



**AGENDA
AUGUST 9, 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.

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

1. AN ORDINANCE OF THE CITY OF PERTH AMBOY, COUNTY OF MIDDLESEX, NEW JERSEY APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ, TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF PERTH AMBOY AND BRIDGE PERTH AMBOY I URBAN RENEWAL, LLC FOR PROPERTY LOCATED ON LOT 1.02 IN BLOCK 425, LOT 3.04 IN BLOCK 426; AND LOTS 1.01 & 1.03 IN BLOCK 428 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF PERTH AMBOY AND LOCATED IN THE NORTH AREA 3 REDEVELOPMENT AREA.

2. AN ORDINANCE AUTHORIZING THE CONVEYANCE OF SUBSURFACE EASEMENTS AND TEMPORARY CONSTRUCTION EASEMENTS ON A PORTION OF BLOCK 228.05, LOT 3.01; BLOCK 228.06, LOT 3.01; AND BLOCK 228.04, LOT 3.02 TO BUCKEYE PERTH TERMINAL, LLC.

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

July 10, 2017 – Closed Session
July 12, 2017 – Council

BIDS

1. Bids were received on July 26, 2017 for the following:

- A. Jankowski Community Center Roof Replacement**

• Journey Contracting Co., Inc.	\$129,630.00*
• White Rock Corp.	133,862.00
• Roof Management Inc.	137,000.00
• L.R. Watts & Son Roofing & Constr. Inc.	144,420.00
• Pravco, Inc.	146,750.00
• JDS General Contracting Inc.	149,600.00
• VMG Group	150,000.00
• Premier Enterprises, LLC	168,900.00
• Integrity Roofing Inc.	169,340.00
• Mak Group, LLC	177,000.00
• D.A. Nolt, Inc.	247,050.00
• Paneko Construction Inc.	253,620.00

2. Bids were received on August 3, 2017 for the following:

- A. Seaman Avenue School Storm Sewer Connection Project**

• Messercola Excavating, Inc.	\$ 65,422.00*
• B&W Construction Co. of NJ, Inc.	84,846.00
• JTG Construction, Inc.	119,750.00
• Montana Construction Corp., Inc.	478,500.00

3. Bids were received on June 14, 2017 for the following:

A. Website Redesign

- West Interactive Services Corp./CL \$ 50,000.00*
- Civic Plus 114,642.00
- Vision 110,984.00
- Multimedia Solutions 177,300.00

(*) Recommendation of Bid Awards

REPORTS

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

1. Water/Wastewater Utility Report – June 2017.
2. Investment Report for the month of June 2017.
3. Budget Status Reports – Revenue Status and Appropriation Status Reports for the following as of June, 2017:
 - a. Current Fund
 - b. Parking Utility Fund
 - c. Water/Wastewater Utility Fund
 - d. Harborside Marina Utility Fund

**ORDINANCES (FIRST READING)
No PUBLIC DISCUSSION**

1. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "COURT" (ORDINANCE NO. 635-92 AND AMENDMENTS) ADOPTED SEPTEMBER 15, 1992 ALSO KNOWN AS CHAPTER 27 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.

Re: Appointment of Municipal Prosecutor

2. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "ADMINISTRATION OF GOVERNMENT" (ORDINANCE NO. 1-72 AND AMENDMENTS) ADOPTED JULY 28, 1972 ALSO KNOWN AS CHAPTER 4 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.

Re: Prosecutor – Department of Law

RESOLUTIONS

R-283-8/17 Adopting changes to an existing deferred compensation plan pursuant to the final Internal Revenue Code Section 415 Regulations, Pension Protection Act of 2006, the Heroes Earnings Assistance and Relief Tax Act of 2008 and the Worker, Retiree and Employer Recovery Act of 2008. (Finance)

R-284-8/17 Authorizing a contract with Pride Landscape Supply for material and equipment for use primarily in the Parks Department in an amount not to exceed \$20,000.00. (DPW)

R-285-8/17 Authorizing a contract with Meadows Services Inc., for work at the youth complex in an amount not to exceed \$32,360.00. (DPW)

R-286-8/17 Authorizing refund of deposit for the 2017 Summer Arts Camp in the amount of \$100.00 to Anna Gonzalez, 395 Park Avenue, Perth Amboy. (Recreation)

R-287-8/17 Authorizing a contract with Turn Out Fire & Safety, Inc., for the purchase of firefighter station uniforms under State Contract A80947 in an amount not to exceed \$27,500.00. (Fire)

R-288-8/17 Authorizing a contract with GTMB for an e-ticketing system for the Police Department in an amount not to exceed \$36,000.00. (Police)

R-289-8/17 Authorizing change order no. one to the contract with Mark Rite Lines Equipment, Inc., for a 1k thermoplastic pre-melter kettle in an amount not to exceed \$1,400.00. (Police)

R-290-8/17 Authorizing release of professional review escrow fee and engineering inspection escrow to Viridian Partners for E-Port/ Viridian, Block 425 Lot 1.02, Block 426 Lot 3.04, Block 428 Lots 1.01, 1.03 & 1.05 - Docket No. 2977-PB, in the total amount of \$4,884.24. (Engineer)

R-291-8/17 Authorizing a contract with American Hose & Hydraulics, for repairs to hydraulic pumps, pistons and rams for various trucks and the transfer station in an amount not to exceed \$27,500.00. (DPW)

R-292-8/17 Authorizing settlement of the workers compensation litigation entitled Daniel Mendes v. City of Perth Amboy C.P. No. 2016-415 for the amount of \$11,172.00. (Law)

R-293-8/17 Authorizing settlement of the workers compensation litigation entitled Guadalupe Munoz v. City of Perth Amboy C.P. No. 2011-1124 for the total amount of \$66,674.00. (Law)

R-294-8/17 Rescinding R-272-7/17 to reduce the refund amount of \$400.00 to \$300.00 and re-authorizing the refund of deposit for M.A.P.S. Summer Day Camp in the amount of \$300.00 to Raquel Oleaga, 367 Alpine Street, Perth Amboy. (Recreation)

R-295-8/17 Rescinding R-262-6/17 to reduce the "Future Payment" amount to \$250,000.00 and re-authorizing the five year lease purchase agreement with Aspire under NASPO (State Contract) No. 87720 for body worn and vehicle mounted cameras for the Perth Amboy Police Department in the total amount of \$350,540.00. (P.D.)

R-296-8/17 Rescinding R-194-5/17 and reauthorizing a resolution accepting the bid and awarding a contract for the leak detection survey project to Water Loss Systems, Inc., in an amount not to exceed \$195.00 per mile of water main for a total of \$18,525.00 based on 95 miles of water main in the distribution system. (B.A.)

R-297-8/17 Authorizing the Planning Board to investigate whether the properties commonly known as Block 106.02, Lot 55 a/k/a 320 McGuire Place; Lot 55.01 a/k/a 319 McGuire Place and Lot 56 a/k/a 322 McGuire Place 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. (Engineer)

R-298-8/17 Authorizing the acceptance of a grant from the Federal Emergency Management Agency (FEMA) in the amount of \$162,728.00 for the 2016 Assistance to Firefighters Grant Program – Operations and Safety. (Fire)

R-299-8/17 Authorizing the insertion of revenue in the CY 2017 Budget pursuant to N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) for a 2016 FEMA Assistance to Firefighters Grant in the amount of \$162,728.00. (Finance)

R-300-8/17 Authorizing two (2) thirty day emergency extensions to Meridian Property Services, Inc. for facilities management services at the rate of \$9,998.00 per month in an amount not to exceed \$19,960.00 commencing August 1st and terminating August 31, 2017 and if needed, the second extension commencing September 1, 2017 and terminating September 30, 2017. (DPW)

R-301-8/17 Authorizing a contract with Hertrich Fleet Services, Inc., for the purchase of two 2018 Dodge Journey 4 wheel drive SE FWD under State Contract no. A86922 (T0099) in an amount not to exceed \$35,998.00. (Code Enforcement)

R-302-8/17 Authorizing submission of an application to the Nature Conservancy for the Living Shorelines Small Grant Pilot Program. (Economic/Community Development)

R-303-8/17 Authorizing the insertion of revenue in the CY 2017 Budget pursuant to N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) for a Recreational Trails Grant in the amount of \$24,000.00. (Finance)

R-304-8/17 Authorizing refunds of handicapped parking space application fees to 3 applicants in the total amount of \$300.00. (Clerk)

R-305-8/17 Authorizing the tax collector to extend the grace period on 3rd quarter tax bills to August 29, 2017. (Collector)

R-306-8/17 Authorizing the refund of tax overpayments/overbills in a total amount of \$2,561.62 on various properties in the City as a result of reduced assessed value. (Collector)

R-307-8/17 Authorizing the refunds of tax overpayments to Corelogic on various Block and Lots in the City in the total amount of \$4,536.00. (Collector)

R-308-8/17 Authorizing the refund of tax overpayment to Investors Savings Bank on Block 112, Lot 5 (392 Smith Street) in the amount of \$9,094.75. (Collector)

R-309-8/17 Authorizing cancellation of taxes on Block 353.04, Lot 2 C0776 (776 Harbortown Boulevard) for 3rd and 4th quarters of 2017 and 1st and 2nd quarters of 2018 in the total amount of \$6,401.39 resulting from a totally disabled veteran exemption. (Collector)

R-310-8/17 Authorizing the refund of tax overpayment created by tax appeal on Block 72, Lot 24 (331 Smith Street) in the amount \$3,259.88 to Michael I. Schneck, Trustee for Paramount Properties. (Collector)

R-311-8/17 Granting a waiver of residency to Carmine Muccio as Manager Public Property. (B.A.)

R-312-8/17 Accepting the bid of Journey Contracting Co., Inc. in the amount of \$129,630.00 for Jankowski Community Center Roof Replacement. (Engineer)

R-313-8/17 Authorizing the approval and implementation of the NJ Transit – Title VI Program for the City of Perth Amboy. (B.A.)

R-314-8/17 Authorizing a master service agreement with Remedy Analytics, Inc. for Pharmacy Benefits Management. (B.A.)

R-315-8/17 Accepting the proposal of and awarding a contract to West Interactive Services Corporation for website design in an amount not to exceed \$50,000.00. (B.A.)

R-316-8/17 Authorizing the acceptance of the Detective Matthew L. Tarentino Community Policing Grant in the amount of \$10,000.00. (B.A.)

R-317-8/17 Authorizing designation of area in need of rehabilitation pursuant to the Local Redevelopment and Housing Law for Block 3, Lot 11, commonly known as 41-47 Wisteria Place. (Code Enforcement)

R-318-8/17 Accepting the bid and awarding a contract for the Seaman Avenue School Storm Sewer Connection Project to Messercola Excavating, Inc. in the amount of \$65,422.00. (B.A.)

R-319-8/17 Authorizing the City of Perth Amboy Police Department and Administration to participate with the City of New Brunswick in an application for the Edward Byrne-Memorial Justice Assistance Grant FY-2017 Local Solicitation in the amount of \$25,382.00.

R-320-8/17 Authorizing a professional services contract with Robert L. Tarver, Jr. in defense of the Matter of Diaz v. City Council of Perth Amboy in an amount not to exceed \$16,306.50.

COMMUNICATIONS

1. Su Miao advising that she is resigning from the Library Board of Trustees. (6/14/17)
2. STV Incorporated advising that an application has been submitted to the NJDEP for a Waterfront Development Permit for the Outerbridge Crossing Main Span Pier Protection project. (7/7/17)
3. NJ Division of ABC advising that the Director has accepted payment of \$3,000.00, in compromise, in lieu of suspension of license no. 1216-33-090-006, held in the name of Jose De La Cruz, 176 New Brunswick Avenue. (7/10/17)
4. NJ Division of ABC advising that the Director has accepted payment in the amount of \$7,350.00, in compromise, in lieu of suspension of license no. 1216-33-053-005, held in the name of El Don Patron Bar & Lounge, Inc., 368 Fayette Street. (7/10/17)
5. Thomas Hudanish resigning from the Planning Board effective immediately (7/11/17)
6. Mustafa Kilic advising that he is resigning from the UEZ Board. (7/11/17)
7. Kleinfelder East, Inc. submitted a Receptor Evaluation for the PSE&G Transformer site near 829 Harbortown Boulevard, Block 353.04, Lot 3.02. (7/12/17)
8. NJDEP submitted a Suspected Hazardous Substance Discharge Notification regarding released substances at M&M Auto Mechanics, 410 State Street. (7/13/17)

9. NJ Department of Community Affairs advising that with final action on the State's FY 2018 budget having been taken, additional school aid is being made available to a substantial number of school districts throughout New Jersey. Boards of education in these communities are being permitted to reconsider their 2017-2018 budgets and may elect to reduce their property tax levies in an amount not to exceed the increase to their State aid. (7/14/17)
10. NJDEP submitted a Suspected Hazardous Substance Discharge Notification regarding #2 heating oil at 121 Market Street. (7/15/17)
11. NJDEP submitted a Suspected Hazardous Substance Discharge Notification regarding Potassium Perchlorate at 432 Ashley Street. (7/18/17)
12. NJDEP submitted a Suspected Hazardous Substance Discharge Notification regarding #2 oil heating at 535 Compton Avenue. (7/20/17)
13. GSE Garden State Environmental submitted a copy of the NJDEP Remedial Action Protectiveness/Biennial Certification Form – Soil for the Federal Hill at Perth Amboy COA site, 392 Fayette Street. (7/21/17)
14. NJ Department of Community Affairs, Division of Local Government Services submitted a Certification of State Aid for Calendar Year 2016 and Fiscal Year 2017 Budgets. (7/21/2017)
15. Councilman Jelmin Caba resigning from the Perth Amboy Historic Preservation Commission. (7/24/17)
16. Council President William Petrick asking Business Administrator Adam Cruz if the contract with Nature's Choice Corporation applies to yard waste pickup or the recycling component only. (7/24/17)
17. Council President William Petrick asking Business Administrator Adam Cruz how the failure of the City's Prosecutors to attend training by the Middlesex County Prosecutor Office will affect the City's court system and cooperation with the County Prosecutor's Office. (7/26/17)

- 18.** Najarian Associates advising that Middlesex County is applying for a NJDEP Land Use Regulation Coastal Permit In-water and Upland Waterfront Development Permit for the Perth Amboy Waterfront Park Project at Washington St. & High St., Blk. 238, Lots 1, 3, 4, 4.18 & 5.01. (7/31/17)
- 19.** NJDEP issued a No Further Action Letter and Covenant Not to Sue for the remediation of one 550 gallon #2 heating oil underground storage tank system at 272 Smith St., Blk. 118, Lot 3. (7/31/17)
- 20.** PSE&G advising that a Petition has been filed with the NJ Board of Public Utilities requesting a resetting of the Company's electric and gas Green Programs Recovery Charge. Public hearings are scheduled at various locations on August 24, 28 and 29, 2017. (7/31/17)
- 21.** NJDOT advising that applications are now being accepted for the New Jersey Department of Transportation's FY 2018 State Aid Program. Applications must be completed and submitted on or before October 6, 2017. (7/31/17)
- 22.** NJDEP submitted a copy of the permit issued to Perth Amboy 1160 LLC to perform remediation activities at the former American Smelting and Refining Company on Block 428, Lot 1.04 and Block 430, Lots 1, 2, 3 & 4. (7/31/17)
- 23.** NJDEP submitted a copy of the Flood Hazard Area Individual Permit issued to Buckeye Raritan Bay Terminal, LLC authorizing construction of improvements to the existing facility on Block 1200.07, Lots 2.01 & 11, Block 25, Lot 1.01 and Block 25.01, Lot 1 in Woodbridge Township and Block 25.01, Lot 1200.07, Block 91.02, Lot 1.01, Block 92, Lots 1 & 1.01 and Block 92.01, Lot 1.02 in Perth Amboy. (7/31/17)
- 24.** Princeton Geoscience, Inc. submitted a CD containing the Remedial Action Protectiveness Biennial Certification for the CPS portion of CPS – Madison Superfund Site. (7/31/17)
- 25.** NJDEP submitted a copy of the Soil Remedial Action Permit issued for the Former Witco Corporation a/k/a Chemtura Corporation site located at 1000 Convery Boulevard. (7/31/17)

26. Councilman Jelmin Caba advising that he has legally changed his name to Helmin J. Caba. (8/3/17)
27. PSE&G advising they have submitted a petition with the NJ BPU requesting an increase in the cost recovery mechanism for the Solar Loan I Program. (8/3/17)

**HEARING OF CITIZENS
(10 MINUTES MAXIMUM)**

David Caba, Westside Ave., to discuss the following:

- Council's responsibility of oversight
- Equal Treatment/Response of the Council and Administration to public speakers who attend Council Meetings

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

COUNCIL COMMENTS

ADJOURNMENT

Elaine M. Jasko
City Clerk