authorized and necessary for the completion of the construction project, in accordance with 40A:11-15(9).

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that Crisdel Group, Inc. is awarded a contract for a not to exceed amount of \$487,000.00 for the time period authorized and necessary for the completion of the construction project, in accordance with 40A:11-15(9), for landscaping and electrical contracting work, as follows:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of Bid No. 17-02 and Crisdel Group's responsive proposal 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 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.

---Motion duly seconded by Councilman Doyle

---Adopted by the following vote: Yeas: 9 Nays: 0

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

Finance

17-196

---By Councilwoman Fisher

INTRODUCTION OF THE CY 2017 BUDGET

**Adopted by the following vote: YEAS: 9 – NAYS: 0 ABSENT: 0 PRESENT:
ABSTAIN: 0**

17-197

---By Councilwoman Fisher

RESOLUTION AUTHORIZING TEMPORARY APPROPRIATIONS FOR THE CALENDAR YEAR 2017

WHEREAS, temporary appropriations for calendar year 2017 were previously made pursuant to N.J.S.A. 40A:4-19; and,

WHEREAS, N.J.S.A. 40A:4-19.1 provides for additional temporary appropriations when budget dates have been extended; and,

WHEREAS, the New Jersey Division of Local Government Services has extended the deadline for the adoption of the calendar year 2017 budget; and,

WHEREAS, the Administration recommends that additional temporary appropriations be made in the amount of \$14,988,911.00 for the current fund and \$1,453,746.00 for the parking utility, as further detailed in the attached table.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, by an affirmative vote of the majority of the full membership, that additional temporary appropriations totaling \$14,988,911.00 for the current fund and \$1,453,746.00 for the parking utility be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

---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

17-198

---By Councilwoman Fisher

A RESOLUTION REQUESTING PERMISSION TO ESTABLISH A DEDICATED TRUST BY RIDER FOR ELEVATOR INSPECTION FEES IN ACCORDANCE WITH N.J.S.A. 52:27D-119 ET SEQ.

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and,

WHEREAS, N.J.S.A. 52:27D-119 et seq. provides for the receipt of funds for elevator inspection fees to provide for the operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the elevator inspection fees are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

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

1. The City Council hereby request permission of the Director of the Division of Local Government Services to pay expenditures for elevator inspection fees; and,
2. The Clerk of the City of Hoboken is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

---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

Public Safety

17-199

---By Councilwoman Fisher

RESOLUTION AWARDING TWO CHANGE ORDERS, WHICH TOTAL **\$7,167.07**, TO THE CITY'S CONTRACT WITH ROOF MANAGEMENT FOR THE 801 CLINTON

STREET FIREHOUSE PROJECT, INCREASING THE TOTAL CONTRACT AMOUNT BY 1.94% FOR A NEW TOTAL CONTRACT AMOUNT OF \$97,863.07

WHEREAS, the City Council of the City of Hoboken awarded a contract to Roof Management, Inc. on October 5, 2016 for the roof replacement at the Midtown Firehouse project in the amount of \$96,000.00; and,

WHEREAS, the City received two change order requests as follows:

- **Change Order 1:** For the full removal and replacement of an existing cast iron leader to fix existing leaks along the pipe run that were previously unidentified. The total cost of the replacement is \$4,863.07, with \$3,000.00 charged against the project's allowable contingency, leaving an increased contract amount of \$1,863.07; and,
- **Change Order 2:** For replacement of 128 square feet of rotted wood decking. At the time of the bid, it was not known that the wood was rotting. The total cost of the replacement will be charged against the unit cost allowance of \$3,000.00, leaving \$696.00 remaining in allowance number 1; and,

WHEREAS, the City Council is being asked to award Change Order #1 and Change Order #2, which total \$7,167.07, as described above and detailed in the attached; and,

WHEREAS, the new total contract amount is \$97,863.07, which represents a 1.94% increase in the total contract amount.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, that Change Order #1 and Change Order #2 shall be awarded as delineated above in the total amount of \$7,167.07; and,

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of the referenced proposal 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.

---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

Transportation

17-200

---By Councilman Russo

RESOLUTION AWARDING A ONE YEAR CONTRACT TO PROPARK AMERICA NY, LLC TO PROVIDE PROFESSIONAL OPERATION OF THE OFF-STREET PARKING FACILITIES SERVICES IN THE AMOUNT OF \$585,248.64

WHEREAS, the City of Hoboken requires the services of a qualified entity to professionally operate of the off-street parking facilities owned by the City; and,

WHEREAS, the City sought bidders for said services by way of Bid No. 17-01, and received the following responses:

COMPANY	BID PRICE	EXCEPTIONS
SP Plus Corporation 200 E. Randolph Street Suite 7700 Chicago, IL 60601	\$550,763.20	Yes
Propark America NY, LLC One Union Place Hartford, CT 06103	\$585,248.64	No
LAZ Parking NY/NJ, LLC 333 West 39 th Street, Suite 602 New York, NY 10018	\$694,964.80	Yes

WHEREAS, although SP Plus Corporation was the low bidder, their bid was not responsive because it contained exceptions and therefore is rejected; and,

WHEREAS, although SP Plus Corporation sent a letter after the bid opening offering to withdraw their exceptions, accepting such withdrawal after the bid opening would provide SP Plus Corporation with an unfair advantage; and,

WHEREAS, the Administration recommends awarding a contract to Propark America NY, LLC the lowest, responsive, and responsible bidder, in the amount of \$585,248.64 for a period of one (1) year, with a term to begin on April 1, 2017 and expire April 1, 2018, with four (4) separate one (1) year options to extend, both of which options shall be at the sole discretion of the City, in accordance with the bid specifications.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that Propark America NY, LLC is awarded a contract for a not to exceed amount of \$585,248.64 for a one (1) year term to begin on April 1, 2017 and expire on April 1, 2018, with four (4) separate one (1) year options to extend, both of which options shall be at the sole discretion of the City, in accordance with the bid specifications, for professional operation of the off-street parking facilities services as follows:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of Bid No. 17-01 and Propark America NY, LLC’s responsive proposal 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 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.

---Motion duly seconded by Councilman Doyle

---Adopted by the following vote: Yeas: 9 Nays: 0

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

17-201

---By Councilman Russo

RESOLUTION AWARDING A CONTRACT TO FOGGIA TRINITY LLC IN THE AMOUNT OF \$599,618.65 AS A CONTRACTOR TO PERFORM WORK ON THE INTERSECTION IMPROVEMENTS AT HARRISON STREET/JACKSON STREET AND OBSERVER HIGHWAY PROJECT

WHEREAS, the City of Hoboken requires a contractor to perform services related to the improvements at the Harrison/Jackson Street and Observer Highway project; and,

WHEREAS, the City sought bidders for said services by way of Bid No. 17-03, and received the following responses:

COMPANY	Base Bid	Alternate A	Base Bid w/ Alt. A
Orchard Holdings	\$671,950.60	\$37,350.00	\$709,300.60
JC Construction	\$745,183.30	\$44,650.00	\$789,833.30
Faigon	\$572,834.05	\$36,365.00	\$609,459.05
Foggia Trinity	\$547,328.65	\$52,290.00	\$599,618.65
Zuccaro	\$617,207.00	\$41,420.00	\$658,677.00
Edward H. Cray	\$683,881.90	\$47,845.00	\$731,726.90

WHEREAS, in accordance with the attached recommendation of the project engineer, Petry Traffic LLC, the Administration recommends awarding a contract to Foggia Trinity, the lowest responsive and responsible bidder, in the amount of \$599,618.65 for the period of time authorized and necessary for the completion of the actual construction in accordance with 40A:11-15(9).

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken, that Foggia Trinity is hereby awarded a contract in the not to exceed amount of \$599,618.65, for the period of time authorized and necessary for the completion of the project, as follows:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of Bid No. 17-03 and Foggia Trinity's responsive proposal 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 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.

---Motion duly seconded by Councilman Doyle

---Adopted by the following vote: Yeas: 9 Nays: 0

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

Tax Collector

17-202

---By Councilwoman Fisher

RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS (PAYABLE TO THE INDIVIDUALS LISTED ON THE RESOLUTION FOR THE AMOUNT OF \$1,980.53)

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

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

NOW, THEREFORE, BE IT RESOLVED, that a warrant be drawn on the City Treasury in the total amount of \$1,980.53, made payable to the following:

NAME	BL/LT/UNIT	PROPERTY	QTR/YEAR	AMOUNT
Chase Attn: Refunds Department P.O. Box 961227 Ft. Worth, TX 76161-0227	67/17/C006B	530 Madison St	2/16	\$1,980.53

---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

17-203

---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 \$45,488.53)**

WHEREAS, tax appeals were filed in the State Tax Court regarding the properties listed below; and,

WHEREAS, the Court entered judgments which reduced the assessed values of the properties; and,

WHEREAS, as a result, Sharon Curran, Collector of Revenue for the City of Hoboken, has calculated the refunds to be made in accordance with the judgements.

NOW, THEREFORE, BE IT RESOLVED, that a warrant be drawn on the City Treasury in the total amount of \$45,488.53, made payable to the following:

NAME	BL/LT/ UNIT	PROPERTY	YEAR	AMOUNT
Nashel & Nashel Trust Account 415 Sixtieth Street West New York, NJ 07093	222/4	43-51 Newark St	2014	\$38,327.53
Schneck Law Group, LLC 301 Livingston Avenue, Suite 1 Livingston, NJ 07039	187/11	153 First St	2012	\$3,562.50
Schneck Law Group, LLC 301 Livingston Avenue, Suite 1 Livingston, NJ 07039	187/11	153 First St	2013	\$3,598.50

---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

Clerk

17-204

---By Councilman Doyle

RESOLUTION TO ADOPT THE MINUTES OF THE MEETINGS OF THE CITY
COUNCIL DATED: **REGULAR MEETING OF MARCH 1, 2017**

---Motion duly seconded by Councilwoman Giattino

---Adopted by the following vote: Yeas: 9 Nays: 0

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

ORDINANCES

Introduction and First Reading

17-205

Z-479

---By Councilwoman Giattino

AN ORDINANCE AMENDING ARTICLE I, CHAPTER 46 OF THE HOBOKEN CITY
CODE ENTITLED "LEASE AGREEMENTS" AT § 46-6 TO AUTHORIZE THE MAYOR TO
EXECUTE A LEASE WITH THE HOBOKEN CHARTER SCHOOL

WHEREAS, the Hoboken Charter School is a nonprofit academic institution
*that seeks to develop the academic, artistic, personal and civic growth of all its
members through its commitment to service learning and learner-centered education;*
and,

WHEREAS, the Hoboken Charter School has a need for additional classroom
space for high school students; and,

WHEREAS, the City has space available in the Multiservice Center and
wishes to lease said space to the Hoboken Charter School; and,

WHEREAS, N.J.S.A. 40A:12-14(c), authorizes a municipality to lease real property
to a nonprofit corporation for a public purpose; and,

WHEREAS, pursuant to the criteria enumerated in N.J.S.A. 40A: 12-14(c), the City
agrees to lease space in the Multiservice Center to the Hoboken Charter School under the
following conditions:

1. The consideration for the lease is \$1,683.54 payable each month, as set forth
in the attached Lease Agreement.

2. The name of the lessee is the Hoboken Charter School.

3. The public purpose served by the lessee is the education and development of
children and is authorized under N.J.S.A. 40A:12-15(i), which references the following
public purpose: "Any activity for the promotion of the health, safety, morals and general
welfare of the community of any nonprofit corporation or association." Id.

4. The number of persons benefitting from the public purpose served by the
lessee includes but is not limited to the following: the City of Hoboken, any and all students
at the Hoboken Charter School, and any and all staff at the Hoboken Charter School.

5. The term of this Lease shall be for a twenty-five (25) month term, from June
1, 2017 to June 30, 2019. Upon mutual agreement of the parties, there shall be three (3)
renewal options of one (1) year each.

6. The officer(s)/employee(s) responsible for enforcement of the conditions of the lease are Morton Marks (Business Administrator and Board Secretary) and Deirdra Grode (Executive Director).

7. The lessee will annually submit a report to the Business Administrator of the City of Hoboken, setting out the use to which the leasehold was put during each year, the activities of the lessee undertaken in furtherance of the public purpose for which the leasehold was granted; the approximate value or cost, if any, of such activities in furtherance of such purpose; and an affirmation of the continued tax-exempt status of the nonprofit corporation pursuant to both State and federal law.

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

Section 1: The following additions shall be made to Hoboken City Code Article I § 46-6 to read as follows:

~~§ 46-6 through § 46-9. (Reserved)~~ **Execution of Lease Agreement with the Hoboken Charter School**

The Mayor is hereby authorized to enter into and execute the attached lease agreement (Exhibit A) and same shall become part of the Hoboken Administrative Code for the term of the lease.

Section 2: This Ordinance shall be a part of the Code of the City of Hoboken as though codified and fully set forth therein. The City Clerk shall have this Ordinance codified and incorporated in the official copies of the Code.

Section 3: The City Clerk and the Corporation Counsel are authorized and directed to change any Chapter, Article and/or Section number of the Code of the City of Hoboken in the event that the codification of this Ordinance reveals that there is a conflict between the numbers and the existing Code, and in order to avoid confusion and possible accidental repealers of existing provisions not intended to be repealed.

Section 4: This ordinance shall take effect as provided by law.

Section 5: All ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency, it being the legislative intent that all ordinances or part of ordinances now existing or in effect unless the same being conflict or inconsistent with any provision of this Ordinance shall remain in effect. This Ordinance shall also supersede any inconsistent provisions contained in any resolution or ordinance previously adopted by the Hoboken City Council.

Section 6: The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this

Ordinance, but shall remaining in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 7: This Ordinance shall take effect upon passage and publication as provided by law.

---Motion duly seconded by Councilman Doyle

---Adopted by the following vote: Yeas: 9 Nays: 0

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

17-206

Z-480

---By Councilman Mello

AN ORDINANCE AMENDING THE HOBOKEN CITY CODE §190-3 ENTITLED
“PARKING PROHIBITED AT ALL TIMES” TO AMEND VARIOUS CURBSIDE PARKING
REGULATIONS

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

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

WHEREAS, on November 17, 2009 the Hoboken Zoning Board of Adjustment granted amended preliminary site plan approval, conditional use approval, and variance relief for the construction of a seven story mixed-use building at 1316-1330 Willow Avenue, which was to include 140 residential units, 21,725 square feet of retail space, and a 387 space parking garage; and,

WHEREAS, under the plan originally approved, access for trash pickup and freight vehicles making retail and residential deliveries would be from Willow Avenue; and,

WHEREAS, the Hudson County Engineer’s Office later raised concerns about the traffic patterns required for ingress and egress into the proposed project off of Willow Avenue (Hudson County Road 675); and,

WHEREAS, the Developer later received amended final site plan approval in 2011 from the Hoboken Zoning Board of Adjustment that relocated trash pickup and delivery vehicle access from Willow Avenue between Thirteenth Street and Fourteenth Street to Clinton Street between Thirteenth Street and Fourteenth Street; and;

WHEREAS, on-street parking must be removed on parts of Thirteenth Street between Willow Avenue and Clinton Street and Clinton Street between Thirteenth Street and Fourteenth Street in order to safely accommodate the turning movements of freight

delivery vehicles with 50-foot wheel bases making deliveries to 1316-1330 Willow Avenue; and,

WHEREAS, to mitigate the impact of lost parking spaces on Thirteenth Street and Clinton Street, the Developer has agreed to make 19 parking spaces available to the City on the “P1” (1st) level of the development’s public parking garage between the hours of 11:00pm and 5:00am.

NOW, THEREFORE, the City Council of the City of Hoboken does hereby Ordain as follows (additions noted in underline, ~~deletions noted in strikethrough~~):

SECTION ONE: AMENDMENTS TO HOBOKEN CODE CHAPTER 190

§ 190-3. Parking prohibited at all times.

In accordance with the provisions of this §190-3, no person shall park a vehicle at any time upon the following streets or portions thereof, except for the pickup and drop off of passengers, in accordance with N.J.S.A. 39:-4-139:

Name of Street	Side	Location
<u>Clinton Street</u>	<u>East</u>	<u>Beginning at the northerly curbline of Thirteenth Street and extending to the southerly curbline of Fourteenth Street</u>
<u>Clinton Street</u>	<u>West</u>	<u>Beginning at a point 168 feet north of the northerly curbline of Thirteenth Street and extending to the southerly curbline of Fourteenth Street</u>
<u>Clinton Street</u>	<u>West</u>	<u>Beginning at the northerly curbline of Thirteenth Street and extending 52 feet northerly therefrom</u>
<u>Thirteenth Street</u>	<u>North</u>	<u>Beginning at the westerly curbline of Willow Avenue and extending 90 feet westerly therefrom</u>
<u>Thirteenth Street</u>	<u>North</u>	<u>Beginning at the westerly curbline of Clinton Street and extending 89 feet westerly therefrom</u>
<u>Thirteenth Street</u>	<u>South</u>	<u>Beginning at a point 57 feet west of the westerly curbline of Willow Avenue and extending 10 feet westerly therefrom</u>
<u>Thirteenth Street</u>	<u>South</u>	<u>Beginning at a point 162 feet west of the westerly curbline of Willow Avenue and extending to the easterly curbline</u>

Name of Street Side Location

of Clinton Street

Thirteenth Street South Beginning at the westerly curblin
of Clinton Street and extending 89 feet
westerly therefrom

SECTION TWO: REPEAL OF INCONSISTENT PROVISIONS

All ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only to the extent of such conflict or inconsistency, it being the legislative intent that all such ordinances or part of ordinances now existing or in effect unless the same are in conflict or inconsistent with any provision of this Ordinance shall remain in effect.

SECTION THREE: SEVERABILITY

The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remain in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION FOUR: EFFECTIVE DATE

This Ordinance shall take effect immediately upon passage and publication as provided by law.

SECTION FIVE: CODIFICATION

This ordinance shall be a part of the Code of the City of Hoboken as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Code.

The City Clerk and the Corporation Counsel are authorized and directed to change any Chapter, Article and/or Section number of the Code of the City of Hoboken in the event that the codification of this Ordinance reveals that there is a conflict between the numbers and the existing Code, and in order to avoid confusion and possible accidental repealers of existing provisions not intended to be repealed.

---Motion duly seconded by Councilman Doyle

---Adopted by the following vote: Yeas: 9 Nays: 0

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

NEW BUSINESS

Councilman Cunningham comments on his thoughts for the hotel project, has chaired a lot of council cycles, feel like it has been moving forward, there has been challenges, rightly aligned with the project, the right course of action has been undertaken the last two weeks and expects this to go on in the next council meeting, and abiding by the land use law and encourage my council colleagues for their support and to vote on this at the first meeting in April, we are still waiting on the conditionally designated developer from block 112 and we can move forward on the Western Edge.

Councilman Mello comments that they had a meeting in the SW Committee, both Neumann Leather and the SW Rehabilitation area, that is moving forward, scheduled to have (2) two meetings in a month this will require some time dedication, me and Councilman Russo met with some residents about the Bijou properties, will be reaching out to corporation counsel for some binding resolution/ordinance if any projects go past a dollar threshold, I would like a debriefing, hate to see this if the folks who followed us and can't see an archive and learn from this, think this is important, it's frustrating for residents, it's not a subtle thing and will be reaching out to Corporation Counsel.

Councilwoman Fisher comments that tomorrow night from 6-9PM, this is an important meeting and what potential impact for our broader communities, it has flooding protection, the community advisory group who will be reviewing it and provide us feedback, please come out to this meeting, 2nd we have the first draft of the budget, we will have hearings on Mon, March 27th, Wed. March 29th and Mon., April 3, 2017 and lastly about Affordable Housing, the concept of it has a number of touch points, Councilman Bhalla commented on rent control, we talked about CLT's, one of the initiatives for the affordable housing sub-committees is centralizing all this information in one (1) place, we spoke to Juan Melli and working on the city website.

Councilman Ramos comments about a few things, Barbara Reyes said that the games night has been rescheduled, the teen center, for this Sat., March 18th there will be a soft opening from 5:00-10:00 PM, we talked about fitness, basketball, and other activities, going forward we will have a soft opening this Saturday and hopefully have a little bit of fun, this reverts back to the vote at the Housing Authority, this year's preliminary budget, HUD is looking at a \$6 Million cut and \$1.3 M would fund the doors, and possibly CDBG Funding would be zeroed out, look at the curb extensions at Washington Street, hopefully we can review that and ask Mr. Marks about the Zaklama property, is that going to be destroyed or is it a hazard in this extremely hurtful weather and also neighbors complaining about the homeless folks at the property, as soon as we see that demolished the safer the community.

BA Marks comments that he will look into and send an email to the Governing Body

Councilman DeFusco comments and thanks the men and women who took care of the snowstorm, we need to aim to do better on removing snow such as bike lanes along the waterfront, we need to do better, the conversation, the enforcement of cars parks on intersections, the cars are not being ticketed citywide, we need the Dept. of Transportation to take a look on corners and it is a constant concerns, it creates a safety hazard, Warrington Plaza, been discussing an interim use, the SW committee got some exciting

news, the city will be issuing a shared service agreement to bring a French market, BA Marks do you have an update on this

BA Marks comments that Director Forbes is not here and if I can email you

Councilman DeFusco comments to please email the council, had a walk with Cheryl at the dog parks, the surfacing of the dog parks created too much dust and met with some 1st warders for some new opportunities to make the parks better, and lastly we have a working ordinance for expanding the retail district from 14th to 1st Street and have worked with Councilman Doyle, Councilwoman Fisher and Ann Holtzman, eager to have this in front of the entire body

Councilman Bhalla comments and thanks Police Chief Ferrante and entire Police Department and outside services handling Leprechaun Day, I understand the concern and I'm upset that the community doesn't get anything out of it and appreciate your hard work and also thank the City Employees and the Police Dept. for the snow removal and we have come a long way, I echo Councilman DeFusco about the snow at the cross walks and I know that there might be new legislation for property owners not being able to pay their fines or have the property owners to pay up front the costs.

Councilman Russo comments on the snow removal, our streets were clean but the sidewalks are the problem here, where is the legal standing for us to shovel the gutter in the street or the crosswalk and the street, that's where the disconnect, the property owners are shoveling the sidewalks, but now you want me to shovel the crosswalk and gutter, what's the legal standing for them to do it and I would like to understand this and would like to speak about this publicly so everyone can understand this and regarding the Mayor's Memo I do agree with the Mayor, it's an excellent idea for the property owners to be responsible and have higher minimum fines for repeated offenders neglecting their property and bill the owners directly from the work, still being asked to sign up on the list for affordable housing, asking the administration to send out the press release, post it on Facebook, nixle and on the website, kudos to the Hoboken Police Dept. for Leprechaun Day

Corporation Counsel comments that they will look into it in our ordinances

Councilman Doyle comments as we head toward the election year, I have cleaned up two (2) corners at an intersection and next week the zoning master plan and finish up the Washington Business District and also have a draft for the licensing issue, it looks good, I'm hearing that the build out analysis is done and hopefully see this at the next meeting and echo Councilwoman Fisher regarding tomorrow night's meeting, this report is federally funded project, it's an important process to pick which alternative we're going to go with, and lastly we heard of the disturbing with the decision with the Bayonne Community Center Mosque and praise our Mayor to welcome the Muslim community and I like to think we're a better community here

Council President comments that Karen Nasen may have confused with me calling her psycho, I had gotten a text from the videographer and he looked into it and she said signed up.

**At 10:01 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 10:01 PM

PRESIDENT OF THE COUNCIL

CITY CLERK