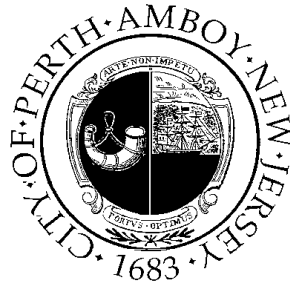


DRAFT RESOLUTIONS ARE AVAILABLE FOR REVIEW IN THE CITY CLERK'S OFFICE BUT ARE SUBJECT TO FINAL AMENDMENTS PRIOR TO THE MEETING.



**CITY COUNCIL AGENDA
FEBRUARY 11, 2009
COUNCIL CHAMBERS**

NOTICE OF MEETING

Presiding Officer of the Council, Peter J. Jimenez, wishes to advise the audience that notice of this meeting has been filed with the Home News Tribune, The Star Ledger and posted on the bulletin board in the City Clerk's office, indicating that tonight's meeting is being held at the Council Chambers, City Hall, 260 High Street, at 7:00 p.m.

At this time, as a courtesy to the Governing Body, I would ask all individuals present, including members of the audience, to please turn off all cell phones, pagers 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.

PROCLAMATIONS/PRESENTATIONS

None.

TOPICS FOR DISCUSSION

1. Appointment to Port Authority. (Kupsch)

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

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

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 ten (10) minutes.**

APPROVAL OF MINUTES

None.

BIDS

None.

SUPPLEMENTAL DEBT STATEMENT

None.

LIQUOR LICENSE - NOTIFICATION

None.

SOCIAL AFFAIR PERMIT

None.

REPORTS

1. Annual Fire and EMS Report for the year 2008.
2. Report of checks prepared and paid during the month of January 2009, totaling \$2,211,894.27.
3. Law Department report on term limits ordinance.

ORDINANCES – FIRST READING (No PUBLIC DISCUSSION)

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

Re: Loading Zone Designated – Market Street Location (south side)

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

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

RESOLUTIONS

R-54-2/09 Public Hearing and possible adoption of SFY 2009 Budget. **MOTION TO CONTINUE PUBLIC HEARING TO THE MEETING OF FEBRUARY 25, 2009.**

R-55-2/09 Authorizing emergency temporary appropriations to extend SFY 2009 Temporary Budget in the amount of \$1,761,790.00.

R-56-2/09 Consenting to the assignment of Home Program Loan Agreement and Mortgage from Rose Tower LLC to contract purchaser J.M.R.K. Realty Co., LLC. for 211-213 Hall Avenue.

R-57-2/09 Consenting to the assignment of Home Program Loan Agreement and Mortgage from Hall Arms LLC to contract purchaser Manford Realty Co., LLC for 205-209 Hall Avenue.

R-58-2/09 Authorizing a contract with Faith Perrin, DVM to perform veterinary services as mandated by the New Jersey Department of Health in an amount not to exceed \$6,000.00.

R-59-2/09 Authorizing the proper City Officials to enter into a Host Agency Agreement with the Puerto Rican Association for Human Development, Inc. to provide funding in the amount of \$36,000.00 for the Senior Community Service Employment Program ("SCSEP") administered by the Easter Seals of New Jersey.

R-60-2/09 Authorizing a contract with Edmunds & Associates, Inc. for 2009 Software Maintenance in an amount not to exceed \$31,290.00.

R-61-2/09 Establishing and appointing a City Historian.

R-62-2/09 Authorizing change order no. 25 to the contract with Davidson and Howard, Inc. for the public safety-court-community complex bid package #8 - plumbing/fire protection increasing its contract in the amount of \$1,262.00.

R-63-2/09 Authorizing change orders no. 53 & 54 to the contract with North Star Enterprises, Inc. for the public safety-court-community complex bid package #6 – site work (rebids) increasing its contract in the amount of \$24,520.00.

R-64-2/09 Authorizing settlement of the workers compensation litigation entitled Alexander Hernandez v. City of Perth Amboy C.P. No. 2008-2687 for the amount of \$10,473.75.

R-65-2/09 Authorizing settlement of the workers compensation litigation entitled Javier Caraballo v. City of Perth Amboy C.P. No. 2007-8796 for the amount of \$30,420.00.

R-66-2/09 Authorizing settlement of the workers compensation litigation entitled Joseph Sassine v. City of Perth Amboy C.P. No. 2007-5577 for the amount of \$8,010.00.

R-67-2/09 Requesting NJ Transit to install bus shelters on New Brunswick Avenue, Amboy Avenue and Convery Boulevard and authorizing execution of agreements with New Jersey Transit Corp. for the installation and maintenance of same.

Consent Agenda R-68-2/09 to R-78-2/09

R-68-2/09 Authorizing the refund of tax overpayment on Block 282, Lot 10, 600 Donald Ave., to First American Real Estate Tax Service in the amount of \$1,079.88.

R-69-2/09 Authorizing the refund of tax overpayment on Block 293, Lot 46, 628 Raritan Ave., to Jaime F. Tavera and Maria Tavera in the amount of \$249.48.

R-70-2/09 Authorizing the refund of tax overpayment to Moorehouse Palma Partnership in the amount of \$1,320.90 on Block 471, Lot 2; \$1,657.60 on Block 474, Lot 3; \$2,072.00 on Block 471, Lot 4; \$2,849.00 on Block 474, Lot 2.01 and \$1,361.00 on Block 472.01, Lot 20.

R-71-2/009 Authorizing Widow of Veteran deduction for 2006-2007-2008 and 2009 on Block 270, Lot 14 to Mary Walling in the total amount of \$1,000.00.

R-72-2/09 Providing for the refund of duplicate tax payment on Block 46, Lot 18.02 in the amount of \$1,300.01 to Jaime E. Sanchez.

R-73-2/09 Providing for the refund of duplicate tax payment on Block 362, Lot 29 in the amount of \$1,125.31 to LPS Property Tax Solutions.

R-74-2/09 Providing for the refund of tax overpayment on Block 280, Lot 20 in the amount of \$469.16 to Dilcia Lora.

R-75-2/09 Providing for the refund of duplicate tax payment on Block 161, Lot 5 in the amount of \$413.36 to LPS Property Tax Solutions.

R-76-2/09 Providing for the refund of duplicate tax payment on Block 417, Lot 32 in the amount of \$5,725.10 to First American Real Estate Tax Services.

R-77-2/09 Providing for the refund of duplicate tax payment in the amount of \$1,656.68 on Block 379.05, Lot 12 and \$1,121.67 on Block 18, Lot 10 to Countrywide Tax Services Corporation.

R-78-2/09 Authorizing the cancellation of certain property taxes for tax year 2008-2009 on property owned by the City of Perth Amboy in the amount of \$2,507.90 located at 802-804 Catherine Street, Block 418.01, Lot 1, Qual. B01.

R-79-2/09 Authorizing a Closed Session at the February 11, 2009 meeting to discuss pending litigation.

COMMUNICATIONS

1. Stuart M. Hochron, M.D., Esq. of The Family Medical Center P.C. in Woodbridge, offering to provide a presentation on various health topics. (1/27/09)
2. NJDEP issuing a No Further Action Determination and Covenant Not to Sue concerning the remediation of 688 Hanson Avenue. (1/28/09)
3. Elaine M. Jasko, City Clerk advising Helga van Eckert, Executive Director of PARA that the Council has requested a report outlining all properties which have been owned and/or sold by PARA since its creation to the present. The Council also has requested that agreements for these properties be made available for review and that she attend the meeting of February 11, 2009 to answer any questions that may arise regarding the report. (1/29/09)
4. Elaine M. Jasko, City Clerk advising Michael Kohut, Police Director/Chief that the Council has asked to be provided with a count of the number of handicapped residential parking spots and the number of handicapped parking spots issued to commercial establishments within the City. (1/29/09)
5. William Langford, resident of Broadhead Place, submitted several concerns and questions regarding loans for home repairs through the Office of Housing, Senior Citizen and Disabled Grant. (1/30/09)
6. Mayor Wilda Diaz appointing John (Jack) M. Dudas as the City Historian effective immediately. (1/30/09)
7. Elaine M. Jasko, City Clerk advising Governor Jon S. Corzine that the Perth Amboy City Council opposes the proposed pension deferral action being considered by the state. (2/2/09)
8. Mayor Wilda Diaz appointing Business Administrator Jane Feigenbaum the appointing authority for personnel actions to be taken on behalf of the City. (2/2/09)

9. PSE&G advising that in early January 2009 they are launching a state-of-the-art customer service system. As part of the transition, it will be necessary to read some customers' meters on Saturdays in February, March and April. (2/3/09)
10. Joseph E. Sullivan, resident of Dayna Court, submitted a copy of the Veterans Administration Property Tax Exemption Certification Letter and asking the Council to grant a retroactive abatement of property taxes paid for the year 2008. (2/3/09)
11. Mayor Wilda Diaz appointing Jane D. Feigenbaum to the Insurance Fund Commission effective February 4, 2009. (2/4/09)
12. Helga van Eckert, Executive Director of PARA advising that there is a great deal of information that needs to be compiled in order to provide a comprehensive report detailing the various Redevelopment projects and properties. She anticipates having the report prepared and submitted prior to the February 25th Council Meeting. (2/5/09)
13. Socrates H. Patras requesting to be reappointed to the Port Authority of the City of Perth Amboy. (2/4/09)
14. Mayor Wilda Diaz appointing the following to the Business Improvement District for a one year term effective March 1, 2009: (2/4/09)

Evelyn Cudari	Reyes Ortega
Pamela Major	Carlos Martins
Israel Varela	Mercedes Hernandez
Jose Garcia	Frank Salado
Howard Fink	Wilma Matey
Enrique Hernandez	Antonio Cruz
Barry Rosengarten	

- 15.** Mayor Wilda Diaz appointing the following to the Advisory Board of the Urban Enterprise Zone for a one year term effective March 1, 2009: (2/4/09)

Yocasta Perez
Aris Rodriguez
Jonathan Zanger
Barbara Booz
Tracy Jordan

Michael Keller
Angelo Morales
Barry Rosengarten
Thomas Zambrowski

- 16.** NJDEP advising that at this time the Dept. cannot make a definitive judgment as to the need for a Waterfront Development Permit. A review of the information submitted for Victory Center, LLC, Sheridan and Paterson Streets did not have sufficient detail to conduct an appropriate determination. (2/5/09)

- 17.** NJDEP issuing a Conditional No Further Action Letter and Covenant Not to Sue for the remediation of the 550 gallon heating oil underground storage tank at 526 Harding Avenue. (2/5/09)

- 18.** Gregory Fehrenbach submitted an analysis and recommendations of proposed pay-to-play ordinances to the Mayor and Members of the City Council. (2/4/09)

- 19.** Mayor Wilda Diaz submitted a copy of a letter from Grey Merryman expressing his appreciation to the Fire Department in coordinating a marine rescue on December 27, 2008 and commending the following firefighters: (2/5/09)

Anton Wilimczyk
Vincent Adamkiewicz

John Rezes
Timothy Simon

ADJOURNMENT

Victoria Ann Kupsch
Assistant City Clerk