



**MINUTES
PROCEEDINGS OF THE COUNCIL OF THE
CITY OF PERTH AMBOY
FEBRUARY 12, 2014
COUNCIL CHAMBERS**

NOTICE OF MEETING

Regular Meeting of the Council of the City of Perth Amboy was held on Wednesday, February 12, 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 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, Lisa Nanton and William Petrick. Absent--Council Member Fernando Irizarry (work responsibilities).

Also present at this meeting were: Greg Fehrenbach, Business Administrator, Mark J. Blunda, Esq., Director of Law, (arrived at 7:25pm) and Elaine M. Jasko, City Clerk.

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

1. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "PRECIOUS METALS AND GEMS" (ORDINANCE NO. 250-80 AND AMENDMENTS) ADOPTED MAY 20, 1980 ALSO KNOWN AS CHAPTER 331 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.

Re: Fingerprinting

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

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

2. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "PROPERTY MAINTENANCE" (ORDINANCE NO. 646-92 AND AMENDMENTS) ADOPTED NOVEMBER 16, 1992 ALSO KNOWN AS CHAPTER 335 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY INCREASING THE MAXIMUM FINES FOR VIOLATIONS.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

Council President asked for comments.

Sharon Hubberman, 529 Cornell St.: What are the fines going up to?

Greg Fehrenbach: \$1250 per day with a 30-day abatement and \$2000 per incident per day afterwards.

Sharon Hubberman: Is the process going to change?

Greg Fehrenbach: No.

Sharon Hubberman: What is the reason for increasing the fines?

Greg Fehrenbach: Judges have imposed fines higher than the Ordinance allowed.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

3. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "BUILDINGS, UNSAFE" (ORDINANCE NO. 547-91 ET SEQ AND AMENDMENTS) ADOPTED MAY 21, 1991 ALSO KNOWN AS CHAPTER 175 OF THE CODE OF THE CITY OF PERTH AMBOY INCREASING THE MAXIMUM FINES FOR VIOLATIONS.

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

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, Nanton, Petrick and Pabon. 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.

Bid

Sharon Hubberman, 529 Cornell St.: There are several no bids for the lining of streets. Why did that happen? Why did we accept a bid that was not a low bid for the water mains?

Greg Fehrenbach: We don't know why the people didn't submit bids for cleaning and lining. As to catch basins, the low bidder exceeded the state statute allowance for mobilization costs and therefore it was a non-conforming bid.

Comm. #10

Sharon Hubberman: Has MOPA been dissolved?

Council Member Nanton: MOPA became extinct and no one was showing up to meetings. Something else will be taking its place.

Kathy Manning DePow 233 High St.: Originally MOPA was set up to raise money and put the museums online. Currently we are doing well on our own.

Communications #2 & #4

Alan Silber, 244 Rector St.: We are getting \$365,000 and we are not showing the meetings that we showed before. Why have they been discontinued? We are denying the public the right to see all meetings.

Greg Fehrenbach, BA: The money is a franchise fees that they are required to pay to the municipalities per state statute.

Council President Pabon: I will get an answer for you at the next meeting as to why the meetings are not being shown.

Communications # 2 & #4

Stan Sierakowski, 679 Charles St.: Is the money that is being received based on subscribers?

Greg Fehrenbach: Yes.

R-98

Reinaldo Aviles, 16 Harbor Terr.: I support this Resolution. This will make Perth Amboy a greener city. Please vote for this.

APPROVAL OF MINUTES

January 8, 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, Nanton, Petrick and Pabon. Nay--none. Abstain--none. Absent--Council Member Irizarry.

BIDS

Bids were received on January 8, 2014 for the following:

Cleaning and Lining of various Sewer Mains Project

- | | |
|-----------------------------------|--------|
| 1. Allstate Power Vac, Inc. | |
| \$987,760.00* | |
| 2. New England Pipe Cleaning Co. | No Bid |
| 3. iSqFt Planroom | No Bid |
| 4. Reed Construction Data | No Bid |
| 5. Superior Gunitite and Pipeline | No Bid |
| 6. SWERP, Inc. | No Bid |

Installation of a new Debris Handling System (installation of bar screen) – State St. Pumping Station

- | | |
|-------------------------------------------|---------------|
| 1. Allied Construction Group, Inc. | \$301,900.00* |
| 2. Rapid Pump and Meter Service Co., Inc. | \$453,870.00 |

Replacement of various Catch Basins Project

- | | |
|-------------------------------------------|---------------|
| 1. John Garcia Const. Co., Inc. | \$304,000.00 |
| 2. Black Rock Enterprises, LLC | \$315,425.00* |
| 3. B & W Const. Co. of NJ, Inc. | \$382,202.00 |
| 4. Cifelli & Son General Contracting Inc. | \$410,250.00 |
| 5. KDP Developers, Inc. | \$515,300.00 |
| 6. Tony & Son, Inc. | \$694,368.00 |
| 7. Top Line Construction Corp. | \$781,021.90 |

(*) Recommendation of Bid Award

SUPPLEMENTAL DEBT STATEMENT

**General Capital Improvements
Water/Wastewater Improvements**

SOCIAL AFFAIR PERMIT

**Blessed John Paul II Parish
490 State St.
Location: Our Lady of the Rosary of the Fatima Church**

188 Wayne St.

**Dates & Times: April 26, 2014 (12 Noon – 1:00 AM)
April 27, 2014 (12 Noon – 11:00 PM)**

Purpose: Feast/Festival

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

REPORTS

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

- 1. Check Register for the month of January 2014 in the total amount of \$3,997,799.66.**
- 2. Investment Report for the month of December 2013.**
- 3. Payroll Disbursements/Deductions for the month of December 2013.**
- 4. Water/Wastewater Utility Reports for the month of December 2013.**
- 5. Budget Status Reports as of December 31, 2013.**
- 6. Annual Debt Statement – CY 2013.**
- 7. Annual Financial Statements for the year 2013 (unaudited).**

Council Member Nanton: What are the items that are listed under vandalism?

Greg Fehrenbach: This is the title of the account. I will get the info to you.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to accept reports #1 through #7 and was carried by the following vote: Yea--Council Members Gonzalez, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

Council Member Gonzalez: I abstain from any items that may be on the bill list that pertain to 1st time homebuyers.

ORDINANCES – FIRST READING (NO PUBLIC DISCUSSION)

- 1. AN ORDINANCE TO RELEASE, VACATE AND EXTINGUISH PUBLIC RIGHTS IN AND TO PORTIONS OF BENTLEY AVENUE, DRAHOS AVENUE AND SOFIELD AVENUE IN THE FORMER DELANEY HOMES SITE.**

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 February 26, 2014 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

2. AN ORDINANCE TO AMEND ORDINANCES 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 AND PARKING METER ZONES (ORDINANCE NO. C-531 AS AMENDED)" ALSO KNOWN AS CHAPTER 312 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.

Re: Lawrie Street

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 February 26, 2014 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

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: Loading Zones

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 February 26, 2014 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

4. BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE CITY OF PERTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$4,820,900 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,600,000 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 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 March 12, 2014 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

5. BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE WATER AND WASTE WATER UTILITY IN AND BY THE CITY OF PERTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$5,534,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,370,000 BONDS OR NOTES OF THE CITY TO FINANCE THE COST THEREOF.

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 March 12, 2014 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

6. BOND ORDINANCE AMENDING SECTION 6 (d) OF BOND ORDINANCE NUMBERED 1691-13 OF THE CITY OF PERTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY FINALLY ADOPTED JULY 22, 2013, IN ORDER TO AMEND THE SECTION 2-20 COSTS.

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 February 26, 2014 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

RESOLUTIONS

R-74-2/14 Authorizing emergency temporary appropriations to extend CY 2014 Temporary Budget in the amount of \$970,336.50.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-75-2/14 Approving transfer of CY2013 Budget appropriation reserves in the amount of \$12,705.00.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-76-2/14 Rescinding R-551-12/13 and authorizing temporary budget for Municipal Debt Service for Calendar year 2014 in the amount of \$20,946,910.28.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-77-2/14 Authorizing the refund of tax overpayment created by tax appeal to Harbortown Terrace, LLC in the amount of \$81,366.96 for High St. (Block 353.02, Lot 1).

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-78-2/14 Authorizing a contract with the Jewish Renaissance Foundation in the amount of \$52,500.00 for professional services as a project partner in the National Endowment for the Arts – Our Town 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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-79-2/14 Authorizing a refund in the amount of \$100.00 to Julia M. Vdade Villarreal for denial of a handicapped parking space at 311 Kirkland Pl.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-80-2/14 Authorizing a refund in the amount of \$100.00 to Juan Castellanos for denial of a handicapped parking space at 370 Bruck Ave.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-81-2/14 Expressing appreciation to Pedro Perez for his twenty-four years of dedicated service as a commissioner of the Perth Amboy Housing Authority.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-82-2/14 Authorizing temporary capital improvement program 2014-2019 and capital budget 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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-83-2/14 Authorizing application to the Local Finance Board for two Bond Ordinances: Various Capital Improvements and for Various Improvements to the Water and Waste Water Utility.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-84-2/14 Authorizing submission of Capital Improvement Program to Planning Board for review.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-85-2/14 Authorizing submission of a recycling tonnage grant application for 2014 filing year.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-86-2/14 Accepting the bid and awarding a contract to Allstate Power Vac, Inc., for sewer main cleaning and lining regarding the following locations: Alpine Street, Bruck Avenue, Grace Street, Watson Avenue, First Street and Sayre Avenue in an amount not to exceed the sum of \$987,760.00.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-87-2/14 Authorizing a contract with Gallas Surveying Group to survey various locations for the replacement of 4" water mains in an amount not to exceed \$16,800.00.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-88-2/14 Accepting the proposal of and awarding a contract to Hatch, Mott, MacDonald for engineering services to design painting specifications and bidding of painting project for various components of the Runyon Water Treatment Plant in an amount not to exceed \$59,100.00.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-89-2/14 Authorizing award of contract to Allied Construction Group Inc. for installation of a New Debris Handling System (installation of bar screen) at the State Street Pumping Station in an amount not to exceed the sum of \$301,900.00.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-90-2/14 Accepting the bid and authorizing a contract with Black Rock Enterprises, LLC for the replacement of various Catch Basin Projects in an amount not to exceed the sum of \$315,425.00.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to adopt the above Resolution with the corrected figure of \$315,425.00.

Council President asked for comments. There were none.

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

R-91-2/14 Authorizing an amendment to the contract between the County of Middlesex and City of Perth Amboy for services to be used to provide alcoholism and drug abuse prevention education programs and initiatives to Middlesex County residents funded by the Governor's Council on Alcoholism and Drug Abuse (GCADA).

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-92-2/14 Authorizing the City of Perth Amboy to submit an application and accept a grant from the NJ Department of Transportation's (NJDOT) Urban Youth Corps "Urban Gateway Enhancement Program".

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-93-2/14 Authorizing extension of the contract with Service Tire Truck Center for the purchase of tire and tubes under state contract nos. 82527 and 82528 in an amount not to exceed the sum of \$1,293.00.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-94-2/14 Authorizing an agreement with the Perth Amboy Little League, Inc. for the organization and operation of a youth baseball and softball program in the City of Perth Amboy for the 2014 baseball season in the amount of \$12,500.00.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-95-2/14 Authorizing settlement of the workers compensation litigation entitled Jeffrey Burell v. City of Perth Amboy C.P. No. 2010-12446 for the amount of \$125,280.00.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-96-2/14 Authorizing settlement of Nova Crete, Inc. v. City of Perth Amboy, Docket No. MID-L-5262-13, in the amount of \$4,000.00.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-97-2/14 Authorizing execution of an agreement between the Centers for Medicare & Medicaid Services and the City of Perth Amboy to serve as a certified application counselor designated organization in a state in which federally-facilitated exchange is operating.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-98-2/14 Supporting participation in the Sustainable Jersey Municipal Certification Program.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-99-2/14 Authorizing the submission of an application to the NJ Dept. of Environmental Protection for a 319H Non-Point Source Water Pollution 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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

R-100-2/14 Rescinding R-512-11/13 authorizing the proper City Officials to enter into an installment payment agreement with Lillian Saturria for unpaid water and sewer on Block 345, Lot 7.

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, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.

COMMUNICATIONS

1. Comcast submitted a list of cable channel and price changes for customers effective March 13, 2014. (1/23/14)
2. Comcast submitted a check in the amount of \$204,865.37 for the use of municipal rights-of-way by Comcast of NJII, LLC during the calendar year of 2013. (1/23/14)

3. **Sovereign Consulting Inc. advising that it is conducting a vapor intrusion investigation under the direction of the NJDEP at the M & M Auto site, 418 State St. (1/23/14)**
4. **Verizon submitted a check in the amount of \$161,397.71 for the annual Remittance Statement Franchise Fee for 2013. (1/24/14)**
5. **NJ Dept. of Health urging all NJ residents to protect their family's health by testing their home for radon. (1/28/14)**
6. **NJDEP advising that no further action is necessary for the remediation of the area of concern: One 1000 gallon #2 heating oil underground storage tank system located at Block 104.01, Lot 38 (330 Herbert St.). (1/28/14)**
7. **NJDEP advising that it has completed its review of the Chemtura (Former Witco) Corp., 1000 Convery Blvd., ground water monitoring/remedial action progress report, and has provided a list of missing items that need to be submitted and is requesting an update on the status of the project. (1/28/14)**
8. **Chemtura Corp. providing NJDEP with a "Response to Comments" letter enumerating how Chemtura will address each of the six points detailed in NJDEP's comment letter. (1/30/14)**
9. **Middlesex County Planning Board submitted a 2014 schedule of regular meetings and a schedule of 2014 meeting dates for the Planning Board's Development Review Committee. (1/30/14)**
10. **Thomas Ward, Past President of the Museums of Perth Amboy (MOPA) advising that it was unanimously agreed by the members of MOPA that MOPA should be disbanded. (2/4/14)**
11. **EcolSciences, Inc. submitted a copy of the Remedial Action Protectiveness/Biennial Certification Form – Soil, for the former Middlesex County Voc-Tech High School site, 618 New Brunswick Ave. (Block 192 – Lot 1). (2/4/14)**

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

Virginia Lugo, BID Member, read a letter which addressed several problems and concerns regarding the BID and asking for an outside agency to run BID elections and for the Council to hire an attorney for the BID.

Council Member Gonzalez to Greg Fehrenbach: I would like Ms. Troche to prepare a report for the Council addressing some of the concerns.

Kathleen Manning DePow, 233High St.: I appreciate that you recognized Pedro Perez.

Sharon Hubberman, 529 Cornell St.: My mom fell on the street due to the snow that was plowed into the crosswalks. It is that way all along Cornell St. That should be looked into. The purpose of a BID is to improve the aesthetics where needed to local businesses. Please take Ms. Lugo's concerns into consideration. You should do a desk audit of the BID employee to see if the employee is performing their job, in compliance with the work they should be doing.

Council Member Gonzalez: Mr. Dann provided us with a snow update at Monday's caucus meeting. If there is a particular crosswalk that needs attention, please call DPW.

David Caba, 139 Lewis St.: We are here for closure on the Hall Ave. shooting. The purpose of the Police is to protect and serve the community. Where is the video tape? Where is the knife?

Nilda Rivera, 270 King St.: I have a concern about the snow. The crosswalks are full of snow. On the 3rd of the month, our seniors and handicapped people get their checks and they go out to cash them. I received a \$30 ticket during the storm. This is a needy community. Please consider the handicapped and the seniors.

Council Member Petrick: Do handicapped individuals with a placard have to put money in a meter?

Greg Fehrenbach: They do not have to feed the meter. They only have to put the maximum in that is required, and then they can remain in the spot for the duration of the day.

Joel Reyes, 655 State St.: The bathrooms at Washington Park are closed in the summertime during certain periods. We should have them available to the public. We are prepared to march to the prosecutor's office in New Brunswick regarding the shooting incident.

Council President Pabon: Mr. Blunda has sent a letter to the AG's office and no response has been received yet.

Alan Silber, 244 Rector St.: This town needs the position of Public Advocate to handle citizen concerns. City sidewalks near Bayview Park or down by the waterfront were never touched after the snow.

Stan Sierakowski, 679 Charles St.: You have until April 1 to file a tax appeal. Many of the city's boards are the Mayor's politicized boards.

Leslie Dominguez-Rodriguez, 758 Convery Blvd.: We need to work towards partisanship. We need to put a question on the ballot to see if the public wants to go partisan or we should have runoffs and go back to the 50% plus 1 rule. The municipal and school board elections were moved to the General Election (November). There was no reason to rush in moving the elections. I hope the Council assists in this matter.

Fernando Gonzalez, 129 High St.: The Park Ave. area submitted a petition to ask for residential parking for the neighborhood. It's getting out of hand due to the new schools in the neighborhood. Please look into this. The major reason the election was changed from May to November was to save \$50,000.00. Stop health insurance for elected officials. That will save \$60,000.00.

Council President Pabon: The change was also done to have more voter participation.

Reinaldo Aviles, 16 Harbor Terr.: This also extended the terms of the sitting council members. It should have been determined by the voters. The Community Access channel is for citizens to put programming on the channel. It's not just for the airing of meetings. If you assess people in the BID they should have a voice in how they are being governed and who sits on that board.

Mr. Mohamed, Citizens Campaign: I commend you for embarking on Sustainable NJ.

Jose Rodriguez, Convery Blvd.: You should request a letter from Ms. Troche of the BID to find out what she is doing.

Greg Fehrenbach: Mayor Diaz is concerned about what is in the best interest of the City. This Mayor does not run Council meetings. Ms. Lugo has come up with many good suggestions and ideas for the BID. She has run into some conflict with some of the members. There is some conflict about choosing and hiring an attorney for the BID. They are a 501c corporation but they spend public money. They need to follow the Local Public Contracts Law. The board members of the BID are all interested in seeing what is best for the board. The board members are torn because of the strife between Ms. Lugo and the chairperson. I wish that they could sit down and resolve their differences.

COUNCIL COMMENTS

Council Member Nanton: This City is a goldmine and I see people battling over crumbs. The obstructions are personalities. I ask for an affirmation from the community. Did Code Enforcement ever complete their required improvements at Harbotown?

Greg Fehrenbach: Some items were completed and some work needs extensions due to the weather. They are performing the work in good faith.

Council Member Nanton: I would like a monthly violation schedule for January from Code Enforcement. We should have a presentation on a company that manages abandoned properties. Did you get a chance to review Dorothy Daniels' letter regarding the Housing Authority?

Greg Fehrenbach: I just scanned it. There is some concern regarding inter-local agreements and the monies being paid for salaries to individuals for the extra services. I will not be able to review the letter for at least one month.

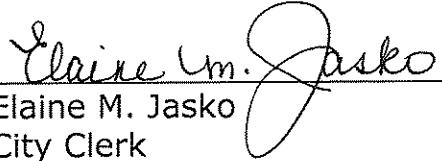
Council Member Nanton: The Council should do a self-evaluation of our goals.


Council Member Gonzalez: We should have a company that deals with property tax savings cards make presentation before the Council.

Council President Pabon: We should look into residential parking for the residents of Park Ave. Maybe we can put informational signs on the restrooms in the parks so the public is aware of the hours that they are open.

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 9:20pm, and was carried by the following vote: Yea--Council Members Gonzalez, Nanton, Petrick and Pabon. Nay--none. Absent--Council Member Irizarry.


Elaine M. Jasko
City Clerk


Joel Pabon, Sr.
Council President

