



**AGENDA
MARCH 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.

PROCLAMATION

Mayor Wilda Diaz proclaiming March 2017 Youth Art Month.

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

1. AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 132, AIR POLLUTION, SECTION 132-3 "OPEN BURNING PROHIBITED", OF THE CODE OF THE CITY OF PERTH AMBOY, TO PROHIBIT BONFIRES EXCEPT AT CITY SPONSORED EVENTS. (B.A.)

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.

MINUTES

January 25, 2017 – Regular
February 6, 2017 – Closed Session
February 8, 2017 – Regular
February 21, 2017 – Closed Session
February 22, 2017 - Regular

BIDS

Bids were received on February 23, 2017 for the following:

1. Repairs to 39' Metalcraft Marine Firestorm Fire Boat
 - a. Lockwood Boat Works, Inc. \$43,497.54*

(*) Recommendation of bid award

REPORTS

1. Middlesex County Board of Taxation – Preliminary Equalization Table Tax Year 2017.
2. NJ Dept. Community Affairs – 2016 Table of Equalized Value Amended per NJ Tax Court.

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

3. Investment report for the month of December 2016.
4. Investment report for the month of January 2017.
5. Check register report for the month of February 2017 in the total amount of \$9,541,689.46.

RESOLUTIONS

R-96-3/17 Overriding the Mayor's veto of an ordinance entitled "AN ORDINANCE AMENDING SECTION 99-3 OF THE CITY CODE ENTITLED REDEVELOPMENT AGENCY". (Council President)

R-97-3/17 Authorizing the Tax Collector to cancel 2017 taxes on Block 353.04, Lot 2 C0776 (776 Harbortown Boulevard) and refund tax payment made for 2016/2017 due to totally disabled veteran allowance to Curtis Delpesh in the total amount of \$7,693.20. (Tax Collector)

R-98-3/17 Authorizing the cancellation of tax sale certificate #16-00113 on Block 144, Lot 28 (390 State Street, to Tower as Cust/Ebury Fund, 1 NJ in the amount of \$9,042.28. (Tax Collector)

R-99-3/17 Authorizing the refund of tax overpayment created by Tax Appeal on Block 317, Lot 12 (737 Donald Avenue) to Thomas J. Denitzio, Jr., Attorney for Israel & Diana Velez in the amount of \$1,751.34. (Tax Collector)

R-100-3/17 Authorizing the refund of tax overpayment created by Tax Appeals on Block 35, Lot 53.02 (156 Second Street) to Archer & Greiner, P.C. as Trustee for LWS Corporation in the amount of \$8,803.72. (Tax Collector)

R-101-3/17 Authorizing the refund of overpayment created by Tax Appeal on Block 35, Lot 48 (174 Second Street) to Archer & Greiner, P.C. as Trustee for LWS Corporation in the amount of \$6,630.44. (Tax Collector)

R-102-3/17 Authorizing the refund of tax overpayment on Block 353.04, Lot 1 C0740 (740 Harbortown Boulevard) to Lereta Tax & Flood Services in the amount of \$1,663.92. (Tax Collector)

R-103-3/17 Authorizing the refund of tax overpayment on Block 308, Lot 28 (694 Hommann Avenue) to Luis Cruz & Rosalba Guzman in the amount of \$2,018.88. (Tax Collector)

R-104-3/17 Authorizing the refund of tax overpayment on Block 116, Lot 19 (325 Prospect Street) to Allied Title LLC in the amount of \$1,802.16. (Tax Collector)

R-105-3/17 Authorizing the refund of tax overpayment created by tax appeal on Block 359, Lot 42 (768 Gadek Place) to Irwin Law Firm Trust Account, Attorney for Pacific Sunset Capital, LLC in the amount of \$2,108.20. (Tax Collector)

R-106-3/17 Authorizing the refund of tax overpayments to Corelogic on various Blocks and Lots in the total amount of \$4,605.12. (Tax Collector)

R-107-3/17 Authorizing the refund of tax overpayment created by tax appeal on Block 181, Lot 35 (446 Convery Boulevard) to Brach, Eichler, LLC and Palma Investments, Inc. in the amount of \$3,870.71. (Tax Collector)

R-108-3/17 Authorizing the refund of tax overpayment created by tax appeals on Block 181, Lot 36 (444 Convery Boulevard) to Brach, Eichler, LLC and Palma Investments, Inc. in the total amount of \$3,870.61. (Tax Collector)

R-109-3/17 VOID

R-110-3/17 Authorizing refunds of handicapped parking application fees to 12 applicants for denial of handicapped parking spaces in the total amount of \$1,200.00. (City Clerk)

R-111-3/17 Authorizing emergency temporary appropriations to extend the CY 2017 Temporary budget in the amount of \$136,834.00. (B.A.)

R-112-3/17 Authorizing transfer of CY 2016 budget appropriation reserves in the amount of \$1,900.00. (B.A.)

R-113-3/17 Authorizing the 2016-2017 renewal of plenary retail consumption license no. 1216-33-057-008, held in the name of Aris Lounge LLC, t/a 829 Lounge at 462-462B Amboy Avenue with conditions effective March 9, 2017. (City Clerk)

R-114-3/17 Authorizing the City of Perth Amboy to submit an application to the Division of Food and Nutrition from the New Jersey Department of Agriculture for the 2017 Summer Food Service Program. (Human Services/Recreation)

R-115-3/17 Authorizing the submission of a Recycling Tonnage Grant application and designating Geri Barcheski as the Municipal Recycling Coordinator. (Recycling/Clean Communities)

R-116-3/17 Authorizing the Perth Amboy Free Public Library to submit an application to the New Jersey State Library for a Fade To Books Grant. (Library)

R-117-3/17 Authorizing a settlement agreement and release between Longo Electric Mechanical Inc. and the City of Perth Amboy in the amount of \$3,500.00. (Law)

R-118-3/17 Authorizing settlement of the workers compensation litigation entitled Joseph Nemeth v. City of Perth Amboy C.P. No. 2013-21736 for the amount of \$15,753.00. (Law)

R-119-3/17 Authorizing settlement of the workers compensation litigation entitled Maria Edwards v. City of Perth Amboy C.P. No. 2015-25999 for the amount of \$5,386.50. (Law)

R-120-3/17 Supporting the pre-application submission to the NJDEP Green Acres Program for major diversion of certain parkland in connection with the Buckeye Partners, L.K. pipeline project. (B.A.)

R-121-3/17 Authorizing Harold Anderson to serve as Building Inspector for the Department of Code Enforcement retroactive to March 1, 2017 and waiving the residency requirement. (Code Enforcement)

R-122-3/17 Accepting the bid and awarding a contract to Lockwood Boat Works, for repairs to the Perth Amboy Fire Department 39' Metalcraft Marine Firestorm Fire Boat, in an amount not to exceed the sum of \$43,497.54. (Fire)

R-123-3/17 Authorizing a contract with Monogram Center, Inc. for the purchase of T-shirts, uniforms and silk screening in an amount not to exceed \$30,000.00. (Human Services/Recreation)

R-124-3/17 Supporting Assembly Bill A222 "New Jersey Library Construction Bond Act" and urging the Assembly Appropriations Committee to approve same for a full Assembly vote. (Council)

R-125-3/17 Supporting Senate Bill S2171 "New Jersey Library Construction Bond Act" and urging the Senate Committee to approve same for a full Senate vote. (Council)

R-126-3/17 Awarding professional services agreement to DeCotiis, Fitzpatrick, Cole & Giblin, LLP to continue representation in various matters related to labor & employment, real estate, ABC matters and additional litigation, in an amount not to exceed \$50,000.00, through June 30, 2017. (Law)

R-127-3/17 Awarding professional services agreement to Cruser, Mitchell, Novitz, Sanchez, Gaston & Zimet, LLP to provide general legal counsel services for the period commencing March 1, 2017 to December 31, 2017 in an amount not to exceed \$75,000.00. (Law)

COMMUNICATIONS

1. Hoagland Longo Moran, Dunst & Doukas, LLP submitted a copy of the Certification of Planner James Kyle in support of Township of Bethlehem motion to extend immunity, filed by the Vicinage 13 Municipal Consortium Group. (2/16/17)
2. Caroline Pozycki-Torres stepping down from the Perth Amboy Arts Council effective February 21, 2017. (2/21/17)
3. EcolSciences, Inc. submitted a copy of the NJDEP unrestricted use Response Action Outcome for a former no. 4 heating oil tank at 560 State Street. (2/21/17)
4. NJDEP submitted a No Further Action Letter regarding the one 550 gallon #2 heating oil underground storage tank system at 760 Lee Street, Block 379.03, Lot 29. (2/21/17)
5. NJDEP submitted a Suspected Hazardous Substance Discharge Notification for VOC's at 26 Washington Street. (2/24/17)
6. Susan Batista, local resident, expressing her discontent with Mayor Wilda Diaz's stand on undocumented residents in the City of Perth Amboy. (2/26/17)

7. NJDEP issued a news release regarding the U.S. Geological Survey study showing water quality improvement in New Jersey. (2/27/17)
8. PARS Environmental, Inc. advising that the Response Action Outcome issued on June 22, 2016 to Tropical Cheese Industries, Inc. 450-452 Fayette Street, has been amended by correcting administrative errors. (2/27/17)
9. Spevack Law Offices, legal counsel to NAACP Perth Amboy Area Branch, submitted a list of requests to honor Thomas Mundy Peterson. (2/27/17)
10. Lawrence E. McCullough, Ph.D thanking Kenneth Ortiz, Director of Human Services, for his assistance in bringing to the stage "Casting My Ballot for Liberty: The Story of Civil Rights Pioneer Thomas Mundy Peterson". The production was held on February 24th at the AUL Charter High School. (3/1/17)
11. Tax Assessor's Office advising that the total project cost by Bridge is \$155,623,506 and the total municipal tax rate (1.757) would be a tax implication of \$2,734,305.00. (3/2/17)
12. Caroline Pozzycki-Torres asking the City Council to consider a \$1,000.00 sponsorship to help produce the music series at the Ferry Slip. (3/2/17)

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

COUNCIL COMMENTS

ADJOURNMENT

Elaine M. Jasko
City Clerk