

## **MINUTES OF JANUARY 15, 2014 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 Deputy City Clerk read the Opening Prayer and all recited the Pledge of Allegiance.

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

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

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 January 7, 2014, provided to the Star Ledger, filed with the City Clerk and posted in the Municipal Building on January 2, 2014.

Councilman Gross arrived at the meeting.

### **CONSENT AGENDA:**

A Motion by Councilwoman Noble to adopt the Consent Agenda and Resolutions 30-2014 to 35-2014 seconded by Councilman Applegate.

ROLL CALL: Applegate-Yes, Dato-Yes, Gross-Abstain, Noble-Yes, Connors-Yes.

### **CITY OF SOUTH AMBOY COUNTY OF MIDDLESEX**

#### **RESOLUTION #30-2014**

#### **RESOLUTION AWARDING STATE CONTRACT #A79165 FOR AUTOMOTIVE PARTS AND SUPPLIES**

**WHEREAS**, there is a need in the City of South Amboy for supplying of automotive parts and supplies; and

**WHEREAS**, Malouf Ford, 2210 Route 1, North Brunswick, New Jersey 08902, is a qualified company; and

**WHEREAS**, the Finance Director has determined that sufficient funds are available for this contract, in the amount not to exceed \$25,000;

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of South Amboy, County of Middlesex, State of New Jersey, that State Contract #A79165 for automotive parts and supplies with Malouf Ford, be and the same are hereby approved.

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JOSEPH E. CONNORS  
Council President

Certified to be a true copy of a Resolution adopted by the Governing Body on January 15, 2014.

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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			
DATO			X			
NOBLE	X		X			
GROSS						X
CONNORS			X			

**CITY OF SOUTH AMBOY  
COUNTY OF MIDDLESEX**

**RESOLUTION #31-2014**

**RESOLUTION AWARDING STATE CONTRACT #A81399  
FOR HEATING OIL**

**WHEREAS**, there is a need to purchase heating oil for the City of South Amboy; and

**WHEREAS**, this can be purchased through State Contract No. A81399; and

**WHEREAS**, the maximum amount of the purchase is \$8,000.00 and funds are available as evidenced by the Finance Director's certification; and

**WHEREAS**, public bids are not required when the purchase is under a State Contract in accordance with N.J.S.A. 40A:11-12, of the Local Public Contracts Law;

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED**, by the Council of the City of South Amboy, County of Middlesex, State of New Jersey, that the Business Administrator is hereby authorized and directed to execute a contract for the purchase of heating oil from Allied Oil, LLC, P.O. Box 392, Manville, NJ 08835, not to exceed \$8,000.00.

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JOSEPH E. CONNORS  
Council President

Certified to be a true copy of a Resolution adopted by the Governing Body on January 15, 2014.

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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			
DATO			X			

NOBLE	X		X			
GROSS						X
CONNORS			X			

**CITY OF SOUTH AMBOY  
COUNTY OF MIDDLESEX**

**RESOLUTION #32-2014**

**RESOLUTION AWARDING STATE CONTRACT #A82770  
FOR DIESEL FUEL**

**WHEREAS**, there is a need to purchase diesel fuel for the City of South Amboy; and

**WHEREAS**, this can be purchased through State Contract No. A82770; and

**WHEREAS**, the maximum amount of the purchase is \$43,000.00 and funds are available as evidenced by the Finance Director's certification; and

**WHEREAS**, public bids are not required when the purchase is under a State Contract in accordance with N.J.S.A. 40A:11-12, of the Local Public Contracts Law;

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED**, by the Council of the City of South Amboy, County of Middlesex, State of New Jersey, that the Business Administrator is hereby authorized and directed to execute a contract for the purchase of diesel oil from Allied Oil, LLC, P.O. Box 392, Manville, NJ 08835, not to exceed \$43,000.00.

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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			
DATO			X			
NOBLE	X		X			
GROSS						X
CONNORS			X			

**CITY OF SOUTH AMBOY  
COUNTY OF MIDDLESEX**

**RESOLUTION #33-2014**

**RESOLUTION AWARDING STATE CONTRACT #A82527  
FOR TIRE PURCHASE AND REPAIR**

**WHEREAS**, there is a need in the City of South Amboy for supplying of tire purchase and repairs; and

**WHEREAS**, Custom Bandag, Inc., 625 Prospect Avenue, Keyport, New Jersey 07735, is a qualified company; and

**WHEREAS**, the Finance Director has determined that sufficient funds are available for this contract, in the amount not to exceed \$15,000.00;

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of South Amboy, County of Middlesex, State of New Jersey, that State Contract #A82527 for tire purchase and repair with Custom Bandag, Inc., be and the same are hereby approved.

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JOSEPH E. CONNORS  
Council President

Certified to be a true copy of a Resolution adopted by the Governing Body on January 15, 2014.

\_\_\_\_\_  
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			
DATO			X			
NOBLE	X		X			
GROSS						X
CONNORS			X			

**CITY OF SOUTH AMBOY  
COUNTY OF MIDDLESEX**

**RESOLUTION #34-2014**

**RESOLUTION AWARDING A CONTRACT FOR  
AUTOMOTIVE PARTS AND SUPPLIES THROUGH  
THE SOMERSET COUNTY COOPERATIVE PRICING PROGRAM**

**WHEREAS**, there is a need in the City of South Amboy for supplying of automotive parts and supplies; and

**WHEREAS**, National Parts Supply, 535 Milltown Road, North Brunswick, New Jersey 08902, is a qualified company; and

**WHEREAS**, the City of South Amboy is a member of the Somerset County Cooperative Pricing Program; and

**WHEREAS**, the Finance Director has determined that sufficient funds are available for this contract, in the amount not to exceed \$28,000.00;

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of South Amboy, County of Middlesex, State of New Jersey, that Contract for automotive parts and supplies through the Somerset County Cooperative Pricing Program with National Parts Supply, be and the same are hereby approved.

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JOSEPH E. CONNORS  
Council President

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KATHLEEN VIGILANTE  
Municipal Clerk

	<b>Moved</b>	<b>Seconded</b>	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
APPLEGATE		X	X			
DATO			X			
NOBLE	X		X			
GROSS						X
CONNORS			X			

**CITY OF SOUTH AMBOY  
COUNTY OF MIDDLESEX**

**RESOLUTION # 35-2014**

**RESOLUTION AWARDING STATE CONTRACT #A82583  
FOR CELLULAR PHONE CONTRACTS**

**WHEREAS**, there is a need to purchase cellular phone service for the City of South Amboy; and

**WHEREAS**, this can be purchased through State Contract No. A82583; and

**WHEREAS**, the maximum amount of the purchase is \$25,000.00 and funds are available as evidenced by the Finance Director's certification; and

**WHEREAS**, public bids are not required when the purchase is under a State Contract in accordance with N.J.S.A. 40A: 11-12, of the Local Public Contracts Law;

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED**, by the Council of the City of South Amboy, County of Middlesex, State of New Jersey, that the Business Administrator

is hereby authorized and directed to execute a contract for the purchase cellular phone service from Verizon Wireless, not to exceed \$25,000.00.

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JOSEPH E. CONNORS  
Council President

Certified to be a true copy of a Resolution adopted by the Governing Body on January 15, 2014.

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KATHLEEN VIGILANTE  
Municipal Clerk

	<b>Moved</b>	<b>Seconded</b>	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
APPLEGATE		X	X			
DATO			X			
NOBLE	X		X			
GROSS						X
CONNORS			X			

**LIST OF BILLS FOR PAYMENT:**

A Motion by Councilwoman Dato that the List of Bills for Payment dated January 13, 2014, be received and filed, seconded by Councilwoman Noble.

ROLL CALL: Applegate-Yes, Dato-Yes, Noble-Yes, Gross-Yes, Connors-Yes

**FIRE DEPARTMENT:**

A Motion by Councilman Gross that the Application for Membership to Independence by Kevin Wiater be approved, subject to approval by the NJ State Firemen's Association, seconded by Councilwoman Dato.

**ORDINANCES:**

A Motion by Councilman Gross that Ordinance 1-2014 be taken up on First reading by Title only, seconded by Councilman Applegate.

ROLL CALL: Applegate-Yes, Dato-Yes, Noble-Yes, Gross-Yes, Connors-Yes

AN ORDINANCE AMENDING SOUTH AMBOY CITY CODE CHAPTER 53, ARTICLE XVII, SECTION 53-79A.(2) REPEALING THE PROHIBITION AGAINST RESIDENTIAL ALCOHOL AND DRUG TREATMENT CENTERS.

A Motion by Councilman Gross that Ordinance 1-2014 to be adopted on First Reading, seconded by Councilman Applegate

ROLL CALL: Applegate-Yes, Dato-Yes, Noble-Yes, Gross-Yes, Connors-Yes

A Motion by Councilman Gross that Ordinance 1-2014 be taken up on Second Reading, and be advertised as prescribed by law, seconded by Councilman Applegate.

ROLL CALL: Applegate-Yes, Dato-Yes, Noble-Yes, Gross-Yes, Connors-Yes

A Motion by Councilman Gross that Ordinance 2-2014 be taken up on First reading by Title only, seconded by Councilman Applegate.

ROLL CALL: Applegate-Yes, Dato-Yes, Noble-Yes, Gross-Yes, Connors-Yes

AN ORDINANCE AMENDING ORDINANCE NO. 1036 ENTITLED "PARKING AND TRAFFIC REGULATIONS" FOR THE CITY OF SOUTH AMBOY, IN THE COUNTY OF MIDDLESEX AND STATE OF NEW JERSEY.

A Motion by Councilman Gross that Ordinance 2-2014 to be adopted on First Reading, seconded by Councilman Applegate.

ROLL CALL: Applegate-Yes, Dato-Yes, Noble-Yes, Gross-Yes, Connors-Yes

A Motion by Councilman Gross that Ordinance 2-2014 be taken up on Second Reading, and be advertised as prescribed by law, seconded by Councilman Applegate.

ROLL CALL: Applegate-Yes, Dato-Yes, Noble-Yes, Gross-Yes, Connors-Yes

**COMMENTS:**

Councilman Gross welcomed the public

Councilman Applegate welcomed the public

Councilwoman Noble welcomed the public

Councilwoman Dato thanked everyone for coming out

Council President Connors also welcomed the public

**PUBLIC COMMENTS:**

Barbara Pasternack, 29 Barkalow St., asked what was going on with the medical insurance. Business Administrator, Camille Tooker responded and stated that there are quotes from several companies and there is a proposal for a 12% increase on the medical. Ms. Pasternack further asked about Medicare. Ms. Tooker stated that Medicare does not apply to a group insurance. She further stated that our brokers looked into it and it is not applicable to a group policy. Ms. Paternack further asked how the City would fund a 12% increase and is there an intension to raise taxes. Ms. Tooker stated that revenue would have to be raised or something would have to be cut. Ms. Paternack further commented that we always seem to be paying for something and not getting anything. Ms. Pasternack further stated that the communication during the snow storm was abominable. She thought that everyone learned from Sandy. She said that there was some information a week after the snow storm. Ms. Pasternack stated that she called about garbage pick-up and the meeting and received no response. Ms. Tooker further commented that if was calling her she was out on medical leave until the day prior. Ms. Dato stated that she should sign up for Nixel. Ms. Dato further stated in terms of the recycling, that it did take time to get that worked out, but once the date was received for the "special" date for recycling pick-up it

was on the television and it was on the city website. Ms. Pasternack continued by saying that she received an e-mail the day before the pick-up but at that point it was blowing all over. Ms. Dato further stated that the garbage should not be left put for a week. Ms. Paternack then continued and stated that no one knows when the garbage pick-up will be. Ms. Dato stated that after the storm it took time to work it out. Ms. Pasternack said that people need to be directed to take their garbage in. She further commented that there are properties on Pupek that are abandoned and there is garbage that hangs out in the driveway. Ms. Dato stated that when these properties are observed then they are being taken care of. Ms. Pasternack said that she is talking about abandoned properties. Ms. Dato asked her to provide the property addresses.

Nancy McLaughlin, 347 George St., asked how far we are on the bonding. She further commented that the cap was thirty two million. Ms. Tooker stated that since Ms. McLaughlin asked the last time there has been no bonding. Ms. McLaughlin further said she had a comment about the recycling and wanted to know if pick-up would still be that Friday. Ms. Tooker commented that she would confirm that. She further stated that the County does our recycling and they have a schedule just like the City has a schedule for the garbage. Ms. Tooker further commented that this time the recycling was more of an issue because everyone had their holiday recycling on top of the regular recycling. In normal circumstances we would have had to have waited until the next scheduled date for pick-up. Ms. McLaughlin further stated that she saw an aid in the paper with regard to bids for the walkway and further asked if the City applied for FEMA or if we have to receive the bids first. Ms. Tooker commented but turned the questions over to Mark Rasimowicz, the City Engineer. Mr. Rasimowicz stated that the funding was obligated by FEMA and it is a reimbursement. Once the Project is done then you get reimbursed by FEMA. Council President Connors stated that they are obligated. Ms. McLaughlin commented that one of the Resolutions was with Somerset County for maintenance of automobiles. She asked why we went out of County. Ms. Tooker said that is because we are in a co-op. She further stated that Middlesex County does have a co-op but if we get a better price through another co-op then we go with that one. She further said that the oil and diesel go out a place in Manville and no one nearby had anything cheaper? Ms. Tooker stated that that was the cheapest. Ms. McLaughlin asked if there has been a maintenance layoff in personnel in McCarthy Towers. Ms. Tooker stated that we have nothing to do with that. Ms. McLaughlin further stated that she was concerned about the drug problem in South Amboy. She asked how bad it was. Ms. Tooker stated that she could not speak about that. Ms. McLaughlin asked that the Chief be at the next meeting. Council President Connor's stated that he would ask Chief to be at the next meeting. Ms. McLaughlin stated that she was concerned.

Ken Feely, 31 Barkalow St., stated that the snow plowing and removal is getting worse. He further stated that he understands there are cut backs but there is still an obligation to make sure that they take the snow from curb to curb. He asked why this is not being done. Council President Connors stated that curb to curb cannot be done. Mr. Feely interrupted him by stated that yes it can be done and it is supposed to be done. Mr. Feely further stated that there is a stretch on his street that there is never a car and they just plow down the middle of the street. Mr. Feely stated that he took his own plow out onto the street and then blew the snow back onto his lawn but further commented that he should not have to do this. Mr. Feely then said that they plow and cut in really close to his neighbor across the street but they leave a ten foot wide angle of snow and it gets left there all the time. Mr. Feely further stated that any officer in this town will attest to it because of the simple fact that it gets done every snow storm. He said that something has to be done about it because his work van got hit a number of years ago. It was hit because the streets were not plowed. Council President Connor's stated that Ms. Tooker will speak to public works about that. Mr. Feely also commented on the recycling. He stated that many times in the

past we have had snow storms worse than the most current one and the recycling was picked up within a day. He further commented that this went on for eight or nine days. He further incorrectly stated that the City recycling is in zones. Ms. Tooker then commented that garbage is in zones but the recycling is all on the same day. Mr. Feely then brought up what Ms. Pasternack already addressed about him and Ms. Paternack having to provide addresses of the properties they are referring to. He further commented that the town enforcement people are supposed to do. Council President Connors' commented that if there is a complaint and you are aware of a place then it is to their benefit to call Code Enforcement and let them know. Code will then come out check out the property and contact the owner and take care of it. Mr. Feely then stated that our Code Enforcement people that drive around a couple times a day up and down every street and that should be picked up by then. Ms. Tooker then stated that she understood and that no one should have to look at unkempt property. She further commented that unfortunately that we are experiencing what many other towns are, which is that a lot of people have unfortunately lost jobs, lost homes and the banks have taken them over. She further commented that Code Enforcement will go after the banks and we will go through the process, but there is not good success when the person is no longer living in the home. Ms. Tooker then commented that we have even added people. Mr. Tooker stated that if there is something that you see then report it. Ms. Tooker further commented that he should not hesitate to call. Mr. Feely then back peddled to the snow removal issue. He stated that there are a lot of cars on the road. He continued by stating that there is a stretch of well over 200 yards on his side of the street where there is not a car. Then he proceeded to bring up another concern of his with kids at the park until ten or eleven o'clock at night when they should not be there. Mr. Feely said that there really have not been any problems but they have had some problems. He feels that the kids should not be there that late. Ms. Tooker asked him there are lights in that park. Mr. Feely said it is a light that works sometimes and sometimes it does not. He then commented that the light in front of his house also has a mind of its own. He said that when you see the kids getting into groups past a certain time that something is not right and they are up to no good. Ms. Tooker then asked Mr. Feely if the snow issue has been an issue for a long time. Mr. Feely said that it used to be really good. Council President Connors said that what happens is that when they plow an intersection that the snow is left there. He said that he ends up cleaning it. Mr. Feely stated that he and his neighbors are out with their snow plows after a storm and they should not have be doing that. Mr. Feely said that it is getting to the point that if people want to park on the street then they should get plowed in but at his end of the street it should be plowed closer to the curb so they do not have to kill themselves. He said that if his car gets hit then the township is going to get the bill.

Nancy McLaughlin, 347 George St., asked who is responsible for the cross-walks. Council President Connor's stated that he opens the ones up on his street. Ms. McLaughlin asked when the contractors are hired do they have to be union or non-union and who determines that. Mr. Rasimowicz stated that certain criteria is required.

**ADJOURNMENT OF MEETING:**

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

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

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Kathleen Vigilante  
Municipal Clerk