

**MINUTES OF MAY 16, 2012 COUNCIL MEETING**

The Meeting held at South Amboy City Hall, 140 North Broadway, South Amboy, New Jersey, was called to order by Council President Connors at 7:00 P.M. The City Clerk read the Opening Prayer and all recited the Pledge of Allegiance.

PRESENT: Councilman Applegate, Councilman Gross, Councilwoman Noble, Councilman Schwarick and Council President Connors.

ALSO PRESENT: Mayor Fred A. Henry, Camille Tooker, Business Administrator and John R. Lanza, Director of Law

**CONSENT AGENDA:**

A Motion by Councilman Schwarick to adopt the Consent Agenda which included the Minutes of May 2, 2012 and Resolutions 91-97-2012, seconded by Councilman Applegate.

ROLL CALL: Applegate-Yes, Gross-Yes, Noble-Yes, Schwarick-Yes, Connors-Yes.

**CITY OF SOUTH AMBOY  
COUNTY OF MIDDLESEX**

**RESOLUTION NO. 91-2012**

**WHEREAS**, the following Tax Title Lien Certificates have been redeemed;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of South Amboy, Middlesex County, New Jersey that the Chief Financial Officer be and the same is hereby authorized to issue checks to:

LIEN COMPANY	BLOCK	LOT	QUAL	CERTIF. NUMBER	AMOUNT
U S Bank- Cust Pro Capital 1 LLC	81	17		10-00079	1,142.73
FNA Jersey Lien Services, LLC 88	7			11-00137	429.96
FNA Jersey Lien Services, LLC 52	11			11-00091	1,493.26
FNA Jersey Lien Services, LLC 52	11		PREMIUM		800.00
U S Bank- Cust CCTS CAPITAL LLC	52	11		09-00056	15,637.17
U S Bank- Cust CCTS CAPITAL LLC	52	11	PREMIUM		100.00

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JOSEPH E. CONNORS  
Council President

Certified to be a true copy of a Resolution adopted by the Governing Body on May 16, 2012.

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KATHLEEN VIGILANTE  
Municipal Clerk

	<i>Moved</i>	<i>Seconded</i>	<i>Ayes</i>	<i>Nays</i>	<i>Absent</i>	<i>Abstain</i>
APPLEGATE		X	X			
GROSS			X			
NOBLE			X			
SCHWARICK	X		X			
CONNORS			X			

**CITY OF SOUTH AMBOY  
COUNTY OF MIDDLESEX**

**RESOLUTION #92-2012**

**RESOLUTION AUTHORIZING THE MUNICIPAL TAX COLLECTOR  
TO PREPARE AND MAIL ESTIMATED TAX BILLS  
IN ACCORDANCE WITH P.L. 1994, c. 72**

**WHEREAS**, the City of South Amboy is unable to certify the tax rate at this time and the municipal Tax Collector will be unable to mail the tax bills on a timely basis; and

**WHEREAS**, the municipal Tax Collector in consultation with the municipal Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies;

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of South Amboy, in the County of Middlesex, State of New Jersey, on this 16th day of May, 2012, as follows:

1. The City Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the municipality for the third installment of 2012 taxes. The Tax Collector shall proceed and take such actions as permitted and required by P.L. 1994, c. 72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The entire estimated tax levy for 2012 is hereby set at \$20,294,051.79.
3. In accordance with law the third installment of 2012 taxes shall not be subject to interest until the later of the end of the grace period, or the twenty-fifth calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

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JOSEPH E. CONNORS  
Council President

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KATHLEEN VIGILANTE  
Municipal Clerk

	<i>Moved</i>	<i>Seconded</i>	<i>Ayes</i>	<i>Nays</i>	<i>Absent</i>	<i>Abstain</i>
APPLEGATE		X	X			
GROSS			X			
NOBLE			X			
SCHWARICK	X		X			
CONNORS			X			

**CITY OF SOUTH AMBOY  
COUNTY OF MIDDLESEX**

**RESOLUTION NO. 93-2012**

**RESOLUTION APPROVING AN INTERLOCAL SERVICES AGREEMENT BETWEEN THE TOWNSHIP OF WOODBRIDGE AND THE CITY OF SOUTH AMBOY FOR ANIMAL CONTROL SERVICES**

**WHEREAS**, the Township of Woodbridge (“Township”) possesses licensed animal control staff and maintains the Woodbridge Township Animal Shelter (“Shelter”) for the control of domestic animals and the housing and care of domesticated animals that are lost and abandoned; and,

**WHEREAS**, the City of South Amboy (“City”) desires to obtain animal control services for the control, care and housing of lost and abandoned domesticated animals found within its borders to comply with the laws of the State of New Jersey; and,

**WHEREAS**, the Township and the City acknowledge that animal control services for domesticated animals found in the City of South Amboy is of significant importance for the protection of City residents; and,

**WHEREAS**, the Township and the City desire to enter into an agreement pursuant to the Interlocal Services Act, N.J.S.A. 40:8A-1 et seq., in which animal control services for domestic animals found within the City of South Amboy will be provided by the Township; and,

**WHEREAS**, a copy of the proposed Interlocal Service Agreement is on file with the City Clerk;

**NOW, THEREFORE, BE AND IT IS, HEREBY, RESOLVED** by the Council of the City of South Amboy, Middlesex County, New Jersey, as follows:

1. The Interlocal Service Agreement between the Township of Woodbridge and the City of South Amboy is hereby approved. The Mayor and City Clerk are hereby authorized and directed to execute the same on behalf of the City of South Amboy.

2. The Mayor, or his designee, and the City Clerk are further authorized to take any further action or execute any additional documents to accomplish the objectives of the Agreement.

3. The City Clerk shall forward an executed Interlocal Service Agreement, with a certified copy of this Resolution, to the Township of Woodbridge.

4. The City Clerk shall maintain a copy of the agreement on file, for public inspection, during normal business hours.

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JOSEPH E. CONNORS  
Council President

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KATHLEEN VIGILANTE  
Municipal Clerk

	<i>Moved</i>	<i>Seconded</i>	<i>Ayes</i>	<i>Nays</i>	<i>Absent</i>	<i>Abstain</i>
APPLEGATE		X	X			
GROSS			X			
NOBLE			X			
SCHWARICK	X		X			
CONNORS			X			

**CITY OF SOUTH AMBOY  
COUNTY OF MIDDLESEX**

**RESOLUTION NO. 94-2012**

**WHEREAS**, Jesse Richter, is a member of Boy Scout Troop #91, of South Amboy, New Jersey; and

**WHEREAS**, Jesse Richter has achieved numerous Merit Badges during his four years as a member of Troop #91, as well as developed, planned and executed a project which benefited his community; and

**WHEREAS**, Jesse Richter in striving for and attaining this goal has set a fine example for other young people; and

**WHEREAS**, on June 2, 2012, at a Court of Honor, Jesse Richter will be presented the Eagle Scout Award, the highest achievement in Scouting, in recognition of his youth leadership and excellence.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the City of South Amboy, hereby congratulates Jesse Richter on achieving the Boy Scouts of America's highest honor, the Eagle Scout Award and wish him continued success and happiness in all his future endeavors.

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JOSEPH E. CONNORS  
Council President

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KATHLEEN VIGILANTE  
Municipal Clerk

	<i>Moved</i>	<i>Seconded</i>	<i>Ayes</i>	<i>Nays</i>	<i>Absent</i>	<i>Abstain</i>
APPLEGATE		X	X			
GROSS			X			
NOBLE			X			
SCHWARICK	X		X			
CONNORS			X			

**CITY OF SOUTH AMBOY  
COUNTY OF MIDDLESEX**

**RESOLUTION #95-2012**

**WHEREAS**, the City Council, on June 29, 2011, adopted Resolution No. 127-2011, approving the person-to-person and place-to-place transfer of Plenary Retail Consumption License No. 1220-33-028-006 from JJ Spirits, 115 North Feltus Street to PK South Feltus, LLC, with a mailing address of 223 South Feltus Street, South Amboy, New Jersey; and

**WHEREAS**, Resolution No. 127-2011 should have received approval for a person-to-person transfer only; and

**WHEREAS**, it is necessary for the Governing Body of the City of South Amboy to amend Resolution No. 127-2011;

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the City of South Amboy, Middlesex County, New Jersey, that Resolution No. 127-2011 is hereby amended to approve the person-to-person transfer of Plenary Retail Consumption License No. 1220-33-028-006 to PK South Feltus, LLC with a mailing address of 223 South Feltus Street, South Amboy, New Jersey, 08879 and does hereby direct that the Municipal Clerk/A.B.C. Secretary endorse the license certificate to the new ownership.

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JOSEPH E. CONNORS  
Council President

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KATHLEEN VIGILANTE  
Municipal Clerk

	<i>Moved</i>	<i>Seconded</i>	<i>Ayes</i>	<i>Nays</i>	<i>Absent</i>	<i>Abstain</i>
APPLEGATE		X	X			
GROSS			X			
NOBLE			X			

SCHWARICK	X		X			
CONNORS			X			

**CITY OF SOUTH AMBOY  
COUNTY OF MIDDLESEX**

**RESOLUTION NO. 96-2012**

**RESOLUTION APPROVING THE FEDERAL AID AGREEMENT  
BETWEEN THE CITY OF SOUTH AMBOY AND THE STATE OF  
NEW JERSEY, DEPARTMENT OF TRANSPORTATION, DIVISION  
OF LOCAL AID AND ECONOMIC DEVELOPMENT**

**WHEREAS**, the City of South proposes to be the sponsor of a project eligible for funding pursuant to terms and conditions of a Federal Aid Agreement Number 2012-DT-BLA-305; and,

**WHEREAS**, the project may be included in the Metropolitan Planning Organizations Transportation Improvement Program and the State Transportation Improvement Program; and,

**WHEREAS**, the State may award the City of South Amboy funds to finance the project ("Project Fund"); and,

**WHEREAS**, the City and State desire to specify the conditions applicable to the financing of the cost of the project out of the Project Fund and the obligations of the City and the State with respect to the project; and,

**WHEREAS**, the project is more particularly identified as Federal Project No. HPP-COOS (313) sponsored by the City of South Amboy and is for Environmental and Archeological Monitoring Services;

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED** by the Council of the City of South Amboy, Middlesex County, New Jersey, as follows:

1. Federal Aid Agreement No. 2012-DT-BLA-305 is hereby approved and the Mayor and City Clerk are authorized and directed to execute the Agreement on behalf of the City of South Amboy;
2. The Mayor and City Clerk are authorized to execute any other documents and take any further actions necessary to carry out the intent of the Agreement; and,
3. The City Clerk shall submit four (4) originals of the Agreement (page numbers 13, 15, 18 and 19 of the Agreement which need to be signed and sealed, where required); and to attach the following items to the Agreement:
  - Project Scope of Work (Appendix I);
  - Project Cost Estimate (Appendix J), and
  - A certified copy of this Resolution,

to the State of New Jersey, Department of Transportation, P.O. Box 600, Trenton, New Jersey 0825-0600 to the Attention of Adam Iervolino, Supervising Engineer, District III Office, Bureau of Local Aid.

4. The City Clerk shall not enter the date on the first page (page number 1) of the Agreement at this time;

5. The Agreement and other documents are to be returned to the New Jersey Department of Transportation for execution by the State;

6. Upon receipt of the fully executed Agreement, the City Clerk shall maintain a copy on file for public inspection during normal business hours.

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JOSEPH E. CONNORS  
Council President

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KATHLEEN VIGILANTE  
Municipal Clerk

	<i>Moved</i>	<i>Seconded</i>	<i>Ayes</i>	<i>Nays</i>	<i>Absent</i>	<i>Abstain</i>
APPLEGATE		X	X			
GROSS			X			
NOBLE			X			
SCHWARICK	X		X			
CONNORS			X			

**CITY OF SOUTH AMBOY  
COUNTY OF MIDDLESEX**

**RESOLUTION NO. 97-2012**

**RESOLUTION APPROVING MEMORANDUM OF UNDERSTANDING  
BETWEEN MIDDLESEX COUNTY PROSECUTOR'S OFFICE, CITY  
OF SOUTH AMBOY AND THE CITY OF SOUTH AMBOY POLICE  
DEPARTMENT FOR THE "SKYWATCH" SURVEILLANCE PLATFORM**

**WHEREAS**, the Middlesex County Prosecutor is the Chief Law Enforcement Officer for the County of Middlesex, and, as such, is charged with, inter alia, the responsibility of providing for the safety and welfare of the citizens of Middlesex County and does so by ensuring that the law enforcement professionals that serve said citizens are provided with state of the art technology and training in the field of homeland security; and,

**WHEREAS**, the United States Department of Homeland Security has heretofore established the Urban Area Security Initiative, hereinafter (UASI), which is a homeland security designation and is based upon the infrastructure and risks within the Counties and Municipalities in the State of New Jersey; and,

**WHEREAS**, Middlesex County is one of seven (7) counties in the State of New Jersey, which includes two (2) core cities, that falls under the purview of the Urban Area Security Initiative (UASI); and,

**WHEREAS**, the Critical Infrastructure Subcommittee of the UASI has funded the purchase of a "Skywatch" surveillance platform for each County and core City in the UASI region to be deployed on an "as-needed" basis to support homeland security initiatives; and,

**WHEREAS**, the "Skywatch" surveillance platform can also be deployed for other functions, such as surveillance of large scale events to monitor crowd and/or traffic movements, to deter crime and to promote a "birds eye" view of an area for security purposes; and,

**WHEREAS**, the municipal law enforcement agencies of the City of South Amboy and the City of South Amboy, collectively referred to herein as "City", within the County of Middlesex, are partners in the collaborative efforts of the Middlesex County Prosecutor's Office, the State of New Jersey Office of Homeland Security and Preparedness, and the United States Department of Homeland Security to provide for the safety and welfare of the citizens of Middlesex County by participating in the deployment of the "Skywatch" surveillance platform; and,

**WHEREAS**, the parties desire to set forth their respective obligations and rights in a Memorandum of Understanding;

**NOW, THEREFORE, BE AND IT IS, HEREBY, RESOLVED** by the Council of the City of South Amboy, Middlesex County, New Jersey, as follows:

1. The Memorandum of Understanding between the Middlesex County Prosecutor's Office, the City of South Amboy and the City of South Amboy Police Department for the "Skywatch" Surveillance Platform, is hereby approved, and the Mayor and City Clerk are hereby authorized and directed to execute the same on behalf of the City of South Amboy;
2. The Mayor and City Clerk are further authorized to execute any further documents and to take any further action necessary to carry out the intent of the Memorandum of Understanding;
3. The City Clerk shall submit the Memorandum of Understanding to the South Amboy Police Chief for his review, approval and signature;
4. The City Clerk shall return the required executed copies of the Memorandum of Understanding to the County of Middlesex and the Office of the Middlesex County Prosecutor, for their execution and return to the City of South Amboy.

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JOSEPH E. CONNORS  
Council President

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KATHLEEN VIGILANTE  
Municipal Clerk

	<i>Moved</i>	<i>Seconded</i>	<i>Ayes</i>	<i>Nays</i>	<i>Absent</i>	<i>Abstain</i>
APPLEGATE		X	X			
GROSS			X			
NOBLE			X			
SCHWARICK	X		X			
CONNORS			X			

**RESOLUTIONS:**

A Motion by Councilman Schwarick that Resolution 98-2012 be considered by title only, seconded by Councilman Gross.

ROLL CALL: Applegate-Yes, Gross-Yes, Noble-Yes, Schwarick-Yes, Connors-Yes.

**CITY OF SOUTH AMBOY  
COUNTY OF MIDDLESEX**

**RESOLUTION #98-2012**

**INTRODUCTION OF 2012 BUDGET**

**BE IT RESOLVED**, that the following statements of revenue and appropriations constitute the local budget of the City of South Amboy, Middlesex County, New Jersey, for Calendar Year 2012.

**BE IT FURTHER RESOLVED** that the said Budget be published in The Home News Tribune in the issue of June 10, 2012, and that a hearing on the Budget will be held at the South Amboy Municipal Building, 140 North Broadway, South Amboy, New Jersey, on June 20, 2012, at 7:00 P.M., or as soon thereafter as the matter may be reached.

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JOSEPH E. CONNORS  
Council President

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KATHLEEN VIGILANTE  
Municipal Clerk

	<i>Moved</i>	<i>Seconded</i>	<i>Ayes</i>	<i>Nays</i>	<i>Absent</i>	<i>Abstain</i>
APPLEGATE			X			
GROSS	X		X			
NOBLE			X			
SCHWARICK		X	X			
CONNORS			X			

**LIST OF BILLS FOR PAYMENT:**

A Motion by Councilman Gross that the List of Bills for Payment dated May 11, 2012 be received and filed, seconded by Councilman Applegate.

ROLL CALL: Applegate-Yes, Gross-Yes, Noble-Yes, Schwarick-Yes, Connors-Yes.

**COMMENTS:**

Mayor Henry stated he had a couple comments, just a reminder that tomorrow we have the police memorial outside here at 11:00 and it is nice to have people come out to honor the police department and those who have gone before us. Sunday as been our practice over the past couple years, we are having our Memorial Day Parade , and we are hoping that we can get a couple more people out to help honor our veterans keeping in mind that they are the ones that are on the front lines, standing there defending our country and giving us all the freedoms that we have today. Thank you

Councilmembers Gross, Applegate, Noble, Schwarick and Connors all welcomed the public.

**PUBLIC COMMENTS:**

Vince Mackiel, 105 Augusta Street stated Resolution 96-2012, the Agreement between the City of South Amboy and the State of New Jersey Department of Transportation, Division of Local Aid and Economic Development, can you briefly summarize or explain exactly, he stated that he knows it says 3 of appendix I J and K but please explain what...

Camille Tooker answered, Okay this is an agreement between the City and the Federal Government to authorize the archeological monitoring and any environmental work that needs to be done on Radford Ferry Road, from the bridge to the waterfront. Vince Mackiel stated Okay, Thank you. Vince Mackiel also stated at the last meeting he was going to discuss this and he hopes he can finish this in about 3 or 4 minutes but during the community showing of rescuing the river, he was present and basically if you do know about that, it was a documentary that was done about pollution of the Raritan in Old Bridge. He stated that he took the opportunity to ask some environmental groups, some rather powerful voices in this area, if they could assist with some kind of proper development if we move in that direction with Amboy Aggregates. Mr. Mackiel said he tried to explain that this is totally unacceptable and improper and not a thing for the kids to be growing up in that environment in this town so I would like to just acknowledge that he did try to reach out and that he believe he has asked the City Council and Mayor to try to meet with environmental groups so we can work on some common issues to come to a common ground in terms of trying to move the town ahead. He stated that we have so many projects including the one that Camille just mentioned, in terms of transportation. The last point he made is the amount of money that has been put into the transportation area including the \$21 million dollars for the transit area, everybody enjoys that amenity, that modern facility there is no doubt, but can some concern be shown to try to connect these future developments including the transportation to remedy that situation? He asked, can we direct some of this discussion forward as we go forward in this year and beyond towards what should be resolving that problem because that is what he is going to say when he goes before board members or when her goes before the Middlesex County Board or when he goes to a Harbor meeting. Mr. Mackiel is going to ask the Harbor dredging chairwoman, why she is not more concerned about that site and ask exactly what we are going to do redevelop it? He asked are we just going to let that become an area where the dredging interest of this metropolitan area continue to utilize this town and we get nothing out of it...that's my statement.

Mary Bouchard, 349 Fourth Street asked if the City will have twice a week garbage pickup this summer and she was told, no.

**ADJOURNMENT OF MEETING:**

A Motion by Councilman Schwarick to adjourn the meeting, seconded by Councilman Applegate.

ROLL CALL: Applegate-Yes, Gross-Yes, Noble-Yes, Schwarick-Yes, Connors-Yes.

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Kathleen Vigilante  
Municipal Clerk