

AGENDA FOR BUSINESS MEETING , MARCH 4, 2020 AT 6:00 P.M.

OPENING PRAYER AND SALUTE TO THE FLAG

ROLL CALL: DATO _____, MCLAUGHLIN _____, NOBLE _____,
REILLY _____, GROSS _____

CERTIFICATION OF MEETING BY COUNCIL PRESIDENT

RESOLUTIONS

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 March 4, 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 March 4, 2020".

MOVED by: _____ of the Council of the City of South Amboy, that Resolution No. 20-072 is hereby approved. **SECONDED by:** _____. **ROLL CALL VOTE:**

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 file the bills list dated February 27 , 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 Executive Session and the February 19, 2020 City Council Meeting.

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

RESOLUTION #20-090

RESOLUTION APPROVING A TEMPORARY CONSTRUCTION EASEMENT AGREEMENT TO SUPPORT THE CONSTRUCTION OF MAJOR IMPROVEMENTS, INCLUDING A FERRY TERMINAL AND SUPPORTING STRUCTURES, IN THE GENERAL AREA OF RADFORD FERRY ROAD IN THE CITY OF SOUTH AMBOY, MIDDLESEX COUNTY, NEW JERSEY

WHEREAS, the City of South Amboy ("City") is constructing major improvements, including a ferry terminal and supporting structures in the general area of Radford Ferry Road in the City of South Amboy, Middlesex County, New Jersey, including the real property referred to as Block 161.02, Lots 25.07 and 90.01 in the City of South Amboy, Middlesex County, New Jersey; and

WHEREAS, the New South Amboy Land Development Co., LLC, ("Devcor") is the owner of certain real property referred to as Block 161.02, Lot 25.08 in the City of South Amboy; Middlesex County, New Jersey; and

WHEREAS, the City property and the Devcor property are in the Broadway - Main Street Redevelopment area; and

WHEREAS, it is necessary for the City to obtain a temporary construction easement on, over and across the Devcor property, for the parking, storage, maintenance and use of construction trailers, equipment and vehicles and the stockpiling and storage.

of fill and all other material, excavated from the City's property or stockpiled on the Devcor property to support the City's construction project; and

WHEREAS, the City and Devcor have agreed to a Temporary Construction Easement, a copy of which 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 Temporary Construction Easement between the City and Devcor is approved and the Mayor is authorized and directed to execute the Temporary Construction Easement on behalf of the City of South Amboy;
2. The Mayor, or his designee, is further authorized and directed to take all necessary actions and execute any further documents to give full force and effect to the

Temporary Construction Easement;

3. The City Clerk shall maintain a copy of the fully executed Temporary Construction Easement on file for public inspection during normal business hours.

4. The City Clerk shall provide in quadruplicate certified true copies of this Resolution, and the signed Temporary Construction Easement to Glenn Clouser, Esquire, at Joseph Jingoli and Sons, Inc., 100 Lenox Drive, Suite 100, Lawrenceville, N.J. 08648.

MOVED by: _____ of the Council of the City of South Amboy, that Resolution No. 20-090 is hereby approved. **SECONDED by:** _____. **ROLL CALL VOTE:**

RESOLUTION #20-091
POLICE CHIEF EMPLOYMENT AGREEMENT

WHEREAS, Darren LaVigne ("Chief") serves the City of South Amboy, as the Chief of its Police Department; and

WHEREAS, the Mayor and the Chief have negotiated an employment contract effective retroactively from January 1, 2017 through December 31, 2020; and

WHEREAS, the Council of the City of South Amboy deems it in the best interest of the City of South Amboy, its citizens and the Police Department to enter into the employment agreement with Chief LaVigne; and

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 Employment Agreement between the City of South Amboy and Darren LaVigne, Chief of Police, effective January 1, 2017 through December 31, 2020 is hereby approved and the Mayor and City Clerk are hereby directed and authorized to execute the contract on behalf of the City of South Amboy upon the execution of the Employment Agreement by the Chief;

2. The Mayor or his designee is hereby authorized to take whatever action is necessary and execute any further documents in order to give the force and effect to the Employment Agreement with the Chief;

3. The City Clerk shall maintain the Employment Agreement on file for public inspection during normal business hours.

MOVED by: _____ of the Council of the City of South Amboy, that Resolution No. 20-091 is hereby approved. **SECONDED by:** _____. **ROLL CALL VOTE:**

RESOLUTION #20-092
APPROVAL TO JOIN THE NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM (NJWCPS)

WHEREAS, the City of South Amboy desires to become a member of the NJWCPS effective March 4, 2020 and, that such membership shall be for the period ending November 24, 2024, and each renewal thereafter, of the system unless the City of South Amboy elects to formally withdraw from the system;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of South Amboy, Middlesex County, New Jersey, that the Mayor and Clerk are hereby authorized to execute the attached agreement for such membership.

MOVED by: _____ of the Council of the City of South Amboy, that Resolution No. 20-092 is hereby approved. **SECONDED by:** _____. **ROLL CALL VOTE:**

RESOLUTION #20-093
RESOLUTION AUTHORIZING THE RENEWAL AND EXTENSION OF AWARD OF A CONTRACT FOR PROFESSIONAL PLANNING SERVICES

WHEREAS, the City of South Amboy has, pursuant to a fair and open process, publicly advertised for the solicitations of proposals or qualifications for Professional Planning pursuant to the provisions of N.J.S.A. 19:44A-20.7; and,

WHEREAS, Heyer, Gruel & Associates ("Heyer, Gruel") of 236 Broad Street, Red Bank, New Jersey 07701, submitted a proposal indicating that their firm will provide Professional Planning Services at the following rates: \$175.00 per hour for Principals of the Firm, \$150.00 per hour for Senior Planners, \$135.00 per hour for Associate Planner and \$110.00 per hour Assistant Planners in connection with all professional services concerning the City of South Amboy's Land Development Ordinance and Redevelopment Plans; and

WHEREAS, the maximum amount of the contract is \$61,000.00 and funds are available as evidenced by the attached Certification; and

WHEREAS, by resolution dated May 16, 2018 the Council of the City of South Amboy authorized and directed the Mayor and City Clerk to enter into said contract with Heyer, Gruel, and

WHEREAS, by resolution dated June 19, 2019 the City Council authorized the Mayor and City Clerk to enter into a contract extending the time period for performance under the contract through December 31, 2019, and

WHEREAS, Heyer Gruel has continued through the present time to perform services under the terms of the original contract, and

WHEREAS, there remain Professional Planning Services still to be provided under the original contract and more than one year have passed since passage of the original resolution,

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 Mayor and City Clerk are hereby authorized and directed to enter into a contract with Heyer, Gruel and Associates to extend the time period for performance under the contract as described herein;
2. The Mayor or his designee are authorized to sign any further documents and to take any further action to give full force to the agreement and to fulfill the City's obligations;
3. The City Clerk shall maintain the contract on file for public inspection during normal business hours;
4. The City Clerk shall forward the fully signed agreement to Heyer, Gruel and to the Law Director;
5. This resolution shall take effect immediately.

MOVED by: _____ of the Council of the City of South Amboy, that Resolution No. 20-093 is hereby approved. **SECONDED by:** _____. **ROLL CALL VOTE:**

RESOLUTION #20-094

A RESOLUTION AUTHORIZING THE CITY OF SOUTH MBOY TO AWARD A CONTRACT COMPETITIVELY BID TO EXXON OF SAYREVILLE FOR THE SUPPLY OF GASOLINE FOR MUNICIPAL VEHICLES

WHEREAS, the municipal fleet for the City of South Amboy is currently fueled from a non-municipal fueling station; and

WHEREAS, in December of 2019, with the current contract expiring, the Qualified Purchasing Agent for the City of South Amboy solicited an Invitation to Bid for the supply of gasoline from a pumping station that is in compliance with the New Jersey Department of Environmental Protection regulations; and

WHEREAS, on December 30, 2019, the advertisement for receipt of bids was published in the Home News Tribune; and

WHEREAS, on January, 16, 2020, the Qualified Purchasing Agent received bids; and

WHEREAS, the lowest qualifying bid was submitted by Kiradhar, Inc. d/b/a Exxon of Sayreville (located at 6040 Route 35 North, South Amboy, New Jersey 08879), based on the rate schedule submitted; and

WHEREAS, based on the estimated quantities needed for the types of fuel, the Qualified Purchasing Agent recommends authorizing a not-to-exceed amount of \$100,000.00 for the calendar year 2020 and \$110,000.00 for the calendar year 2021; and

WHEREAS, this two-year contract commencing January 1, 2020 and ending on December 31, 2021;

WHEREAS, funds in the amount of \$100,000.00 are available for this purpose within the CY2020 Utility Operating fund for services ending December 31, 2020, and the balance of \$110,000.00 for the period January 1, 2021 through December 31, 2021 shall be certified upon the appropriation of funds in future budget years; and

WHEREAS, Township Attorney Francis Womack, III has reviewed the bid submitted by Kiradhar, Inc. d/b/a Exxon of Sayreville and determined them responsive under the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey; and

WHEREAS, the Purchasing Agent has also reviewed the bid submission and hereby recommends authorizing a contract with Exxon of Sayreville.

MOVED by: _____ of the Council of the City of South Amboy, that Resolution No. 20-094 is hereby approved. **SECONDED by:** _____. **ROLL CALL VOTE:**

DISCUSSION:

- a.) Discuss a Resolution accepting and adopting the Central Jersey Municipal JIF's 2020 Safety Incentive Program
- b.) Discuss a Resolution rescinding resolution 20-058, tax over payment
- c.) Discuss a Resolution awarding lawn maintenance contract
- d.) Discuss Ordinance amending Chapter 79 City Code – Time of trash can placement to curb
- e.) Discuss Vaping Ordinance
- f.) Discuss Ordinance requiring inspections/permit to use sand or fill dirt
- g.) Discuss elderly parking behind city hall
- h.) Discuss parking permits for residents
- i.) Discuss sandwich signs for businesses
- j.) Discuss Rosewell St. apartments
- k.) Discuss Prospect St. house fire
- l.) Discuss a Resolution authorizing an agreement between the City of South Amboy and Carl E. Applegate, Executor of the Estate of Lillian Applegate
- m.) Discuss a Resolution authorizing cancellation of a tax lien

COMMENTS:

PUBLIC COMMENTS:

ADJOURNMENT OF MEETING: