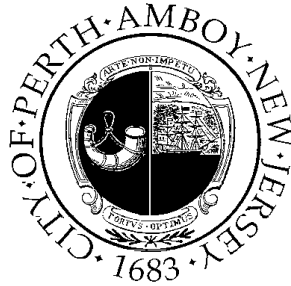


**DRAFT RESOLUTIONS ARE AVAILABLE FOR REVIEW IN THE CITY CLERK'S OFFICE BUT ARE SUBJECT TO FINAL AMENDMENTS PRIOR TO THE MEETING.**



**CITY COUNCIL AGENDA  
OCTOBER 28, 2009  
COUNCIL CHAMBERS**

**NOTICE OF MEETING**

Presiding Officer of the Council, Peter J. Jimenez, wishes to advise the audience that notice of these meetings have been filed with the Home News Tribune, The Star Ledger, The Amboy Beacon 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 5:30 p.m. (Caucus) and 7:00 p.m. (Public Voting Session)

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**

**TOPICS FOR DISCUSSION**

1. Ban of gifts ordinance. (P. Jimenez)

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

Richard Piatkowski, 142 Gordon St., P.A. - Parking

**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**

October 14, 2009 - Regular

**BIDS**

None.

**SUPPLEMENTAL DEBT STATEMENT**

None.

**LIQUOR LICENSE – NOTIFICATION**

None.

**SOCIAL AFFAIR PERMIT**

None.

**REPORTS**

1. Jill Goldy, CFO/Comptroller submitted an Investment Report for the month of September 2009.

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

1. AN ORDINANCE GRANTING PERMISSION TO 4 CONNECTIONS TELEPHONE CARRIER TO INSTALL FIBER-OPTIC CABLE LINES IN CITY RIGHTS OF WAY.

2. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "COURT" (ORDINANCE NO. 635-92 AND AMENDMENTS) ADOPTED SEPTEMBER 19, 1992 ALSO KNOWN AS CHAPTER 27 OF THE CODE OF THE CITY OF PERTH AMBOY.

Re: Public Defender Fee

3. 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

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

1. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "ADMINISTRATION" (ORDINANCE NO. 1-72 AS AMENDED) ADOPTED JULY 28, 1972, ALSO KNOWN AS CHAPTER 4 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY AMENDING THE RESIDENCY REQUIREMENTS FOR OFFICERS AND EMPLOYEES.
2. 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

### **RESOLUTIONS**

**R-519-10/09** Authorizing Temporary Appropriations to extend SFY 2010 Budget in the amount of \$7,388,000.00.

**R-520-10/09** Providing for the refund of overpayment/duplicate tax payments in the total amount of \$19,679.94.

**R-521-10/09** Providing for the refund of overpayment/duplicate tax payments in the total amount of \$25,076.36.

**R-522-10/09** Authorizing the City of Perth Amboy to make application to the New Jersey Department of Environmental Protection's Hazardous Discharge Site Remediation Fund for a grant to perform preliminary assessments, site investigations and remedial investigations on Block 238, Lots 1 & 3.

**R-523-10/09** Authorizing the proper city officials to execute a grant agreement with the County of Middlesex for an open space recreation grant- historic Carnegie library in the amount of \$325,000.00.

**R-524-10/09** Increasing the maximum medical flexible spending accounts under the Aflac Plan to \$3,600.00 for the calendar year 2010 and establishing November as the City's enrollment period.

**R-525-10/09** Authorizing a contract with Lawman Supply Company for the acquisition of ammunition under state contract no. A73992 in an amount not to exceed \$13,000.00.

**R-526-10/09** Authorizing grant agreements with the Jewish Renaissance Community Development Corporation for a lease purchase project (\$50,000.00) and operating funds (\$10,000.00).

**R-527-10/09** Authorizing an amendment to a resolution awarding a contract for additional supplemental management services by Government Management Advisors, LLC in an additional amount not to exceed \$15,000.00.

**R-528-10/09** Authorizing contract with Bob Hardy for interim services in connection with the public safety complex construction in an amount not to exceed \$17,500.00.

**R-529-10/09** Authorizing contract with Kelter and Gilligo for interim services in connection with the public safety complex construction in an amount not to exceed \$17,500.00.

**R-530-10/09** Authorizing contract with Feist Engineers for interim services in connection with the public safety complex construction in an amount not to exceed \$17,500.00.

**R-531-10/09** Authorizing contract with OGP Architects for interim services in connection with the public safety complex construction in an amount not to exceed \$17,500.00.

**R-532-10/09** Resolution authorizing contract with CEC Engineers for interim services in connection with the public safety complex construction in an amount not to exceed \$17,500.00.

**R-533-10/09** Authorizing contract with Innovative Engineers for interim services in connection with the public safety complex construction in an amount not to exceed \$17,500.00.

**R-534-10/09** Authorizing an additional extension of the current contract with Breaker Group, Inc. for IT services for up to one hundred and twenty days pending pursuit of additional proposals for IT services pursuant to local public contracts law.

**R-535-10/09** Authorizing release of a performance guaranty to Ysidro Abreu for 493 State Street, Block 249, Lot 5 in the amount of \$18,700.00.

**R-536-10/09** Approving participation with the State of New Jersey in a Safe and Secure Communities Program in the amount of \$58,048.00 administered by the Division of Criminal Justice, Department of Law and Public Safety.

**R-537-10/09** Authorizing settlement of the workers compensation litigation entitled George Miller v. City of Perth Amboy C.P. no. 2009-6798, for the total amount of \$6,550.00.

**R-538-10/09** Authorizing settlement of Ibett Gonzalez v. City of Perth Amboy Civil Action no. Mid-l-007706-06 in an amount not to exceed \$15,000.00.

**R-539-10/09** Authorizing a Closed Session at the October 28, 2009 meeting to discuss the following:

- 1.** Contract negotiations
- 2.** Pending litigations

## COMMUNICATIONS

- 1.** Mayor Wilda Diaz congratulating the Perth Amboy Volunteer Fire Department on taking 1<sup>st</sup> Place in Best Department Marching Unit and 2<sup>nd</sup> Place in Best Appearing Color Guard Unit at the 132<sup>nd</sup> Annual New Jersey State Firemen's Association Parade in Wildwood on September 19, 2009. (10/6/09)
- 2.** Lt. Tibor Kacso submitted the findings of the traffic bureau report regarding complaints filed against tow companies authorized to tow by R-228-5/09. (10/6/09)
- 3.** Middlesex County Counsel submitted a notice regarding the proposed sale of County interest in the Civic Square Parking Facility scheduled for November 10, 2009 at 2:00 pm in the Freeholders Meeting Room, New Brunswick. (10/6/09)
- 4.** Atlantic Richfield Company submitted a Sensitive Population & Resource Checklist for the former BP Service Station at 640 Amboy Avenue and Arnold Avenue, Perth Amboy. (10/7/09)
- 5.** Elizabethtown Gas acknowledging receipt of Mayor Diaz's letter regarding the September 24<sup>th</sup> incident where an inaccurate location mark-out resulted in damage to a buried gas pipeline and advising that they are investigating the incident and will take whatever action is appropriate to ensure the highest standards of safety. (10/7/09)
- 6.** NJDEP advising that the review of the Site Investigation Report/Remedial Investigation Report/Remedial Action Report, Remedial Action Workplan and draft deed has been completed and approved for FM Sylvan Inc., 1001 State Street. (10/16/09)
- 7.** PSE&G submitted a notice of filing and notice of public hearings on the Petition filed with the BPU requesting a resetting of the Company's Electric and Gas Societal Benefits Charges and its Electric Non-utility Generation Charge. (10/19/09)
- 8.** Residents of Keene Street, submitted a petition containing 29 signatures asking the Council to address the problems concerning the disturbances at the Bungalo Bar at 391 Keene Street. (10/21/09)

9. NJDOT submitted a Revised 14-Day Notice concerning the emergency bridge deck repairs on the Route 440 NB over Ramp W1 in Edison Township, schedule to start on October 30, 2009. (10/21/09)

## **ADJOURNMENT**

Elaine M. Jasko  
City Clerk