



**MINUTES  
PROCEEDINGS OF THE COUNCIL OF THE  
CITY OF PERTH AMBOY  
MAY 13, 2009  
COUNCIL CHAMBERS**

**NOTICE OF MEETING**

Regular Meeting of the Council of the City of Perth Amboy was held on Wednesday, May 13, 2009, in the Council Chambers, City Hall, Perth Amboy, New Jersey at 7:00 p.m.

Presiding Officer of the Council Peter J. Jimenez, advised the audience that notice of this meeting has 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.

Council President Peter J. Jimenez: 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.

Council President Jimenez led the audience in the Pledge of Allegiance to the Flag.

Invocation was given by Council Member Bolanowski.

Meeting was called to order by Council President Peter J. Jimenez with the following Council Members present: Kenneth Balut, Geraldine M. Bolanowski, Fernando Gonzalez and Robert R. Sottilaro.

Also present at this meeting were: Jane Feigenbaum, Business Administrator; Jill Goldy, CFO/Comptroller; Mark J. Blunda, Esq., Director of Law and Elaine M. Jasko, City Clerk.

## PROCLAMATIONS/PRESENTATIONS

**Presentation to the following:  
Perth Amboy Recreation Travel Basketball Team –  
Winning the Junior NBA Gatorade Champion Series.**

**Proclamation:  
Proclaiming May as Older American's Month in the  
City of Perth Amboy**

## TOPICS FOR DISCUSSION

None.

## HEARING OF CITIZENS (10 MINUTE MAXIMUM)

None.

## PUBLIC PORTION (5 MINUTES MAXIMUM PER SPEAKER)

Karen Kubulak, Vice-Chair Planning Board: The Board has asked that an attorney be retained to help us on the Harbortown matter. We ask that an amount of not to exceed \$5,000 be appropriated. There are unencumbered funds according to Ms. Goldy, the Comptroller.

Council Member Gonzalez: We have a meeting scheduled for tomorrow and we would ask that you hold off with your request until after the meeting.

Council Member Bolanowski: Did you pass a resolution for an attorney at the Planning Bd.?

Karen Kubulak: Yes.

Jill A. Goldy: Have you chosen a firm?

Karen Kubulak: No, not yet.

Jill A. Goldy: Normally the Council acts on a contract with a particular firm.

Council Member Bolanowski: I would have no problem calling for a special meeting if we need one to hire the attorney.

Carolyn Maxwell, New Brunswick Avenue: There are not enough one-way signs on Maple St. and Fayette St. and at Maple St. and New Brunswick Ave. That should be addressed.

Richard Piatkowski, 142 Gordon St.: The Planning Bd. is doing a good job and I hope you give them the freedom to protect the citizens. There are two first reading ordinances for two new positions. We have competent people that can do the work. If we are laying off people why are we hiring other people? The City employees that were leased to the water company will be laid off. Will we have to pay more to the water company now?

David Caba, 151 Lewis St.: A friend of mine who applied for a police job never got it. Why? I believe in term limits for politicians. Bad decisions have been made in this city in the past.

Mark Blunda: Under the Faulkner Act there are no term limits allowed.

Frank Hoffman- Blue Collar Union Representative: I have not received information from the BA regarding members joining the union even though she told me she would provide it. Employees of the water utility being laid off will not have bumping rights according to Civil Service. The City could have done this in phases. The men have many years of service.

Mark Blunda: There have been negotiations/discussions between the City and Middlesex Water.

Frank Hoffman: This administration never notified the employees about the layoff plan.

Frank Wild, 435 Baker Pl.: I don't understand how we don't make money. We are your eyes at Runyon. We work for the City.

Joseph Porcaro: I also work for the utility. How can you get rid of us when we are not even being paid out of the City's budget. There is a lot of mismanagement there. You must keep us there for the remainder of this contract with Middlesex. I have a pack of photos that show mismanagement and of equipment. Capital improvements were never done.

Council Member Jimenez to Mark Blunda: Please take these photos and follow up on this. I want to know if the capital improvements were ever done.

Rodney Cameron, 732 Donald Ave.: I work in the sewer dept. I was told that I would have a job for the term of the contract. I never transferred to DPW because of that. Now I have no job.

Andy Rios, 539 Jacques St.: We are understaffed and we have tried to do our best. We live in town and we have helped our citizens.

Vince Delibro, Port Reading, NJ: I work for the City. I have not been offered a buyout or severance pay.

Vernon Uvegas, 680 Donald Avenue: By sending our jobs out, the new employees will not care about our citizens. It's not fair.

Edward Silva: I work in the sewer plant. I am 64 and a half years old. I have worked for the city for 24 years and 2 mos. I am short 10 months to retire. It's not fair.

Mark Blunda: We have an ordinance that will allow employees to get medical coverage after reaching a certain amount of time on the job and having a certain age.

Scott Flowers, Scott's Towing: Anyone that has to pay a cab fare to come to my place, will be reimbursed. We will also transport them back. We've also worked with the City and provided free service when the City needed it.

Council Member Jimenez: That is why we want to monitor this and we want reports sent to the Council every 3 months.

Scott Flowers: People from out of town cannot be excluded or removed because they are from out of town.

Cecilia Wild, 435 Baker Pl.: Who makes the decision to lay employees off?

Mark Blunda: The Administration.

Mario Santiago, 433 Grove Street: I have worked for the city for 27 years. I am the only one that works in my house. How am I going to pay the mortgage? If I get laid off, I will lose my house.

Hector Leon, 782 High St.: I work for the City. No one stood up for us when Middlesex Water said negative things about us.

Louis Vargas, First Street: R-226 is very important to the residents of the Budapest area. I thank the Council for considering this.

Gavier Ortiz, Ortiz Towing: I work for my father. My customers never got reimbursed for taxi service. Sending customers to Woodbridge is not right.

Israel Varela, 210 Lewis St.: We should sympathize with the people that will be getting laid off. Middlesex Water is making a profit. We should schedule another rabies clinic before September.

Elaine M. Jasko: We have already contracted with the vet and that is the only time she is available. We will have another clinic in September and nothing will be done to the citizens until that time.

Israel Varela: We should not use out of town towers. It's a hardship to go out of town.

## **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.**

### **R-207**

Richard Piatkowski, 142 Gordon St.: Why is this here and why are we spending this money?

Jill Goldy: The money has not been paid.

Sgt. Denise Sosulski: This software is coming out of forfeiture funds. This is software to help our office of professional standards. This will put computers in cars.

Council Member Balut: Only this company knows how to work this system.

Sgt. Sosulski explained this system. This is the only program that does this type of work.

Council Member Balut: We keep buying programs but they don't work. I need to know for sure that this will work.

Council Member Bolanowski: Is this just for software?

Sgt. Sosulski: Yes. One of the towns using this already will help us in the training.

### **R-228**

Richard Piatkowski: With regard to towing, I have questions about some of the Perth Amboy towers and whether they have secured lots. Going out of town is not in the best interest of the city.

Mark Blunda: One of the requirements in the ordinance is storage.

### **R-221**

Richard Piatkowski: Is this for additional work?

Mark Blunda: Additional tanks and contamination were discovered.

**R-202**

Richard Piatkowski: Why are we putting more money into Code Enforcement?

Jill A. Goldy: The monies that were expected from permits were not received.

**R-208**

Richard Piatkowski: What is this?

Mark Blunda: Once the permanent financing was completed it triggered the PILOT for 5 years and it would drop off after that.

**R-208**

Maria Garcia, 124 Kearny Ave.: How does that work?

Joanne Jimenez, Tax Assessor: It's a 30 year PILOT. After 5 years an analysis is done and it gets recalculated.

**R-223**

Maria Garcia: What is this for?

Mark Blunda: DEP requires sampling and the company needs permission to get on the land to do this. It's at Runyon.

**R-228**

Maria Garcia: Do towers need to own their own lot?

Council Member Jimenez: They can own or lease.

**R-228**

Scott Flowers, Scott's Towing: There are some people on the list who do not have proper lots. Why are we not being renewed?

Mark Blunda: There is a threat of litigation. We should not discuss this.

Scott Flowers: You leave me with no alternative. I will have to litigate this.

**R-228**

Carlos Rosario, Kearny Ave.: I wonder why Scott's Towing does not tow for Woodbridge.

**R-226**

Allan Silber, 244 Rector St.: Was this a bid contract?

Michael Keller, Dir. Economic & Community Development: We are recommending them based on past work they have done. It does not have to be bid by law.

Allan Silber: These people did the work at Bayview Park. The work they did was terrible.

Michael Keller: These people did 6 other parks. Green Acres was happy with our parks when they did an inspection.

Allan Silber: The sod is terrible at Bayview Park. It is weed.

#### **APPROVAL OF MINUTES**

None.

#### **BIDS**

None.

#### **SUPPLEMENTAL DEBT STATEMENT**

None.

#### **LIQUOR LICENSE – NOTIFICATION**

None.

#### **SOCIAL AFFAIR PERMIT**

None.

#### **REPORTS**

1. Report of checks prepared and paid during the month of April 2009, totaling \$1,631,753.41.

#### **ORDINANCES – FIRST READING (No PUBLIC DISCUSSION)**

1. 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: Management & Non-Union – New Titles

Motion was made by Council Member Gonzalez, seconded by Council Member Balut to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of May 27, 2009 at 7:00 p.m. in the Council Chambers, City Hall and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**2. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "GRAFFITI" (CHAPTER 250 AS AMENDED) ADOPTED JANUARY 20, 1987 ALSO KNOWN AS CHAPTER 250 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.**

**Re: Violations and Penalties**

Motion was made by Council Member Jimenez, seconded by Council Member Balut to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of May 27, 2009 at 7:00 p.m. in the Council Chambers, City Hall and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**3. AN ORDINANCE AUTHORIZING HEALTH INSURANCE COVERAGE PURSUANT TO N.J.S.A. 40A:10-23 FOR CERTAIN ELIGIBLE RETIREES.**

Motion was made by Council Member Sottilaro, seconded by Council Member Balut to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of May 27, 2009 at 7:00 p.m. in the Council Chambers, City Hall and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**4. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "PUBLIC ENTERTAINMENT" (ORDINANCE NO. 830-96 AND AMENDMENTS) ADOPTED APRIL 2, 1996 ALSO KNOWN AS CHAPTER 343 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.**

Motion was made by Council Member Jimenez, seconded by Council Member Balut to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of May 27, 2009 at 7:00 p.m. in the Council Chambers, City Hall and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**5. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "PRECIOUS METALS AND GEMS" (ORDINANCE NO. 250-80 AND AMENDMENT) ADOPTED MAY 20, 1980 ALSO KNOWN AS CHAPTER 332 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.**

Motion was made by Council Member Jimenez, seconded by Council Member Balut to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of May 27, 2009 at 7:00 p.m. in the Council Chambers, City Hall and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

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

**1. BOND ORDINANCE PROVIDING FOR A SUPPLEMENTAL APPROPRIATION OF \$4,690,000 FOR THE COMPLETION OF CONSTRUCTION OF THE NEW PUBLIC SAFETY/COURT/YOUTH CENTER COMPLEX IN AND BY THE CITY OF PERTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF \$4,690,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.**

Motion was made by Council Member Balut, seconded by Council Member Bolanowski to open public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

Council President asked for comments.

Richard Piatkowski.: Why do we need this?

Jill A. Goldy: This was based on the sale of land. It's a recommendation of our auditors to authorize this debt because it has been on the books for many years. We will not issue debt unless we need to.

Richard Piatkowski: Be careful of such deals in the future.

Council Member Gonzalez: Jill has come up with some numbers for the total cost that has been spent to date on the public safety complex.

Jill A. Goldy: As of April 30, the total amount paid or encumbered is \$79,123,739.05.

Council Member Gonzalez: This Council feels that in the future no monies should be borrowed against land contracts. I will never vote on a similar matter.

Motion was made by Council Member Jimenez, seconded by Council Member Bolanowski to close public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

Motion was made by Council Member Gonzalez, seconded by Council Member Bolanowski to adopt the Ordinance and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**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/Deletions**

Motion was made by Council Member Bolanowski, seconded by Council Member Gonzalez to open public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

Council President asked for comments. There were none.

Motion was made by Council Member Jimenez, seconded by Council Member Bolanowski to close public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

Motion was made by Council Member Jimenez, seconded by Council Member Bolanowski to adopt the Ordinance and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**3. ORDINANCE ESTABLISHING A CITIZEN SERVICE ACT.**

Motion was made by Council Member Jimenez, seconded by Council Member Sottilaro to open public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

Council President asked for comments.

Council Member Bolanowski: There have been changes to the Ordinance that clarify the Ordinance.

Richard Piatkowski: It is prudent for the administration to ask for resumes. You should not micro-manage appointments by making this into a law.

Council Member Jimenez: We had a bank of resumes from the past. This is good for the City.

Louis Vargas: I am in favor of clean and open government. 22 communities have already passed this ordinance.

Reinaldo Aviles, 496 McKeon St.: The changes were good to make. This gives opportunities to individuals to apply. Currently, people serve on more than one board.

Carlos Sanchez, 444 Convery Blvd.: This is to bring new blood to the City. Please vote for this.

Lisa Nanton, 36 Gordon St.: We have a goldmine of talent in this City. They would be willing to serve. Please support this.

Motion was made by Council Member Jimenez, seconded by Council Member Bolanowski to close public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

Motion was made by Council Member Jimenez, seconded by Council Member Bolanowski to adopt the Ordinance with minor changes made for clarification purposes, and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**4. BOND ORDINANCE TO PROVIDE FOR THE FUNDING OF VARIOUS CAPITAL IMPROVEMENTS FOR THE WATER/WASTEWATER SYSTEM IN AND BY THE CITY OF PERTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$1,675,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,675,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.**

Motion was made by Council Member Jimenez, seconded by Council Member Bolanowski to open public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

Council President asked for comments.

Jill A. Goldy: This was approved by the Local Finance Board today.

Richard Piatkowski: Can any of these monies be for equipment? Do you know exactly what this is for?

Jill A. Goldy: The majority of improvements are for current improvements—cave-ins, leaks, repairs that have been documented as necessary. They are not for future emergencies.

Motion was made by Council Member Jimenez, seconded by Council Member Bolanowski to close public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, and Jimenez. Nay--none. Absent--none. Out of Room at time of vote—Council Member Sottilaro.

Motion was made by Council Member Jimenez, seconded by Council Member Bolanowski to adopt the Ordinance and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, and Jimenez. Nay--none. Absent--none. Out of Room at time of vote—Council Member Sottilaro.

## **RESOLUTIONS**

**R-202-5/09 Approving transfer of SFY 2009 Budget appropriations in the amount of \$453,500.00.**

Motion was made by Council Member Balut, seconded by Council Member Bolanowski 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 Balut, Bolanowski, Gonzalez, and Jimenez. Nay--none. Absent--none. Out of Room at time of vote—Council Member Sottilaro.

**R-203-5/09 Authorizing the insertion of revenue in the SFY 2009 Budget pursuant to N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) for Child Passenger Safety Education Grant in the amount of \$6,000.00.**

Motion was made by Council Member Balut, seconded by Council Member Bolanowski 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 Balut, Bolanowski, Gonzalez, and Jimenez. Nay--none. Absent--none. Out of Room at time of vote—Council Member Sottilaro.

**R-204-5/09 Authorizing the insertion of revenue in the SFY 2009 Budget pursuant to N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) for Clean Communities Grant in the amount of \$49,591.58.**

Motion was made by Council Member Balut, seconded by Council Member Bolanowski 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 Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**R-205-5/09 Authorizing the insertion of revenue in the SFY 2009 Budget pursuant to N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) for NJDOT – Commerce & Center Streets Grant in the amount of \$136,222.00.**

Motion was made by Council Member Balut, seconded by Council Member Bolanowski 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 Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**R-206-5/09 VOID**

**R-207-5/09 Authorizing a contract with Innovative Data Solutions for a Power DMS System in an amount not to exceed \$19,250.00.**

Motion was made by Council Member Bolanowski, seconded by Council Member Sottilaro to adopt the above Resolution.

Council President asked for comments. There were none.

The above Resolution was **defeated** by the following vote: Yea--Council Members Bolanowski, Sottilaro. Nay--Council Members Balut, Gonzalez, and Jimenez. Absent--none.

**R-208-5/09 Authorizing the Tax Collector to accept payment in lieu of taxes and cancel property taxes owned by King Plaza, LLC, on Block 57, Lot 12.01 and Block 56, Lot 7.01.**

Motion was made by Council Member Jimenez, seconded by Council Member Balut 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 Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**Consent Agenda – R-209-5/09 – R-218-5/09**

**R-209-5/09 Providing for the refund of duplicate tax payment on Block 449, Lot 38 in the amount of \$1,071.35.**

**R-210-5/09 Providing for the refund of duplicate tax payment on Block 110, Lot 4 in the amount of \$1,982.14.**

**R-211-5/09 Providing for the refund of duplicate tax payment on Block 364, Lot 6 in the amount of \$1,275.54.**

**R-212-5/09 Providing for the refund of overpayment on Block 173, Lot 15 in the amount of \$340.59.**

**R-213-5/09 Providing for the refund of duplicate tax payment on Block 205, Lot 37.01 in the amount of \$1,713.68.**

**R-214-5/09 Providing for the refund of tax overpayment on Block 302, Lot 39 in the amount of \$304.58.**

**R-215-5/09 Providing for the refund of tax overpayment on Block 45, Lot 18 in the amount of \$1,195.21.**

**R-216-5/09 Providing for the refund of tax overpayment on Block 399.27, Lot 10 in the amount of \$606.72.**

**R-217-5/09 Providing for the refund of duplicate tax payment on Block 136.01, Lot 1 CB420 in the amount of \$1,891.07.**

**R-218-5/09 Authorizing the cancellation of certain property taxes for tax year 2008-2009 on property owned by the City located at 802-804 Catherine Street, Block 418.01, Lot 1, Qual. B01, in the total amount of \$3,850.71.**

Motion was made by Council Member Jimenez, seconded by Council Member Sottilaro to adopt Resolutions 209-5/09 to 218-5/09.

Council President asked for comments. There were none.

The above Resolutions were adopted and carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**R-219-5/09 Authorizing return of a demolition bond to European Homes LLC in an amount not to exceed \$300.00 for demolition of a house at 385 Meredith Street.**

Motion was made by Council Member Balut, 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 Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**R-220-5/09 Authorizing return of a demolition bond to John Galamb in an amount not to exceed \$300.00 for demolition of a garage at 861 Birch Street.**

Motion was made by Council Member Sottilaro, 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 Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**R-221-5/09 Authorizing change order no. 1 to the contract with Independence Constructors, Inc. for removal of 6 underground storage tanks and 3 above ground storage tanks at 1027 State Street in the amount of \$20,874.80.**

Motion was made by Council Member Bolanowski, seconded by Council Member Sottilaro 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 Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**R-222-5/09 Authorizing settlement of the workers compensation litigation entitled Frank Barber v. City of Perth Amboy C.P. No. 2007-630, for the total amount of \$64,860.00.**

Motion was made by Council Member Sottilaro, seconded by Council Member Bolanowski 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 Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**R-223-5/09 Granting access to URS Corporation to perform groundwater sampling at the Perth Amboy well field located south of Bordentown Avenue in connection with a New Jersey Department of Environmental Remedial Investigation.**

Motion was made by Council Member Jimenez, seconded by Council Member Sottilaro 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 Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**R-224-5/09 Retaining Feist Engineering for design engineering/construction inspection and material testing for Herbert Street and Silzer Street repaving project in an amount not to exceed \$26,000.00.**

Motion was made by Council Member Balut, 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 Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**R-225-5/09 Authorizing City Officials to file an application for anticipated UEZ Assistance in the amount of \$150,000.00 for funding of the FY 2009-2010 UEZ administration temporary budget.**

Motion was made by Council Member Balut, seconded by Council Member Bolanowski 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 Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**R-226-5/09 Authorizing a contract with T&M Associates for survey/concept design and construction estimate in connection with Francis Street Park in an amount not to exceed \$7,900.00.**

Motion was made by Council Member Bolanowski. There was no second to the motion. The Resolution is moot and no action was taken.

**R-227-5/09 Authorizing the establishment of a Municipal Alliance in accordance with the Governor's Council on alcoholism and drug abuse.**

Motion was made by Council Member Balut, 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 Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**R-228-5/09 Authorizing execution of contracts for towing services in 2009.**

Motion was made by Council Member Balut, 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 Balut, Gonzalez, and Jimenez. Nay--Council Member Sottilaro. Abstain—Council Member Bolanowski. Absent--none.

**R-229-5/09 Approving Special Permit for public entertainment for the Comite Patriotico Cultural Puertorriqueno of Perth Amboy to be held June 13 & 14, 2009 on Hall Avenue.**

Motion was made by Council Member Gonzalez, seconded by Council Member Balut to adopt the above Resolution.

Mark Blunda: The new ordinance being proposed will not affect these applications.

Council President asked for comments. There were none.

The above Resolution was adopted and carried by the following vote:  
Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

**R-230-5/09 Authorizing a Closed Session at the May 13, 2009 meeting to discuss anticipated litigation.**

Motion was made by Council Member Jimenez, seconded by Council Member Sottilaro 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 Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

Motion was made by Council Member Jimenez, seconded by Council Member Sottilaro to recess the meeting at 7:10 p.m. to go into Closed Session and was carried by the following vote: Yea—Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay—none. Absent—None.

Motion was made by Council Member Jimenez, seconded by Council Member Sottilaro to resume the meeting at 8:00 p.m. to go into Closed Session and was carried by the following vote: Yea—Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay—none. Absent—None.

### **COMMUNICATIONS**

- 1. Hardyston Township Manager submitted copies of information regarding numerous state spending mandates imposed on local governments sent to the Assembly Budget Committee Chairman. (4/21/09)**
- 2. Mayor Wilda Diaz congratulating the Police, Fire and Public Works Departments on their prompt and courteous response to the sewer gas odor in the area of 572 Hazel Avenue. (4/21/09)**
- 3. Mayor Wilda Diaz thanking John Dyke for removing the graffiti from the historic markers along the waterfront. (4/21/09)**
- 4. William Langford, resident of Broadhead Place, advising the Council of his medical condition as a result of his attendance at the March 25<sup>th</sup> Council Meeting. (4/23/09)**
- 5. Jack M. Dudas, City Historian, advising Mayor Diaz of a number of issues he would like to discuss. (4/23/09)**
- 6. Sayreville Borough Clerk submitted a certified copy of an Ordinance amending the Land Development Ordinance adopted on April 13, 2009. (4/23/09)**
- 7. Saiber LLC, submitted a copy of Deed notice on Block 81, Lots 1.01, 1.02, 1.03, 2, 3, 4, 5, 6 & 7, 220 Grant Street, recorded in the office of the County Clerk in accordance with the NJ Technical Requirements for Site Remediation. (4/24/09)**

8. Mayor Wilda Diaz nominating U.S. Food Service for the NJ Business & Industry Association's 2009 Business Expansion Award. (4/24/09)
9. Mayor Wilda Diaz appointing the following to the Parking Utility Advisory Board: (4/27/09)

Howard Fink  
Richard Piatkowski

Wilma Matey  
Renaldo Aviles

10. PSE&G advising that public hearings will be held on its Petition before the BPU, for an increase in its Manufactured Gas Plant Remediation charge, in its Remediation Adjustment Clause component of its Societal Benefits Charge. (4/27/09)
11. Giordano, Halleran & Ciesla representing Empire Technologies LLC, the lowest responsible bidder for Internet Protocol Telephone System, with a bid of \$54,657.00. The contract must be awarded to Empire as the lowest responsible bidder. (4/30/09)
12. Mark J. Blunda, Esq., Law Director advising Empire Technologies LLC that the City has not awarded a bid for Internet Telephone. The City is presently verifying the equipment specifications submitted by Empire to confirm compatibility with the City's bid and existing equipment. (4/30/09)
13. Middlesex County Health Department submitted a fact sheet regarding swine flu. (4/28/09)
14. NJDOT seeking the concurrence of the NJDEP, Historic Preservation Office that there are no historic properties affected by the proposed project for the existing ramp bridge deck on Route 440 Ramp V over Boggs St., West Side Ave., State St. and NJ Transit in the City. (4/28/09)

#### **COUNCIL COMMENTS**

Council Member Bolanowski: I attended the unity tour services and it was quite touching.

Council President Jimenez: I ask the Administration to consider Mr. Dudas' request for an assistant city historian, and that it be Anton Massopust.

## ADJOURNMENT

There being no further business to come before the Council, motion by Council Member Gonzalez, seconded by Council Member Bolanowski to adjourn the meeting at 10:45 pm, and was carried by the following vote: Yea--Council Members Balut, Bolanowski, Gonzalez, Sottilaro and Jimenez. Nay--none. Absent--none.

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Elaine M. Jasko  
City Clerk