



MINUTES
PROCEEDINGS OF THE COUNCIL OF THE
CITY OF PERTH AMBOY
AUGUST 13, 2014
COUNCIL CHAMBERS

NOTICE OF MEETING

Regular Meeting of the Council of the City of Perth Amboy was held on Wednesday, August 13, 2014 July 9, 2014 in the Council Chambers, City Hall, Perth Amboy, New Jersey at 7:00 p.m.

Presiding Officer of the Council, Joel Pabon, Sr. 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 meeting is being held at the Council Chambers, City Hall, at 7:00 p.m.

Council President Pabon: 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 Joel Pabon called the meeting to order with the following Council Members present: Kenneth Gonzalez, Fernando Irizarry, Lisa Nanton and William Petrick. Absent--none.

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

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.

Comm.#21

Stan Sierakowski, 679 Charles St.: Is the property currently contaminated? Who owns the nearest properties to this property?

Leigh Ann Hindenlang, Ex. Director of PARA: Initially, the property showed no contaminants. There will be additional testing done. The Cornucopia and Celotex properties are adjacent to this property. This is for a park under the bridge.

R-368

Stanley Sierakowski: The Royal Garden Club should get the money to take care of the planters downtown. It should not been given to the Mayor's supporter. Is Roxanna Troche a full time employee?

Jillian Barrick: She is a full time employee.

LATE STARTER RESOLUTION #406

Alan Silber, 244 Rector St.: Why was this put on the agenda for the Caucus and then removed before the Caucus?

Mark Blunda: It was removed because the Council wanted additional info. After the Closed Session discussion it was put back on the agenda.

Alan Silber: Only 32 municipalities got reaccredited. This is not done as a matter of course. It should not be voted on tonight. This should be carried over until the next meeting.

APPROVAL OF MINUTES

July 7, 2014 - Closed Session
July 9, 2014 - Regular

Motion was made by Council Member Petrick, seconded by Council Member Nanton to accept the minutes and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

BIDS

- **Bids were received on July 17, 2014 for the following:**
 - 1. Davidson Avenue Road Rehabilitation and Improvements**
 - a. Lucas Construction** **\$272,840.90***
 - b. Top Line Construction** **\$338,116.16**
 - c. Black Rock Enterprises** **\$358,808.99**
- **Bids were received on July 31, 2014 for the following:**

1. (1) One 2014 or Newer Automated Sanitation Vehicle (66GVW)
 - a. Hunter Jersey Peterbilt \$277,996.00*
- Bids were received on August 5, 2014 for the following:
 1. (1) One 2014 or Newer 25,999 GVW Dump Truck
 - a. Mid Atlantic Truck Center, Inc. \$113,256.00*
 2. (1) One 2014 New Ejector Trailer
 - a. R.J. Twitchell & Co., Inc. \$ 59,602.95*

*Recommendation of Bid Award

SOCIAL AFFAIR PERMIT

- St. Demetrios Greek Orthodox Church
41-47 Wisteria Street
Perth Amboy
Occasion: Dance
Date: October 4, 2014, 7:00 pm to 2:00 am
Location: St. Demetrios Community Center, Wisteria Street
- Our Lady of Fatima Church
380 Smith Street
Perth Amboy
Occasion: Dance
Date: September 13, 2014, 8:00 pm to 12:00 midnight
Location: Our Lady of Fatima Parish Center, 380 Smith Street

Motion was made by Council Member Petrick, seconded by Council Member Nanton to authorize the applications and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

REPORTS

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

1. Budget Status Reports – YTD June 2014.
2. Payroll Disbursements/Deductions – June 2014.
3. Investment Report – June 2014.
4. Water/Wastewater Utility Reports – June 2014.
5. Check Register Report for the month of July 2014 totaling \$10,369,459.03.

6. Ferraioli, Wielkotz, Cerullo & Cuva, P.A. – FY 2013 Audit.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to accept reports #1 - #5 and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

**ORDINANCES – FIRST READING
(NO PUBLIC DISCUSSION)**

- 1. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "POLICE DEPARTMENT" (ORDINANCE NO. C-74 AND AMENDMENTS) ADOPTED OCTOBER 17, 1928 ALSO KNOWN AS CHAPTER 95 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.**

Re: Fee Schedule

Motion was made by Council Member Petrick, and seconded by Council Member Gonzalez 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 10, 2014 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. 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: No Parking during Emergency--Additional Streets (SNOW)

Motion was made by Council Member Petrick, and seconded by Council Member Gonzalez 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 10, 2014 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

- 3. 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: Non-Union

Motion was made by Council Member Petrick, and seconded by Council Member Irizarry 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 10, 2014 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

RESOLUTIONS

R-349-8/14 Authorizing the 2014-2015 renewal of certain Plenary Retail Consumption Licenses, effective August 14, 2014.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez 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, Nanton, Petrick and Pabon. Nay--none. Absent--none.

R-350-8/14 Authorizing the 2014-2015 renewal of inactive Plenary Retail Consumption License No. 1216-33-006 held in the name of Alan I. Gould Receiver for Tropical Corp., t/a Acapulco Tropical, effective August 14, 2014.

Motion was made by Council Member Petrick, seconded by Council Member Nanton 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, Nanton, Petrick and Pabon. Nay--none. Absent--none.

R-351-8/14 Considering the 2014 application of Luis Fana, t/a El Clasico Restaurant & Billiards, LLC for a license to operate a poolroom at 233 New Brunswick Avenue.

Motion was made by Council Member Irizarry, seconded by Council Member Petrick 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-352-8/14 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, 2013.

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-353-8/14 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 Gonzalez 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-354-8/14 Authorizing the insertion of revenue in the CY 2014 Budget pursuant to N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) for a Hazardous Discharge Site Remediation Grant in the amount of \$25,290.00.

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-355-8/14 Authorizing the insertion of revenue in the CY 2014 Budget pursuant to N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) for NJDOT – Jeffries, Broad and Elm Streets in an additional amount of \$72,770.00.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez 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, Nanton, Petrick and Pabon. Nay--none. Absent--none.

R-356-8/14 Appointing Wilma R. Matey to the Zoning Board of Adjustment as a regular member for a term to expire on December 31, 2017.

Motion was made by Council Member Petrick, seconded by Council Member Nanton 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 Irizarry, Nanton, Petrick and Pabon. Nay--none. Abstain--Council Member Gonzalez. Absent--none.

R-357-8/14 Appointing Michael P. Savoia to the Zoning Board of Adjustment as Alternate No. 1 for a term to expire December 31, 2014.

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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, Nanton, Petrick and Pabon. Nay--none. Absent--none.

R-358-8/14 Authorizing the Tax Collector to cancel balances under the amount of \$10.00.

Motion was made by Council Member Petrick, seconded by Council Member Nanton 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-359-8/14 Authorizing the Tax Collector to extend the grace period on 3rd quarter tax bills to September 5, 2014.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

Consent Agenda – R-360-8/14 to R-366-8/14

R-360-8/14 Authorizing the refund of tax overpayment/overbill in the total amount of \$13,914.36 on various properties as a result of reduced assessed value.

R-361-8/14 Authorizing the refund of registration fee for the Perth Amboy Municipal Alliance Maps Summer Day Camp in the amount of \$100.00 to Daniel J. Rivera.

R-362-8/14 Authorizing the refund of registration fee for the Perth Amboy Municipal Alliance Maps Summer Day Camp in the amount of \$437.50 to Dawn R. Burch.

R-363-8/14 Authorizing refunds in the total amount of \$100.00 to two tenants for return key deposits with the Perth Amboy Harborside Marina.

R-364-8/14 Authorizing a refund in the amount of \$1,000.00 to Frank Marrero for a slip deposit with the Perth Amboy Harborside Marina.

R-365-8/14 Authorizing return of a demolition bond to 7-Eleven, Inc. in the amount of \$10,000.00 for demolition of a building located at 502 Smith Street, Blk. 100, Lot 3.02.

R-366-8/14 Authorizing return of a demolition bond to Volunteers of America-GNY, Inc. in the amount of \$2,500.00 for demolition of a building located at 265 Rector Street, Blk. 55, Lot 7.02.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to adopt R-360-8/14 to R-366-8/14.

Council President asked for comments. There were none.

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

R-367-8/14 Appointing Maria J. Rivera as Alternate Fund Commissioner for the Public Entity Joint Insurance Fund Board of Commissioners.

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-368-8/14 Approving the introduction of the Perth Amboy Business Improvement District (BID) Transition Budget for the period of July 1, 2014 to December 31, 2014.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-369-8/14 Authorizing the settlement of the workers compensation litigation entitled Gilberto Ortega v. City of Perth Amboy C.P. No. 2013-3889 for the net amount of \$13,420.00.

Motion was made by Council Member Petrick, seconded by Council Member Nanton 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-370-8/14 Authorizing the settlement of the workers compensation litigation entitled Ada Martinez v. City of Perth Amboy C.P. No. 2010-11981 for the amount of \$5,000.00 and C.P. No. 2010-10927 in the amount of \$12,360.00 for the net amount of \$17,360.00.

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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, Nanton, Petrick and Pabon. Nay--none. Absent--none.

R-371-8/14 Authorizing the settlement of the workers compensation litigation entitled Miguel Garcia v. City of Perth Amboy C.P. No. 2013-11034 for the net amount of \$12,474.00.

Motion was made by Council Member Petrick, seconded by Council Member Nanton 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, Nanton, Petrick and Pabon. Nay--none. Absent--none.

R-372-8/14 Authorizing the settlement of the workers compensation litigation entitled Jim Vargas v. City of Perth Amboy C.P. No. 2013-12337 for the amount of \$32,811.00.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez 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, Nanton, Petrick and Pabon. Nay--none. Absent--none.

R-373-8/14 Supporting A2299 Legislation which requires municipalities to exempt disabled veterans from construction permit surcharge fees.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-374-8/14 Accepting the bid and awarding a contract to Lucas Construction Corp., Inc. for NJDOT Municipal Aid Road Improvements – Davidson Avenue in an amount not to exceed \$272,840.90.

Motion was made by Council Member Petrick, seconded by Council Member Nanton 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-375-8/14 Accepting the Bid and awarding a contract to Hunter Jersey Peterbilt for (1) one 2014 or newer Automated Sanitation Vehicle (66GVW) in an amount not to exceed \$277,996.00.

Motion was made by Council Member Petrick, seconded by Council Member Nanton 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-376-8/14 Accepting the bid and awarding a contract to Mid-Atlantic Truck Center for (1) one 2014 or newer 25,999 GVW Dump Truck in an amount not to exceed \$113,256.00.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-377-8/14 Accepting the bid and awarding a contract to R.J. Twitchell Co., Inc. for (1) one 2014 New Ejector Trailer in the amount of \$59,602.95.

Motion was made by Council Member Irizarry, seconded by Council Member Petrick 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, Nanton, Petrick and Pabon. Nay--none. Absent--none.

R-378-8/14 VOID

R-379-8/14 Authorizing a grant application and grant acceptance with the New Jersey Division of Criminal Justice for the 2014 Body Armor Replacement Fund Program.

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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, Nanton, Petrick and Pabon. Nay--none. Absent--none.

R-380-8/14 Adopting and supporting submission of the Strategic Recovery Planning Report to the Department of Community Affairs for the Post Sandy Planning Assistance Grant.

Motion was made by Council Member Petrick, seconded by Council Member Nanton 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, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Consent Agenda – R-381-8/14 to R-385-8/14

R-381-8/14 Authoring the proper City Officials to execute a contract with the Puerto Rican Association for Human Development for roof repairs in the amount of \$22,500.00 in accordance with the Fortieth Year CDBG from the US Dept. of Housing and Urban Development.

R-382-8/14 Authorizing the proper City Officials to execute a contract with the Puerto Rican Association for Human Development for tenant based rental assistance in the amount of \$50,155.00 in accordance with the Fortieth year CDBG from the US Dept. of Housing and Urban Development.

R-383-8/14 Authorizing the proper City Officials to execute a contract with the Perth Amboy Housing Authority's Home Ownership Program in the amount of \$14,040.00 in accordance with the Fortieth Year CDBG from the US Dept. of Housing and Urban Development.

R-384-8/14 Authorizing the proper City Officials to execute a contract with the Boys and Girls Club for the Digital Arts Suit Program in the amount of \$15,000.00 in accordance with the Fortieth Year CDBG from the US Dept. of Housing and Urban Development.

R-385-8/14 Authorizing the proper City Officials to execute a contract with the Intersect Fund for Microenterprise Development in the amount of \$50,000.00 in accordance with the Fortieth Year CDBG from the US Dept. of Housing and Urban Development.

Motion was made by Council Member Petrick, seconded by Council Member Nanton to adopt R-381-8/14 to R-385-8/14.

Council President asked for comments. There were none.

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

(*) Council Member Gonzalez abstained from Resolutions #381 and #382.

R-386-8/14 Authorizing an agreement with the Perth Amboy Youth Football League for the organization and operation of a youth football and cheerleading program in the City of Perth Amboy from January 1, 2014 to December 31, 2014 for the amount of \$12,000.00.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-387-8/14 Approving participation with the State of New Jersey in a Safe and Secure Communities Program in the amount of \$60,000.00 administered by the Division of Criminal Justice, Department of Law and Public Safety.

Motion was made by Council Member Petrick, seconded by Council Member Nanton 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

Consent Agenda - R-388-8/14 to R-396-8/14

R-388-8/14 Authorizing a contract with CDW-G for the purchase of two Cisco Direct Switches and two Cisco Smartnet Switches for the 911 System under State Contract New Jersey Cisco WSCA AR-233 A83083 in an amount not to exceed \$15,478.40.

R-389-8/14 Authorizing a contract with F&S Tire for the purchase of various heavy duty tires in an amount not to exceed \$25,000.00.

R-390-8/14 Authorizing a contract with Air Brake Equipment for the purchase of heavy duty brake parts in an amount not to exceed \$35,000.00.

R-391-8/14 Authorizing a contract with Tennant Sales for the purchase of proprietary mini-sweeper parts in an amount not to exceed \$20,000.00.

R-392-8/14 Authorizing a contract with Hertrich Fleet Services, Inc. for the purchase of a 2015 Dodge Journey 4DR SE FWD for the Dept. of Code Enforcement, under State Contract No. A86922 (T0099) in an amount not to exceed \$17,999.00.

R-393-8/14 Authorizing a contract with JC Landscape Construction & Maintenance Co., Inc. for the Caledonia Park improvements in an amount not to exceed \$25,985.00.

R-394-8/14 Authorizing a contract with Rubbercycle Company for the Caledonia Park improvements under State Contract No. A81417 in an amount not to exceed \$79,750.00.

R-395-8/14 Authorizing a contract with Communications Specialists, Inc. for wireless replacement in an amount not to exceed \$20,430.00.

R-396-8/14 Authorizing a contract with SHI for the purchase of Cisco Parts for core switches under State Contract No. 77560 in an amount not to exceed \$3,131.00.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to adopt R-388-8/14 to R-396-8/14.

Council President asked for comments. There were none.

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

R-397-8/14 Extending the contract with Apruzzese, McDermott, Mastro & Murphy to provide legal services for extra litigation, police defense and real estate matters through 2014 in an amount not to exceed \$210,000.00.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-398-8/14 Authorizing an additional payment to the firm of Hoagland, Longo, Moran, Dunst & Doukas LLP to cover costs associated with work to be performed within the second half of 2014 in connection with tax appeals before the Tax Court of the State of New Jersey in an amount not to exceed \$50,000.00.

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-399-8/14 Rescinding R-347-7/14 and re-authorizing a contract with B&W Contracting Co. for emergency repairs to the Alpine Street Sewer Line in an amount not to exceed \$113,574.50.

Motion was made by Council Member Petrick, seconded by Council Member Nanton 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-400-8/14 Authorizing a contract with Ecolsciences, Inc. as licensed site remediation professionals to conduct additional site investigation services for underground storage tanks at 351 Rector Street and 366 & 376-380 High Street in an amount not to exceed \$25,289.50.

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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, Nanton, Petrick and Pabon.
Nay--none. Absent--none.

R-401-8/14 Authorizing Change Order No. 8 to the contract with Bird Construction for the City Marina Reconstruction Project in an amount not to exceed \$_____.

Jillian Barrick, BA: I am asking that R-401 be tabled until the next meeting.

R-402-8/14 Authorizing the closure of Pulaski Avenue from State Street to Valley Place for the Portuguese Sporting Club of Perth Amboy annual picnic on September 27, 2014.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez 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, Nanton, Petrick and Pabon. Nay--none. Absent--none.

R-403-8/14 Authorizing a technical support services contract with Aton Computing for information technology services for the City for a period of four months commencing September 1, 2014 and terminating December 31, 2014 in an amount not to exceed \$80,000.00.

Motion was made by Council Member Nanton, seconded by Council Member Gonzalez 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, Nanton, Petrick and Pabon. Nay--none. Absent--none.

R-404-8/14 Authorizing change order no. one to the contract with Cascade Engineering, Inc. for additional residential containers in the amount of \$27,627.00.

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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, Nanton, Petrick and Pabon. Nay--none. Absent--none.

R-405-8/14 Appointing Lisa Nanton as the City Council representative to the Perth Amboy Arts Council for a term to expire on December 31, 2016.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez 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, Nanton, Petrick and Pabon. Nay--none. Absent--none.

LATE STARTERS

ORDINANCE (First Reading)

1. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "PUBLIC CONTRACTING" (ORDINANCE NO. 1317-2008 AND AMENDMENTS) ADOPTED JUNE 25, 2008 ALSO KNOWN AS CHAPTER 98 OF THE CODE OF THE CITY OF PERTH AMBOY.

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

Motion was made by Council Member Petrick, and seconded by Council Member Gonzalez 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 10, 2014 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

RESOLUTION

R-406-8/14 Authorizing a contract with the Rodgers Group, LLC, for consulting services assisting the Police Department in securing NJSACOP Reaccreditation in an amount not to exceed \$39,000.00.

NO ACTION TAKEN – R-406 HELD UNTIL THE NEXT MEETING.

COMMUNICATIONS

1. Major Edgar C. George, Jr., Divisional Secretary of the Salvation Army thanking the Mayor and Council for their letter regarding the transfer of Lt. Jose Santiago and hoping the people of the City will welcome Lt. Alex & Capt. Diana Rodriguez. (7/2/14)
2. Peak Environmental Inc. submitted a copy of the NJDEP Classification Exception Area/Well Restriction Area Fact Sheet for the former EnviroFeed facility, 1037 State Street, Blk. 460, Lot 55. (7/9/14)
3. PSE&G submitted a Notice of Filing and Public Hearings regarding the Compliance Filing with the NJBPU, identifying all extraordinary preparation, recovery and restoration costs incurred as a result of unusually damaging major storm events which caused severe damage to the State's utility infrastructure. (7/10/14)
4. NJ Division of State Police advising that the State of New Jersey has allocated \$250,000.00 to the City through the Hazard Mitigation Grant Program – Energy Allocation Initiative for emergency backup generator at the Jankowski Center. (7/11/14)
5. PSE&G submitted a Notice of Filing and Public Hearings in the matter of the 2014/2015 Annual Compliance Filing for a Change in the Statewide Electric and Gas Permanent Universal Service Fund Program. (7/14/14)
6. NJDOT seeking the City's agreement that the deck replacement of the Route 440 Ramp J over Route 35 Ramp G will have no adverse effect on any historic properties. (7/14/14)
7. Thomas P. Ward, Zoning Board of Adjustment Chairman advising that with the resignation of Elias Rivera from the Board a vacancy now exists. (7/14/14)
8. PSE&G submitted a Notice of Filing and Public Hearings regarding the Petition of Public Service Electric and Gas Company for Approval of Changes in its Electric Green Programs Recovery Charge and its Gas Green Program Recovery Charge. (7/17/14)

9. **Douglas Dzema, Executive Director of the P.A. Housing Authority submitted a summary of the Gateway Neighborhood Strategic Plan, prepared by PARTNER (Perth Amboy Redevelopment Team for Neighborhood Enterprises and Revitalization) for endorsement by the Council. (7/21/14)**
10. **A.T. Towing expressing his concern with regard to activities of J.J. Auto Body. (7/21/14)**
11. **A.T. Towing submitted follow up letter regarding his concerns concerning J.J. Auto Body. (7/24/14)**
12. **Mayor Wilda Diaz appointing Jillian Barrick as Acting Mayor during her absence from July 28, 2014 until August 11, 2014. (7/25/14)**
13. **Elias Rivera advising he is resigning from the Board of Adjustment effective immediately. (7/25/14)**
14. **Brinkerhoff Environmental Services, Inc. submitted a copy of the NJDEP application for a Freshwater Wetlands Letter of Interpretation of the Second Street Project, Blk. 10, Lots 1.01, 1.02, 1-12; Blk.11, Lot 1.01; Block 16, Lots 1.01, 1-15 and 15.01. (7/28/14)**
15. **U.S. Department of Homeland Security announces grant allocations for FY 2014 Preparedness Grants. (7/29/14)**
16. **A resident of Neville Street suggesting that a four way stop sign would lessen much of the traffic and hazards at the intersection of Neville and Groom Streets. (7/29/14)**
17. **A resident in the area of Groom and Neville Streets advising that the complaints expressed by Jane Herron at Council Meetings does not reflect the sentiments of the rest of the neighbors. (7/31/14)**
18. **A.T. Towing submitted a formal complaint against Lt. Terranova for violation of departmental rules regarding allegations of overcharging. (8/1/14)**
19. **NJDEP advising that no further action is necessary for the remediation of the 1500 gallon #2 heating oil underground storage tank system at 373 Prospect Street, Blk. 161, Lot 1. (8/4/14)**

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20. **NJDEP advising that no further action is necessary for the remediation of the 550 gallon #2 heating oil underground storage tank system at 129 Brighton Avenue, Blk. 19, Lot 27. (8/4/14)**
 21. **Middlesex County Planning Board supporting the City's application to Green Acres Program for funds to develop a park on City owned property along the Raritan River, adjacent to the Victory Bridge. (8/6/14)**
 22. **NJDEP submitted some tips to help reduce ground level ozone. (8/8/14)**

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

Tom Ward, 104 Madison Ave.: Why are the Zoning and Planning Bd. meetings not being shown on cable TV?

Council President Pabon: We are looking into it.

Arthur Brewton, 442 Convery Blvd: There is a lot of loud music being played in the downtown area. It's mostly coming from vehicles. Something should be done about that. We need more police presence in the downtown area. We need them walking the beat.

Council Member Gonzalez: We will be looking at the noise ordinance again.

Virginia Lugo, 316 State St.: I'm a BID board member. I'm opposed to the spending of monies from the BID Transitional Budget. We should have a cease and desist of the spending until a new board is elected. There is great conflict within the BID. We currently don't receive board minutes. We are targeting our election for October 1.

Council Member Irizarry: Where is the BID money coming from?

Jillian Barrick: It's from the business property owners.

Debra Foley, 213 State St.: A handicapped spot was installed near my building. The handicapped person is still living there. The care giver has changed. The sign was just removed. The Chief was contacted by Elaine. It took a long time to install the sign but it was taken down almost immediately. The sign needs to be put back.

Elaine M. Jasko, City Clerk: When Ms. Foley brought this to my attention, I advised her that I would be look into it and try to help her resolve the matter. I advised her that I would be in touch with her once I spoke to the Police Dept. about the situation.

The Council advised Elaine Jasko to continue working on the matter with Ms. Foley and to try to resolve the issue.

Neil Hunter, 358 Rector St., read a letter into the record from Kushner's attorney regarding masonry repairs at the Admiral Building.

Monica Sainz, 694 Mary St.: I want to thank you for making Mary St. one way and allowing parking on one side only. Cars are now going slower. It's fantastic. Many of my neighbors are happy about this.

Tanya Batts, 710 Mary St.: I don't mind the one way, but the one side parking is creating a hardship for the neighbors. Only 13 people signed a petition for me asking that parking be allowed on both sides of the street. I am disillusioned by this. I would be happy with resident parking stickers.

Council Member Gonzalez: There was a discussion about this on Monday. The business administrator will meet with some neighbors to see if there's a possible solution to the situation.

David Caba, 139 Lewis St.: The Council needs to be informed about a shooting that recently occurred in Perth Amboy. The quality of life in Perth Amboy is being diminished.

Angel Leon, 618 Penn St.: Has anything been done about the noise ordinance addressing loud music? Can you please translate the noise ordinance into Spanish?

Leslie Dominguez-Rodriguez, 758 Convery Blvd.: I never got a response from the Council regarding my previous request (February 2014) of making the city's municipal election a partisan election. The county paid \$34,000 for the past primary election in Perth Amboy. Making Perth Amboy partisan is the better way to go. You should place a resolution on the September agenda making this change. There's a new property owner on Chamberlain Ave. who plays his music very loudly. Residential parking stickers should be issued for Mary St.

Stan Sierakowski, 679 Charles St.: Roxanne Troche makes \$90,000 for the BID. What was her salary before she went to the BID? The BID has become a patronage pit. Is there any oversight for Ms. Troche? With regard to the Rodgers Group, they are using their influence. They are retired police personnel and want to make money when they retire.

Jillian Barrick: The BID executive director reports to me and she has an office inside of City Hall. The City subsidizes her benefits. The salary was subsidized last year by the UEZ. Therefore, the entire salary is being supported by the BID. The salary is a little less than \$90,000 per year.

Fernando Gonzalez, 129 High St.: When I was on the Council, I voted against moving the municipal election to November. In 1985, the City eliminated the runoff elections. I suggest the Council set up a charter study commission to determine whether we need a runoff election. The ballot confuses the voters. If you want to continue with an election in November, you should go partisan.

Christine Dispenziere, 358 Rector St.: There's a lot of noise at the waterfront. It usually starts at 11:00 pm. Can we get some more police presence there? There are lights that are still out near the building that have been out since Superstorm Sandy. I don't feel safe.

Council Member Gonzalez: Do we have an update on the lighting?

Frank Dann, Director DPW: It's the responsibility of the property owner.

Jillian Barrick: I will follow up on this.

Sharon Hubberman, 529 Cornell St.: At a recent BID meeting, \$10,000 cut was from the budget. There are many issues regarding the BID. The public needs to know what is occurring at the BID. I am in favor of non-partisanship.

Miriam Quiles, 761 Barry Ave.: I own property at 309 Market St. There has been another rainstorm and another backup at my property. I came to the Mayor's office and as of today, I have not received any response from the Mayor's office. Has there been a report about what occurred?

Jillian Barrick: An extensive analysis was done. We provided special bulk trash collection (July 22 and 23) at no cost to the residents. This was a flash flood.

Miriam Quiles: Will I have flooding regularly now? I have no flood insurance.

Jillian Barrick: You can't anticipate Acts of God.

Council Member Petrick to Jillian Barrick, BA: Please follow up with Mr. Risoldi of USA-PA.

Council Member Petrick: The system was overwhelmed. Ms. Quiles should get a valve installed by a plumber at her property.

Mark Blunda.: A claim can be filed for damages. The City can contact Mr. Risoldi and follow up on this.

Council President Pabon: We received a report from the water company but the residents should have been provided with some information.

Miriam Quiles: We got 2-3 feet of sewer water. Why did other parts of town not experience the Act of God? I just found out from my parents who owned this house before me that this has been going on for 20-30 years.

Council Member Gonzalez: A professional plumber should look at the clean out plugs. Has anyone checked the netting chambers?

Jillian Barrick: Yes it gets checked after a storm.

Council Member Petrick: We are working on separation of sewers in old sections of town. I don't know when this section will get done.

Mark Blunda: USA-PA can provide residents in the area, sections of the report, so they are aware of and can prepare and prevent flash flooding.

Jane Herron, 519 Groom St.: We should have a 4 way stop and humps installed. There are city trucks that took down telephone lines. There is no enforcement of ordinances. There are more ambulances on Groom and Neville Streets. They are not told to divert. There are no crosswalks in any of these streets.

Council Member Petrick: We should look into the cost of speed bumps.

COUNCIL COMMENTS

Council Member Gonzalez: We need to put on an ordinance for the Council to consider regarding tavern security.

Mark Blunda: It will be on the next agenda.

Council Member Petrick to Ken Ortiz, Director of Human Services: They want to paint a mural on the Storage container that is currently there. However, I heard a second one will be dropped there. How will anyone see the mural if a second one is put there?

Ken Ortiz: We are working on a mural ordinance. The trailer will be placed there, but it will only be placed there temporarily. The second trailer will be dropped within the next two weeks.

Council Member Gonzalez to Ken Ortiz: Your staff should be commended for the great job with Family Day.

Council Member Nanton: This Council and Administration is looking into repairing and replacing infrastructure throughout the City. I would like bullet points on how changing the election to partisan will affect voter participation.

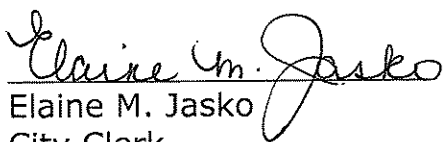
Council Member Petrick: The Council was not in favor of moving School Elections to November.

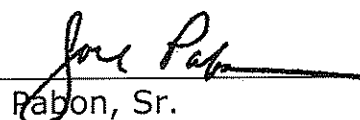
Council Member Irizarry: Can we have a representative from the Rodgers Group at the next meeting to answer some concerns?

Council Member Gonzalez: That is a good suggestion.

ADJOURNMENT

There being no further business to come before the Council, motion was made by Council Member Petrick, seconded by Council Member Nanton to adjourn the meeting at 9:15pm, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.


Elaine M. Jasko
City Clerk


Joel Pabon, Sr.
Council President

