



**DRAFT
PROPOSED AGENDA OF MAY 23, 2011
FOR MEETING OF MAY 25, 2011
COUNCIL CHAMBERS**

NOTICE OF MEETING

Presiding Officer of the Council, Kenneth Balut, 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 and on the City's website, indicating that today's meeting is being held at the Council Chambers, City Hall, at 4:30 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 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

Presentation of US flag that flew over Afghanistan.

TOPICS FOR DISCUSSION

1. 911 Memorial. (K. Balut/H. Scheman)
2. Public Access Station/Council Meetings. (F. Gonzalez/W. Petrick)
3. OGP Proposal to conduct study of public safety complex pool heating and pool area HVAC. (J. Nigro)
4. Water/Wastewater rate increase. (G. Fehrenbach)

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

None.

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 3, 2011 for the following:

1. Summer Lunch Program – 2011
 - a. Karson Food Services, Inc. \$184,804.40*
(44 days @ 2,165 meals @ \$1.94 a meal)
 - b. Maramont Corp. \$198,140.90
 - c. Nu-Way Concessionaires, Inc. \$226,718.88
 - d. Whitisons Culinary Group \$235,292.20
 - e. Metropolitan Foods/dba Driscoll \$265,775.40
 - f. Dowling Food Services Mngmnt., Inc. No Bid

* Recommendation of Bid Award

SUPPLEMENTAL DEBT STATEMENT

General Improvements	\$3,300,000.00
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LIQUOR LICENSE – NOTIFICATION

None.

SOCIAL AFFAIR PERMIT

Dance

Our Lady of the Rosary of Fatima Church
188 Wayne Street

Date: June 25, 2011 – 12:00 noon – 12:00 midnight

Location: Church parking lot, Wayne Street

REPORTS

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

1. Investment Report – April 2011.
2. Payroll Disbursements/Deductions – April 2011.
3. Water/Wastewater Utility Reports – April 2011.

ORDINANCES – FIRST READING (No PUBLIC DISCUSSION)

1. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "PERSONNEL POLICIES" (NO. C-513 AS AMENDED) ADOPTED DECEMBER 15, 1954 ALSO KNOWN AS CHAPTER 85 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.

Re: Limitation on employment of former members of New Jersey Public Pension Funds and Retirement Systems

2. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "SEWERS" (ORDINANCE NO. 373-85 AND AMENDMENTS ADOPTED MAY 25, 1985, ALSO KNOWN AS CHAPTER 365 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.

Re: Connection requirements and treatment charges

3. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "WATER" (ORDINANCE NO. 270-81 AND AMENDMENTS ADOPTED APRIL 7, 1981, ALSO KNOWN AS CHAPTER 418 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.

Re: Water and wastewater rates

4. ESTABLISHING WATER REGULATIONS AND RATES.

5. 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

6. BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN THE CITY FO PERTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$3,931,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,300,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.
7. BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE WATER AND WASTE WATER UTILITY OF THE CITY OF PERTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$3,453,800 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,300,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.
8. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "SNOW AND ICE REMOVAL".

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

1. 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.

Re: Sale, distribution and consumption of alcoholic beverages limited

2. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "HONORARY NAMING OF STREETS OR PUBLIC AREAS" CHAPTER 53 OF THE PERTH AMBOY MUNICIPAL CODE.

RESOLUTIONS

R-199-5/11 Authorizing the insertion of revenue in the CY 2011 Budget pursuant to N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) for a donation to purchase public safety equipment in the amount of \$25,000.00.

Consent Agenda – R-200-5/11 to R-205-5/11

R-200-5/11 Authorizing the refund of tax overpayments on various properties owned by Kaplan at Perth Amboy LLC, in the total amount of \$45,470.15 as a result of tax appeals.

R-201-5/11 Authorizing the refund of stop payment fee on Blk. 241, Lot 14 in the amount of \$35.00 to Rafael Javier.

R-202-5/11 Authorizing the refund of tax overpayment on Blk. 262, Lot 15, (593 West Side Avenue) in the amount of \$1,185.10 resulting from duplicate payment to Core Logic.

R-203-5/11 Authorizing the refund of overpayment of taxes on Blk. 293, Lot 3, (628 Brace Avenue) in the amount of \$1,625.30 to Anthony Fazioli, Esq.

R-204-5/11 Authorizing the refund of tax overpayment on Blk. 395.02 Lot 18, (14 Sterling Court) in the amount of \$11,943.52 to John M. Yunckes and authorizing the tax collector to cancel taxes on the 3rd and 4th quarters 2011 due to totally disabled veteran allowance.

R-205-5/11 Authorizing the refund of tax overpayment on Blk. 22, Lot 39, (128 State Street) in the amount of \$3,686.31 to Edwin Soto and authorizing the tax collector to cancel taxes on 3rd and 4th quarters 2011 due to totally disabled veteran allowance.

R-206-5/11 Authorizing a contract with Morphotrak, Inc. for a 10 print live scan workstation and four year maintenance agreement for the Police Department, under state contract no. 68461, in an amount not to exceed \$25,978.00.

R-207-5/11 Authorizing a contract with Firefighters Equipment Co., Inc. for self contained breathing apparatus units under state contract no. 76730 in an amount not to exceed \$220,500.00.

R-208-5/11 Authorizing a contract with Queues Enforth Development, Inc. for the maintenance of software for the police computer system for the period July 1, 2011 to June 30, 2012 in the amount of \$35,490.00.

R-209-5/11 Authorizing an agreement with the County of Middlesex accepting Thermo Fisher Scientific Radeye Personal Radiological Detectors.

R-210-5/11 Accepting the bid and authorizing a contract with Karson Food Services, Inc., for the State of New Jersey 2011 Summer Food Service Program Rec-01 in an amount not to exceed \$184,804.40.

R-211-5/11 Certifying to the Middlesex County Board of Taxation a local tax levy in the amount of \$23,805,546.00 for the 2011-2012 Perth Amboy School Budget-General Fund.

R-212-5/11 Rescinding R-37-1/10 to correct the source of funding and re-authorizing a contract with the law firm of Hoagland, Longo, Moran, Dunst and Doukas to defend the City of Perth Amboy and the Municipal Council in the matter of James Morejon v. City of Perth Amboy et al in an amount not to exceed \$

R-213-5/11 Accepting the proposal of and awarding a contract to for professional engineering services for waterfront damages and improvement needs in an amount not to exceed \$.

R-214-5/11 Accepting the proposal of and awarding a contract to for professional engineering services for asphalt and lead study at the Perth Amboy Public Library in an amount not to exceed \$

R-215-5/11 Authorizing execution of contract with OGP Architects to conduct study and examination of pool heating and pool area HVAC in the amount not to exceed \$19,935.00.

R-216-5/11 Authorizing application to Local Finance Board for approval of a \$3,931,000/\$3,000,000 proposed bond ordinances providing for various capital improvements and a \$3,453,800/\$3,300,000 proposed bond providing for various improvement to the water and waste water utility.

COMMUNICATIONS

1. Edward Scala, Director of Code Enforcement advising Council President Balut that regulations dealing with neon light signs are contained within Chapter 430, Section 62 of the City Code. Approval of any sign must be done in conformance with all of Section 62. (4/27/11)
2. Gregory Fehrenbach, Business Administrator advising the Academy Urban Leadership, Charter High School, that the City has authorized the donation of the surplus staff lockers remaining at the former police and fire headquarters to them. (5/5/11)
3. NJ COAH advising Business Administrator Gregory Fehrenbach that the City's request to use excess RCA funds in the amount of \$51,455.81 on the City's Office of Housing existing Home Improvement Grant Program is an eligible expense pursuant to COAH's rules and the City's RCA project plan, provided the funds remain in the RCA account until the funds are exhausted and RCA monitoring is still being completed. (5/6/11)
4. NJDCA advising that the City will receive a Recreational Opportunities for Individuals with Disabilities Grant of \$8,000.00. (5/10/11)
5. Douglas Dzema, Executive Dir. of the Housing Authority submitted a copy of a Resolution adopted on May 10, 2011 requesting the reappointment of Fernando Gonzalez as a Commissioner for a term of five years. (5/11/11)
6. Council Member Fernando Gonzalez requesting to be reappointed to the Housing Authority. (5/12/11)

7. NJ Transit advising that a public hearing will be held on June 16, 2011, in Newark on its intent to apply for Federal Fiscal Year 2011 federal financial assistance and Federal Fiscal Year 2009 and 2010 carry over funds from various sources. (5/13/11)
8. Douglas Dzema, Executive Dir. Of the Housing Authority, advising that Aida Molina has resigned as Commissioner of the Housing Authority and asking the Council to appoint someone to fill her unexpired term. (5/17/11)
9. MatrixNewworld submitted a copy of the receptor evaluation for the Middlesex County Parks Dep. – Area 1 Garage, 277 Bertrand Ave., Perth Amboy. (5/6/11)
10. Brinkerhoff Environmental Services, Inc. submitted a copy of the public notification for NJDEP PI No. 007032 for ongoing environmental remediation project located at former Alpine Service Center, 674 Amboy Ave., Perth Amboy. (5/19/11)

CLOSED SESSION RESOLUTION

R-198-5/11 Authorizing a Closed Session at the May 23, 2011 Caucus Meeting to discuss the following:

1. Appointment
2. Contract negotiations
3. Public Safety Complex Litigation
4. Cruz Litigation

PUBLIC PORTION (5 MINUTES MAXIMUM PER SPEAKER)

COUNCIL COMMENTS

ADJOURNMENT

Elaine M. Jasko
City Clerk