



**MINUTES  
PROCEEDINGS OF THE COUNCIL OF THE  
CITY OF PERTH AMBOY  
SEPTEMBER 24, 2014  
COUNCIL CHAMBERS**

**NOTICE OF MEETING**

Regular Meeting of the Council of the City of Perth Amboy was held on Wednesday, September 24, 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.

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

**1. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "ALCOHOLIC BEVERAGES" (ORDINANCE NO. 65-75 AS AMENDED) ADOPTED FEBRUARY 18, 1975, ALSO KNOWN AS CHAPTER 137 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.**

**Re: Regulation of Security Officers**

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

Council President asked for comments. There were none.

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

**2. MURAL ORDINANCE OF THE CITY OF PERTH AMBOY.**

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

Council President asked for comments.

Stan Sierakowski, 679 Charles St.: Are political murals going to be allowed? Who is going to oversee the installation? Will there be a mural police?

Mark Blunda: The Arts Council will have the first review and they will submit it to the City Council for final approval.

Council Member Petrick: If we purchased them and they went up there would be more regulation over the mural.

Council Member Nanton: Most murals cost between \$1500 to \$2000.

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

## 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.

## APPROVAL OF MINUTES

**September 8, 2014 - Closed Session**  
**September 10, 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 September 3, 2014 for the following:**

- 1. 3<sup>rd</sup> Party Inspection Services- Electric & Plumbing**
  - a. EIC Inspection Agency Corp**
    - Electrical Sub Code 61% \***
    - Plumbing Sub Code 61% \***

**Note: Contract Period 11/9/14 to 11/8/16**

**\*Recommendation of Bid Award**

## REPORTS

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

- 1. Water/Wastewater Utility for the month of August 2014.**
- 2. Investment Report for the month of August 2014.**
- 3. Budget Status Reports – YTD August 2014.**

Motion was made by Council Member Petrick, seconded by Council Member Nanton to accept reports #1 - #3 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 "AN ORDINANCE DESIGNATING RESTRICTED PARKING SPACES FOR USE BY HANDICAPPED PERSONS" (ORDINANCE NO. 380-85 AND AMENDMENTS) ADOPTED JULY 2, 1985 ALSO KNOWN AS CHAPTER 255A ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.**

**Re: Additions/Deletions**

Motion was made by Council Member Petrick, and seconded by Council Member Nanton 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 October 8, 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 "NOISE" (ORDINANCE NO. C-447 AND AMENDMENTS) ADOPTED OCTOBER 3, 1951 ALSO KNOWN AS CHAPTER 304 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.**

Motion was made by Council Member Irizarry, and seconded by Council Member Petrick 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 October 8, 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 "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: Adding Mary Street to Permit Parking**

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 October 8, 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-453-9/14 Authorizing the person-to-person transfer of plenary retail consumption license no. 1216-33-006-004 held in the name of Alan I. Gould Receiver for Tropical Corp. to Ambos Restaurant & Lounge, LLC to be held in inactive status and rescinding R-413-9/14.**

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-454-9/14 Accepting the bid and awarding a two year contract for third party, on-site inspection services to EIC Inspection Agency, Corp. for 61% of DCA fees for plumbing and 61% of DCA fees for electrical subcode inspection services.**

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-455-9/14 Authorizing the proper City Officials to submit an application for a grant in the amount of \$500,000 from the Middlesex County Open Space/Recreation Trust Fund for the construction of a synthetic turf football/soccer field at the Perth Amboy Memorial Youth Sports Complex.**

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-456-9/14 Accepting a grant from the County of Middlesex in the amount of \$41,103.00 for the Municipal Alliance to Prevent Alcoholism and Drug Abuse and authorizing and implementing grant agreement with the County including a City financial match of \$10,275.75.**

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-457-9/14 Accepting a New Jersey Department of Community Affairs Recreation Opportunities for Individuals with Disabilities Grant in the amount of \$20,000 and authorizing the proper City Officials to execute grant documents.**

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-458-9/14 Accepting the HTS State Pedestrian Safety Enforcement and Education Grant for State Fiscal Year 2015 in the amount of \$15,000.00.**

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-459-9/14 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 Recreational Opportunities for Individuals with Disabilities Grant in the amount of \$20,000.00.**

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-460-9/14 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 Pedestrian Safety Enforcement and Education Grant in the amount of \$15,000.00.**

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-461-9/14 Authorizing a contract with Carman Dodge, Inc. for the purchase of (4) 2014 Dodge Charger Pursuit vehicles in the amount of \$91,252.00 under State Contract No. 82927.**

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-462-9/14 Authorizing a contract with M.R.C. Inc. for the purchase of two gazebos, one to be placed on High Street and Sadowski Parkway/Water Street and one at Columbus Park under State Contract No. A81411 in an amount not to exceed \$23,094.50.**

Motion was made by Council Member Irizarry, 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-463-9/14 Authorizing a contract with Hughes Environmental Engineering, Inc. for removal and replacement of two compressors and all associated work from YMCA poolpak unit in an amount not to exceed \$35,750.00.**

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-464-9/14 Authorizing a contract with Marturano Recreation Company for the purchase of a Gametime Inc. Powerscape Plus playground unit under State Contract No. T-0103 in an amount not to exceed \$55,000.00.**

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-465-9/14 Authorizing change order no. 1 to the contract with JC Landscape Construction & Maintenance Co., Inc. for the Caledonia Park Improvements in an amount not to exceed \$8,500.00.**

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-466-9/14 Authorizing settlement of workers compensation litigation entitled John Alvarado v. City of Perth Amboy C.P. No. 2010-16950 for the amount of \$10,000.00.**

Motion was made by Council Member Irizarry, 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-467-9/14 Appointing the following members to the Arts Council:**

**RESOLUTION #467-9/14 HELD UNTIL THE ARTS COUNCIL ORDINANCE AMENDMENTS ARE ADOPTED.**

**Consent Agenda – R-468-9/14 – R-471-9/14**

**R-468-9/14 Authorizing refund of an overpayment of a false alarm fine in the amount of \$150.00 to U.S. Food Service and rescinding R-423-9/14.**

**R-469-9/14 Authorizing refund of registration fee for the Youth Soccer League in the amount of \$50.00 to Bushra Rana.**

**R-470-9/14 Authorizing refund of registration fee for the City sponsored trip to Point Pleasant in the amount of \$49.00 to Ana Feliciano.**

**R-471-9/14 Authorizing refund of spay/neuter fee paid to the Perth Amboy Animal Shelter in the amount of \$230.00 to Alejandrina Aragon Sanchez.**

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to adopt Resolutions #468-9/14 - #471-9/14.

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-472-9/14 Authorizing the relocation of the monuments honoring Nicolaus Copernicus and Count Casimir Pulaski to the Perth Amboy International Park located in Caledonia Park.**

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-473-9/14 Authorizing a Closed Session on September 25, 2014 at 4:00 pm to discuss contract negotiations.**

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-474-9/14 Authorizing the Municipal Clerk to sign an Ad Interim Permit for Al Cibelli Enterprises, Inc. for license no. 1216-32-081-004 for the period of September 23, 2014 to October 9, 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.

#### **COMMUNICATIONS**

- 1. NJDEP advising that the new visitor center for Monmouth Battlefield State Park received the prestigious International Architectural Award. (9/4/14)**
- 2. NJDEP advising that the DEP will be holding a Job Fair for Military Veterans on September 17<sup>th</sup>. (9/4/14)**
- 3. Paramount Assets commending Irving Lozada for his professionalism and commitment to the community. (9/8/14)**
- 4. EcolSciences, Inc. submitted a copy of the NJDEP application for a Waterfront Development Permit and Water Quality Certificates for the construction of a residential subdivision and associated improvements in conjunction with Phase III-B, IV-A and IV-B of the Harbortown Development Plan. (9/9/14)**
- 5. NJDEP submitted a public notice for the Proposed FFY 2015 Priority System, Intended Use Plan and Project Priority List Document (Clean Water Financing). (9/10/14)**
- 6. NJDEP advising that outreach sessions will be held at various locations/dates regarding various statewide program changes for stormwater management. (9/10/14)**
- 7. NJDEP advising that no further action is necessary for the remediation of one 55 gallon #2 heating oil underground storage tank system at 691 Vincent Place, Blk. 189.03, Lot 6. (9/10/14)**
- 8. Joanne M. Dugas resigning effective immediately from the Historic Preservation Commission. (9/11/14)**

9. **PSE&G submitted a Notice of Filing and Public Hearings for Basic Generation Service Charges Procured by PSE&G on behalf of its Basic Generation Service Customers and Proposed Recovery through its BGS Charges of Costs Resulting from Statewide Auction for Basic Generation Service. (9/10/14)**
10. **Middlesex County Office of Health Services issued a public health advisory containing rabies prevention guidelines. (9/18/14)**

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

Stan Sierakowski, 679 Charles St.: Was there an advertisement for the scheduled unveiling of the statute at the International Park this Saturday?

Council Members Petrick and Irizarry both indicated that they saw signs to that effect.

Stan Sierakowski: We should put it on Channel 34. A lot of people don't know that this is going on. Many events in this city are politicized.

Council President Pabon: This is not a city event.

Alan Silber, 244 Rector St.: There were 5 city trucks with city workers at the park getting ready for the event.

Jillian Barrick: They were doing construction work at Caledonia Park.

Fernando Gonzalez, 129 High St.: I thank you for following up on the sewer problem on Catherine St. There's another sewer problem at Catherine St./Hall Ave. near the bodega. This problem has been going on for years. We should look at all the sewers throughout the city.

Council Member Irizarry: What was the location of the problem on Catherine St.? I looked for the smell and could not find it.

Council President Pabon: I also went to Catherine St. and could not find the sewer.

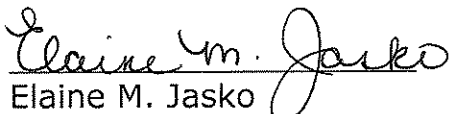
Jane Herron, Groom St.: This is a 4 ton truck maximum street. These ambulance vans are trucks. This is where I live. These vehicles are not on emergency runs. There are paid van services that keep their diesel engines running. Between the hours of 4:30am – 8:00am we get trucks down our street. New Brunswick Ave. is a commercial street. They should use that street.

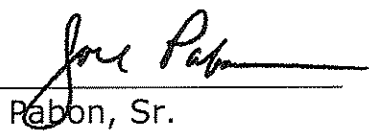
**COUNCIL COMMENTS**

None.

**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 7:35pm, 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

