



**AGENDA
FEBRUARY 8, 2017
COUNCIL CHAMBERS**

NOTICE OF MEETING

Presiding Officer of the Council, William A. Petrick, wishes to advise the audience that notice of this meeting has been filed with the Home News Tribune, The Star Ledger, The Amboy Guardian and posted on the bulletin board in the City Clerk's office and on the City's website, indicating that today's meeting is being held at the Council Chambers, City Hall, at 7:00 p.m.

At this time, as a courtesy to the Governing Body, I would ask all individuals present, including members of the audience, to please turn off all cell phones and electronic devices. Should you need to make a telephone call, please go out into the hallway and speak in a low voice so as not to disturb the ongoing meeting.

AGENDA

PUBLIC COMMENT – Citizens may address the Council on any matter on the agenda which does not have its own scheduled public hearing. Citizens shall be permitted to speak once for a maximum of five (5) minutes.

**ORDINANCE – PUBLIC HEARING
(5 MINUTE MAXIMUM PER SPEAKER/PER ORDINANCE)**

1. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE DESIGNATING RESTRICTED PARKING SPACES FOR USE BY HANDICAPPED PERSONS" (ORDINANCE NO. 380-85 AND AMENDMENTS) ADOPTED JULY 2, 1985 ALSO KNOWN AS CHAPTER 255A ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.

Re: Addition/Deletions

2. AN ORDINANCE TO AMEND SECTION 4 – 51 OF THE CITY CODE OF THE CITY OF PERTH AMBOY ENTITLED “DEPARTMENT GENERALLY”.

BIDS

Bids were received on February 1, 2017 for the following:

1. Maintenance of City Parks & Properties
 - a. Total Lawn Care & Landscape Services, LLC \$67,750.00*
 - b. L & F Martin Landscape 72,000.00
 - c. On Site Landscape Management 73,025.00
 - d. G & J Landscaping & Construction 78,000.00

* Recommendation of Bid Award

REPORTS

Jill A. Goldy, CFO/Comptroller submitted the following reports:

1. Annual Debt Statement for Budget Year ending December 31, 2016.
2. Annual Financial Statement for the Year 2016 (Unaudited).
3. Check register report for the month of January 2017 in the total amount of \$3,744,761.38.

RESOLUTIONS

R-54-2/17 Accepting a grant from the Hazardous Discharge Site Remediation Fund Public Entity Program through the New Jersey Economic Development Authority and the DEP for the remedial activities at Second Street Park in the amount of \$1,799,986.00. (OECD)

R-55-2/17 Authorizing the Planning Board to investigate whether the properties commonly known as Block 3, Lot 11 (41-47 Wisteria Street) on the tax map of the City of Perth Amboy, should be designated as an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, N.J.S.A.40A:12A-1, et seq. (OECD)

R-56-2/17 Authorizing a contract with Service Tire Truck Center, for the purchase of various heavy duty tires in an amount not to exceed \$28,000.00. (DPW)

R-57-2/17 Awarding a contract to Truegreen, for the 2017 vegetation control, aeration, seeding, top dressing and fertilization in accordance with the Somerset County Cooperative Pricing Agreement, in an amount not to exceed the sum of \$28,000.00. (DPW)

R-58-2/17 Authorizing refunds in the total amount of \$1,375.00 to tenants for returned key deposits with the Perth Amboy Harborside Marina. (Marina)

R-59-2/17 Authorizing the proper City Officials to execute a Memorandum of Understanding with B-Men, a non-profit corporation, for its use of space within the Alexander F. Jankowski Center retroactive to October 1, 2016 and terminating September 30, 2017.
(Human Services)

R-60-2/17 Authorizing the proper City Officials to execute a Memorandum of Understanding with Recovery on the Waterfront, a non-profit corporation, for its use of the "Club House" within the Memorial Youth Complex retroactive to October 17, 2016 and terminating October 16, 2017.
(Human Services)

R-61-2/17 Accepting the bid and awarding contract to Total Law Care & Landscape Services, Inc. for maintenance of City parks and properties in an amount not to exceed \$67,750.00. (B.A.)

R-62-2/17 Consenting to the appointment of and approving a contract with Jeffrey Rauch, PE, CME, CFM, and Center State Engineering as Contract City Engineer and Director of Division of Engineering in an amount not to exceed \$36,000.00. (B.A.)

R-63-2/17 VOID

R-64-2/17 Qualifying Attorneys who submitted responses to requests for qualifications for various legal services for calendar year 2017. (B.A.)

R-65-2/17 Qualifying Appraisers who submitted responses to requests for qualifications for year 2017. (B.A.)

R-66-2/17 Qualifying Architects who submitted responses to requests for qualifications for year 2017. (B.A.)

R-67-2/17 Authorizing the law office of Robert L. Tarver, Jr. to take all appropriate actions necessary to defend the City Council of the City of Perth Amboy in any and all actions brought by the City Administration. (Council President)

R-68-2-17 Expressing the City Council's full support of the construction by Middlesex County of the Perth Amboy Waterfront Park at the corner of High Street and Washington Park. (Council President)

R-69-2/17 Determining to finance energy conservation measures, pursuant to an "Energy Savings Improvement Plan" for an amount not exceeding \$2,500,000.00; authorizing the request for proposals for selection of a lessor and investor in connection with the transaction; delegating the award of the lease to the Chief Financial Officer; approving the form of certain agreements and authorizing proper City Officials to execute such agreement and authorizing to execute such agreements and authorizing other actions necessary to accomplish the transaction. (B.A.)

COMMUNICATIONS

1. NJDEP advising that no further action is necessary for the remediation of the one 1,000 gallon #2 heating oil underground storage tank system at 494 Lawrie Street, Blk. 198, Lot 16. (1/23/17)
2. Adam E. Cruz, Business Administrator submitted a summary of incidents from the Dominican Festival held in 2015 and 2016 as well as details pertaining to the cancellation of the two tax sale certificates on the January 23, 2017 Caucus Agenda. (1/24/17)
3. Verizon submitted a check in the amount of \$203,640.19 for the Annual Remittance Statement Franchise Fee for 2016.
4. Comcast submitted a check in the amount of \$199,859.71 for the use of municipal rights-of-way by Comcast of New Jersey II, LLC during the calendar year of 2016. (1/25/17)
5. NJDEP advising that the Department is planning to conduct vapor intrusion sampling as part of the investigation associated with the Smith Street and Elm Street ground water contamination site. (1/30/17)
6. NJDEP advising that no further action is necessary for the remediation of the one 275 gallons #2 heating oil above ground storage tank system at 283 Washington Street, Blk. 166, Lot 10. (1/30/17)
7. Middlesex County Planning Board submitted copies of Resolutions adopted on January 10, 2017 setting the schedule of regular meetings of the Board and the agenda format. (1/31/17)

8. Councilman Fernando Irizarry submitted a request for information/legal opinion regarding the pipeline approval process from Business Administrator Adam E. Cruz and the Acting Law Director Judy A. Verrone. (1/31/17)
9. NJDEP submitted a suspected hazardous substance discharge notification for gasoline at Second and Gordon Street. (1/31/17)
10. NJDEP submitted a suspected hazardous discharge notification for methyl tert-butyl ether at 495 Neville Street. (1/31/17)
11. Lisa Nanton clarifying pertinent information in response to Mayor Wilda Diaz's letter of November 29, 2016. (2/1/17)
12. Florio, Kenny, Raval, LLP submitted copies of the Filed Verified Complaint in Lieu of Prerogative Writs With Temporary Restraints, Certification of Counsel, Order to Show Cause, a proposed form of Order and Plaintiff's Brief in Support of Order to Show Cause Seeking Temporary Restraints and Preliminary Injunctive Relief in the matter of Mayor Wilda Diaz vs. The Municipal Council of the City of Perth Amboy. (2/2/17)
13. Florio, Kenny, Raval, LLP submitted copies of the Filed Verified Complaint in Lieu of Prerogative Writs With Temporary Restraints, Certification of Counsel, Order to Show Cause, a proposed form of Order and Plaintiff's Brief in Support of Order to Show Cause Seeking Temporary Restraints and Preliminary Injunctive Relief in the matter of Mayor Wilda Diaz vs. The Municipal Council of the City of Perth Amboy. (2/3/17)
14. Florio, Kenny, Raval, LLP submitted a copy of the FILED Order to show Cause entered by The Honorable Travis L. Francis on February 2, 2017 in the matter of Mayor Wilda Diaz vs. The Municipal Council of the City of Perth Amboy. (2/7/17)

**PUBLIC PORTION
(5 MINUTES MAXIMUM PER SPEAKER)**

COUNCIL COMMENTS

ADJOURNMENT

Victoria Ann Kupsch
Assistant City Clerk