

1st reading
3-16-16 ①

Introduced by: GF
Seconded by: [Signature]

CITY OF HOBOKEN

2-407

CALENDAR YEAR 2016

**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 0.0% unless authorized by ordinance to increase it to 3.5% over the previous years 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 2016 budget by up to 3.5% over the previous years final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the City Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$3,079,804.49 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 2016 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 \$3,079,804.49, and that the CY 2016 municipal budget for the City of Hoboken be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any 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; 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.

Date of Introduction: March 16, 2016

Introduction:

Councilperson	Yea	Nay	Abstain/Present	Absent
Ravinder Bhalla	✓			
Peter Cunningham	✓			
Michael Defusco				✓
James Doyle	✓			
Tiffanie Fisher	✓			
David Mello				✓
Ruben Ramos, Jr.	✓			
Michael Russo	✓			
President Jennifer Giattino	✓			

Final Reading:

Councilperson	Yea	Nay	Abstain/Present	Absent
Ravinder Bhalla				
Peter Cunningham				
Michael Defusco				
James Doyle				
Tiffanie Fisher				
David Mello				
Ruben Ramos, Jr.				
Michael Russo				
President Jennifer Giattino				

Approved as to Legal Form:

 , Corporation Counsel

Adopted by the Hoboken City Council
 By a Vote of ____ Yeas to ____ Nays
 On the ____ day of _____, 2016

 James Farina, City Clerk

Vetoed by the Mayor for the following reasons: _____

-or-

Approved by the Mayor
 On the ____ day of _____, 2016

 Dawn Zimmer, Mayor

1st reading (2)
3-16-16

Introduced by: P. C. King
Seconded by: Ruben J. Roman

City of Hoboken
Ordinance No 7-408

AN ORDINANCE TO REVOKE HOBOKEN CITY CODE SECTION 115-10 ENTITLED DEMOLITION OF BUILDINGS

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

Section 1: The following amendments shall be made to Hoboken Code Sections 115-10 (additions notated in underline and deletions notated in ~~strikethrough~~):

§ 115-10 Demolition of buildings.

A. ~~It shall be the duty of any person engaged in the demolition of any building, structure, commercial space or apartment in the City of Hoboken, public, private, commercial or otherwise, to first secure written permission from the Health Officer or authorized agent before the commencement of such demolition.~~

B. ~~No person or agency shall issue any permit for the purposes of demolition unless written prior approval is issued by the Health Officer or authorized agent.~~

C. ~~The Health Officer is authorized to promulgate rules and orders as may be necessary to ensure that a public health nuisance does not occur.~~

D. ~~The Health Officer may cause an order stopping the demolition of any building, structure, commercial space or apartment if, in his judgment, a public health nuisance is occurring or may occur.~~

E. ~~Inspection of demolition sites.~~

(1) ~~The Health Officer or authorized agent shall be permitted to examine and inspect any building, structure, commercial space or apartment as often as it deems necessary, before, during or after demolition occurs to ensure that any demolition complies with this section and permits which have been issued.~~

(2) ~~No person shall obstruct or hinder or cause to obstruct or hinder the Health Officer or his authorized agent from examining and inspecting all areas and adjacent areas of demolition sites.~~

F. ~~Violations and penalties.~~

(1) ~~Any person violating any provision of this section shall, upon conviction thereof before the municipal court, be subject to a fine not less than \$50 and not exceeding \$1,000 or to imprisonment for a period not exceeding 90 days or both.~~

~~(2) Each day that a violation occurs is a separate and distinct offense.~~

Section 2: This ordinance shall be part of the General Code of the City of Hoboken as though codified and fully set forth therein.

Section 3: The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. All ordinance and parts of ordinances inconsistent herewith are hereby repealed.

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

Date of Introduction: March 16, 2016

Introduction:

Councilperson	Yea	Nay	Abstain/Present	Absent
Ravinder Bhalla	/			
Peter Cunningham	/			
Michael Defusco				✓
James Doyle	/			
Tiffanie Fisher	/			
David Mello				✓
Ruben Ramos, Jr.	/			
Michael Russo	/			
President Jennifer Giattino	/			

Final Reading:

Councilperson	Yea	Nay	Abstain/Present	Absent
Ravinder Bhalla				
Peter Cunningham				
Michael Defusco				
James Doyle				
Tiffanie Fisher				
David Mello				
Ruben Ramos, Jr.				
Michael Russo				
President Jennifer Giattino				

Approved as to Legal Form:

, Corporation Counsel

Adopted by the Hoboken City Council
By a Vote of ____ Yeas to ____ Nays
On the ____ day of ____, 2016

James Farina, City Clerk

Vetoed by the Mayor for the following reasons: _____

-or-

Approved by the Mayor
On the ____ day of ____, 2016

Dawn Zimmer, Mayor

1st reading
3-16-16 (3)

INTRODUCED BY:

Peter H. Quigley

SECONDED BY:

Nathan J. Roman

City of Hoboken

Ordinance No 2-409

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

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

Section 1: The following amendments shall be made to Hoboken Code Sections 179A-18 (additions notated in underline and deletions notated in ~~strikethrough~~):

Section 179A-18: Taxicab Equipment and Maintenance ; Inspection and Inspection Licenses

A. These rules and regulations shall be promulgated to ensure the provision of safe transportation and shall specify such safety equipment and regulatory devices as the Director deems necessary.

B. When a vehicle has met the standards established by the Division of Taxi and Limousine Licensing, the Division of Taxi and Limousine Licensing shall issue an inspection license to that effect. The inspection license shall be conspicuously displayed in each taxicab as to be readily seen by the passenger.

C. Every vehicle operating under this chapter shall be kept in a clean and sanitary condition according to the rules and regulations promulgated by the Division of Taxi and Limousine Licensing, including but not limited to:

- (1) The exterior of every vehicle operating under this chapter shall be kept in safe and clean conditions.
- (2) Every vehicle operating under this chapter shall be free from dents, missing parts and other exterior damage or wear which creates an unsightly appearance.
- (3) Every vehicle operating under this chapter shall have interior and upholstery which is kept safe and clean and free from broken, missing or worn parts.
- (4) Every taxicab shall be equipped with interior light of sufficient candlepower to illuminate its interior after sundown. In no case shall the bulb be less than six candlepower.
- (5) Taxicabs shall be equipped with roof lights which shall be in operation whenever the taxicabs are in operation. The roof lights shall be lighted when the taxicabs are vacant and extinguished when occupied. Roof lights shall have a dark background so as to be distinguished in the daylight hours.
- (6) Vehicles used as taxicabs need not be new, but they shall be required to pass inspection by the New Jersey State Motor Vehicle Commission and shall also be required to pass an annual inspection by the Division of Taxi and Limousine Licensing.
- (7) Replacement vehicles used as taxicabs shall be of a four-door model.
- (8) Taxicab vehicle age requirements.

(a) Any taxicab vehicles licensed by the City of Hoboken at the time of adoption of this amendment, and any vehicle which is handicapped-accessible regardless of when first licensed by the City of Hoboken, shall be no greater than ~~10~~ eleven (11) model years old.

(b) Any taxicab vehicle not licensed by the City of Hoboken at the time of adoption of this amendment, except handicapped vehicles which are subject to Subsection **C(8)(a)** regardless of when first licensed by the City of Hoboken, may be up to ~~eight~~ nine (9) model years old if hybrid/green. The City shall not license any nonhybrid/nongreen taxicab vehicles never before licensed by the City.

(c) Any taxicab vehicle operated in the City of Hoboken which is six model years old or greater shall be inspected annually at the time of license renewal and may be inspected by order of the Director upon any written complaint regarding the maintenance of the vehicle, both of which inspections shall be conducted by and at the cost of the City of Hoboken.

[1] In any event when a taxicab vehicle fails the initial inspection, the license owner shall be entitled to a thirty-day opportunity to cure, during which period the vehicle may continue to be operated under the City of Hoboken license; except that, in cases where the inspector determines in writing that the reason(s) for failure create(s) a substantial risk to the public health and safety, the vehicle may not be operated under the City of Hoboken license until/unless the health and safety issue is cured.

[2] At the expiration of the cure period, or at any time during the cure period upon written request of the license owner, the vehicle shall be reinspected by the City of Hoboken at the sole cost and expense of the license owner.

[a] If the license owner fails to provide the vehicle for reinspection at the expiration of the cure period, or by the close of City business the next business day following the expiration of the cure period when such day falls on a weekend or holiday, the license shall be automatically revoked and the vehicle shall be listed as a vehicle not approved for use under any City of Hoboken license in the future. Under such circumstances, all City of Hoboken insignia shall be returned to the City of Hoboken within 48 hours of the expiration of the cure period, or the license owner shall be charged a penalty of \$100 per violation, with each day constituting a new and separate violation.

[b] If the vehicle is reinspected within the cure period and the vehicle fails reinspection, the license shall be revoked, subject to a hearing as provided for in this chapter, and the vehicle shall be listed as a vehicle not approved for use under any City of Hoboken license in the future. Under such circumstances, all City of Hoboken insignia shall be returned to the City of Hoboken within 48 hours of the expiration of the cure period, or the license owner shall be charged a penalty of \$100 per violation, with each day constituting a new and separate violation.

[c] If the vehicle is reinspected within the cure period and the vehicle passes reinspection, the license shall remain in good standing, subject to compliance with all other rules and regulations, and the vehicle shall remain in good standing to be used under any City of Hoboken license, subject to compliance with all other rules and regulations.

Section 180A-15: Vehicle Equipment and Maintenance

A. No license shall be issued until said limousine has been thoroughly inspected, pursuant to state and local inspection requirements, and found to be in a safe condition for the transportation of passengers and of good appearance.

B. Every vehicle operating under this chapter shall be periodically inspected, at such intervals as the Division of Taxi and Limousine Licensing may direct, to ensure the continued maintenance of safe operating conditions.

C. Every vehicle operating under this chapter shall be kept in a clean and sanitary condition in accordance with the rules and regulations promulgated by the Division of Taxi and Limousine Licensing.

D. Any vehicle on the streets of the City of Hoboken in violation of this section may be removed from the streets by the Hoboken Police Department. If the vehicle is not returned to service in accordance with the provisions of this section within 90 days, the Division of Taxi and Limousine Licensing may suspend or, after a hearing, revoke the limousine license.

E. Color scheme of limousine. A limousine may be of any color other than one that will represent a taxi/hack (yellow).

F. Vehicles used as a limousine shall be of a four-door model and shall not be more than ~~six~~ seven (7) years old. Thereafter, said vehicle must be replaced.

G. Upon written request, the Division of Taxi and Limousine Licensing may permit a vehicle smaller than a four-door model or more than six years old to be licensed. Such a request shall only be granted where the vehicle is a classic, antique, vintage or otherwise unusual and rare automobile. Furthermore, such requests shall only be granted where the vehicle in question is capable of safely performing the tasks for which it is licensed.

Section 2: This ordinance shall be part of the General Code of the City of Hoboken as though codified and fully set forth therein.

Section 3: The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. All ordinance and parts of ordinances inconsistent herewith are hereby repealed.

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

Date of Introduction: March 16, 2016

Introduction:

Councilperson	Yea	Nay	Abstain/Present	Absent
Ravinder Bhalla	/			
Peter Cunningham	/			
Michael Defusco	.			/
James Doyle	/			
Tiffanie Fisher	/			
David Mello				/
Ruben Ramos, Jr.	/			
Michael Russo	/			
President Jennifer Giattino	/			

Final Reading:

Councilperson	Yea	Nay	Abstain/Present	Absent
Ravinder Bhalla				
Peter Cunningham				
Michael Defusco				
James Doyle				
Tiffanie Fisher				
David Mello				
Ruben Ramos, Jr.				
Michael Russo				
President Jennifer Giattino				

Approved as to Legal Form:

, Corporation Counsel

Adopted by the Hoboken City Council
By a Vote of ____ Yeas to ____ Nays
On the ____ day of _____, 2016

James Farina, City Clerk

Vetoed by the Mayor for the following reasons: _____

-or-

Approved by the Mayor
On the ____ day of _____, 2016

Dawn Zimmer, Mayor

3-16-16
1st reading (4)

INTRODUCED BY: Peter Cunningham
SECONDED BY: Ruben J Ramos

City of Hoboken
Ordinance No 2-915

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

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

Section 1: The following additions shall be made to Hoboken Code Sections 192-4:

Section 192-4 is hereby amended to add the following restricted handicapped parking spaces:

Benjamin Malinsky (for Molly Malinsky) 154 Newark Street: north side of Newark Street, beginning at a point of 66 feet west of the westerly curbline of Bloomfield Street and extending 22 feet westerly therefrom.

Section 2: This ordinance shall be part of the General Code of the City of Hoboken as though codified and fully set forth therein.

Section 3: The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

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

Date of Introduction: March 16, 2016

Introduction:

Councilperson	Yea	Nay	Abstain/Present	Absent
Ravinder Bhalla	/			
Peter Cunningham	/			
Michael Defusco				/
James Doyle	/			
Tiffanie Fisher	/			
David Mello				/
Ruben Ramos, Jr.	/			
Michael Russo	/			
President Jennifer Giattino	/			

Final Reading:

Councilperson	Yea	Nay	Abstain/Present	Absent
Ravinder Bhalla				
Peter Cunningham				
Michael Defusco				
James Doyle				
Tiffanie Fisher				
David Mello				
Ruben Ramos, Jr.				
Michael Russo				
President Jennifer Giattino				

Approved as to Legal Form:

, Corporation Counsel

Adopted by the Hoboken City Council
By a Vote of ____ Yeas to ____ Nays
On the ____ day of _____, 2016

James Farina, City Clerk

Vetoed by the Mayor for the following
reasons: _____

-or-

Approved by the Mayor
On the ____ day of _____, 2016

Dawn Zimmer, Mayor

1st reading
3-2-16 (3)

Sponsored by: David M. New
Seconded by: [Signature]

CITY OF HOBOKEN
ORDINANCE NO. 2-404

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

WHEREAS, the City of Hoboken utilizes Special Law Enforcement Officers in accordance with Hoboken Code Section 59A-48; and,

WHEREAS, the costs associated with training, clothing, and equipping SLEO's is an additional burden on the Department of Public Safety which is not offset in those cases where the SLEO's terminate their employment in the first two years after appointment, and the City's expenditure should be reimbursable in those instances where the SLEO does not give the City the benefit of continued employment beyond the training period.

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

SECTION ONE (additions noted in underline, deletions noted in ~~strikethrough~~):

§ 59A-49 Compensation; hours of duty; uniform.

A. Class I Special Law Enforcement Officers, if any, shall be compensated ~~at a minimum rate of \$12.50 an hour and a maximum rate of \$15 an hour and shall not receive any benefits.~~ In accordance with the then current salary ordinance.

B. Class II Special Law Enforcement Officers, if any, shall be compensated ~~at a minimum rate of \$15 \$20 an hour and a maximum rate of \$18 \$25 an hour and shall not receive any benefits.~~ In accordance with the then current salary ordinance.

C. Special law enforcement officers shall work part-time and shall not exceed ~~20~~ 24 hours per week except during periods of emergency and will be assigned at the direction of the Chief of Police.

D. The special law enforcement officer shall wear the appropriate uniform of the day as directed by the Chief of Police, which shall include: hat, badge, name tag, Hoboken Police Division uniform patch and insignia issued by the Police Training Commission which clearly indicates the officer's status as a Class I or Class II Special Law Enforcement Officer.

E. Each special law enforcement officer accepts the following obligations as a condition of their acceptance of appointment to the position:

1. Each special law enforcement officer shall be responsible for any and all costs of all their Class II training as well as the costs of any uniform(s) and or equipment fee(s) associated with their Class II position in any of the following instances, which shall be reimbursed from any outstanding payroll funds of the special law enforcement officer, and thereafter by complaint to the courts requesting reimbursement by garnishment of future wages:

a. In any case where a special law enforcement officer terminates their employment with the City of Hoboken before the termination of their initial appointment period; or,

b. If the special law enforcement officer is reappointed after the initial term and thereafter terminates their employment with the City less than two years from the date of their initial

appointment.

SECTION TWO: REPEAL OF INCONSISTENT PROVISIONS

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

SECTION THREE: SEVERABILITY

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

SECTION FOUR: EFFECTIVE DATE

This Ordinance shall take effect immediately upon passage and publication as provided by law, and shall be implemented with the first group of SLEO2 candidates that are sponsored to the police academy by the City of Hoboken, after adoption of this ordinance.

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.

First Reading: March 2, 2016

Councilperson	Yea	Nay	Abstain/Present	Absent
Ravinder Bhalla	✓			
Peter Cunningham	✓			
Michael Defusco	✓			
James Doyle	✓			
Tiffanie Fisher	✓			
David Mello	✓			
Ruben Ramos Jr.		✓		
Michael Russo	✓			
President Jenn Giattino	✓			

Final Reading:

Councilperson	Yea	Nay	Abstain/Present	Absent
Ravinder Bhalla				
Peter Cunningham				
Michael Defusco				
James Doyle				
Tiffanie Fisher				
David Mello				

Ruben Ramos Jr.				
Michael Russo				
President Jenn Giattino				

Approved as to Legal Form:

 , Corporation Counsel

Adopted by the Hoboken City Council
 By a Vote of ____ Yeas to ____ Nays
 On the ____ day of _____, 2016

 James Farina, City Clerk

Vetoed by the Mayor for the following reasons: _____

-or-

Approved by the Mayor
 On the ____ day of _____, 2016

 Dawn Zimmer, Mayor

1st reading
3/2/16
④

Introduced by: _____
Seconded by: David J. New

CITY OF HOBOKEN, NEW JERSEY

ORDINANCE NO. 2-405

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

BE IT ORDAINED by the City Council of the City of Hoboken, County of Hudson, New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

Section 1. The purposes described in Section 7 hereof are hereby authorized as general improvements to be made or acquired by the City of Hoboken, County of Hudson, New Jersey ("City").

Section 2. It is hereby found, determined and declared as follows:

- (a) the estimated amount to be raised by the City from all sources for the purposes stated in Section 7 hereof is \$800,000;
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$665,000;
- (c) an appropriation in the amount of \$100,000 for the purposes stated in Section 7 hereof is hereby appropriated from the City's HAZMAT Account; and
- (d) a down payment in the amount of \$35,000 for the purposes stated in Section 7 hereof is currently available in the City's Capital Improvement Fund in accordance with the requirements of Section 11 of the Local Bond Law, *N.J.S.A. 40A:2-11*.

Section 3. The sum of \$665,000, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$35,000, which amount represents the required down

payment, and the sum of \$100,000 available in the City's HAZMAT Account, is hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").

Section 4. The issuance of negotiable bonds of the City in an amount not to exceed \$665,000 to finance the costs of the purposes described in Section 7 hereof is hereby authorized. Said bonds shall be sold in accordance with the requirements of the Local Bond Law.

Section 5. In order to temporarily finance the purposes described in Section 7 hereof, the issuance of bond anticipation notes of the City in an amount not to exceed \$665,000 is hereby authorized. Pursuant to the Local Bond Law, the Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver the same to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their date to delivery thereof. The Chief Financial Officer is hereby directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this Bond Ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 6. The amount of the proceeds of the obligations authorized by this Bond Ordinance which may be used for the payment of interest on such obligations, accounting, engineering, legal fees and other items as provided in Section 20 of the Local Bond Law, *N.J.S.A.* 40A:2-20, shall not exceed the sum of \$100,000.

Section 7. The improvement hereby authorized and the purposes for which said obligations are to be issued; the estimated cost of said purposes; the amount of down payment for said purposes; the maximum amount obligations to be issued for said purposes and the period of usefulness of said purposes within the limitations of the Local Bond Law are as follows:

	<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Grants/ Other Funds</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A.	Acquisition of Equipment for the Fire Department including, but not limited to, a Fire Rescue Pumper and a 1500 GPM Attack Pumper, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$800,000	\$35,000	\$100,000	\$665,000	10 years

Section 8. Grants or other monies received from any governmental entity, if any, will be applied to the payment of, or repayment of obligations issued to finance, the costs of the purposes described in Section 7 above.

Section 9. The supplemental debt statement provided for in Section 10 of the Local Bond Law, *N.J.S.A.* 40A:2-10, was duly filed in the office of the Clerk prior to the passage of this Bond Ordinance on first reading and a complete executed duplicate original thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The supplemental debt statement shows that the gross debt of the City, as defined in Section 43 of the Local Bond Law, *N.J.S.A.* 40A:2-43, is increased by this Bond Ordinance by \$665,000 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. The full faith and credit of the City are irrevocably pledged to the punctual payment of the principal of and interest on the bonds or bond anticipation notes authorized by this Bond Ordinance, and to the extent payment is not otherwise provided, the City shall levy *ad valorem* taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

Section 11. The applicable Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended applicable Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and available for inspection.

Section 12. The City hereby declares its intent to reimburse itself from the proceeds of the bonds or bond anticipation notes authorized by this Bond Ordinance pursuant to Income Tax Regulation Section 1.150-2(e), promulgated under the Internal Revenue Code of 1986, as amended ("Code"), for "original expenditures", as defined in Income Tax Regulation Section 1.150-2(c)(2), made by the City prior to the issuance of such bonds or bond anticipation notes.

Section 13. The City hereby covenants as follows:

(a) it shall take all actions necessary to ensure that the interest paid on the bonds or bond anticipation notes authorized by the Bond Ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Code;

(b) it will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;

(c) it shall calculate or cause to be calculated and pay, when due, the rebatable arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code) of the bonds or bond anticipation notes;

(d) it shall timely file with the Ogden, Utah Service Center of the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and

(e) it shall take no action that would cause the bonds or bond anticipation notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

Section 14. The improvements authorized hereby are not current expenses and are improvements that the City may lawfully make. No part of the cost of the improvements authorized hereby has been or shall be specially assessed on any property specially benefited thereby.

Section 15. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 16. In accordance with the Local Bond Law, this Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

First Reading: March 2, 2016

Councilperson	Yea	Nay	Abstain/Present	Absent
Ravinder Bhalla	/			
Peter Cunningham	/			
Michael Defusco	/			
James Doyle	/			
Tiffanie Fisher	/			
David Mello	/			
Ruben Ramos Jr.	/			
Michael Russo	/			
President Giattino	/			

Final Reading: March 16, 2016

Councilperson	Yea	Nay	Abstain/Present	Absent
Ravinder Bhalla				
Peter Cunningham				
Michael Defusco				
James Doyle				
Tiffanie Fisher				
David Mello				
Ruben Ramos Jr.				
Michael Russo				
President Giattino				

Approved as to Legal Form:

_____, Corporation Counsel

Adopted by the Hoboken City Council
 By a Vote of ___ Yeas to ___ Nays
 On the ___ day of ____, 2016

 James Farina, City Clerk

Vetoed by the Mayor for the following reasons: _____

-or-

Approved by the Mayor
 On the ___ day of ____, 2016

 Dawn Zimmer, Mayor

Notice of Pending Bond Ordinance and Summary

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the City Council of the City of Hoboken, in the County of Hudson, State of New Jersey, on March 2, 2016. It will be further considered for final passage, after public hearing thereon, at a meeting of the City Council to be held at City Hall, 94 Washington Street, Hoboken, New Jersey on _____, 2016 at _____ o'clock __M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the City Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: **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**

	<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Grants/ Other Funds</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A.	Acquisition of Equipment for the Fire Department including, but not limited to, a Fire Rescue Pumper and a 1500 GPM Attack Pumper, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$800,000	\$35,000	\$100,000	\$665,000	10 years

Appropriation:	\$800,000
Bonds/Notes Authorized:	\$665,000
Grants/Other Funds Appropriated:	\$100,000
Section 20 Costs:	\$100,000
Useful Life:	10.00 years

JAMES J. FARINA, RMC, City Clerk

This Notice is published pursuant to *N.J.S.A.* 40A:2-17.

Bond Ordinance Statements and Summary

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the City Council of the City of Hoboken, in the County of Hudson, State of New Jersey on _____, 2016 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the City Clerk's office in the Municipal Building, 94 Washington Street, Hoboken, New Jersey, for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: **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**

	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Grants/ Other Funds</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A. Acquisition of Equipment for the Fire Department including, but not limited to, a Fire Rescue Pumper and a 1500 GPM Attack Pumper, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$800,000	\$35,000	\$100,000	\$665,000	10 years

Appropriation:	\$800,000
Bonds/Notes Authorized:	\$665,000
Grants/Other Funds Appropriated:	\$100,000
Section 20 Costs:	\$100,000
Useful Life:	10.00 years

JAMES J. FARINA, RMC, City Clerk

This Notice is published pursuant to *N.J.S.A.* 40A:2-17.

1st reading (5)

3-2-16

Sponsored by:

[Signature]

Seconded by:

[Signature]

City of Hoboken
Ordinance No 7-406

AN ORDINANCE TO AMEND HOBOKEN CITY CODE SECTION 93-2 AND 93-3 REGARDING THE LICENSING OF DOGS

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

Section 1: The following amendments shall be made to Hoboken Code Sections 93-2 and 93-3 (additions notated in underline and deletions notated in ~~strikethrough~~):

§ 93-2 Licensing requirements.

A. It shall be a violation of this chapter for any person who:

- (1) Owns, keeps or harbors any dog of licensing age within the City; and
- (2) Fails to obtain, in the first instance for each registered dog annually and thereafter for three year periods for each registered dog, in the month of May ~~January~~, a licensing tag for each dog so owned, kept or harbored; and
- (3) Fails to securely place upon such dog a dog collar or harness with said licensing tag affixed thereto.

B. It shall be a violation of this chapter for the owner of any newly acquired dog of licensing age, or any dog which attains licensing age, to not make application for a licensing tag for such dog within 10 days after such dog becomes of licensing age.

C. Guide dogs shall be licensed and registered in accordance with this chapter; however, they shall not be subject to the fee provisions of § 93-3.

§ 93-3 License fees.

A. Any person applying for the licensing tag pursuant to § 93-2, shall pay a fee of:

- (1) For each dog that is not spayed or neutered: ~~\$15~~ \$14 for an annual license, and ~~\$42~~ \$32 for a three year license.
- (2) For each dog that is spayed or neutered: ~~\$18~~ \$10 for an annual license, and ~~\$30~~ \$20 for a three year license.

B. All licenses, licensing tags, and renewals shall expire on the last day of May ~~January~~ in each year.

C. The City shall assess a late fee of \$10 for each dog license renewal application filed after the license has expired.

Section 2: This ordinance shall be part of the General Code of the City of Hoboken as though codified and fully set forth therein.

Section 3: The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. All ordinance and parts of ordinances inconsistent herewith are hereby repealed.

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

Date of Introduction: March 2, 2016

Introduction:

Councilperson	Yea	Nay	Abstain/Present	Absent
Ravinder Bhalla	/			
Peter Cunningham	/			
Michael Defusco	/			
James Doyle	/			
Tiffanie Fisher	/			
David Mello	/			
Ruben Ramos, Jr.	/			
Michael Russo	/			
President Jennifer Giattino	/			

Final Reading:

Councilperson	Yea	Nay	Abstain/Present	Absent
Ravinder Bhalla				
Peter Cunningham				
Michael Defusco				
James Doyle				
Tiffanie Fisher				
David Mello				
Ruben Ramos, Jr.				
Michael Russo				
President Jennifer Giattino				

Approved as to Legal Form:

_____, Corporation Counsel

Adopted by the Hoboken City Council
 By a Vote of ___ Yeas to ___ Nays
 On the ___ day of ____, 2016

Vetoed by the Mayor for the following reasons: _____

-or-

Approved by the Mayor
 On the ___ day of ____, 2016

James Farina, City Clerk

Dawn Zimmer, Mayor