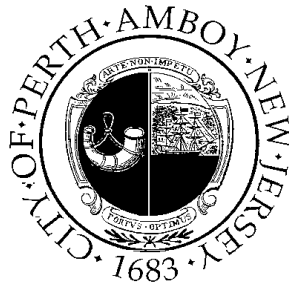


DRAFT RESOLUTIONS ARE AVAILABLE FOR REVIEW IN THE CITY CLERK'S OFFICE BUT ARE SUBJECT TO FINAL AMENDMENTS PRIOR TO THE MEETING.



**DRAFT
CITY COUNCIL AGENDA
JUNE 23, 2010
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

None.

TOPICS FOR DISCUSSION

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

None.

**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

Bids were received on May 27, 2010 for the following:

- | | |
|--------------------------------|-------------------|
| 1. Summer Lunch Program | <u>Unit Price</u> |
| a. Maramont Corp. | @\$1.94 per meal* |
| b. Karson's Food Services | @\$2.02 per meal |
| c. Nu-Way Concessionaires Inc. | @\$2.03 per meal |
| d. Metropolitan Foods | @\$2.38 Per meal |

* Recommendation of Bid Award

SUPPLEMENTAL DEBT STATEMENT

None.

LIQUOR LICENSE – NOTIFICATION

None.

SOCIAL AFFAIR PERMIT

None.

REPORTS

- 1.** Jill A. Goldy, CFO/Comptroller – Investment Report for the month of May 2010.
- 2.** Jill A. Goldy, CFO/Comptroller – Water/Wastewater Utility Reports – May 2010.
- 3.** Jill A. Goldy, CFO/Comptroller – Payroll Disbursements/Deductions – May 2010.
- 4.** Jill A. Goldy, CFO/Comptroller – Budget Status Reports – YTD May 2010.
- 5.** Middlesex County Public Health Department – 2009 Annual Report.

ORDINANCES – FIRST READING (NO PUBLIC DISCUSSION)

- 1.** AN ORDINANCE AUTHORIZING A LEASE AGREEMENT WITH THE NON-PROFIT ORGANIZATION CELEBRATE PERTH AMBOY.
- 2.** AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "SANITATION" (ORDINANCE NO. C-240 AND AMENDMENTS) ADOPTED SEPTEMBER 1, 1937 ALSO KNOWN AS CHAPTER 362-65.1 "FEES CHARGED BY REGISTRAR" OF THE CODE OF THE CITY OF PERTH AMBOY.
- 3.** AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "SANITATION" (ORDINANCE NO. C-240 AND AMENDMENTS) ADOPTED SEPTEMBER 1, 1937 ALSO KNOWN AS CHAPTER 362 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.
- 4.** 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: No Parking Portion of Augustine Place

5. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "ADMINISTRATION OF GOVERNMENT" (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.

Re: Fees for Copies and fees for reproduction of documents.

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

RESOLUTIONS

R-260-6/10 Approving the transfer of SFY 2010 Budget Appropriations in the amount of \$52,286.00.

R-261-6/10 Authorizing the TY 2011 Cash Management Plan of the City of Perth Amboy.

R-262-6/10 Authorizing the Temporary Budget for Municipal Debt Service for TY 2011 in the amount of \$6,132,098.00.

R-263-6/10 Pursuant to N.J.S.A. 40A:4-39 authorizing a "Dedication By Rider" for a reserve for Accumulated Absence Liability.

R-264-6/10 Authorizing a refund to Fernando Rocha in the amount of \$25.00 for overpayment of 2010 Peddler Permit Application.

R-265-6/10 Authorizing the 2010-2011 Renewal of All Plenary Retail Consumption Licenses, Club Licenses and Distribution License with exceptions.

Consent Agenda – R-266-6/10 - to R-282-6/10

R-266-6/10 Authorizing a contract with Perth Amboy Tire Co. for tires & tubes under State Contract no. A71688 in an amount not to exceed \$39,250.00.

R-267-6/10 Authorizing a contract with John Duffy for diesel fuel under State Contract no. A41871 in an amount not to exceed \$125,000.00.

R-268-6/10 Authorizing a contract with Absolute Fire Protection for fire engine repairs in an amount not to exceed \$29,000.00.

R-269-6/10 Authorizing contract with Pagecom, LLC and Communications Specialists, Inc., for two-way radio maintenance, antennas and batteries in the amount of \$10,000.00.

R-270-6/10 Authorizing a contract with Premier Office Supply Inc. for office supplies in an amount not to exceed \$28,500.00.

R-271-6/10 Awarding a contract for auto supplies to Malouf/Ford Trucks in accordance with the Middlesex County Cooperative Pricing Agreement, in an amount not to exceed the sum of \$17,500.00.

R-272-6/10 Authorizing a contract with Perth Amboy Spring Works for car and light truck repair in an amount not to exceed \$17,000.00.

R-273-6/10 Authorizing a contract with Perth Amboy Spring Works for heavy duty truck repair under state contract no. A73523 in an amount not to exceed \$37,500.00.

R-274-6/10 Authorizing a contract for power sweeping of streets to Shauger Cleaning Services Inc., in an amount not to exceed the sum of \$4,833.00 from July 1, 2010 to December 31, 2010.

R-275-6/10 Authorizing a contract with Allied Oil Company for heating oil under State Contract no. A67103 in an amount not to exceed \$10,000.00.

R-276-6/10 Authorizing a contract with Allied Oil Company for gasoline under State Contract no. A65406 in an amount not to exceed \$150,000.00.

R-277-6/10 Authorizing a contract with Automated Building Control Inc. for air conditioning/heating maintenance & emergency repairs in an amount not to exceed \$23,136.00.

R-278-6/10 Authorizing a contract for printing of letterhead, envelopes, newsletters, programs, brochures & business cards to 1-2-3 quick print in an amount not to exceed the sum of \$13,500.00.

R-279-10 Authorizing a contract with Autozone for auto supplies under State Contract no. A71188 in an amount not to exceed \$17,500.00.

R-280-6/10 Authorizing a contract for computer payroll service to ADP, Inc., in an amount not to exceed the sum of \$21,000.00.

R-281-6/10 Authorizing a contract for HR Services to ADP, Inc., in an amount not to exceed the sum of \$12,870.87.

R-282-6/10 Awarding a contract for rock salt to International Salt Company, in accordance with the Middlesex County Cooperative Pricing Agreement, in an amount not to exceed the sum of \$16,275.05.

R-283-6/10 Accepting the bid and authorizing a contract with Maramont Corporation for the State of New Jersey 2010 Summer Food Service Program in an amount not exceed \$139,592.70 (1,845 meals @ \$1.94 per meal for 39 days).

R-284-6/10 Consenting to the reappointment of and approving a contract with Ernest W. Feist of Feist Engineering, Inc., Monroe, NJ as contract City Engineer and contract Director of Division of Engineering.

R-285-6/10 Awarding a contract for two Toro commercial groundmaster 7210 model 30363 mowing units to Storr Tractor in accordance with the Middlesex County Cooperative Pricing Agreement, in an amount not to exceed the sum of \$45,286.00.

R-286-6/10 Approving Special Permit for Public Entertainment to Concerts By the Bay, Inc.

R-287-6/10 Authorizing a contract with the law firm Bausch, Zucker and Hatfield to represent the City of Perth Amboy and its Officials in the matter of Langford vs. City of Perth Amboy, et al.

R-288-6/10 Authorizing reimbursement to the law firm Wilentz Goldman and Spitzer in the amount of \$60,000.00 for settlement proceeds advanced by the law firm in the matter.

R-289-6/10 Granting a one-time waiver of tax certificate replacement fees for Esther Guzman.

R-290-6/10 Accepting the proposal of and awarding a contract to Meridian Property Services, Hamilton, New Jersey for facilities management services in connection with the public safety complex in an amount not to exceed \$96,000.00.

R-291-6/10 Authorizing submission of an application to the New Jersey Department of Community Affairs for the 2011 Recreation Opportunities for Individuals With Disabilities Grant.

R-292-6/10 Authorizing the sale of the tent structure that is currently located at fire station one by public auction.

R-293-6/10 Appointing the fire chief as the authorized signator to sign documents necessary to implement the Firefighter Certification Program in the City of Perth Amboy.

R-294-6/10 Authorizing the Perth Amboy Fire Department to enter into written agreements with local industries and industries outside of the jurisdiction of the City to provide confined rescue services.

R-295-6/10 Authorizing settlement of the workers compensation litigation entitled Luis Armas v. City of Perth Amboy C.P. No. 2009-5897, for the total amount of \$8,977.82.

R-296-6/10 Authorizing settlement of the workers compensation litigation entitled Rodney Cameron v. City of Perth Amboy C.P. No. 2008-26699, for the total amount of \$9,792.00.

R-297-6/10 Authorizing settlement of the workers compensation litigation entitled Joseph Nemeth v. City of Perth Amboy C.P. No. 2009-27345, for the total amount of \$8,910.00.

R-298-6/10 Resolution in opposition to the proposed offshore natural gas (LGN) conversion facility sixteen miles off the shore of Monmouth County.

R-299-6/10 Authorizing City Officials to file an application for funding in the amount of \$231,259.00 from the Urban Enterprise Zone Assistance Fund for the Perth Amboy Gateways Enhancement Project.

R-300-6/10 Awarding a contract for the removal and disposal of stockpiled soil pursuant to court order to React Environmental Services in an amount not to exceed \$551,820.40.

R-301-6/10 Authorizing a contract with Empire Technologies for the maintenance of an Avaya CTI Integration for TCI E911 solution for the public safety-court-community complex under State Contract no. A223408397 in the amount not to exceed \$10,071.00.

R-302-6/10 Extending a contract with the firm of Hoagland, Longo, Moran, Dunst & Doukas, LLP for continued representation of the City in tax appeals before the Tax Court of the State of New Jersey from April 1, 2010 to December 31, 2010 in an amount not to exceed \$100,000.00.

R-303-6/10 Extending a contract with Sockler Realty Services Group, Inc. for expert witness and appraisal services in connection with the defense of Tax Court Appeals from April 1, 2010 to December 31, 2010 in an amount not to exceed \$10,000.00.

R-304-6/10 Extending a contract with Appraisal Systems, Inc. for appraisal services in connection with the defense of Tax Court Appeals from April 1, 2010 to December 31, 2010 in an amount not to exceed \$40,000.00.

R-305-6/10 Authorizing a contract with Warnick Fleet for the purchase of one (1) 2010 Dodge Charger under State Contract no. A72468 in the amount of \$19,839.60 and for additional police and homeland equipment and supplies in the amount of \$4,860.00 under State Contract no. A74001 for a total amount of \$24,699.60.

R-306-6/10 Authorizing preparation and issuance of estimated third quarter tax bills.

R-307-6/10 Authorizing the refund of duplicate tax payment to BAC Tax Services Corporation on Block 302, Lot 21.02 in the amount of \$1,888.36.

R-308-6/10 Authorizing the refund of tax overpayment created by tax appeal to Lindabury, McCormick, Estabrook & Cooper, P.C. and Custom Distributions on Block 428, Lot 1.01 in the amount of \$66,552.75.

R-309-6/10 Authorizing the refund of duplicate tax payment to BAC Tax Services Corporation on Block 420.02, Lot 33 in the amount of \$1,428.60.

R-310-6/10 Authorizing the refund of duplicate tax payment to Indymac Mortgage Services on Block 160, Lot 8 in the amount of \$1,527.50.

R-311-6/10 Authorizing the refund of tax overpayment to Core Logic on Block 195, Lot 19 in the amount of \$1,060.36.

R-312-6/10 Providing for the refund of duplicate tax payments on 3 properties in the total amount of \$2,166.50.

R-313-6/10 Authorizing the proper city Officials to execute a grant agreement with the Count of Middlesex for a Senior Enhanced Living Facility.

R314-6/10 Authorizing a Closed Session at the June 23, 2010 Meeting to discuss the following:

COMMUNICATIONS

1. NJ Dept. of Community Affairs submitted a copy of the Municipal Operational Tax Index. (6/3/10)
2. Mayor Wilda Diaz thanking Ms. Dot Aleski of Broadhead Place for taking the time to write regarding the problem she had with trees at 441 Broadhead Place. (6/4/10)
3. Mayor Wilda Diaz thanking Mrs. Helen Kazmarek for taking the time to notify her about the excellent service she received from E. Perez of the Public Works Dept. regarding the removal of branches from her property. (6/4/10)
4. Mayor Wilda Diaz thanking the following for agreeing to participate in the Fourth of July Celebrations by reading a section of the Declaration of Independence: (6/4/10)
 - Kenneth Gonzalez
 - Rev. Wayne Brady
 - Kerry Dyke

- 5.** NJ Local Finance Board submitted a copy of a Resolution adopted on June 10, 2010 authorizing approval for passage of the City's Bond Ordinance providing a supplemental appropriation of \$2,000,000 for the construction of the public safety/court/community center. (6/7/10)
- 6.** James A. Woller advising that he would like to be considered for reappointment as a Trustee to the Library Board. (6/8/10)
- 7.** James P. Nolan & Associates submitted a listing of the workers compensation litigation cases within the past three years. (6/9/10)
- 8.** William Terrell advising that he would like to be considered for reappointment to the Library Board of Trustees. (6/9/10)
- 9.** Woodbridge Township Deputy Clerk submitted a certified copy of an Ordinance amending the Land Use & Development Ordinance introduced on June 1, 2010, the public hearing is scheduled for June 22, 2010. (6/11/10)
- 10.** Edison Township Clerk submitted a certified copy of a Resolution adopted on June 9, 2010, urging the Governor to restore educational funding and for the NJ Legislature to act accordingly during its budget process. (6/14/10)
- 11.** Jack M. Dudas, Esq. City Historian advising that on June 12, 2010 the City was honored by the League of Historical Societies with their presence at the Armory for the League's annual meeting. (6/15/10)
- 12.** Paul D. Wnek, Director of Public Works submitted a copy of the 2009-2010 Winter Weather Summary, provided by Weather Works. (6/17/10)

Elaine M. Jasko
City Clerk