



**MINUTES
PROCEEDINGS OF THE COUNCIL OF THE
CITY OF PERTH AMBOY
AUGUST 10, 2015
COUNCIL CHAMBERS**

NOTICE OF MEETING

Presiding Officer of the Council, Lisa Nanton advised 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 meetings are being held at the Council Chambers, City Hall, at 4:30 p.m. (Caucus) and **7:00 p.m. (Public Voting Session).**

Council President Lisa Nanton: 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.

Invocation was given by Council Member Petrick who also led the audience in the Pledge of Allegiance.

Council President Lisa Nanton called the meeting to order with the following Council Members present: Fernando Gonzalez, Joel Pabon and William Petrick. Absent--Council Member Fernando Irizarry*.

***NOTE:** Council Member Fernando Irizarry arrived at 9:00 pm.

Also present at this meeting were: Jillian C. Barrick, Business Administrator, Mark J. Blunda, Esq., Director of Law, and Elaine M. Jasko, City Clerk.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to recess the Council Meeting at 7:05 pm and to go into Closed Session and was carried by the following vote: Yea--Council Members Gonzalez, Pabon, Petrick and Nanton. Nay--none. Absent--Council Member Irizarry.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to resume the Council Meeting at 8:45 pm and was carried by the following vote: Yea--Council Members Gonzalez, Pabon, Petrick and Nanton. Nay--none. Absent--Council Member Irizarry.

PROCLAMATIONS

Mayor Wilda Diaz proclaiming August 9 through August 15, 2015 as National Health Center Week.

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

- 1. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "ORDINANCE FIXING AND ESTABLISHING A SCHEDULE OF SALARIES AND SALARY RANGES AND INCREMENTS FOR OFFICERS AND EMPLOYEES OF THE CITY OF PERTH AMBOY" (ORDINANCE NO. 218-79 AS AMENDED) ADOPTED JULY 3, 1979.**

Re: Fire Officers Association, Local No. 4070 – January 1, 2015 to December 31, 2018

Motion was made by Council Member Petrick, seconded by Council Member Pabon to open public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Pabon, Petrick and Nanton. Nay--none. Absent--Council Member Irizarry.

Council President asked for comments. There were none.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to close public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Pabon, Petrick and Nanton. Nay--none. Absent--Council Member Irizarry.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the Ordinance on second and final passage and was carried by the following vote: Yea--Council Members Gonzalez, Pabon, Petrick and Nanton. Nay--none. Absent--Council Member Irizarry.

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.

R-370-8/15 (Late Starter – Resolution)

Alan Silber, 244 Rector St.: Why did you go into Closed Session? Are you going to research the attorney that you are looking to hire as a late starter?

Council Member Gonzalez: I researched the individual and I read about the firm.

Alan Silber: There were some questionable cases and persons associated with this firm. Shouldn't the public be able to research this also before you consider it?

R-370-8/15 (Late Starter – Resolution)

Stan Sierakowski, 679 Charles St.: Was this resolution for the hiring of an attorney discussed during the Caucus Meeting? The Council should have an opportunity to research this firm. They have a bad reputation. You should hold this vote off until the next meeting.

Council Member Irizarry arrived at this point of the meeting at 9:00 p.m.

David Caba, 559 Westside Ave.: How long did it take for Mr. Gonzalez to do research on the firm and on the individual?

Council Member Gonzalez: It took me at least one day to do research on the matter.

MINUTES

July 8, 2015 - Regular July 30, 2015 - Special July 30, 2015 - Closed Session
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Motion was made by Council Member Petrick, seconded by Council Member Pabon to accept the minutes and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Abstain--None. Absent--None.

SUPPLEMENTAL DEBT STATEMENT

Amending Ordinance Water/Wastewater Improvements General Improvements
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REPORTS

1. Ferraioli, Wielkocz, Cerullo & Cuva, P.A. – Report of Audit for year ended December 2014.

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

2. Check register reports for the month of July 2015 in the total amount of \$6,834,727.43.
3. Budget Status Reports – YTD June 2015.
4. Water/Wastewater Utility Reports – June 2015.
5. Investment Report for the month of June 2015.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to accept reports #2 through #5 and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

ORDINANCES (FIRST READING) No PUBLIC DISCUSSION

1. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "VEHICLES AND TRAFFIC (ORDINANCE NO. 194-78 AS AMENDED)" ADOPTED SEPTEMBER 19, 1978, ALSO KNOWN AS CHAPTER 414 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.

Re: Through Streets, Stop & Yield Intersections

Motion was made by Council Member Petrick, and seconded by Council Member Pabon to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on September 9, 2015 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

2. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "VEHICLES AND TRAFFIC (ORDINANCE NO. 194-78 AS AMENDED)" ADOPTED SEPTEMBER 19, 1978, ALSO KNOWN AS CHAPTER 414 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.

Re: Relocating Stop Sign from Bingle St. to Carlock Ave.

Motion was made by Council Member Petrick, and seconded by Council Member Pabon to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on September 9, 2015 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

3. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "VEHICLES AND TRAFFIC (ORDINANCE NO. 194-78 AS AMENDED)" ADOPTED SEPTEMBER 19, 1978, ALSO KNOWN AS CHAPTER 414 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.

Re: Stop Sign on High Street/Buckingham Avenue

Motion was made by Council Member Petrick, and seconded by Council Member Pabon to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on September 9, 2015 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

4. ORDINANCE TO AMEND CHAPTER 4. ARTICLE XVIII OF THE PERTH AMBOY CODE: "GENERAL PROVISIONS," TO IMPOSE PENALTIES FOR FAILURE TO FILE REQUIRED STATE FINANCIAL DISCLOSURE STATEMENTS.

Motion was made by Council Member Petrick, and seconded by Council Member Pabon to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on September 9, 2015 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

5. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "SANITATION" (ORDINANCE NO. C-240 AND AMENDMENTS) ADOPTED SEPTEMBER 1, 1937 ALSO KNOWN AS CHAPTER 362 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY TO REQUIRE PERMITS AND PROVIDED PENALTIES FOR VIOLATIONS.

Motion was made by Council Member Petrick, and seconded by Council Member Pabon to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on September 9, 2015 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

6. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "LICENSED OCCUPATIONS" (ORDINANCE NO. C376) ADOPTED DECEMBER 22, 1947 ALSO KNOWN AS CHAPTER 275 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY TO ADD BEAUTY CULTURE AS A LICENSED OCCUPATION.

Motion was made by Council Member Petrick, and seconded by Council Member Pabon to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on September 9, 2015 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

7. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "ORDINANCE FIXING AND ESTABLISHING A SCHEDULE OF SALARIES AND SALARY RANGES AND INCREMENTS FOR OFFICERS AND EMPLOYEES OF THE CITY OF PERTH AMBOY" (ORDINANCE NO. 218-79 AS AMENDED ADOPTED JULY 3, 1979.

Re: Perth Amboy Superior Officers

Motion was made by Council Member Petrick, and seconded by Council Member Pabon to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on September 9, 2015 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

8. BOND ORDINANCE AMENDING SECTION 6(D) OF BOND ORDINANCE NUMBERED 1633-2012 OF THE CITY OF PERTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY FINALLY ADOPTED MAY 6, 2012 IN ORDER TO AMEND THE SECTION 20 COSTS.

Motion was made by Council Member Petrick, and seconded by Council Member Pabon to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on September 9, 2015 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

9. BOND ORDINANCE OF THE CITY OF PERTH AMBOY IN THE COUNTY OF MIDDLESEX, NEW JERSEY AMENDING BOND ORDINANCE #1717-2014, FINALLY ADOPTED MARCH 12, 2014, IN ITS ENTIRETY TO REMOVE CERTAIN GRANTS, REDUCE THE AMOUNT OF CERTAIN GRANTS AND TO REDUCE THE APPROPRIATION AMOUNTS.

Motion was made by Council Member Petrick, and seconded by Council Member Pabon to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on September 9, 2015 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

10. BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE WATER UTILITY IN AND BY THE CITY OF PERTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$7,275,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$6,525,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.

Motion was made by Council Member Petrick, and seconded by Council Member Pabon to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on September 9, 2015 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

11. BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE CITY OF PERTH AMBOY, IN COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$3,499,659 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,324,659 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.

Motion was made by Council Member Petrick, and seconded by Council Member Pabon to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on September 9, 2015 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

12. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "ORDINANCE FIXING AND ESTABLISHING A SCHEDULE OF SALARIES AND SALARY RANGES AND INCREMENTS FOR OFFICERS AND EMPLOYEES OF THE CITY OF PERTH AMBOY" (ORDINANCE NO. 218-79 AS AMENDED) ADOPTED JULY 3, 1979.

Re: Blue & White Collar Supervisors Local 32, OPEIU – January 1, 2015 – December 31, 2018

Motion was made by Council Member Petrick, and seconded by Council Member Pabon to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on September 9, 2015 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

13. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "ORDINANCE FIXING AND ESTABLISHING A SCHEDULE OF SALARIES AND SALARY RANGES AND INCREMENTS FOR OFFICERS AND EMPLOYEES OF THE CITY OF PERTH AMBOY" (ORDINANCE NO. 218-79 AS AMENDED) ADOPTED JULY 3, 1979.

Re: Management & Non Union - January 1, 2015 – December 31, 2018

Motion was made by Council Member Petrick, and seconded by Council Member Pabon to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on September 9, 2015 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

RESOLUTIONS

R-328-8/15 Authorizing the Tax Collector to extend the grace period on 3rd quarter tax bills to September 1, 2015.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-329-8/15 Certifying to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed the sections of the Annual Audit entitled: General Comments and Recommendations Governing Body Certification of the Annual Audit Ending December 31, 2014.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-330-8/15 Approving the CY 2014 Annual Audit Corrective Action Plan and authorizing the filing of said plan with the Division of Local Government Services.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-331-8/15 Authorizing the insertion of revenue in the CY 2015 Budget pursuant to N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) for an Emergency Management Grant in the amount of \$10,000.00.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-332-8/15 Authorizing the City of Perth Amboy to accept a grant from the New Jersey Department of Transportation's (NJDOT) Urban Youth Corps "Urban Gateway Enhancements Program" in the amount of \$32,000.00.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-333-8/15 Authorizing the insertion of revenue in the CY 2015 Budget pursuant to N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) for a NJDOT Youth Corps' Urban Gateway Enhancement Grant in the amount of \$32,000.00.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-334-8/15 Authorizing the proper City Officials to accept the U.S. Department of Homeland Security's Federal Emergency Management Agency Port Security Grant for sustaining the Fire Department's boat in the amount of \$144,544.00 and authorizing the proper City Officials to execute the agreement.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

Consent Agenda – R-335-8/15 – R-340-8/15

R-335-8/15 Authorizing a refund for the denial of a handicapped parking application to Silvanos Casanova-Williams in the amount of \$100.00.

R-336-8/15 Authorizing a refund for the cancellation of a handicapped parking application to Daysi Garcia in the amount of \$100.00.

R-337-8/15 Authorizing the refund of tax overpayment created by tax appeal on Blk. 126, Lot 14 (313 State Street) in the amount of \$15,245.00 to Michael I. Schneck, Trustee for Amboy Towers, LLC.

R-338-8/15 Authorizing a refund of overpayment of registration fee for the women's softball league in the amount of \$5.00 to Alexandra Anderson, 148 Lewis Street.

R-339-8/15 Authorizing refund of deposit for M.A.P.S. Summer Camp in the amount of \$350.00 to Fe Peterson, 86 Catalpa Avenue.

R-340-8/15 Authorizing refund of deposit for M.A.P.S. Summer Camp in the amount of \$350.00 to Joann Ruiz, 630 Kelly Avenue.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt Resolutions #335-8/15 - #340-8/15.

Council President asked for comments. There were none.

The above Resolutions were adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-341-8/15 Directing the City Tax Collector to place a lien on 377-379 Summit Avenue (Block 437, Lots 33 & 34) in the amount of \$395.88 for charges incurred by the Department of Public Works.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-342-8/15 Directing the City Tax Collector to place a lien on 641 Convery Boulevard (Block 284, Lot 38) in the amount of \$577.88 for charges incurred by the Department of Public Works.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-343-8/15 Directing the City Tax Collector to place a lien on 534 High Street (Block 242, Lot 9) in the amount of \$388.06 for charges incurred by the Department of Public Works.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-344-8/15 Authorizing August 21, 2015 as a rain date for the closure of a portion of Hobart Street for the Jewish Renaissance Medical Center's Health Center Week.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-345-8/15 Authorizing the closure of Pulaski Avenue from State Street to Valley Place for the Portuguese Sporting Club of Perth Amboy Annual Picnic on September 5, 2015.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-346-8/15 Authorizing a contract with Atlantic Tactical for the purchase of ammunition/equipment under State Contract No. A81297 in an amount not to exceed \$38,970.37.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-347-8/15 Authorizing Change Order No. 1 to the contract for professional engineering design and construction administration services with the firm of Hatch, Mott, MacDonald in connection with the Florida Grove Road Reservoir in an amount not to exceed \$9,500.00.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-348-8/15 Authorizing a contract with ESI Equipment, Inc. for firefighting and rescue equipment under State Contract No. A80967 in an amount not to exceed \$35,000.00.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-349-8/15 Authorizing a contract with Skylands Area Fire Equipment for firefighter personal protection equipment under State Contract No. A80948 in an amount not to exceed \$50,000.00.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-350-8/15 Awarding a contract to Pierce Manufacturing for a new Pierce Arrow XT Ladder Truck through the Houston-Galveston Area Council Cooperative Pricing System in an amount not to exceed the sum of \$1,059,527.97.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-351-8/15 Authorizing a contract with Beyer Bros. Corp. for the purchase of 2016 Ford F-250 regular cab pickup vehicle under State Contract No. A88727, T2100 in an amount not to exceed \$33,796.00.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-352-8/15 Authorizing the proper City Officials to enter into an installment payment agreement with Marie-France Akinrolabu for unpaid water and sewer on 538 Florida Grove Road (Block 190.04, Lot 8).

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-353-8/15 Authorizing various professional agreements for appraisal services to the following firms who have submitted requests for proposals for calendar year 2015:

**Associated Appraisal Group
Garden State Appraisers & Consultants
New Jersey Realty Advisory Group, LLC
Sterling DiSanto & Associates
Value Research Group**

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-354-8/15 Authorizing a professional services contract with Associated Appraisal Group for tax appeal appraisal services in an amount not to exceed \$50,000.00.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-355-8/15 Authorizing a professional services contract with Garden State Appraisers & Consultants for consulting services for assistance with added assessments in an amount not to exceed the sum of \$10,000.00.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-356-8/15 Authorizing a professional service agreement with GB Associates for arbitrage rebate liability compliance in an amount not to exceed \$10,000.00.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-357-8/15 Authorizing the 2015-2016 renewal of certain plenary retail consumption licenses, distribution license and club licenses, effective September 19, 2015.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-358-8/15 Making application to the Local Finance Board pursuant to N.J.S.A. 40A:3-1 et. seq. and N.J.S.A. 40A:2-7(d).

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-359-8/15 Authorizing the City to submit applications and enter into agreements with the U.S. Department of Housing and Urban Development for 2015-2016 CDBG Funds and HOME funds in the amount of \$820,791.00.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-360-8/15 Extending the contract for tires and tubes with Service Tire Truck Center under State Contract A82527 in an amount not to exceed \$20,500.00.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-361-8/15 Ratifying the Memorandum of Agreement between the City of Perth Amboy and the Perth Amboy Superior Officers Association, Fraternal Order of Police, Lodge NO. 80 and approving a contract for the period January 1, 2015 to December 31, 2018.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-362-8/15 Ratifying the Memorandum of Agreement between the City of Perth Amboy Blue & White Collar Supervisors, Local 32, OPEIU and approving a contract for the period January 1, 2015 to December 31, 2018.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-363-8/15 Authorizing a Memorandum of Understanding with Local International Union of America, Local 77 to provide temporary repair and maintenance services in the event of emergencies when city employees or contractors are unable to perform the work.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-364-8/15 Authorizing a professional services contract with Pinnacle Consulting Construction Services, Inc. for construction management services at the Perth Amboy Public Library in an amount not to exceed \$7,500.00.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-365-8/15 Support of the 21st Century Water Infrastructure.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-366-8/15 Authorizing a reduction of \$13,440.07 to the City's contract with MCN General Contracting for Washington Park site drainage and improvements.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-367-8/15 Authorizing settlement of Anthony V. Menna v. City of Perth Amboy et al Docket No. MID-L-4748-14 I an amount not to exceed \$10,000.00.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-368-8/15 Authorizing settlement of the workers compensation litigation entitled *Crescencio Fuentes v. City of Perth Amboy* C.P. No. 2014-23651 for the amount of \$6,930.00.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

LATE STARTER RESOLUTIONS

R-369-8/15 Authorizing an independent evaluation of the delivery of legal services to the City of Perth Amboy and the structure of the Department of Law to recommend the most efficient and cost effective method of delivering legal services to the City.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to place the above Resolution on the agenda as a late starter for consideration and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:
Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton.
Nay--None. Absent--None.

R-370-8/15 Consenting to the appointment of Arlene Quinones Perez as Director of the Department of Law effective September 1, 2015 and waiving the residency requirement.

Motion was made by Council Member Pabon, seconded by Council Member Petrick to place the above Resolution on the agenda as a late starter for consideration and was denied by the following vote: Yea--Council Member Gonzalez, Nay--Council Member Irizarry*

***NOTE:** The other members of the City Council were not polled. The point was moot. A late starter requires a **UNANIMOUS** vote of the Council.

R-371-8/15 Authorizing a contract with CDM Smith to assist the City with achieving compliance with NDJEP CSO Permit and long term control plan (LTCP) requirements.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to place the above Resolution on the agenda as a late starter for consideration and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

Motion was made by Council Member Petrick, seconded by Council Member Pabon to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None. Absent--None.

COMMUNICATIONS

1. Deputy Chief Lawrence J. Cattano submitted a follow up report addressing various complaints in the area of 491 Neville Street contained in an anonymous letter. (6/25/15)
2. NJDEP issued a news release regarding the Christie Administration adding land to Princeton Battlefield Park. (7/1/15)
3. Michael Russo, Director Div. of Local Aid and Economic Development advising that the NJDOT is unable to provide a Safe Streets to Transit Grant for the Market Street at Second Street Intersection Safety and Train Station Access Improvements. (7/6/15)

4. NJDEP advising that no further action is necessary for the remediation of one 550 gallon #2 heating oil underground storage tank system at 694 Bingle Street, Blk. 300, Lot 22. (7/6/15)
5. NJDEP advising that no further action is necessary for the remediation of one 550 gallon #2 heating oil underground storage tank system at 453 Fayette Street, Blk. 105.02, Lot 56. (7/6/15)
6. Anchor Consultants LLC advising that an application will be submitted to the NJDEP, Division of Land Use Regulations for authorization under a Waterfront Development Permit for the maintenance dredging of sediments at Dock A&B at the Kinder Morgan Terminal at 920 High Street. (7/6/15)
7. Maria Vega, a resident of 207 Market Street, requesting that her application for a handicapped parking space in front of her residence be reconsidered due to a hardship. (7/7/15)
8. Burns & McDonnell Consultants, Inc. advising that Sprint will be undertaking minor maintenance work in and around 800 Albert Street. (7/7/15)
9. NJDEP submitted a copy of the Final New Jersey Pollutant Discharge Elimination System Permit issued to Gerdau Ameristeel Perth Amboy Division at 225 Elm Street. (7/8/15)
10. Groundwater & Environmental Services, Inc. amending and supplementing the Response Action Outcome dated January 26, 2015 issued to Kinder Morgan Liquids Terminals, LLC at 920 High Street. (7/8/15)
11. Gluk Walrath, LLP, submitted a copy of the Township of Hillsborough's Notice of Filing of Declaratory Judgement Action Regarding Hillsborough Township's Compliance With Its Affordable Housing Obligations. (7/8/15)
12. NJDEP advising that No Further Action is necessary for the remediation of one 1000 gallon #2 Heating Oil Underground Storage Tank System at 269 Smith Street, Blk. 69, Lot 22. (7/9/15)

13. Councilman Fernando Gonzalez asking Mark J. Blunda, the Director of Law what the Parking Utility's policy is regarding the payment of meters by handicapped individuals displaying the handicapped placard or who have handicapped license plates and if residents are notified of such a policy and if this is a statewide policy. (7/10/15)
14. NJDEP advising that the Dept. has established a Classification Exception Area/Well Restriction Area for contamination in ground water associated with the site of the former Alpine Service Center at 674 Amboy Avenue. (7/13/15)
15. NJDEP advising that the Dept. has established a Classification Exception Area/Well Restriction Area Associated with Historic Fill for the site of the Harry Goldberg and Son Scrap Metal at 25 South 2nd Street and Lewis Street. (7/13/15)
16. Roux Associates, Inc. advising that an application is being submitted to the NJDEP for a Freshwater Wetlands General Permit/Coastal Zone Management General Permit regarding property at Blk. 732, Lot 1 and Blk. 729, Lot 2 in Woodbridge Township. (7/13/15)
17. NJ Transit Corp. submitted notice of its intent to apply for Federal FY 2015 federal financial assistance, Federal FY 2014, Federal FY 2013 and Federal FY 2012 carryover funds from various programs. (7/16/15)
18. NJDEP issued a news release regarding the Christie Administration filing the first eminent domain actions to secure easements needed for beach construction projects. (7/16/15)
19. Gomes & Monteiro submitted a copy of Seabra's Armory Inc.'s NJDEP Waterfront Development/Coastal Wetlands Permit Application for the Armory Outdoor Roofed Patio Project at 200 Front Street. (7/17/15)
20. Kenneth Ortiz, Director of Human Services advising that the City has received a \$32,000.00 grant from the NJ Department of Transportation's Youth Corps' Urban Gateway Enhancement Program. (7/17/15)
21. New York City Office of the Mayor advising that the City is appealing FEMA's January 2015 Preliminary Flood Insurance Rate Maps. (7/22/15)

22. Elaine M. Jasko, City Clerk advising Jillian C. Barrick, BA, that Councilman Fernando Gonzalez would like copies of all Code Enforcement reports for any properties where tenants and/or owners have been removed as a result of code violations. (7/22/15)
23. Andrew Toth, Grant Analyst advising that July 24, 2015 will be his last day working for the City and resigning from the Zoning Board of Adjustment and thanking everyone for their guidance and assistance. (7/23/15)
24. Portuguese Sporting Club, Inc. requesting the closing of Pulaski Avenue from State Street to Valley Place for their Annual Festival to be held on September 5, 2015 from 1:00 pm to 7:00 pm. (7/27/15)
25. Elaine M. Jasko, City Clerk advising Jillian C. Barrick, BA that Councilman Fernando Gonzalez has requested that she be reminded of his request regarding the breakdown of the monthly costs to operate the YMCA for the past 3 years. (7/28/15)
26. PSE&G advising that various public hearings will be held in the Matter of the 2015/2016 Annual Compliance Filings for a Change In the Statewide Electric and Gas Permanent Universal Service Fund Program Factors Within the Electric and Gas Societal Benefit Charges Rates. (7/29/15)
27. PSE&G advising that various public hearings will be held in the Matter of the Petition of Public Service Electric and Gas Company for Approval of Changes In Its Electric Green Programs Recovery Charge and its Gas Green Programs Recovery Charge. (7/31/15)
28. Mayor Wilda Diaz and Jillian C. Barrick, BA notifying the following of their appointment as police officers: (8/3/15)

Gilberto L. Arocho, II
 Javier E. Morillo
 Jeffrey Valentin
 Ariel E. Moriillo
 Patrick M. McGhee
 Ernie J. Vega
 Jacqueline Tarracino

Dominik Skibniewski
 Jasmil A. Rivas
 Gregory Perez
 William R. Perez
 Allan Taveras
 Jorge E. Figueroa, Jr.

29. NJDEP acknowledging Raritan Yacht Club's request to withdraw the application for a Coastal General Permit No. 13. (8/3/15)
30. Thomas P. Ward, Chairman of the Zoning Board of Adjustment advising that there are 3 vacancies on the Board. (8/4/15)
31. Elaine M. Jasko, City Clerk advising Jillian C. Barrick, BA that Councilman Fernando Gonzalez has asked if the City is renting the billboard space at the State Street S-curve since it is advertising various City activities. If so, he would like to know the cost, and the rental time remaining. (8/4/15)
32. Business Administrator Jillian C. Barrick advising that the City has leased the billboard for one year to advertise community events at a cost of \$400.00 a month plus quarterly printing costs of \$775.00. (8/5/15)

CLOSED SESSION RESOLUTION

R-327-8/15 Authorizing a Closed Session at the August 10, 2015 Caucus Meeting to discuss the following:

- a. Closed Session Minutes Review
- b. Contract Negotiations
- c. Personnel
- d. Potential Litigation

ACTION ON RESOLUTION #327-8/15 WAS TAKEN DURING THE AUGUST 10, 2015, CAUCUS MEETING, WHICH WAS HELD AT 4:30 PM.

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

Susan Batista, 1074 Truxton Dr.: I am here about the lawsuit I filed. Police Chief Ben Ruiz never provided evidence in the case. He actually indicated that the evidence was destroyed during the trial. I tried to report the crime to the Police Dept. and they made me come back on several occasions. The Mayor must take full responsibility for Chief Ruiz's actions.

Mark Blunda: We normally don't discuss pending litigation in public. However, Ms. Batista was a defendant in a trial that took place last year. The judge ruled against Ms. Batista. She subsequently filed this lawsuit. This is being defended by the joint insurance fund. She has filed a restraining order against the Police Dept. She believes they are surveilling her. She will get her day in court.

Alan Silber, 244 Rector St.: With the hiring of the new attorney, you are not just hiring a person but a whole firm. The public should be allowed to research this. This person has a relationship with Kevin McCabe and Joe Vitale. There are a lot of question marks with this firm. I congratulate Mr. Irizarry for his vote this evening.

David Caba, 559 Westside Ave.: I congratulate Mr. Irizarry for his vote tonight. You need to spend some time on doing research before you hire someone. We are the gadflies and we are the watchdogs for this community. It's a shame that Mr. Blunda is being put through this.

Mustafa Kachwalla, 223 Smith St.: The water for my business was turned off for non-payment of water bills on April 21, 2015. There are 2 meters. One is for the upstairs, and one for downstairs. One bill was for \$454.00 and the other bill was for \$4800.00. I paid both bills in full, since they would not accept a payment plan and they would not turn the water back on until both bills were paid in full. The water was turned back on. Both bills were paid in cash. On June 3rd I got another bill and was told that I owed another \$1400.00. I questioned the water department and was told that I still have a balance from the last bill. I was told that I only paid \$3800.00 cash on the \$4800.00 bill. They gave me two duplicate receipts for the \$454.00 payment. I never noticed that at the time. I'm asking the Council for your help.

Jillian Barrick: I will follow up on this matter.

Stan Sierakowski, 679 Charles St.: The water was turned on, therefore the full amount must have been paid to the city.

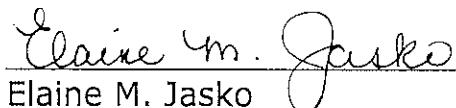
William Mason, 1074 Truxton Dr.: There was a TRO brought by Ms. Batista from the State case. It was the responsibility of the City to inform the Court of the TRO. That is not being addressed. The State case is closed and yet you still pretend to be fighting it.

COUNCIL COMMENTS

Council Member Gonzalez: The late starter resolution that asks for an evaluation of the Law Dept. is my resolution. I research many matters on behalf of the city. I have researched the young lady that is being considered for the City Attorney position, and I believe she would be right for the City. This was tabled until the next meeting. The Mayor is fighting for this young lady.

ADJOURNMENT

There being no further business to come before the Council, motion was made by Council Member Petrick, seconded by Council Member Gonzalez to adjourn the meeting at 10:10pm, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Pabon, Petrick and Nanton. Nay--None.


Elaine M. Jasko
City Clerk


Lisa Nanton
Council President

