

MINUTES OF JUNE 28, 2012 SPECIAL 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 5:00 P.M. The City Clerk read the Opening Prayer and all recited the Pledge of Allegiance.

PRESENT: Councilman Gross, Councilman Schwarick and Council President Connors.

ABSENT: Councilman Applegate and Councilwoman Noble

Council President Connors stated that "The Notice Requirements provided in the Open Public Meetings Act have been satisfied. Notice of this Meeting was published in the Home News Tribune on June 25, 2012, provided to the Star Ledger, filed with the City Clerk and posted in the Municipal Building on June 21, 2012.

CONSENT AGENDA:

A Motion by Councilman Gross to adopt the Consent Agenda which included Resolutions 116 through 119-2012, seconded by Councilman Schwarick.

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

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION NO. 116-2012

**RESOLUTION AWARDING CONTRACT FOR
ROAD IMPROVEMENTS,
PINE AVENUE AND PORTIA STREET**

WHEREAS, three bids were received by Mark Rasimowicz, P.E., P.P., C.M.E. of Feist Engineering, City Engineer on June 19, 2012, at South Amboy City Hall, 140 North Broadway, South Amboy, New Jersey, in the presence of Mary Sue Felice, QPA/Purchasing Assistant for the City of South Amboy for Road Improvements, Pine Avenue and Portia Street; and,

WHEREAS, the City Council has reviewed the recommendations made by Mark Rasimowicz, P.E., P.P., C.M.E., and,

WHEREAS, the Chief Financial Officer has determined sufficient funds are available, as evidenced by the Chief Financial Officer's Certification;

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

1. The contract for Road Improvements, Pine Avenue and Portia Street is, hereby, awarded to MECO, Inc., on its total bid of \$376,234.62.

2. The Mayor and City Clerk are hereby authorized and directed to execute the contract for the same.

3. The City Clerk is hereby authorized and directed to return the certified checks or bid bonds of the following unsuccessful bidder:

Black Rock Enterprises, LLC.

4. The certified checks or bid bonds of the successful bidder, MECO, Inc. and next lowest bidder, Mario's Concrete & Paving are to be returned upon the receipt of a fully executed contract and any other required documents.

JOSEPH E. CONNORS
Council President

Certified to be a true copy of a Resolution adopted by the Governing Body on June 28, 2012.

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			

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION NO. 117-2012

**RESOLUTION AWARDING CONTRACT FOR PURCHASE AND
INSTALLATION OF 60 POUND WASHER/EXTRACTOR FOR
FIREFIGHTER TURN OUT GEAR AND DRYING CABINET FOR
FIREFIGHTER GEAR, GLOVES, BOOTS & HOSE**

WHEREAS, one bid was received by the City's Engineer, Mark J. Rasimowicz, PE, PP, CME, the City Engineer's Office, 481 Spotswood Englishtown Road, Monroe Township, N.J. for the purchase and installation of a 60 pound Waster/Extractor for Fire-Fighter Turn Out Gear and Drying Cabinet for Fire-Fighter Gear, Gloves, Boot & Hose in compliance with all current NFPA revisions; and,

WHEREAS, the City Council has reviewed the recommendations made by City Engineer, Mark J. Rasimowicz, PE, PP, CME, on January 19, 2012, attached; and,

WHEREAS, the City received a Federal Emergency Management Agency (FEMA) and Department of Homeland Security (DHS) grant approval; and,

WHEREAS, the Chief Financial Officer has determined sufficient funds are available for this purchase, as evidenced by the Chief Financial Officer's Certification, attached;

WHEREAS, Fowler Equipment Company, Inc. of 565 Rahway Avenue, Union, New Jersey, was the sole responsible bidder for the 60 pound Washer/Extractor for Firefighter Turn Out Gear and Drying Cabinet for Firefighter Gear, Gloves, Boot & Hose; and,

WHEREAS, the City's purchase bid threshold with its QPA is \$36,000.00;

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

1. The contract for the purchase and installation of the 60 pound Washer/Extractor for Firefighter Turn Out Gear and Drying Cabinet for Firefighter Gear, Gloves, Boot & Hose is hereby awarded to Fowler Equipment in the amount of \$21,839.33;
2. The Mayor and City Clerk are hereby authorized and directed to execute the contract for the same and/or take any further action for the purchase, installation and payment for these goods and services.
3. The City Clerk is hereby authorized and directed to return the certified check or bid bond to the lowest bidder, upon the receipt of a fully executed contract and any other required documents.

JOSEPH E. CONNORS
Council President

I certify the foregoing to be a true copy of a resolution adopted by the South Amboy City Council at a meeting held on June 28, 2012.

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			

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION #118-2012

WHEREAS, the applications for the license holders set forth on Schedule A, attached, have been received for renewal of Plenary Retail Consumption Licenses, Plenary Retail Distribution Licenses and Club Licenses for the period July 1, 2012 to June 30, 2013; and

WHEREAS, after published notice, no written objections have been received by the City of South Amboy for the renewal of these licenses; and

WHEREAS, the submitted renewal application forms are complete in all respects, renewal fees have been paid and tax clearance has been received pursuant to P.L. 1995, Chapter 161;

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the City Council of the City of South Amboy, New Jersey, that the Class C. Licenses referred to in the attached Schedule A, which is hereby incorporated into this Resolution, be renewed and the City Clerk is hereby directed to issue license certifications to these Licenses for the period July 1, 2012 to June 30, 2013, provided the renewal is in accordance with the Alcoholic Beverage Law, N.J.S.A. 33:1-3.1, et seq., and the rules and regulations issued pursuant to the Act.

SCHEDULE "A"

PLENARY RETAIL CONSUMPTION LICENSES:

License Number

Issued To:

1. 1220-33-028-007*

PK South Feltus LLC
223 South Feltus Street

2. 1220-33-015-007

South Stevens Pub, LLC
t/a South Stevens Pub
200 South Stevens Avenue

3. 1220-33-008-007**

John's Halfway House, Inc.
153 Main Street
South River, New Jersey 08882

4. 1220-33-007-006

AJ'S Enterprises, Inc.
t/a Landmark Tavern & Cafe
117 North Broadway

5. 1220-33-002-008

Rumba Lounge, LLC
t/a Rumor 35 Lounge
2090 Route 35

PLENARY RETAIL DISTRIBUTION LICENSES:

1. 1220-44-039-004

A&D Convenience Store, Inc.
t/a Krauszlers
200 North Broadway

* **INACTIVE LICENSE**

** **SPECIAL CONDITIONS IMPOSED**

JOSEPH E. CONNORS
Council President

Certified to be a true copy of a Resolution adopted by the Governing Body on June 28, 2012.

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	X			
NOBLE					X	
SCHWARICK			X			
CONNORS			X			

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION #119-2012

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year ending December 31, 2011 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor

and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of South Amboy, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

JOSEPH E. CONNORS
Council President

I certify the foregoing to be a true copy of a resolution adopted by the South Amboy City Council at a meeting held on June 28, 2012.

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	X			
NOBLE					X	
SCHWARICK			X			
CONNORS			X			

COMMENTS:

There were no comments from the Council

PUBLIC COMMENTS:

There were no comments from the public.

ADJOURNMENT OF MEETING:

A Motion by Councilman Gross to adjourn the Special Council Meeting, seconded by Councilman Schwarick.

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

Kathleen Vigilante
Municipal Clerk