SPECIAL MEETING OF July 22, 2020

STARTING AT 4:00 PM

Please note: The Hoboken City Council may consider additional Resolutions, Ordinances or any other matter brought before the Hoboken City Council until July 22, 2020 and throughout the meeting, subject to compliance with the Open Public Meetings Act (OPMA) and the council rules of procedure.

RESOLUTIONS

City Clerk

CL1.   RESOLUTION TO OVERRIDE THE MAYOR'S VETO OF ORDINANCE (B-278) "ORDINANCE UPDATING CHAPTER 141: MUNICIPAL PARKING GARAGE RATES FOR RESIDENTS TO ADD A SECTION PERMITTING BICYCLE PARKING"

ORDINANCES

Second and Final Reading

1.   ORDINANCE AMENDING CHAPTER 190 VEHICLES AND TRAFFIC TO AMEND PARKING REGULATIONS AND TRAFFIC CIRCULATION ON SINATRA DRIVE BETWEEN NEWARK STREET AND 4TH STREET

PUBLIC PORTION

Instructions for Virtual City Council Meeting

Please be advised that due to the current State of Emergency due to the COVID-19 outbreak, and in accordance with guidelines issued by the State of New Jersey for public meetings during this time, Wed., July 22, 2020 Special City Council meeting at 4:00 PM will be held virtually and will be available to the public via the following platforms:

• Online through the Meeting Portal, available at the following

link: http://hobokennj.iqm2.com/citizens/default.aspx

- Streamed on Facebook Live: https://www.facebook.com/pg/Hoboken/videos/

- As a Zoom meeting (see instructions below)

<https://us02web.zoom.us/j/87267585503?pwd=bElpQ2cvaDd1SjM2RjUwUW1NRU1tdz09>

If you would like to make a comment or statement, testify, or pose a question during the meeting, lease click zoom link at the following:

- Use our zoom meeting link:

Additionally, you may comment during the meeting using the Zoom "chat" function (see

below for further instructions for utilizing Zoom).

*Please limit all statements to a maximum of 5 minutes.

* Thank you for your patience and understanding.

☐

https://us02web.zoom.us/j/87267585503?pwd=bElpQ2cvaDd1SjM2RjUwUW1NRU1tdz09

You may also use a direct phone line to connect to the Zoom meeting with the following information:

☐

Phone Number: 646-876-9923

☐

Meeting ID: 872 6758 5503

☐

Password: 82576

Please follow these steps to join Zoom by desktop or app:

1. Click on the link above to enter the meeting.

2. If for some reason you are having trouble with the link, go to zoom.us and on the top

a. Once prompted, enter the meeting using the ID number: 872 6758 5503

b. Select button "**Join Meeting**."

c. You may be prompted to enter your name.

d. In the bottom left corner, please make sure to click the microphone button so as to

right corner, click "Join a Meeting"

Mute your device (when on mute, a diagonal line will appear through the microphone icon).

e. If you would like to speak, you will be asked through the "CHAT" function in the bottom center of the screen which topic you would like to speak on. There are two options: (a) Second Reading Ordinances; and (b) Public Portion (for all other comments). The latter should be selected to speak on Resolutions. Please be specific to identify the ordinance or resolution on which you will be speaking.

f. You will be placed in the waiting room until it is your time to speak. You will be instructed when it is your opportunity to speak.

g. While speaking, in order to view all speakers, select the option for "Gallery View" in the top right corner from the menu.

SPONSORED BY:
SECONDED BY:

CITY OF HOBOKEN
RESOLUTION NO.:

RESOLUTION TO OVERRIDE THE MAYOR'S VETO OF ORDINANCE (B-278) "ORDINANCE UPDATING CHAPTER 141: MUNICIPAL PARKING GARAGE RATES FOR RESIDENTS TO ADD A SECTION PERMITTING BICYCLE PARKING"

WHEREAS, on June 17, 2020 the City Council of the City of Hoboken introduced Ordinance B-278, entitled ""ORDINANCE UPDATING CHAPTER 141: MUNICIPAL PARKING GARAGE RATES FOR RESIDENTS TO ADD A SECTION PERMITTING BICYCLE PARKING" ;" and,

WHEREAS, upon introduction, said Ordinance was properly published in its entirety and a public hearing was conducted on July 8, 2020 after which Ordinance B- 278 was adopted by the City Council by a vote of 7 yeas, 2 nays; and,

WHEREAS, Ordinance B-278 was then sent to the Mayor for his consideration; and,

WHEREAS, on Friday, July 17, 2020, Mayor Ravi S. Bhalla issued a veto of Ordinance B-278 and issued a veto statement setting forth his objections thereto; and,

WHEREAS, pursuant to N.J.S.A. 40:69A-41, the City Council may reconsider the vetoed Ordinance on or after the third day following its return by the Mayor, providing a vote of two-thirds of the members resolve to override the Mayor's veto; and,.

NOW, THEREFORE, be it resolved by the City Council of the City of Hoboken (at least two-thirds of the members concurring) that the City Council has reconsidered Ordinance B-278 and confirms the passage of said Ordinance, hereby overriding the Mayor's veto.

BE IT FURTHER RESOLVED that the City Clerk and all other applicable City officials shall take all necessary action to ensure that the intent and purposes of Ordinance B-278 are effectuated to their full extent; and,

Meeting Date: July 22, 2020

APPROVED: **APPROVED AS TO FORM:**

JASON FREEMAN   **BRIAN ALOIA, ESQ.**
DIRECTOR OF OPERATIONS   **CORPORATION COUNSEL**

✓ Vote Record - CC - Resolution			Yes/Aye	No/Nay	Abstain/Alternate	Absent
☐ Adopted ☐ Denied ☐ Carried	Phil Cohen		☐	☐	☐	☐
	Mike DeFusco		☐	☐	☐	☐
	James Doyle		☐	☐	☐	☐
	Vanessa Falco		☐	☐	☐	☐
	Tiffanie Fisher		☐	☐	☐	☐
	Emily Jabbour		☐	☐	☐	☐
	Ruben Ramos		☐	☐	☐	☐
	Michael Russo		☐	☐	☐	☐
	Jennifer Giattino		☐	☐	☐	☐

SPONSORED BY:
SECONDED BY:

CITY OF HOBOKEN
ORDINANCE NO.:

ORDINANCE AMENDING CHAPTER 190 VEHICLES AND TRAFFIC TO AMEND PARKING REGULATIONS AND TRAFFIC CIRCULATION ON SINATRA DRIVE BETWEEN NEWARK STREET AND 4TH STREET

WHEREAS, on January 31, 2020, the Secretary of Health and Human Services declared a public health emergency under section 319 of the Public Health Service Act (42 U.S.C. 247d) in response to the Novel Coronavirus Disease (COVID-19); and,

WHEREAS, since then, State of Emergencies were declared by the President of the United States, the New Jersey Governor and Hoboken's Office of Emergency Management and stay-at-home orders were issued at the State and local levels; and,

WHEREAS, the COVID-19 pandemic has also had a devastating impact on the United States economy, including local businesses within Hoboken; and,

WHEREAS, on May 2, 2020, Governor Murphy rescinded the statewide stay-at-home order, and initiated "Stage 2" of New Jersey's Reopening Plan, which authorized a restart of moderate risk activities such as outdoor dining and non-essential retail stores for indoor shopping; additionally Governor Murphy strong encouraged people to practice social distancing, wear masks and choose outdoor activities over indoor activities; and,

WHEREAS, on May 20, 2020, Hoboken City Council adopted an ordinance permitting local dining establishments to expand their sidewalk cafes and build parklets or "StrEATERIES" along the curbside of streets to expand their outdoor dining capacity and provide safe outdoor dining opportunities; and,

WHEREAS, due to major outbreaks of COVID-19 occurring in at least 16 states, Governor Murphy issued a follow up Executive Order on June 29, 2020 that postponed reopening of indoor dining in New Jersey indefinitely; and,

WHEREAS, Hoboken's waterfront remains an attraction to Hoboken residents and visitors alike, and with the Stage 2 opening the City is seeing a significant increase of traffic, crowds and congestion along the waterfront, in particular along Sinatra Drive south of fifth street; and

WHEREAS, the City Council and the Administration are recommending a plan for Sinatra Drive between Newark and Fourth Street with the goal of supporting local businesses, increasing parking spaces and at the same time helping to relieve congestion around the southern Waterfront area and therefore addressing the related public health, safety and nuisance issues; and

WHEREAS, in the first instance, relocating on-street parking from the east side to the west side of Sinatra Drive between First Street and Fourth Street to make it possible for adjacent restaurants to expand their outdoor dining space along the curbside in the form of parklets or StrEATERIES; and,

WHEREAS, relocating on-street parking from the east side to the west side of Sinatra Drive between First Street and Fourth Street will also result in a net gain of approximately five parking spaces; and,

WHEREAS, the travel lane shall be relocated to the east side of Sinatra Drive; and,

WHEREAS, to promote safe, outdoor activities during the summer such as walking and bicycling, the City Council is proposing to close Sinatra Drive between Newark and Fourth Street through Labor Day 2020 (September 7th, 2020) limiting vehicle access only to public safety and commercial vehicles; and

WHEREAS, additionally, to help further reduce congestion and traffic on weekends, which typically have the largest crowds, for Saturdays and Sundays through October 11th, 2020, vehicle access will be limited to public safety only; and,

WHEREAS, the City Council and Administration will continue to consider other measures in parallel to relieve congestion around the Waterfront area, promote social distancing, and enhance pedestrian safety.

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

§ 190-4. Parking prohibited certain hours.

D. No person shall park, stop, or stand a vehicle at any time along the ~~entire~~ east side of Sinatra Drive between Fourth Street and Eleventh Street (except that stopping is permitted in accordance with state and local Motor Vehicle laws) including to pick-up or drop off passengers, between the hours of 9:00 a.m. – 9:00 p.m., from the effective date of this ordinance section until the end of the State of Emergency for COVID-19, as determined by the Hoboken Office of Emergency Management, or September 30, 2020, whichever is sooner.

§ 190-6. No stopping or standing.

B. Stopping or standing prohibited at any time. In accordance with the provisions of this subsection, no person shall stop or stand a vehicle at any time upon any of the following described streets or parts of streets:

Name of Street	Sides	Limits
Sinatra Drive	East	Beginning at the northerly curbline of First Street and extending to the southerly curbline of Fourth Street

§ 190-29.8. Time limit parking locations and fees.

B. Stopping or standing prohibited at any time. In accordance with the provisions of this subsection, no person shall stop or stand a vehicle at any time upon any of the following described streets or parts of streets:

Street Location	Side	Hours/Time Limits	Rate
Sinatra Drive	~~East~~ West	9:00 a.m.to 9:00 p.m./2.0 hours	$0.50/15 min.

§ 190-26.1. Temporary Closures of Sinatra Drive

A. Except for what is provided in paragraph B below, from the date of the enactment of this ordinance, through September 7th, 2020, Sinatra Drive from and including the intersection with Newark St. to the southerly curbline of Fourth Street will be closed to all vehicular traffic except for public safety and commercial vehicles in accordance with N.J.S.A. 39:4-137(b).

B. From the date of the enactment of this ordinance, through October 11th, 2020, in accordance with N.J.S.A. 39:4-8(c)(6) on each Saturday and Sunday, Sinatra Drive from and including the intersection with Newark St. to the southerly curbline of Fourth Street, will be closed to all vehicular traffic except for public safety vehicles, subject to the approval of the New Jersey Department of Transportation, as necessary.

C. Commercial vehicles requesting access during such times listed in B, are subject to approval in advance by Hoboken Police Department or the Department of Transportation and Parking.

D. The Director of Transportation and Parking may make such reasonable regulations as necessary to effectuate the intent and purpose of this section.

SECTION TWO: REPEAL OF INCONSISTENT PROVISIONS

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

SECTION THREE: SEVERABILITY

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

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

SECTION FOUR: EFFECTIVE DATE

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

SECTION FIVE: CODIFICATION

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

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

Meeting Date: July 22, 2020

Approved as to Legal Form:

☐ Vetoed by the Mayor for the following reasons:

_____

Brian Aloia, Esq. Corporation Counsel

Adopted by the Hoboken City Council
By a Vote of _____ Yeas to _____ Nays
On the ____ day of _____, 2020

-or-
☐ Approved by the Mayor
On the ____ day of _____, 2020

_____
James Farina, City Clerk

_____
Ravinder S. Bhalla, Mayor

✓ Vote Record - CC - Ordinance		Yes/Aye	No/Nay	Abstain/Alternate	Absent
☐ 1st Reading ☐ 2nd Reading					
☐ Tabled	Phil Cohen	☐	☐	☐	☐
☐ Adopted ☐ Failed	Mike DeFusco	☐	☐	☐	☐

	James Doyle		☐	☐	☐	☐
	Vanessa Falco		☐	☐	☐	☐
	Tiffanie Fisher		☐	☐	☐	☐
	Emily Jabbour		☐	☐	☐	☐
	Ruben Ramos		☐	☐	☐	☐
	Michael Russo		☐	☐	☐	☐
	Jennifer Giattino		☐	☐	☐	☐