

**MINUTES**  
**PROCEEDINGS OF THE COUNCIL OF THE**  
**CITY OF PERTH AMBOY**  
**JULY 10, 2013**  
**COUNCIL CHAMBERS**

**NOTICE OF MEETING**

Regular Meeting of the Council of the City of Perth Amboy was held on Wednesday, July 10, 2013 in the Council Chambers, City Hall, Perth Amboy, New Jersey at 7:00 p.m.

Presiding Officer of the Council, Joel Pabon, Sr. advised the audience that notice of this meeting has been filed with the Home News Tribune, The Star Ledger, The Amboy Guardian 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 7:00 p.m.

Council President Pabon: 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.

Invocation was given by Council Member Irizarry who led the audience in the Pledge of Allegiance.

Council President Joel Pabon called the meeting to order with the following Council Members present: Kenneth Gonzalez, Fernando Irizarry, Lisa Nanton, and William Petrick. Absent--none.

Also present at this meeting were: Greg Fehrenbach, Business Administrator, Mark J. Blunda, Esq., Director of Law, and Elaine M. Jasko, City Clerk.

**MOMENT OF SILENCE**

None.

**PROCLAMATIONS/PRESENTATIONS**

None.

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

Greg Fehrenbach: For Ordinances #1, 2 and 3, I recommend that the Council open the public hearing but not take any action on the Ordinances until the Special Meeting of July 22, 2013 at 4:30pm.

- 1. BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF PERTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$3,850,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,250,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.**

**SUBJECT TO LFB APPROVAL - SCHEDULED FOR JULY 15**

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to open public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Council President asked for comments. There were none.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to close public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Motion was made by Council Member Gonzalez, seconded by Council Member Irizarry to carry the vote on the adoption of the Ordinance to the Special Meeting of July 22, 2013 at 4:30 PM was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

**2. BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE WATER AND WASTE WATER UTILITY IN AND BY THE CITY OF PERTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$3,465,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,420,000 BONDS OR NOTES OF THE CITY FOR FINANCING THE COST THEREOF.**

**SUBJECT TO LFB APPROVAL - SCHEDULED FOR JULY 15**

Motion was made by Council Member Petrick, seconded by Council Member Nanton to open public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Council President asked for comments. There were none.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to close public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Motion was made by Council Member Gonzalez, seconded by Council Member Irizarry to carry the vote on the adoption of the Ordinance to the Special Meeting of July 22, 2013 at 4:30 PM was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

**3. BOND ORDINANCE PROVIDING FOR VARIOUS WATERFRONT RECOVERY IMPROVEMENTS RESULTING FROM HURRICANE SANDY IN AND BY THE CITY OF PERTH AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, APPROPRIATING \$17,100,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$10,300,000 BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF.**

**SUBJECT TO LFB APPROVAL - SCHEDULED FOR JULY 15**

Motion was made by Council Member Petrick, seconded by Council Member Nanton to open public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Council President asked for comments. There were none.

Motion was made by Council Member Irizarry, seconded by Council Member Petrick to close public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Motion was made by Council Member Gonzalez, seconded by Council Member Petrick to carry the vote on the adoption of the Ordinance to the Special Meeting of July 22, 2013 at 4:30 PM was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

**4. 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 Petrick, seconded by Council Member Nanton to open public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Council President asked for comments. There were none.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to close public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to adopt the Ordinance on second and final passage and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

**5. 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.**

Motion was made by Council Member Petrick, seconded by Council Member Nanton to open public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Council President asked for comments. There were none.

Motion was made by Council Member Irizarry, seconded by Council Member Petrick to close public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Motion was made by Council Member Irizarry, seconded by Council Member Gonzalez to adopt the Ordinance on second and final passage and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

**6. 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.**

Motion was made by Council Member Petrick, seconded by Council Member Nanton to open public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Council President asked for comments. There were none.

Motion was made by Council Member Irizarry, seconded by Council Member Petrick to close public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to adopt the Ordinance on second and final passage and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

**7. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED ALCOHOLIC BEVERAGES, ARTICLE I, LICENSING AND REGULATION, CHAPTER 137-9, HOURS OF SALE.**

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to open public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Council President asked for comments. There were none.

Motion was made by Council Member Gonzalez, seconded by Council Member Petrick to close public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to adopt the Ordinance on second and final passage and was carried by the following vote: Yea--Council Members Gonzalez, Nanton, Petrick and Pabon. Nay--Council Member Irizarry. Absent--none.

**8. AN ORDINANCE TO AMEND CHAPTER A436 ("COUNCIL RULES OF PROCEDURE") OF THE CODE OF THE CITY OF PERTH AMBOY.**

**Re: Public Comment – 5 minutes**

Motion was made by Council Member Gonzalez, seconded by Council Member Petrick to open public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Council President asked for comments.

Stan Sierakowski, 679 Charles St.: Who introduced this and what was the rationale for introducing this change?

Council President Pabon: I introduced this. I think the public gets enough time to speak. We give people enough time. If someone needs additional time, we can give it to them.

Stan Sierakowski: I don't get your point. Most people don't use their 10 minutes. You are limiting it for the public. I don't believe what you said about who started this.

Council Member Gonzalez: Our agenda provides 2 opportunities for a person to speak. 5 minutes is ample time for a person to speak and to get their point across. I support this.

Council Member Nanton: It was a resident that asked us to consider this in the first place.

Council Member Petrick: The Council has granted additional time to speakers in the past.

Council President Pabon: Five minutes is enough time. We have the ability to grant additional time, if needed.

Motion was made by Council Member Gonzalez, seconded by Council Member Petrick to close public hearing on the above Ordinance and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to adopt the Ordinance on second and final passage and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

#### **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.

#### **R-300**

Stan Sierakowski, 679 Charles St.: Is this for a single family home?

Greg Fehrenbach: It's an empty lot and several sources of funding will be used to construct the house.

Stan Sierakowski: Who will be getting the house once it's built?

Greg Fehrenbach: I am not aware of anyone getting the house. I will look into it and provide you with that information.

Council Member Gonzalez to Greg Fehrenbach: Please find out who the lienholder is of the property.

#### **APPROVAL OF MINUTES**

**None.**

#### **BIDS**

**Bids were received on June 11, 2013 for the following:**

- 1. Boiler Alterations @ the Public Safety Complex**
  - a. Estock Piping Co., LLC      \$107,000.00\***
  - b. Gabe Sganga, Inc.          \$169,860.00**

**\*Recommendation of Bid Award**

### **SUPPLEMENTAL DEBT STATEMENT**

**None.**

### **LIQUOR LICENSE – NOTIFICATION**

**None.**

### **SOCIAL AFFAIR PERMIT**

**None.**

### **REPORTS**

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

- 1. Report of checks prepared and paid during the month of June 2013 totaling \$3,633,553.79.**

Motion was made by Council Member Petrick, seconded by Council Member Gonzalez to accept report #1 and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

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

- 1. AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "POLICE DEPARTMENT" (ORDINANCE NO. C-74 AND AMENDMENTS) ADOPTED OCTOBER 17, 1928 (ALSO KNOWN AS CHAPTER 95 ET SEQ OF THE CODE OF THE CITY OF PERTH AMBOY.**

**Re: Off-duty police work**

Motion was made by Council Member Petrick, and seconded by Council Member Gonzalez to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on August 14, 2013 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.



- 2. 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: Non-Union & Management**

Motion was made by Council Member Gonzalez, and seconded by Council Member Petrick to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on August 14, 2013 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

- 3. 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: 30 Minute Time Limit Parking – City Hall Handicapped Place**

Motion was made by Council Member Petrick, and seconded by Council Member Gonzalez to adopt the above Ordinance on first reading and public hearing for second and final passage be set down for the meeting of the Council to be held on August 14, 2013 at 7:00 p.m. at the Council Chambers, City Hall, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

**RESOLUTIONS**

**R-295-7/13 Authorizing the issuance of a 2013 Athletic/Social Club License to Hispanos Unidos Social Club at 225 New Brunswick Avenue, Blk. 125, Lot 18.**

Motion was made by Council Member Petrick, 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none

**R-296-7/13 Authorizing cancellation of unexpended capital fund improvement authorizations in the amount of \$80,000.00.**

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-297-7/13 Authorizing the insertion of revenue in the CY 2013 Budget pursuant to N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948) for an Alcohol Education and Rehabilitation Grant in the amount of \$1,108.27.**

Motion was made by Council Member Petrick, seconded by Council Member Nanton 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none

**R-298-7/13 Supporting the honorary re-naming of the Raritan Bay Mental Health Center as "George Otlowski, Sr. Mental Health Center".**

Motion was made by Council Member Petrick seconded by Council Member Irizarry to adopt the above Resolution.

Council President asked for comments.

George Otlowski, Jr., Esq., Perth Amboy, NJ: I want to thank Mayor Wilda Diaz, the Council Members and Tom Hudanish for making this recommendation. My father was instrumental in bringing mental health issues to the forefront in Middlesex County. Before that, nothing was being done for these people.

Cathy Totin, Metuchen: My father had a great love for this City. He helped all the immigrants. To see something in Perth Amboy named for him would mean a great deal to our family. We need to keep and teach the city's history to our students and citizens.

The above Resolution was adopted and carried by the following vote:  
 Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
 Nay--none. Absent--none

**R-299-7/13 Authorizing the City of Perth Amboy to submit an application to the Middlesex County Board of Chosen Freeholders for the 2014 Freeholders Support Grant.**

Motion was made by Council Member Petrick, seconded by Council Member Nanton 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
 Nay--none. Absent--none

**Consent Agenda - R-300-7/13 to R-310-7/13**

**R-300-7/13 Authorizing the proper City Officials to execute a contract with the Morris Habitat for Humanity in the amount of \$50,000.00 for the 400 Lawrie Street Rehabilitation Program, in accordance with the XXXIX Community Development Block Grant from the U.S. Department of Housing and Urban Development under Title I of the Housing and Community Development Act of 1974, as Amended.**

**R-301-7/13 Authorizing the proper City Officials to execute a contract with the Puerto Rican Association for Human Development, Inc. in the amount of \$50,000.00 for PRAD's TBRA Program, in accordance with the XXXIX Community Development Block Grant from the U.S. Department of Housing and Urban Development under Title I of the Housing and Community Development Act of 1974, as Amended.**

**R-302-7/13 Authorizing the proper City Officials to execute a contract with the Jewish Renaissance Community Development Corporation in the amount of \$50,000.00 for JRCDC's TBRA Program, in accordance with the XXXIX Community Development Block Grant from the U.S. Department of Housing and Urban Development under Title I of the Housing and Community Development Act of 1974, as Amended.**

**R-303-7/13 Authorizing the proper City Officials to execute a contract with Catholic Charities in the amount of \$33,234.00 for the 929 State Street Rehabilitation Project, in accordance with the XXXIX Community Development Block Grant from the U.S. Department of Housing and Urban Development under Title I of the Housing and Community Development Act of 1974, as Amended.**

**R-304-7/13 Authorizing the proper City Officials to execute a contract with Concerts By the Bay for Concerts By the Bay Summer Concerts, in the amount of \$4,000.00 in accordance with the XXXIX Community Development Block Grant from the U.S. Department of Housing and Urban Development under Title I of the Housing and Community Development Act of 1974, as Amended.**

**R-305-7/13 Authorizing the proper City Officials to execute a contract with the Housing Authority in the amount of \$14,040.00 in accordance with the XXXIX Community Development Block Grant from the U.S. Department of Housing and Urban Development under Title I of the Housing and Community Development Act of 1974, as Amended.**

**R-306-7/13 Authorizing the proper City Officials to execute a contract with the Boys and Girls Club of Perth Amboy in the amount of \$8,000.00 in accordance with the XXXIX Community Development Block Grant from the U.S. Department of Housing and Urban Development under Title I of the Housing and Community Development Act of 1974, as Amended.**

**R-307-7/13 Authorizing the proper City Officials to execute a contract with The Academy For Urban Leadership Charter School in the amount of \$20,000.00 in accordance with the XXXIX Community Development Block Grant from the U.S. Department of Housing and Urban Development under Title I of the Housing and Community Development Act of 1974, as Amended.**

**R-308-7/13 Authorizing the proper City Officials to execute a contract with the Jewish Renaissance Foundation in the amount of \$18,600.00 in accordance with the XXXIX Community Development Block Grant from the U.S. Department of Housing and Urban Development under Title I of the Housing and Community Development Act of 1974, as Amended.**

**R-309-7/13 Authorizing the proper City Officials to execute a contract with the Puerto Rican Association for Human Development, inc. – Security Upgrade at 100 First Street, in the amount of \$32,000.00 in accordance with the XXXIX Community Development Block Grant from the U.S. Department of Housing and Urban Development under Title I of the Housing and Community Development Act of 1974, as Amended.**

**R-310-7/13 Authorizing the proper City Officials to execute a contract with the Puerto Rican Association for Human Development, Inc. – Roof Repair for 100 First Street, in the amount of \$40,000.00 in accordance with the XXXIX Community Development Block Grant from the U.S. Department of Housing and Urban Development under Title I of the Housing and Community Development Act of 1974, as Amended.**

Motion was made by Council Member Irizarry, seconded by Council Member Petrick to adopt Resolutions #300-7/13 - #310-7/13.

Council President asked for comments. There were none.

The above Resolutions were adopted and carried by the following vote: Yea--Council Members Gonzalez\*, Irizarry, Nanton\*\*, Petrick, and Pabon. Nay--none. Absent--none.

**NOTE: \*Abstain**--Council Member Gonzalez (Resolutions #301, #309 and #310)

**\*\*Abstain**--Council Member Nanton (Resolution #307)

**R-311-7/13 Authorizing application for placement of a Planning Recovery Manager by New Jersey Future.**

Motion was made by Council Member Petrick, 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-312-7/13 Rescinding R-182-4/13 and re-approving  
a Special Permit for Public Entertainment to United  
Dominicans of Perth Amboy for the Dominican  
Festival 2013 to be held August 16, 17 and 18, 2013.**

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-313-7/13 Authorizing settlement of the workers  
compensation litigation entitled Matthew Mercurio v.  
City of Perth Amboy C.P. No. 2008-28635 for the  
amount of \$59,840.00.**

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-314-7/13 Authorizing settlement of the workers  
compensation litigation entitled Eddie Padilla v. City  
of Perth Amboy C.P. No. 2012-14116 for the amount  
of \$5,169.50.**

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-315-7/13 Authorizing settlement of the workers compensation litigation entitled Eddie Padilla v. City of Perth Amboy C.P. No. 2010-10615 for the amount of \$10,388.00.**

Motion was made by Council Member Irizarry, seconded by Council Member Nanton 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-316-7/13 Authorizing refund of registration fee for the Women's Softball League in the amount of \$25.00 to Noemi Rios.**

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-317-7/13 Authorizing return of demolition bond to Betty J. Dunn in an amount not to exceed \$2,500.00 for demolition of a garage located at 70 Center Street.**

Motion was made by Council Member Petrick, 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-318-7/13 Authorizing a refund in the amount of \$50.00 to Stanley Brady for a key deposit with the Perth Amboy Harborside Marina.**

Motion was made by Council Member Irizarry, seconded by Council Member Petrick 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-319-7/13 Granting recognition to Teamsters Local 97 as Majority Representative for regular full-time blue collar employees.**

Motion was made by Council Member Petrick, 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-320-7/13 Authorizing change order no. 2 to the contract with Trevcon for the 2012 Coastal Repairs & Beach Replenishment Project resulting in an increase of \$11,370.47.**

Motion was made by Council Member Petrick, seconded by Council Member Nanton 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-321-7/13 Authorizing change order no. 2 to the contract with Catel, Inc. for general construction work at the Library in an amount not to exceed \$19,305.00.**

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.



**R-322-7/13 Authorizing change order no. 4 to the contract with Maarv Waterproofing, Inc. for the Jefferson Street parking deck, restoration and architectural enhancement in an amount not to exceed \$34,500.00.**

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-323-7/13 Authorizing a technical support services contract with Aton Computing for information technology services for the City for a period of one year commencing September 1, 2013 and ending August 31, 2014 in an amount not to exceed \$210,000.00**

Motion was made by Council Member Irizarry, seconded by Council Member Petrick to adopt the above Resolution.

Council President asked for comments.

Council Member Petrick: We should look into hiring our own in-house employees for next year.

The above Resolution was adopted and carried by the following vote:  
Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-324-7/13 VOID**

**R-325-7/13 Authorizing a contract with Apruzzese, McDermott, Mastro & Murphy to represent the City in litigation involving construction of the public safety complex in an amount not to exceed \$80,000.00.**

Motion was made by Council Member Petrick, 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-326-7/13 Accepting the bid and awarding a contract to Estock Piping Co., LLC for boiler alterations at the public safety complex in an amount not to exceed \$107,000.00.**

Motion was made by Council Member Petrick, 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-327-7/13 Accepting the proposal of Hatch Mott MacDonald Engineering Services for waterfront damages improvement needs in an amount not to exceed \$399,000.00.**

Motion was made by Council Member Petrick, seconded by Council Member Nanton 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-328-7/13 Authorizing stipulation of settlement resolving the complaint filed by Joseph A. Gloria and Joseph Petrick concerning 232A Grant Street, Blk. 81, Lot 1.01.**

Motion was made by Council Member Petrick, 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-329-7/13 Authorizing stipulation of settlement resolving the complaint filed by Young & Young O. Hyon concerning 166 Smith Street, Blk. 125, Lot 3.**

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-330-7/13 Authorizing up to 120 days of paid injury leave to Perth Amboy Fire Department Battalion Chief Timothy Simon.**

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-331-7/13 Authorizing the 2011-2012, 2012-2013 and 2013-2014 renewals of inactive plenary retail consumption license no. 1216-33-006-004, held in the name of Alan I. Gould Receiver for Tropical Corp, t/a Acapulco Tropical effective July 11, 2013.**

Motion was made by Council Member Petrick, 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon.  
Nay--none. Absent--none.

**R-332-7/13 Authorizing the 2013-2014 renewal of certain plenary retail consumption licenses effective July 11, 2013.**

Motion was made by Council Member Petrick, 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 Gonzalez, Nanton, Petrick and Pabon. Nay--none. Abstain—Irizarry. Absent--none.

**R-333-7/13 Retiring liquor license no. 1216-33-088-005, previously held by Amboyrita, LLC, t/a Amboyrita.**

Motion was made by Council Member Petrick, 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

**R-334-7/13 Approving the introduction of the 2013-2014 Perth Amboy Business Improvement District Budget.**

Motion was made by Council Member Petrick, seconded by Council Member Irizarry 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 Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

## COMMUNICATIONS

1. NJ Department of Community Affairs advising that the Dept. is providing grants to landlords who make vacant rental units available to low and moderate income households. Preference will be give to properties located in counties most impacted by Superstorm Sandy. (6/21/13)
2. NJDEP issuing a Compliance Assistance Alert for a May 2014 Deadline for Completing Remedial Investigation of the Harry Goldberg & Sons Scrap Metal site at 25 S Second Street. If the remedial investigation of the entire contaminated site is not completed by May 7, 2014, the site will become subject to direct Department oversight on May 7, 2014 as required by the Site Remediation Reform Act. (6/25/13)

3. NJDEP acknowledging completion of a Remedial Investigation and Remedial Action pursuant to the Technical Requirements for Site Remediation and advising that no further action is necessary for the remediation of the 1000 gallon #2 heating oil underground storage tank system at 358 State Street, Blk. 146, Lot 16. (6/25/13)
4. NJDEP acknowledging completion of a Remedial Investigation and Remedial Action pursuant to the Technical Requirements for Site Remediation and advising that no further action is necessary for the remediation of the 1000 gallon #2 heating oil underground storage tank system at 360 State Street, Blk. 146, Lot 15. (6/27/13)
5. NJDEP issued a News Release regarding Governor Christie Administration's Clean Shores Program Targeting Urban Waterways As Part of Post-Sandy Debris Cleanup. (6/28/13)
6. NJDOT along with the Federal Highway Administration, requesting that financial administrators, engineers and other key decision makers attend a four hour presentation on grants management. The sessions will be held in NJ Transportation Planning Authority in Newark and at the Princeton Municipal Building Community Room at the NJDOT Ewing Headquarters. (6/28/13)
7. NJ Natural Resources Conservation Program, Freehold Soil Conservation District, advising that since the Washington Park Site and Drainage Improvement Project involves less than 5,000 square feet of land disturbance, a Soil Erosion and Sediment Control plan is not required. (7/1/13)

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

Tom Ward, 107 Madison Ave.: My neighbors and I are facing a problem with regard to a mutual driveway in the back of our properties. These properties are on Madison Ave., Brighton Ave., and part of Lewis St. There was a truck dumping materials on this roadway. It appears the truck had no permits and Public Works knew nothing about it. When an inspector was sent out by Public Works, he was surprised to find out that the City was doing this. There was a house on Brighton Ave. where everything was gutted. Everything from that house was dumped in my yard.

Greg Fehrenbach: Mr. Ward sent a letter to my office about this problem. I'm looking into the matter and I hope to have an answer to him in about 10 days.

Tom Ward: Originally, the road was below my garage. Now it's higher. The road with the debris on it has been elevated. The milling from the road was dumped on my property. In the past, the City would come and dig out the debris. Last August, there was a truck that was doing mill work and grading of this mutual driveway. Unfortunately, the roadbed was elevated to cause flooding and damage behind the homeowner's properties.

Council Member Petrick: The road base is about 6 inches higher than what it used to be.

Greg Fehrenbach: When did this start?

Tom Ward: This has been going on for about 20 years.

Council President Pabon to Greg Fehrenbach: Please have the Police Dept. do checks of the alleyway at night.

Council Member Petrick: Can a gate be placed at the entrance of the alley?

Tom Ward: Most of the people that use the alleyway are renters.

John Siberry, 432 Barclay St.: The reason for the time proposal for the handicapped ordinance is because the Mayor and Lissette were taking pictures of me parked in the handicapped spot. This occurred not once, but a second time. I am going to contact the ACLU to advise them of my harassment. I have a photo of Chief Ruiz, dressed in his uniform, on election night at the Mayor's campaign headquarters. This is improper. He should not be attending political functions in uniform.

Mark Blunda.: The time limitation on the handicapped ordinance was initiated by me. A car parked in the handicapped spot should be limited so people can transact business in city hall. We shouldn't have one individual parked in the spot all day.

John Siberry: In the past, the Mayor's secretary and a previous city employee would park all day long and nothing was done about it.

Mark Blunda: That will not happen again with this ordinance.

Stan Sierakowski, 679 Charles St.: The Seabra's Armory Lease was signed for a 20 year period, and it was for \$2000 per year. If you renew it again for the same amount, that will be a sweetheart deal.

Between 2005 (after 20 years) did Seabra's give money to anyone other than the City? Please check into this. They were using the property but not paying us the rent.

Mark Blunda.: In July 2008, it was discovered there were arrearages on this property. In order to recoup the money we discovered, we put the lot up for bid. There was only one bidder. We think we've done the best we could for the City.

Greg Fehrenbach: The City did collect the appropriate amounts. They are current up to the last 6 months. The property is being utilized by Seabra's and has been part of a construction site so that the Trevcon work could be done. This was also a staging area for the Raritan Yacht Club.

David Caba, 139 Lewis St.: According to Mr. Blunda, the city has no jurisdiction in determining who owned the property when there was a question of ownership on a certain city property. You need to do what is right for the people.

Council President Pabon: We appreciate that you have brought this up. The City will be more prepared if it happens again.

Tom Hudanish, 703 Hommann Ave.: Illegal dumping has always been a problem in Perth Amboy. We generate a lot of garbage because the city is a transient community. There's a problem with getting pickup appointments and the costs exceed what we may be bringing in as revenues. Maybe we should consider removing the fees. I thank you for putting on the Resolution for former Mayor George Otlowski. I look forward to seeing the "Otlowski" sign on the Lee St. building.

Steve Nascimento, 422 Great Beds South: The builder has options until 2017 to build out on the vacant lots at the Landings. The City should make sure the builder maintains empty lots and keeps it clear of debris and materials. The concrete on that property belongs to the builder.

Council President Pabon: I thank you for giving me a tour of the Landings property conditions.

Council Member Nanton: I also thank you.

#### **COUNCIL COMMENTS**

Council Member Irizarry: Maybe we should look into changing some of the codes in town that address development projects in the city, so we get the products that other communities are getting.

Council President Pabon: We should make builders fix the problems before we allow them to build any more.

Council Member Nanton: The limitation for garbage pickup is part of the dumping problem. We should consider expanding the times for appointments for garbage pickups. We need to have an evaluation for personnel in departments throughout the city. This month, we are celebrating the 90<sup>th</sup> anniversary of the running out of the Klu Klux Klan in the City; the 20<sup>th</sup> anniversary of the Royal Garden Club; and the anniversary of the 1<sup>st</sup> flight.

Council President Pabon: We need to do something at the park at the Wilentz School. Kids can get hurt in the park because of the lack of mulch near the slides. We need to have the work rectified in the park. Waters Stadium is also not being taken care of properly.

Council Member Petrick: The lights around the former Port Authority building are not on at night.

Greg Fehrenbach: We've been petitioning PSE&G since February. We are waiting for responses from them.

Council Member Petrick: Do we have a timetable for dock work at the marina?

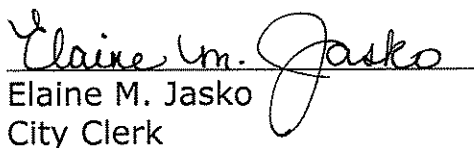
Greg Fehrenbach: We will be installing pilings in the near future. We would like to have the marina replaced by next Memorial Day.

Council Member Gonzalez: I thank the residents for coming out on July 4 for the ringing of the bell. No fireworks were held this year due to the damage by Storm Sandy. We hope to have the fireworks again next year. The first "Concert by the Bay" was held last Sunday at Bayview Park. It was a great turnout.

Council Member Irizarry: In the future, we should make sure that either the Wilentz or McGinnis Schools are available for concerts if it's too hot outside or if it's raining.

#### ADJOURNMENT

There being no further business to come before the Council, motion was made by Council Member Petrick, seconded by Council Member Gonzalez to adjourn the meeting at 8:55 pm, and was carried by the following vote: Yea--Council Members Gonzalez, Irizarry, Nanton, Petrick and Pabon. Nay--none. Absent--none.

  
Elaine M. Jasko  
City Clerk