

MINUTES FOR COUNCIL MEETING DECEMBER 16, 2020

The Meeting held electronically 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: Councilwoman Dato, Councilwoman Noble, Councilman Reilly, Councilman McLaughlin and Council President Gross.

ALSO PRESENT: Mayor Fred Henry, Glenn Skarzynski, Business Administrator, Deborah Brooks, City Clerk, and Francis Womack, Director of Law

The City Clerk read the Notice of Publication Certification and noted this meeting was being held electronically because of the current Covid19 Virus Pandemic. The public has been notified of the telephone number and link to access the teleconferenced meeting.

Council President Gross moved this portion of the agenda forward in order that Mr. McManimon, Esq. and Andrew Janiw from Beacon Planning not have to wait. Mr. McManimon reviewed the main points of the financial agreement and answered questions from the Council members.

President Gross opened this portion of the meeting to the public: Larry Parsons noted he thought the way Woodmont had handled the complex by the YMCA could have been better and wanted to make sure the City was doing its due diligence. Public session was closed.

ORDINANCE NO. 16-2020

ORDINANCE OF THE CITY OF SOUTH AMBOY, COUNTY OF MIDDLESEX, NEW JERSEY AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT, BY AND BETWEEN THE CITY AND AMBOY MAIN STREET INDUSTRIAL URBAN RENEWAL, LLC, PURSUANT TO THE LONG TERM TAX EXEMPTION LAW, N.J.S.A. 40A:20-1 ET SEQ.

MOVED by: Ms. Dato, that Ordinance #16-2020 is hereby adopted.
SECONDED by: Mr. McLaughlin, **ROLL CALL VOTE: Ayes:** Dato, McLaughlin, Noble, Reilly, Gross

DISCUSSION/RESOLUTIONS:

RESOLUTION NO. 20-334
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 November 23, 2020 Council Meeting.

MOVED by: Mr. McLaughlin of the Council of the City of South Amboy, that Resolution No. 20-334 is hereby approved. **SECONDED by:** Ms. Dato. **ROLL CALL VOTE:** All in favor.

RESOLUTION NO. 20-335
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 December 10, 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. 20-335 is hereby approved. **SECONDED by:** Mr. McLaughlin. **ROLL CALL VOTE:** All in favor.

RESOLUTION NO. 20-336
RESOLUTION FOR ACCEPTANCE OF MAINTENANCE BOND AND AUTHORIZING THE RELEASE OF THE PERFORMANCE BOND FOR THE STEVENS AVENUE ROAD IMPROVEMENTS PROJECT

WHEREAS, Selective Insurance Company of America/JADS Construction CO., issued a Maintenance Bond pursuant to the Builders Agreement; and,

WHEREAS, the City Engineer, Mark Rasimowicz, PE, PP, CME, Center State Engineering reported on December 1, 2020, that an inspection of the work was completed and all work was completed, and recommends that the Maintenance Bond in the amount of \$61,826.39 be accepted and the Performance Bond # B1204283 in the amount of \$606,402.75 be released.

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 Maintenance Bond shall be accepted and the Performance Bond for JADS Construction Co., shall be released; and,
2. A certified copy of this Resolution shall be forwarded by the City Clerk to the City Board Consultant, the Construction Official, JADS Construction Co., Dan Balka, Chief Financial Officer and to Glenn Skarzynski, Business Administrator.

MOVED by: Ms. Noble of the Council of the City of South Amboy, that Resolution No. 20-336 is hereby approved. **SECONDED by:** Mr. McLaughlin. **ROLL CALL VOTE** All in favor.

RESOLUTION NO. 20-337
VETERAN TAX REFUND – CREDICO

WHEREAS, Leon Credico, 124 George St., City of South Amboy, County of Middlesex Block 34, Lot 9 applied for a veteran property tax deduction on 12-4-2020; and

WHEREAS, the following applicant is entitled to the \$250.00 deduction; in 2020; and

WHEREAS, the tax collector certifies that the property taxes are paid current for 2020; and

WHEREAS, Leon Credico is entitled to a refund of \$250.00 for 2020;

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 Leon Credico in the amount \$250.00 for 2020. The Tax Assessor is hereby authorized to adjust the MOD IV system for 2021.

MOVED by: Mr. Reilly of the Council of the City of South Amboy, that Resolution No. 20-337 is hereby approved. **SECONDED by:** Ms. Dato. **ROLL CALL VOTE:** All in favor.

RESOLUTION NO. 20-338

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET PURSUANT TO N.J.S.A. 40A:4-87 (CH. 159, P.L. 148) –PUBLIC AND PRIVATE REVENUES OFFSET BY APPROPRIATIONS

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue to the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount; and

WHEREAS, the City of South Amboy has received a Middlesex County, NJ CARES Act Grant in the amount of \$94,974.80; and

WHEREAS, the City wishes to direct this amount toward the purposes as allowed under the program; and

WHEREAS, the City wishes to include this amount in the 2020 budget as a revenue and appropriation;

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 permission be requested of the Director of the Division of Local Government Services to approve the insertion of \$94,974.80 as a special item of revenue which is available as a revenue from Middlesex County NJ CARES Act Grant.

BE IT FURTHER RESOLVED that a like sum of \$94,974.80 be and the same is hereby appropriated under the caption of:

Middlesex County NJ CARES Act Grant

MOVED by: Mr. McLaughlin of the Council of the City of South Amboy, that Resolution No. 20-338 is hereby approved. **SECONDED by:** Ms. Noble. **ROLL CALL VOTE:** All in favor.

RESOLUTION NO. 20-339

RESOLUTION AUTHORIZING BUDGET TRANSFERS IN ACCORDANCE WITH N.J.S.A. 40A:4-58

WHEREAS, N.J.S.A. 40A:4-58 provides for appropriation transfers during the last two (2) months of the fiscal year, when it has been determined it is necessary to expend for any of the purposes specified in the budget an amount in excess of the sum appropriated therefore and where it has been further determined that there is an excess in any appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the governing body may, by resolution setting forth the facts, adopted

by not less than two-thirds vote of the full membership thereof, transfer the amount of such excess to those appropriations deemed to be insufficient;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of South Amboy, in the County of Middlesex and State of New Jersey, that the Chief Financial Officer be and the same is hereby authorized to make transfers among the 2020 budget appropriations in accordance with the attached schedule of transfers.

Budget	Account	FROM	TO
0-01-23-220-020	Employee Group Insurance: Other Expenses	20,000.00	
0-01-25-252-010	OEM: Salaries & Wages	5,000.00	
0-01-28-252-020	OEM: Other Expenses		3,000.00
0-01-26-305-010	Solid Waste: Salaries and Wages	5,000.00	
0-01-26-307-010	Sewer: Salaries & Wages		5,000.00
0-01-30-429-020	Utilities - Water: Other Expenses	18,000.00	
0-01-31-445-220	Utilities - Water: Other Expenses		18,000.00
0-01-31-440-240	Utilities - Telecommunications: Other Expenses		22,000.00
		<u>\$ 48,000.00</u>	<u>\$ 48,000.00</u>

MOVED by: Ms. Noble of the Council of the City of South Amboy, that Resolution No. 20-339 is hereby approved as amended, removing \$18000 from Utilities and increasing Employee Group insurance from \$20,000 to \$38,000. **SECONDED by:** Ms. Dato. **ROLL CALL VOTE:** All in favor.

RESOLUTION NO. 20-340

RESOLUTION APPOINTING SUSAN PIZZILLO AS MUNICIPAL COURT ADMINISTRATOR

Whereas, The City of South Amboy is organized and exists pursuant to the provisions of NJSA 40:63-68 et seq., and constitutes a public body corporate and politic of the State of New Jersey; and

Whereas, the City of South Amboy operates a Municipal Court as provided for under New Jersey Statute; and

Whereas, the City of South Amboy requires the services of a certified Municipal Court Administrator: and

Whereas, Presiding Judge James F. Weber, JMC with the assent of the Middlesex County Assignment Judge has proposed and endorsed this appointment: and

Whereas, the selection of Susan Pizzillo was determined through a process administrated and overseen by the New Jersey Administrative Office of the Courts;

Now, therefore, be it resolved by the City of South Amboy as follows:

The City Council hereby authorizes and approves Mayor Fred Henry's appointment of Susan Pizzillo as Municipal Court Administrator [Permanent] for the City of South Amboy.

MOVED by: Mr. Reilly of the Council of the City of South Amboy, that Resolution No. 20-340 is hereby approved. **SECONDED by:** Ms. Dato. **ROLL CALL VOTE:** All in favor.

RESOLUTION NO. 20-341

RESOLUTION FOR ACCEPTANCE OF MAINTENANCE BOND AND AUTHORIZING THE RELEASE OF THE PERFORMANCE BOND FOR THE JOHN T. O'LEARY ROAD IMPROVEMENTS PROJECT

WHEREAS, Travelers Casualty and Surety Company of America/Z Brothers Concrete Contractors Inc., issued a Maintenance Bond pursuant to the Builders Agreement; and,

WHEREAS, the City Engineer, Mark Rasimowicz, PE, PP, CME, Center State Engineering reported on December 7, 2020, that an inspection of the work was completed and all work was completed, and recommends that the Maintenance Bond #107201256M in the amount of \$52,890.23 be accepted and the Performance Bond #107201256 in the amount of \$539,766.45 be released.

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 Maintenance Bond shall be accepted and the Performance Bond for Z Brothers Concrete Contractors Inc., shall be released; and,
2. A certified copy of this Resolution shall be forwarded by the City Clerk to the City Board Consultant, the Construction Official, Z Brothers Concrete Contractors Inc., Dan Balka, Chief Financial Officer and to Glenn Skarzynski, Business Administrator.

MOVED by: Ms. Dato of the Council of the City of South Amboy, that Resolution No. 20-341 is hereby approved. **SECONDED by:** Mr. McLaughlin. **ROLL CALL VOTE:** All in favor.

RESOLUTION NO. 20-342

RESOLUTION TRANSFER FROM ENTERPRISE FIRE HOUSE TO PROTECTION FIRE HOUSE/ ACTIVE MEMBERSHIP WITH SOUTH AMBOY FIRE DEPARTMENT FOR NEW JERSEY STATE FIREMEN'S ASSOCIATION ELIGIBILITY – RICHARD D. MASTERSON

BE IT RESOLVED, that the Council of the City of South Amboy does hereby certify that **Richard D. Masterson** is an active member of the South Amboy Fire Department and is transferring from Enterprise House 8 to Protection House 6 and is eligible to be a member of the New Jersey State Firemen's Association upon completion of all requirements of the Fire Chief

MOVED by: Mr. Reilly of the Council of the City of South Amboy, that Resolution No. 20-342 is hereby approved. **SECONDED by:** Mr. McLaughlin. **ROLL CALL VOTE:** All in favor.

ORDINANCES:

ADOPTION/SECOND READING:

ORDINANCE NO. 15-2020

AN ORDINANCE AMENDING THE STRUCTURE OF THE FIRE DEPARTMENT OF THE FIRE DEPARTMENT OF THE CITY OF SOUTH AMBOY TO INCLUDE AN EMS DIVISION AND PROVIDING FOR THE ADMINISTRATION AND OPERATION THEREOF

**OPEN PUBLIC
CLOSE PUBLIC**

MOVED by: Ms. Dato, of the Council of the City of South Amboy, that Ordinance #15-2020 is hereby adopted.

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

ORDINANCE NO. 17-2020

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 TO PROHIBIT NON-EMERGENCY VEHICLE REPAIR ON PUBLIC STREETS AND ROADWAYS

**OPEN PUBLIC
CLOSE PUBLIC**

MOVED by: Mr. McLaughlin, of the Council of the City of South Amboy, that Ordinance #17-2020 is hereby adopted.

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

ORDINANCE NO. 18-2020

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 – TRUCK WEIGHT ORDINANCE

**OPEN PUBLIC
CLOSE PUBLIC**

MOVED by: Ms. Noble, of the Council of the City of South Amboy, that Ordinance #18-2020 is hereby adopted.

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

COMMENTS:

Ms. Dato:

- Reminded everyone to be thankful in this different holiday season. Those of us that are employed should be grateful and be kind and generous to those who are in need.
- Thanked the Police Dept., Fire Dept., First Aid, frontline workers, package deliverers, etc.
- Please support our local businesses.
- Happy Holidays!

Ms. Noble:

- Be safe during the snow storm and thanked DPW and essential workers for their continued good work
- Wished everyone a Merry Christmas, Happy Holidays and Happy New Year.

Mr. McLaughlin:

- Merry Christmas and Happy New Year – it's good to get rid of 2020!
- Keep giving to the food pantries
- Thanks to the Fire Dept., Police Dept., hospital workers.

- Thanks to DPW for a beautiful Christmas Tree.
- Received clarification that there was no more forward movement on the purchase of the Chief trucks and the purchase would occur in 2021 by following local purchasing practices.

Mr. Reilly:

- Thanked the Wahler family for the tree donation.
- Thanked the First Responders, Police Dept. and Fire Dept. and the continued work of the Food pantries and churches to help feed our citizens who are in need.
- Wished everyone a Happy Holiday, reminded everyone to stay safe and continue taking the proper COVID precautions.
- Received confirmation that the December 2019 meeting recording had been finished and will be sent to the transcriptionist shortly.
- Was happy with the result of the Acelero tax appeal.
- Received confirmation that there has been no substantial decrease in City revenue since COVID has begun.
- Suggested during this time of the pandemic the City consider giving some relief of late tax and sewer fees to the residents.
- Requested an amendment to the City Ordinance on bamboo. Administrator Skarzynski will have Attorney Womack draft an amending ordinance.
- Congratulated outgoing Fire Chief Bob O'Connor on a job well done and welcomed the incoming new Fire Chiefs.

Mr. Gross:

- Apologized for his technical issues.
- Thanked the First Responders, DPW and City Health Department for their continued good work.
- Stated that he hopes the City stays on top of getting the new Fire Chief trucks as quickly as possible while following the correct guidelines.
- Requested everyone get vaccinated as quickly as possible!

Mayor Henry:

- Stated he is looking forward to getting the vaccine
- Thanked the First Responders, FD, and First Aid for their continued great work
- Wished everyone a Merry Christmas and Happy Holiday
- Thanked DPW for an excellent job putting up the Christmas tree and the Wahler family for providing the tree.

Mr. Skarzynski:

- Thanked the Council and Community for their donations to the Gift Drive and reminded everyone the last day to donate is Friday.
- Thanked the Council and Professionals for a fabulous year, much was accomplished and there is a lot in the pipeline for the upcoming year.

Mr. Womack:

- Reported that he should have an update on the Venetian Litigation in the next few weeks
- Noted it was an impressive year for the City of South Amboy
- Noted the PILOT for the upcoming warehouse project represents cooperation between the Administration and Council and maintained focus on the concerns of the residents.
- Said the Ordinance between the Fire Department and First Aid Squad was a job well done.
- Noted the continuing work of the employees throughout the pandemic was impressive.

PUBLIC COMMENTS:

Dave Szatkowski, 48 Barkalow St., hoped the purchase of the new vehicles for the Fire Chiefs would proceed in a timely fashion as it has been an issue for quite some time. Wished everyone a Merry Christmas and Happy New Year and noted the Firefighters would be on call during tonight's storm.

ADJOURNMENT OF MEETING:

On motion by Ms. Dato, seconded by Mr. McLaughlin and passed meeting was adjourned at 7:05 pm.

Respectfully submitted,

Deborah Brooks
Municipal Clerk

Approved January 20, 2021