

**AGENDA
COUNCIL MEETING
FEBRUARY 19, 2020**

**140 NORTH BROADWAY
SOUTH AMBOY, NJ 08879**

7:00 P.M.

1. MEETING CALLED TO ORDER BY COUNCIL PRESIDENT
2. OPENING PRAYER AND SALUTE TO THE FLAG
3. ROLL CALL: DATO____, McLAUGHLIN____, NOBLE ____, REILLY ____, GROSS____
4. CERTIFICATION OF MEETING BY COUNCIL PRESIDENT

RESOLUTIONS:

**NO. 20-072 RESOLUTION AUTHORIZING THE PLACE-TO-PLACE TRANSFER OF PLENARY
RETAIL DISTRIBUTION LICENSE NO. 1220-44-003-008**

MOVED by: _____ of the Council of the City of South Amboy, that Resolution #20-072 is hereby approved. **SECONDED by:** _____. **ROLL CALL VOTE:**

**NO. 20-073 RESOLUTION APPROVING AN AGREEMENT BETWEEN THE MIDDLESEX COUNTY
IMPROVEMENT AUTHORITY AND THE CITY OF SOUTH AMBOY, PROVIDING FOR
THE RECYCLING COLLECTION AND MARKETING SERVICES OF DESIGNATED
RECYCLABLES.**

MOVED by: _____ of the Council of the City of South Amboy, that Resolution #20-073 is hereby approved. **SECONDED by:** _____. **ROLL CALL VOTE:**

CONSENT AGENDA:

The following items are considered to be routine by the City Council and will be acted upon in one motion. There will be no separate discussion of these items unless a Council member so requests. In this event, the item will be removed from the Consent Agenda and considered in the normal sequence of the Agenda.

MOVED by: _____ of the Council of the City of South Amboy, that Resolution #20-074 through #20-085 are hereby approved. **SECONDED by:** _____. **ROLL CALL VOTE:**

- NO. 20-074 RESOLUTION AUTHORIZING POLICE TRAINING IN EAST BRUNSWICK/INDEMNIFICATION AGREEMENT
- NO. 20-075 VETERAN REFUND – CANDY
- NO. 20-076 VETERAN REFUND – LOPEZ
- NO. 20-077 RESOLUTION AUTHORIZING THE ISSUANCE OF A DUPLICATE TAX SALE CERTIFICATE PERSUANT TO N.J.S.A. 54:5-52.1

- NO. 20-078 SEWER BILL ADJUSTMENT – RAMA
- NO. 20-079 RELEASE PERFORMANCE BOND – 104 NORTH ROSEWELL/R&D CONSTRUCTION
- NO. 20-080 AWARD OF CONTRACT – Z BROTHERS CONCRETE CONSTRUCTION – JOHN T. O’LEARY
- NO. 20-081 RESOLUTION CONSENTING TO TRANSFER OF FINANCIAL AGREEMENT RELATING TO BLOCK 22, LOT 3.03 AND BLOCK 24, LOT 2.03
- NO. 20-082 RESOLUTION APPROVING PROPOSED PROJECTS AND ALLOCATIONS MADE BY THE LOCAL CITIZEN ADVISORY GROUP
- NO. 20-083 RESOLUTION AUTHORIZING A CONTRACT WITHOUT PUBLIC ADVERTISING DUE TO AN EMERGENCY SEWER MAIN REPAIR IN THE ALLEY BETWEEN POTTER ST. AND STEVENS AVE.
- NO. 20-084 RESOLUTION TO APPLY FOR A GRANT FROM THE DCA FOR \$1,000,000 FOR INTERMODAL SECURITY FOR BROADWAY AND MASON
- NO. 20-085 RESOLUTION APPROVING CHANGE ORDER NO. 4 FOR REMEDIATION OF FORMER CONRAIL AND SPECTRASERVE PROPERTIES
- NO. 20-XXX AWARD OF CONTRACT – GAS (PENDING MR. WOMACK)
- NO. 20-XXX AWARD OF CONTRACT – HEYER GRUEL & ASSOCIATES (PENDING MR. WOMACK)

BUDGET INTRODUCTION:

- NO. 20-086 WAIVER OF READING IN FULL OF THE BUDGET FOR THE CALENDAR YEAR ENDING DECEMBER 31, 2020
- NO. 20-087 INTRODUCTION OF 2020 BUDGET

RESOLUTIONS:

**RESOLUTION NO. 20-088
APPROVING PAYMENT OF BILLS**

BE IT RESOLVED, that the City Council of the City of South Amboy does hereby receive and approve the payment of the bill list dated February 13, 2020, as presented by the Chief Financial Officer.

BE IT FURTHER RESOLVED, that the bills list be appended to the official minutes.

MOVED by: _____ of the Council of the City of South Amboy, that Resolution No. 20-088 is hereby approved. **SECONDED by:** _____. **ROLL CALL VOTE:**

**RESOLUTION NO. 20-089
APPROVAL AND RELEASE OF MINUTES**

BE IT RESOLVED, that the City Council of the City of South Amboy does hereby approve and release the Council Minutes of the February 5, 2020 Business Meeting and the February 5 Closed Session (PENDING MR. WOMACK).

MOVED by: _____ of the Council of the City of South Amboy, that Resolution No. 20-089 is hereby approved. **SECONDED by:** _____. **ROLL CALL VOTE:**

ORDINANCES:

ORD. 04-2020 AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE
NO. 1036 ENTITLED "PARKING AND TRAFFIC REGULATIONS
FOR THE CITY OF SOUTH AMBOY" IN THE COUNTY OF
MIDDLESEX AND STATE OF NEW JERSEY - 215 CATHERINE -
OSTRANDER

MOVED by: _____, that Ordinance #04-2020 be introduced on first reading and
advertised for second reading which is scheduled for the March 18, 2020 meeting.

SECONDED by: _____, **ROLL CALL VOTE**

COMMENTS:

PUBLIC COMMENTS:

ADJOURNMENT OF MEETING:

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION #20-072

**RESOLUTION AUTHORIZING THE PLACE-TO-PLACE
TRANSFER OF PLENARY RETAIL DISTRIBUTION
LICENSE NO. 1220-44-003-008**

WHEREAS, an application has been filed by South Amboy Liquor & Food, LLC., for the place-to-place transfer of Plenary Retail Distribution License No. 1220-44-003-008, for an inactive license with a mailing address of South Amboy Liquor & Food, LLC., 5 Sarah Court, Edison, NJ, 08817; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid and the license has been properly renewed for the current license term;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of South Amboy, Middlesex County, New Jersey, that the Governing Body of the City of South Amboy does hereby approve, effective February 19, 2020, the place-to-place transfer of the aforesaid Plenary Retail Distribution License No. 1220-44-003-008 to South Amboy Liquor & Food, LLC., and does hereby direct that the Municipal Clerk endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to premises located at 346 Bordentown Avenue, South Amboy, NJ, effective February 19, 2020".

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION #20-073

**RESOLUTION APPROVING AN AGREEMENT BETWEEN
THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY
AND THE CITY OF SOUTH AMBOY, PROVIDING FOR THE
RECYCLING COLLECTION AND MARKETING SERVICES
OF DESIGNATED RECYCLABLES.**

WHEREAS, pursuant to the Solid Waste Management Act, N.J.S.A. 13:1E-1, et seq., each County within the State of New Jersey is deemed a solid waste management district; and

WHEREAS, each solid waste management district is responsible for developing a solid waste management plan that sets forth the strategy for disposing and/or recycling of solid waste generated within the geographical boundaries of the respective county; and

WHEREAS, the Board of Chosen Freeholders of the County of Middlesex has adopted the Middlesex County Solid Waste Management Plan, and the same has been amended from time to time; and

WHEREAS, as part of the County Plan, the County has adopted a mandatory recycling plan, which, among other things, establishes a strategy for recycling at least sixty (60%) percent of the County's total solid waste stream and mandates that recycling of the following recyclable materials; specifically: newspaper, aluminum, food and beverage containers, glass food and beverage containers, high grade office paper, corrugated cardboard, leaves, motor oil, steel cans, plastic containers, mixed paper, textiles and brush; and

WHEREAS, the County Plan designates the Authority as the sole implementing agency responsible for the implementation of the County's recycling plan; and

WHEREAS, in order to ensure uniform collection and marketing services of recyclables and thereby increase the percentage of those materials recycled and marketed, the Authority sponsors a County-wide recycling collection and marketing program, which may be utilized by the municipalities in the County on a voluntary basis; and

WHEREAS, such recycling collection and marketing services of recyclables will be provided by the Authority by a private contractor, who will be selected pursuant to a competitive bidding process initiated by the Authority; and

WHEREAS, the City of South Amboy desires to permit the Authority to assume responsibility for the collection of certain specified recyclables and for the preparation for market and marketing of such materials under the terms and considerations of the Agreement;

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

1. In consideration of the mutual promises and covenants to each of the other as set forth in the aforesaid Agreement, and for other good and valuable consideration, the Agreement is, hereby, approved and the Mayor and Municipal Clerk are, hereby, authorized and directed to execute the same on behalf of the City of South Amboy.

2. The Municipal Clerk shall forward the signed Agreement to the Middlesex County Improvement Authority for its authorized execution and shall maintain a fully signed Agreement on file with the City of South Amboy.

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION #20-074

WHEREAS, the Police Department of the City of South Amboy is in need of a police training facility; and

WHEREAS, the Township of East Brunswick, Middlesex County, New Jersey, has such a facility and is willing to provide its facility for the use of the South Amboy Police Department under the terms of a Contract of Indemnification; and

WHEREAS, the use by the City of South Amboy Police Department of the East Brunswick Police Training Facility is authorized under the Interlocal Services Act, N.J.S.A. 40:8A-1, et seq.;

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

1. The use of the East Brunswick Police Training Facility by the City of South Amboy Police Department is, hereby, approved.
2. The Contract of Indemnification, on file with the Municipal Clerk, is, hereby, approved and the Mayor and Municipal Clerk are hereby directed and authorized to execute same on behalf of the City of South Amboy.
3. A copy of the aforesaid Contract shall be filed and open to public inspection at the Office of the South Amboy Municipal Clerk during normal business hours.
4. A copy of the Contract of Indemnification shall, forthwith, be filed with the Central Jersey Joint Insurance Fund and such Contract is subject to its approval.

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION NO. 20-075

VETERAN REFUND - CANDY

WHEREAS, Otis L. Candy, 703 Bayside Ct, City of South Amboy, County of Middlesex Block 161.04, Lot 1 Qual C0703 applied for a veteran property tax deduction on 12-16-2019; and

WHEREAS, the following applicant is entitled to the \$250.00 deduction; in 2019; and

WHEREAS, the tax collector certifies that the property taxes are paid current for 2019; and

WHEREAS, Otis L. Candy is entitled to a refund of \$250.00 for 2019;

NOW, THEREFORE, BE IT RESOLVED by the Council of City of South Amboy, Middlesex County, New Jersey that the Chief Financial Officer be and the same is hereby authorized to issue a check to the Otis L. Candy in the amount \$250.00 for 2019. The Tax Assessor is hereby authorized to adjust the MOD IV system for 2020.

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

**RESOLUTION No. 20-076
VETERAN REFUND - LOPEZ**

WHEREAS, Radames Lopez Jr, 213 N Broadway in the City of South Amboy County of Middlesex, Block 61 Lot 13 Qual C01 on the tax map applied for a Veteran property tax deduction for the year 2020, and;

WHEREAS, the applicant completed the application and provided the appropriate documentation for the allowance of the deduction and the application is on file in the tax office, and;

WHEREAS, the tax collector recommends that \$250.00 adjust be made for Radames Lopez Jr for the Veteran deduction allowed for the 4th quarter in 2020, and;

NOW, THEREFORE, BE IT RESOLVED by the Council of City of South Amboy, Middlesex County, New Jersey that the, Tax Collector is hereby authorized to adjust 4th quarter for 2020 and the Tax Assessor adjust the tax duplicate for 2020.

FURTHER, BE IT RESOLVED that the City Clerk serve certified copies of this resolution upon the Tax Collector and Tax Assessor.

CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX

RESOLUTION NO. 20-077

**RESOLUTION AUTHORIZING THE ISSUANCE OF A
DUPLICATE TAX SALE CERTIFICATE PERSUANT TO
N.J.S.A. 54:5-52.1**

WHEREAS, the Tax Collector of the City of South Amboy has previously issued a tax sale certificates to FNA DZ, LLC which certificates are dated 12-19-2019 covering premises commonly known as and referred to as Block and Lot as set out on the municipal tax map then is use which bears certificate numbers as follows:

BLOCK	LOT	QUALIFIER	CERTIFICATE#
5	1		19-00002
44	4.01		19-00004
59	12		19-00037
68	12		19-00040
121	1		19-00058
144	7		19-00068
151	4		19-00075
154	28		19-00076
161.03	20.10	C58	19-00080
161.03	20.10	C62	19-00081

WHEREAS, the purchaser of the aforesaid tax sale certificates has indicated to the Tax Collector that they have lost or otherwise misplaced the originals tax sale certificates and have duly filed the appropriate Affidavit of Loss with the Tax Collector; and

NOW, THEREFORE, be it resolved by the Governing Body of the City of South Amboy that the Tax Collector of the City of South Amboy be and is hereby authorized, upon receipt of the appropriately executed and notarized Loss Affidavit to issue as appropriate duplicate tax sale certificate to the said purchase covering the certificates lost as previously described all in accordance with the Requirements of Chapter 99 of Public Laws of 1997.

BE IT FURTHER RESOLVED that a copy of this resolution and the Loss Affidavit be attached to the duplicate certificates to be issued to said purchaser and that the said duplicate certificate shall be stamped or otherwise have imprinted upon it the word "DUPLICATE".

REQUEST FOR DUPLICATE CERTIFICATE BY LIEN HOLDER

AFFIDAVIT OF LOST TAX SALE CERTIFICATES

I, Nicholas Troutman, representing First National Assets Management LLC at 120 N LaSalle St, Suite 1220, Chicago, IL 60602, of full age, being duly sworn according to law, upon my oath, depose and say:

1. I am the true and lawful owner of the following tax sale certificates

BLOCK	LOT	QUALIFIER	CERTIFICATE#
5	1		19-00002
44	4.01		19-00004
59	12		19-00037
68	12		19-00040
121	1		19-00058
121	2		19-00059
144	7		19-00068
151	4		19-00075
154	28		19-00076
161.03	20.10	C58	19-00080
161.03	20.10	C62	19-00081

Issued by the City of South Amboy, County of Middlesex, State of New Jersey.

2. I remain the owner of said certificates and have not sold, assigned, transferred or otherwise hypothecated said certificates.
3. I make this affidavit to induce the City of South Amboy to authorize the issuance of Duplicate Tax Sale Certificate to FNA DZ, LLC.

N. Troutman

Signature

Sworn and Subscribed to me

this 29th day of January, 2020.

[Signature]
NOTARY



CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX

RESOLUTION NO. 20-078

SEWER BILL ADJUSTMENT – RAMA

WHEREAS, the City of South Amboy charges sewer fees based on water usage data that is provided by Middlesex Water Company; and

WHEREAS, there are occasions where residential water usage does not introduce an equivalent amount Of water into the City Sewer System; and

WHEREAS, the cost of City of South Amboy Sewer service should reflect the accurate gallonage Introduced to the sewer system by a resident; and

WHEREAS, the property owner, Hamish Rama, of 12 Blue Heron Dr have demonstrated to the satisfaction of the City that such an overcharge occurred; and

WHEREAS, the utility collector certifies that usage for the 4th 2019 & 1st 2020 is outside the normal usage at the residence; and

THEREFORE, NOW BE IT RESOLVED that their residential sewer bill for the 4th quarter 2019 & 1st quarter 2020 be adjusted as follows: 4th quarter adjusted in the amount of 122.69 and 1st Quarter 2020 in the amount of 136.70.

BE IT FURTHER RESOLVED the utility collector is directed to adjust the sewer account of Hamish Rama as described above.

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION NO. 20-079

**RESOLUTION AUTHORIZING THE RELEASE OF THE
PERFORMANCE BOND – R&D CONSTRUCTION**

WHEREAS, R&D Construction, issued a Performance Bond in the amount of 15,775.46 for 104 Rosewell St, Block 39, Lot 3,; and

WHEREAS, the City Engineer, Mark Rasimowicz, has recommended that the Performance guaranty be released to R&D Construction, c/o Ray Desimone in the full amount with the bond amount of \$7900.25;

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 aforesaid Performance Band shall be released in the amount of \$7900.25; and,

2. A certified copy of this Resolution shall be forwarded by the City Clerk to the Engineer, the Construction Official, Ray Desimone, Dan Balka, Chief Financial Officer and to Glenn Skarzynski, Business Administrator.

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION NO. 20-080

**RESOLUTION AWARDING CONTRACT FOR THE
PAVING JOHN T. O'LEARY BLVD.**

WHEREAS, sealed bids were received by the City of South Amboy on February 6, 20 for road improvements on John T. O'Leary Blvd.; and

WHEREAS, City Engineer, Mark Rasimowicz, reviewed all bids and provided their analysis and recommendations as set forth on the attached chart; and

WHEREAS, the Finance Director has determined sufficient funds in the amount of \$539,766.45 are available as evidenced by the Finance Director's certification, attached;

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

1. The contract for the John T. O'Leary Blvd. road improvements project is hereby awarded to Z Brothers Concrete Construction.
2. The Mayor and City Clerk are hereby authorized and directed to execute the contract for same.
3. The certified checks or bid bonds of the successful bidder Z Brothers Concrete Construction and the next two lowest bidders Assuncao Brothers Inc., 29 Wood Avenue, Edison, NJ 08820 and Top Line Construction, 22 Fifth St., Somerville, NJ 08876 are to be returned upon the receipt of a fully executed contract and other required documents.
4. The Mayor and City Clerk are hereby further authorized and directed to take all further action and execute any further documents to give full effect to the contract and its objectives.
5. The City Clerk shall provide certified copies of this Resolution to all bidders, the City Engineer and City Law Director.

Certification of Funds:

I, Daniel Balka, Chief Financial Officer of the City of South Amboy, do hereby certify that the amount of \$539,766.45 will be available in account: C-04-19-001-004.

Daniel Balka, Chief Financial Officer
Dated:

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION 20-081

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH
AMBOY, IN THE COUNTY OF MIDDLESEX, NEW JERSEY,
CONSENTING TO TRANSFER OF FINANCIAL AGREEMENT
RELATING TO BLOCK 22, LOT 3.03 AND BLOCK 24, LOT 2.03**

WHEREAS, on August 22, 2016, the City and Woodmont Amboy Urban Renewal, LLC (“Woodmont”) entered into a Financial Agreement (the “Financial Agreement”) relating to a 126-unit, luxury apartment complex (the “Project”) on the properties known as Block 22, Lot 3.03 and Block 24, Lot 2.03 (together, the “Project Site”); and

WHEREAS, Woodmont has entered into a Purchase and Sale Agreement with Bayside Cove Urban Renewal, LLC (“Bayside”), pursuant to which Woodmont will convey the Project and the Project Site to Bayside; and

WHEREAS, in connection with the above-referenced transaction, Woodmont and Bayside requested that the City consent to the assignment, by Woodmont, of its rights and interest in the Financial Agreement to Bayside; and

WHEREAS, the City desires to approve such assignment and to authorize the execution of any and all documents in connection therewith.

**NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF
SOUTH AMBOY AS FOLLOWS:**

Section 1. The Recitals are incorporated by reference as if set forth at length herein.

Section 2. The City hereby consents to and approves the conveyance, from Woodmont to Bayside, of the Project and the Project Site, and the assignment of Woodmont’s interest in the Financial Agreement from Woodmont to Bayside.

Section 3. The Mayor is authorized to execute any agreements or documents necessary to express the City’s consent to the assignment described herein.

Section 4. This resolution shall take effect in accordance with applicable law.

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION NO. 20-082

**RESOLUTION APPROVING PROPOSED PROJECTS AND
ALLOCATIONS MADE BY THE LOCAL CITIZEN
ADVISORY COMMITTEE**

WHEREAS, the City of South Amboy has received Community Development Block Grants from the Middlesex County Department of Housing and Development; and

WHEREAS, the local Citizen Advisory Committee has recommended proposed projects and allocations as set forth in **Schedule "A"**, attached to this Resolution; and

WHEREAS, the Council of the City of South Amboy concurs with the recommendation by the Citizen Advisory Committee;

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

1. The proposed projects and allocations made by the local Citizen Advisory Committee, as referred to above, are hereby approved.
2. The City Clerk is hereby directed to provide a certified copy of this Resolution to Melissa Bellamy, Division Head, Middlesex County Division of Housing, 75 Bayard St, 2nd Floor, New Brunswick, New Jersey 08901.

ATTACHMENT "A" TO CDBG SUBGRANT AGREEMENT

PROJECT 1: Sidewalk Program

PROJECT 1 FUNDING: \$20,000.00

PROJECT DESCRIPTION

Installation of sidewalks for income eligible homeowners

PROJECT 2: Code Enforcement

PROJECT 2 FUNDING: \$22,914.00

PROJECT DESCRIPTION

Salary for Code Enforcement officials for eligible areas in Borough (Census Tract 76, Block Groups 2, 3)

PROJECT 3: Senior Citizen Produce Voucher Program

PROJECT 3 FUNDING: \$9,841.00

PROJECT DESCRIPTION

Provision of vouchers for senior citizens to purchase fresh produce

Handwritten notes:
12/14/14
Small A. Cost
2014/14

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION NO.20-083

**RESOLUTION AUTHORIZING A
CONTRACT WITHOUT PUBLIC ADVERTISING DUE TO AN
EMERGENCY SEWER MAIN REPAIR IN THE ALLEY BETWEEN POTTER ST. AND
STEVENS AVE.**

WHEREAS, N.J.S.A. 40A:11-6 authorizes a public entity to contract without public advertising for bids, notwithstanding that the contract price will exceed the bid threshold, when an emergency affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services; and,

WHEREAS, Mark J. Rasimowicz, P.E., P.P., C.M.E., Director, Department of Engineering, City of South Amboy, reported, December 26, 2019, that a sewer emergency occurred in the alley between Potter St. and Stevens Ave.; and,

WHEREAS, the January 20, 2020 report of the City Engineer is attached to and incorporated into this Resolution; and,

WHEREAS, Mark J. Rasimowicz, P.E., P.P., C.M.E., Director, Department of Engineering and Glenn Skarzynski, Business Administrator, declared that an emergency existed and invoked the emergency contract provisions of N.J.S.A. 40A:11-6; and,

WHEREAS, City Engineer, Mark J. Rasimowicz, P.E., P.P., C.M.E. and Business Administrator, Glenn Skarzynski, contracted with B&W Construction Co. of NJ to perform immediate investigation of a sinkhole; and

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

1. Glenn Skarzynski, the City Business Administrator, and Mark J. Rasimowicz, P.E., P.P., C.M.E., the City Engineer, properly invoked the provisions of N.J.S.A. 40A:11-6 and contracted with B&W Construction Co. of NJ., to correct an emergent situation in the alley between Potter St. and Stevens Ave., South Amboy, New Jersey, for a total price of \$33,094.45.
2. The aforesaid contract between the City of South Amboy and B&W Construction Co. of NJ is ratified.
3. Upon the furnishing of such labor and materials in accordance with the terms of the contract, the contractor shall be entitled to be paid therefore.

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION NO. 20-084

**RESOLUTION TO APPLY FOR A GRANT FROM THE NEW JERSEY DEPARTMENT OF
COMMUNITY AFFAIRS FOR \$1,000,000 FOR INFRASTRUCTURE IMPROVEMENTS IN
SUPPORT OF THE CITY OF SOUTH AMBOY INTERMODAL TRANSPORTATION
VILLAGE.**

WHEREAS, the City of South Amboy desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$1,000,000.00 to carry out a project to improve the infrastructure of the City of South Amboy's intermodal transportation village in the areas surrounding and contiguous to the South Amboy train station.

NOW, THEREFORE, BE, AND IT IS HEREBY RESOLVED,

1. That the Council of the City of South Amboy, Middlesex County, State of New Jersey, does hereby authorize the application for such a grant; and,

2. Recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the City of South Amboy, Middlesex County and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED, that Fred A. Henry, Mayor, and Glenn Skarzynski, Business Administrator, are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith.

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION #20-085

**RESOLUTION APPROVING CHANGE ORDER NO. 4 FOR REMEDIATION OF FORMER
CONRAIL AND SPECTRASERVE PROPERTIES**

WHEREAS, the City of South Amboy adopted a Resolution 49-2016, which awarded the contract for construction engineering and related services associated with remediation of the former Conrail and Spectraserve properties to Potomac-Hudson Environmental, Inc.; and

WHEREAS, the Project Engineer Mark J. Rasimowicz, P.E., P.P., C.M.E. has recommended and approved a change order which are set forth in Change Order No.3, approved by project engineer on February 12, 2020 attached; and

WHEREAS, the original amount of the Contract was \$383,000.00; and

WHEREAS, Resolution 69-2017 modified the original contract amount to \$435,876.00 in Change Order No. 1; and

WHEREAS Resolution 91-2017 modified the original contract amount to \$553,954.59 in Change Order No. 2; and

WHEREAS, Resolution 176-2018 modified the contract items for Change Order No. 3, attached in the increased amount of \$11,100.00 for a total contract price of \$565,054.59; and

WHEREAS, the proposal of field modifications for Change Order No. 4, attached in the increased amount of \$4,340 for a total contract price, including this Change Order in the amount of \$569,394.59; and

WHEREAS, the Project Engineer has inspected the project and recommends payment to Potomac Hudson Environmental, subject to the advice of the City Law Director.

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

1. Change Order No. 4, approved by the Project Engineer on February 12, 2020, in the total increased amount of \$4,430 resulting in an adjusted amount of \$569,394.59.
2. The Mayor or Business Administrator is hereby directed to execute Change Order No. 4 on behalf of the City of South Amboy and payment in accordance therewith is hereby approved.

CENTER STATE ENGINEERING

481 Spotswood Englishtown Road, Monroe Township, New Jersey 08831
T 732.605.9440 F 732.605.9444

February 12, 2020

City of South Amboy
ATTN: Glenn Skarzynski, Business Administrator
140 North Broadway
South Amboy, New Jersey 08879

**RE: South Amboy Intermodal Center
Remediation of Former Conrail and Spectraserve Properties (Contract 4)
Federal Project No. HPP-C00S(912) Construction
SAGE Project No. FAP-2016-South Amboy City-02491
NJDOT Project No. 6620314; CSE Project No. SA-15-007-07
City of South Amboy, Middlesex County, New Jersey
Potomac-Hudson Environmental, Inc. – Change Order No. 4**

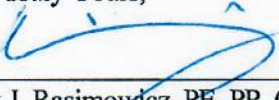
Dear Mr. Skarzynski;

Our office has received four original signed copies of Change Order No. 4, and supporting documentation, for the professional services contract with Potomac-Hudson Environmental, Inc. (PHE). This change order will adjust the PHE contract for construction engineering and site remediation services. This adjustment provides funds to perform a petroleum product investigation in the vicinity of monitoring wells PR-1 and PR-6, which have been the subject of continued product recovery. This change order will cover unanticipated expenses for identification of the potential source of the continued petroleum products in the referenced monitoring wells. Detailed information as to the nature and extent of additional work are detailed in the memorandum from PHE dated January 30, 2020, which is attached to the change order. This change will increase the project by \$4,340 to \$569,394.59.

Based upon our review of the documents provided by PHE and our meeting to discuss this matter, the costs appear appropriate and the scope of work is in accordance with the original contract issued to PHE. By copy of this letter to the City Clerk, with original copies of the change order documents, it is requested that this matter be scheduled for discussion and action by the City Council at the next Council meeting. Upon approval by the City Council, same will need to be executed by the City and processed with the NJDOT for formal discussion and possible authorization of funding. Enclosed hereto is one copy of the documents received for your use.

If you should have any questions or require further information regarding this matter, please contact our office.

Very Truly Yours,



Mark J. Rasimowicz, PE, PP, CME
South Amboy, City Engineer

Enclosure as noted

MJR/dd

CC: Daniel Balka, CFO, City of South Amboy
Deborah Brooks, Clerk, City of South Amboy (with 4 original copies of enclosure)
David Draper, LSRP, Potomac-Hudson Environmental

**CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX**

RESOLUTION #20-086

**WAIVER OF READING IN FULL OF THE BUDGET FOR THE CALENDAR YEAR ENDING
DECEMBER 31, 2020**

WHEREAS, N.J.S.A 40A:4-8 permits that the Budget may be read by its title providing that at least one week prior to the date of the hearing a complete copy of the approved budget shall

- a) be posted on the City's website; and
- b) be made available to each person requesting the same during said week and during the public hearing; and

WHEREAS, the City of South Amboy has complied with the aforesaid requirements.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of South Amboy, County of Middlesex and State of New Jersey, that the City is hereby permitted to waive the reading in full of the Municipal Budget for the fiscal year ending December 31, 2020.

RESOLUTION # 20-087

INTRODUCTION OF 2020 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 2020.

BE IT FURTHER RESOLVED that the said Budget be published in The Home News Tribune in the issue of February 24, 2020, and that a hearing on the Budget will be held at the South Amboy Municipal Building, 140 North Broadway, South Amboy, New Jersey, on March 18, at 7:00 P.M., or as soon thereafter as the matter may be reached.

**2020 Municipal Budget
of the City of South Amboy, County of Middlesex
for the Calendar Year 2020.**

Revenue and Appropriation Summaries

Summary of Revenues		Anticipated 2020	Final 2019
1	Surplus	1,130,000.00	1,130,000.00
2	Total Miscellaneous Revenues	6,525,389.00	7,724,083.00
3	Receipt from Delinquent Taxes	0.00	0.00
4 a)	Local Taxes for Municipal Purposes	10,848,860.00	10,619,201.00
b)	Addition to Local District School Taxes	0.00	0.00
c)	Minimum Library Tax	316,328.00	306,243.00
	Total Amount to be Raised by Taxes for Support of Municipal Budget	11,165,188.00	10,925,444.00
	Total General Revenues	18,820,577.00	19,779,527.00

Summary of Appropriations		2020	2019
1	Operating Expenses:		
	Salaries & Wages	7,277,839.00	6,887,861.00
	Other Expenses	7,581,767.00	8,586,267.00
2	Deferred Charges & Statutory Appropriations	1,526,517.00	1,474,472.00
3	Capital Improvements	171,600.00	898,400.00
4	Debt Service	2,060,211.00	1,732,527.00
5	Judgments	0.00	0.00
6	Reserve for Uncollected Taxes	202,643.00	200,000.00
	Total General Appropriations	18,820,577.00	19,779,527.00
	Total Number of Employees	111	111

Balance of Outstanding Debt

	General		
Bond Interest	3,683,400.00		
Bond Principal	15,850,000.00		
Loan Repayments for Principal and Interest	65,195.00		
Outstanding Balance	19,598,595.00		

MINUTES FOR BUSINESS MEETING FEBRUARY 05, 2020

The Meeting held at South Amboy City Hall, 140 North Broadway, South Amboy, New Jersey, was called to order by Council President Gross at 6:00 P.M. The City Clerk read the Opening Prayer and all recited the Pledge of Allegiance.

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

ALSO PRESENT: Fred A. Henry, Mayor, Glenn Skarzynski, Business Administrator, Mark Rasimowicz, City Engineer and Francis Womack, Director of Law

Council President Gross read the notice requirements statement.

RESOLUTION NO. 20-069 **APPROVING PAYMENT OF BILLS**

BE IT RESOLVED, that the City Council of the City of South Amboy does hereby receive and approve the payment of the bills list dated January 30, 2020, as presented by the Chief Financial Officer.

BE IT FURTHER RESOLVED, that the bills list be appended to the official minutes.

MOVED by: Ms. Noble of the Council of the City of South Amboy, that Resolution No. 20-070 is hereby approved. **SECONDED by:** Ms. Dato. **ROLL CALL VOTE:** All in favor.

RESOLUTION NO. 20-070 **APPROVAL AND RELEASE OF MINUTES**

BE IT RESOLVED, that the City Council of the City of South Amboy does hereby approve and release the Council Minutes of the January 29, 2020 City Council Meeting.

MOVED by: Mr. Reilly of the Council of the City of South Amboy, that Resolution No. 20-070 is hereby approved. **SECONDED by:** Ms. Noble. **ROLL CALL VOTE:** All in favor.

BUSINESS ITEMS:

- a.) Resolution Authorizing Police Training in East Brunswick/Indemnification Agreement – approved for next agenda
- b.) Resolution Veteran Refund – Candy – approved for next agenda
- c.) Resolution Veteran Refund – Lopez – approved for next agenda
- d.) Resolution authorizing signing MCIA Curbside Recycling Collection Program -approved for next agenda
- e.) Resolution authorizing issuance of a duplicate tax sale certificate – approved for next agenda
- f.) Resolution authorizing sewer refund adjustment – Rama – approved for next agenda
- g.) Resolution authorizing allocation of CDBG funds – approved for next agenda
- h.) Ordinance removing resident handicapped spaces that were not registered. – approved for introduction at next agenda
- i.) Discuss award of contract for John T. O’Leary paving bid opening February 6th.
- j.) Summer Hiring program – after brief discussion the Council decided to move forward with hiring teens to help with the Summer Recreation Program
- k.) Discuss Ordinance amending Beach Hours - Council directed Attorney Womack to have the Ordinance ready for introduction at next agenda
- l.) Discuss Mayoral appointment of Councilperson to the CDBG -Mayor appointed Councilwoman Noble
- m.) Discuss Mayoral appointment of citizen to the CDBG – Mayor reappointed Joanne Downes, Mary Taylor and Laura Kemble

- n.) Discuss extending Heyer, Gruel & Associates contract – Council approved extending the contract for the work being done on the Land Use Ordinances. Awarding resolution to be on the next agenda.

RESOLUTION:

RESOLUTION #20-072

**RESOLUTION AUTHORIZING THE PLACE-TO-PLACE
TRANSFER OF PLENARY RETAIL DISTRIBUTION
LICENSE NO. 1220-44-003-008**

The Council tabled resolution 20-072 until further information on zoning conditions for the strip aml were researched. Ms. Dato voiced concerns about the placement of the garbage dumpsters blocking the fire hydrant and the late hours of alcohol sales.

Resolution HOLD FOR AWARD OF CONTRACT – GAS SUPPLIER(pending bid review/AOC resolution by Mr. Womack) Attorney Womack reviewed the bid package and will have the Awarding Resolution for the next agenda.

ORDINANCE:

FIRST READING/INTRODUCTION

- 1) **ORD. NO. 03-2020** AN ORDINANCE CONCERNING FEES TO THE CITY OF SOUTH AMBOY

MOVED by: Ms. Dato, that Ordinance #03-2020 be introduced as amended, on first reading and advertised for second reading which is scheduled for the March 18, 2020 meeting.

SECONDED by: Ms. Noble, **ROLL CALL VOTE**

SECOND READING/ADOPTION

- 1) **ORD. NO. 01-2020** AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

OPEN PUBLIC – no public comment
CLOSE PUBLIC

MOVED by: Ms. Noble, of the Council of the City of South Amboy, that Ordinance #01-2020 hereby adopted.

SECONDED by: Ms. Dato, **ROLL CALL VOTE:** All in favor.

- 2) **ORD. NO. 02-2020** AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE NO. 1036 ENTITLED "PARKING AND TRAFFIC REGULATIONS FOR THE CITY OF SOUTH AMBOY" IN THE COUNTY OF MIDDLESEX AND STATE OF NEW JERSEY -ROTH

OPEN PUBLIC – no public comment
CLOSE PUBLIC

MOVED by: Ms. Dato, of the Council of the City of South Amboy, that Ordinance #02-2020 is hereby adopted.

SECONDED by: Mr. Reilly, **ROLL CALL VOTE:** All in favor.

COMMENTS:

Ms Dato: Thanked the Business Administrator and DPW for getting the new electronic sign installed by the school

Ms. Noble: Confirmed with the BA that the City was responsible for the upkeep of the walkway lights and informed the BA that all the lights were in need of replacement.

Mr. Reilly:

- Received confirmation that the Pie Chart of Tax dollar allocation would be on the website shortly, however the council decided not to move forward with the Tax Calculator.
- Requested the City consider using the local firemen to do site review plans for planning and zoning applications. After lengthy discussion it was determined the Fire Chief was welcome to reach out to the County Fire Marshall with any questions he had on a proposed application.
- The Council directed Attorney Womack to follow up regarding the placement of sandwich signs on the sidewalk to aid in advertising for local businesses.
- Reported that both the YMCA and Fire Departments were interested in participating in government week.

Mr. Womack: Reported that the state had passed legislation banning the sale of flavored vaping products and suggested the City pass an Ordinance following the Piscataway model that would tighten up restrictions via zoning rules.

Mr. Skarzynski: Reported that the budget would be ready for introduction at the February 19th meeting and adoption at the March 18th meeting. He would like to meet with the Council members before the Introduction so they could have any questions answered.

Mr. Rasimowicz: Requested the release of the Performance Bond for 104 North Rosewell St. for the next agenda.

Mayor Henry:

- Announced the State of the City address will be March 11, 2020 at 6pm at the Senior Center.
- Requested a Proclamation at the next meeting for the 100th year anniversary of Gundryms.
- The City is being deeded the lot where Theo's garage sits and it is the intention of the City to make a dedicated Veteran's Park at the site.

PUBLIC COMMENTS:

CLOSED SESSION

RESOLUTION NO. 20-071

WHEREAS, Section 8 of the Open Public Meetings Act (N.J.S.A. 10:4-12(b) (1-9) permits the exclusion of the public from a meeting in certain circumstances;

WHEREAS, the Council is of the opinion that such circumstances exist.

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

1. The public shall be excluded from discussion of, action on, and reading of the minutes of Closed Session of February 5, 2020.
2. The general nature of the subject matters to be discussed is as follows:

Contract Negotiations:

- Chief of Police Contract

Litigation:

- Venetian/Sewage Status
- Applegate "Condemnation" Status
- Louro Demolition Challenge

3. It is anticipated at this time that the above stated subject matters will be made public when the matters are concluded or as soon thereafter as it is deemed to be in the public interest to do so.
4. This Resolution shall take effect immediately.

MOVED by: Mr. Reilly, of the Council of the City of South Amboy, that Resolution 20-071 is hereby adopted and the public session of the meeting is adjourned.

SECONDED by: Ms. Noble, **ROLL CALL VOTE:** All in favor.

ADJOURNMENT

On motion by Ms. Noble, seconded by Mr. Reilly and carried unanimously, the meeting was adjourned at 8:02 pm.

Respectfully submitted,

Deborah Brooks, RMC
City Clerk

CITY OF SOUTH AMBOY
COUNTY OF MIDDLESEX

ORDINANCE NO. 04-2020

AN ORDINANCE AMENDING AND SUPPLEMENTING
ORDINANCE NO. 1036 ENTITLED "PARKING AND
TRAFFIC REGULATIONS FOR THE CITY OF SOUTH
AMBOY" IN THE COUNTY OF MIDDLESEX AND
STATE OF NEW JERSEY – 215 CATHERINE -
OSTRANDER

BE AND IT IS HEREBY ORDAINED by the Council for the City of South Amboy,
Middlesex County, New Jersey, on the Ordinance No. 1036, entitled "Parking and Traffic
Regulations for the City of South Amboy" is hereby amended and supplemented as
follows:

Add the Following:

ARTICLE V Handicapped Parking

Section 5-1 Special Parking for Handicapped

Section X Handicapped Parking

Add the Following:

NAME OF STREET

LOCATION

Catherine St.

Sign to be placed 185 feet from the curb line
of Catherine Street/South Broadway in front
of the residence at 215 Catherine Street.

The invalidity of any section or provision of this ordinance shall not invalidate
any other section or provision thereof.

All ordinances or parts of ordinances inconsistent herewith are hereby
repealed as to such inconsistency only.

This ordinance shall take effect after final passage and publication as provided by law.

The Municipal Clerk shall serve a certified true copy of this Ordinance upon the South Amboy Police Department.

Deborah Brooks
Municipal Clerk

Introduced on First Reading: February 19, 2020
First Publication: February 24, 2020
Approved on Final Reading: March 18, 2020
Final Publication: