**Minutes of the Regular**

**Meeting of the 2015 Council of the**

**City of Linden, held Tuesday**

**August 18, 2015**

The regular meeting of the 2015 Council of the City of Linden, was held in the Council Chambers in the City Hall on Tuesday, August 18, 2015, 2015 at 7:07 pm., prevailing time.

The meeting was called to order by President of Council Jorge Alvarez and he announced that the notice of this meeting stating the date, place and time, has been disseminated as required under the Open Public Meeting Act, Chapter 231, P.L. 1975.

The Clerk rendered the opening prayer, after which the members of the Governing Body and the persons in attendance saluted the flag. Council President Alvarez asked all to remain standing for a moment of silence for former Fire Chief and First Ward Councilman Edwin Schulhafer who had passed away. He recognized resident Pat Hero to say a few words about Mr. Schulhafer.

Council President Jorge Alvarez informed those present of the proper procedures for exiting the room in the event of an emergency.

Council President Jorge Alvarez asked all members of the public, wishing to speak during the public comment session to please sign in on the sign-in white sheets provided in the front of the room.

Council President Alvarez asked all to place their cell phones on vibrate, and if they must take a call to please leave the room to do so.

A roll call showed the following members were present:

Councilman Christopher Kolibas

“ Donald Beyer

“ Peter Brown

“ Monty Brooks

Councilwoman Rhashonna Cosby- Hurling

Councilman Robert Sadowski

Councilman Michael Minarchenko

Councilwoman Michele Yamakaitis

Councilman Armando Medina

Councilwoman Gretchen Hickey

Council President Jorge Alvarez

Mayor Dereck Armstead

**APPROVAL OF MINUTES**

Mr. Brown moved for the approval of the Regular Meeting Minutes of July 21, 2015. The motion was seconded by Mr. Brooks and was unanimously ordered approved on a roll call vote.

**PUBLIC HEARING ON THE SID BUDGET**

President Alvarez called upon representatives of the SID to present their 2015 budget. Since none were present, Mr. Brown handled the matter. He asked if there were any questions on the budget, copies of which were available to the public in the front of the meeting room.

Pat Hero 1009 Wheatsheaf Road. Ms. Hero questioned the amount of money the SID was spending, in total, noting items such as lease payments, and other payments to have an office on Wood Ave. She did not understand what the City, and the Wood Avenue business owners were getting for the money being expended. Mr. Brown, explained that the budget was for proposed expenditures, and not actual expenditures. The SID spends less then what is proposed. He then spoke about efforts to improve Wood Ave, and force business owners to preform upkeep on their property. Mr. Brown explained the difference between the responsibility of the SID and that of the City.

Mr. Brown then moved to adopt the 2015-2016 SID budget in a total amount of $200,940.50. The motion was seconded by Mrs. Yamakaitis and was unanimously ordered approved by a roll call vote.

**ORDINANCE – HEARING**

President of Council Jorge Alvarez announced that this is the date designated for the hearing and

further consideration respecting an ordinance entitled:

**#59-33 Bond Ordinance amending Bond Ordinance #58-45 adopted by the City Council on June 17, 2014 providing an appropriation of $60,000.00 for speed humps and authorizing $57,000.00 to finance part of the cost. The ordinance is hereby amended by adding after the phrase “construction of speed humps on various roads in the City” the phrase “and repaving/resurfacing City owned parking lots.”**

President of Council Jorge Alvarez announced that the hearing was now open, that all persons interested would be given an opportunity to be heard concerning the Ordinance and the Clerk will read the Ordinance. Thereupon President of Council Jorge Alvarez inquired if there were any written objections.

None were presented and the Clerk stated that therefore none had been received. President of Council Jorge Alvarez inquired if there was anyone who desired to be heard concerning the Ordinance read by the Clerk.

There being no persons to be heard, Mr. Brown moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mr. Beyer and on a roll call vote the foregoing ordinance was unanimously ordered approved.

President of Council Jorge Alvarez announced that this is the date designated for the hearing and

further consideration respecting an ordinance entitled:

**#59-34 Ordinance to amend and supplement Chapter VII, Traffic, Section 7-42 Parking Fines, 7-42.1 Fines Established, shall be amended as follows: (amending various parking fines,**

**complete ordinance is available in the City Clerk’s office)**

President of Council Jorge Alvarez announced that the hearing was now open, that all persons interested would be given an opportunity to be heard concerning the Ordinance and the Clerk will read the Ordinance. Thereupon President of Council Jorge Alvarez inquired if there were any written objections.

None were presented and the Clerk stated that therefore none had been received. President of Council Jorge Alvarez inquired if there was anyone who desired to be heard concerning the Ordinance read by the Clerk.

There being no persons to be heard, Mr. Brown moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mrs. Hickey and on a roll call vote the foregoing ordinance was unanimously ordered approved.

President of Council Jorge Alvarez announced that this is the date designated for the hearing and

further consideration respecting an ordinance entitled:

**#59-35 An ordinance to amend Chapter IX of the City Code entitled “Personnel Policies”**

**establishing specific procedures for the implementation of said regulations in disciplinary matter involving municipal employees. (Not including the Police Department)**

President of Council Jorge Alvarez announced that the hearing was now open, that all persons interested would be given an opportunity to be heard concerning the Ordinance and the Clerk will read the Ordinance. Thereupon President of Council Jorge Alvarez inquired if there were any written objections.

None were presented and the Clerk stated that therefore none had been received. President of Council Jorge Alvarez inquired if there was anyone who desired to be heard concerning the Ordinance read by the Clerk.

Pattie Murgo, 2519 Grier Ave. Ms. Murgo asked when this was last changed. Mrs. Cosby-Hurling responded and explained the ordinance and what its purpose was. A discussion followed on the ordinance. Mrs. Cosby-Hurling concluded by speaking about the ordinance, and how it created a fair and even discipline process for employees.

There being no persons to be heard, Mr. Kolibas moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mr. Brooks and on a roll call vote the foregoing ordinance was unanimously ordered approved.

President of Council Jorge Alvarez announced that this is the date designated for the hearing and

further consideration respecting an ordinance entitled:

**#59-36 An ordinance to amend an ordinance entitled” An ordinance establishing a schedule of titles, salary ranges and regulations for maintaining the classification and salary standardization plan of all employees of the City of Linden,” passed august 15, 1995 and approved August 16, 1995. Add: Schedule 4-JJ-4**

President of Council Jorge Alvarez announced that the hearing was now open, that all persons interested would be given an opportunity to be heard concerning the Ordinance and the Clerk will read the Ordinance. Thereupon President of Council Jorge Alvarez inquired if there were any written objections.

None were presented and the Clerk stated that therefore none had been received. President of Council Jorge Alvarez inquired if there was anyone who desired to be heard concerning the Ordinance read by the Clerk.

There being no persons to be heard, Mr. Kolibas moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mrs. Cosby-Hurling and on a roll call vote the foregoing ordinance was unanimously ordered approved.

President of Council Jorge Alvarez announced that this is the date designated for the hearing and

further consideration respecting an ordinance entitled:

**#59-37 An ordinance to amend and supplement Chapter VII, Traffic, Section 7-33 Handicapped Parking, 7-33.1A Handicapped Parking on-Street. Delete: 522 Miltonia Street, 1 space**

President of Council Jorge Alvarez announced that the hearing was now open, that all persons interested would be given an opportunity to be heard concerning the Ordinance and the Clerk will read the Ordinance. Thereupon President of Council Jorge Alvarez inquired if there were any written objections.

None were presented and the Clerk stated that therefore none had been received. President of Council Jorge Alvarez inquired if there was anyone who desired to be heard concerning the Ordinance read by the Clerk.

There being no persons to be heard, Mr. Beyer moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mr. Brown and on a roll call vote the foregoing ordinance was unanimously ordered approved.

President of Council Jorge Alvarez announced that this is the date designated for the hearing and

further consideration respecting an ordinance entitled:

**#59-38 An ordinance to amend Chapter 2-26 entitled “Department of Construction and Inspections” eliminating the position of Elevator Sub-Code Official.**

President of Council Jorge Alvarez announced that the hearing was now open, that all persons interested would be given an opportunity to be heard concerning the Ordinance and the Clerk will read the Ordinance. Thereupon President of Council Jorge Alvarez inquired if there were any written objections.

None were presented and the Clerk stated that therefore none had been received. President of Council Jorge Alvarez inquired if there was anyone who desired to be heard concerning the Ordinance read by the Clerk.

Pat Hero, 1009 Wheatsheaf Road. Ms. Hero stated that while this may be a good idea, she would like to see this reviewed in year to see how it was working.

There being no persons to be heard, Mr. Kolibas moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mr. Beyer and on a roll call vote the foregoing ordinance was unanimously ordered approved.

**CONSENT AGENDA**

**(\*\*\*) TAX COLLECTOR:**

1. The amount of money collected during the month of July 2015 and turned over to the treasurer’s office is as follows:

2015 Taxes $15,658,386.88

2014 Taxes $2,018.40

2013 Taxes $0.00

Garbage Fee Payments $25,800.91

Garbage Fee Penalty $795.00

Municipal Lien Redemption $36,232.29

Tax Search $0.00

Lien Redemption Request Fee $0.00

Year End Penalty $0.00

Returned Check Fee Paid $20.00

Returned Check Fee Garbage Paid $0.00

Returned Check 2015 ($2,203.12)

Returned Check Interest ($0.00)

Returned Online Payment 2015 Taxes ($0.00)

Returned Online Interest ($0.00)

Returned Check Garbage Fee ($60.00)

Returned Check Garbage Fee Penalty ($0.00)

Counterfeit Funds ($0.00)

Arrears $0.00

Sewer Clean out charge $900.00

DPW 2014 Reso payments $0.00

State Audit Payment/Disallowed Deductions $0.00

Tax Sale Cost/Before Tax Sale Cost $0.00

Premium $0.00

Interest $14,461.22

Total $15,736,351.58

**Tax Sale** Requesting the refund of the premium paid at the 2015 tax sale on the following block &

lot.

**Block Lot Redemption Date CTF# Amount**

7 22 8/4/15 14-00007 $25,800.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $25,800.00 payable to: US Bank Cust. for Phoenix, 2 Liberty Place-TLSG 50 South 16th Street-Ste 1950, Philadelphia, PA 19102 charging same to account #-5-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2015 tax sale on the following block &

lot.

**Block Lot Redemption Date CTF# Amount**

12 22 7/24/15 14-00011 $900.00

40 43 8/4/15 14-00033 $900.00

148 2 7/25/15 14-00113 $900.00

198 36 8/6/15 14-00165 $1,200.00

308 15 7/28/15 14-00220 $900.00

333 15 8/4/15 14-00232 $900.00

352 5 8/4/15 14-00241 $900.00

377 13 8/4/15 14-00254 $900.00

389 1 8/4/15 14-00263 $1,000.00

472 31 7/15/15 14-00295 $1,200.00

473 7 8/4/15 14-00297 $900.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $10,600.00 payable to: US Bank Cust for PC5 Sterling National, 50 South 16th Street, Suite #2050, Philadelphia, PA 19102, charging same to account #-5-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2014 & 2015 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

25 7 7/31/15 13-00031 $2,900.00

28 7 7/17/15 14-00025 $2,300.00

40 34 7/31/15 13-00045 $3,200.00

62 2 7/28/15 13-00075 $2,600.00

75 6 7/31/15 14-00060 $4,500.00

76 2 7/31/15 14-00061 $3,600.00

105 4 8/11/15 14-00077 $2,400.00

129 20 8/4/15 13-00175 $2,500.00

137 14.01 7/31/15 14-00105 $2,600.00

141 5 8/3/15 13-00184 $3,200.00

149 21 8/3/15 14-00120 $1,500.00

167 6 8/3/15 13-00216 $3,100.00

178 9 7/31/15 14-00146 $1,400.00

179 1 7/15/15 14-00147 $1,900.00

192 14 7/31/15 13-00235 $7,800.00

212 21 8/11/15 14-00178 $1,400.00

215 34 7/29/15 14-00180 $1,600.00

238 34 8/3/15 14-00196 $2,100.00

291 8 8/3/15 14-00216 $1,300.00

313 8 8/4/15 14-00224 $1,600.00

344 14 8/4/15 14-00239 $1,400.00

468 2 7/20/15 14-00288 $3,300.00

469 13 8/3/15 14-00291 $5,900.00

472 14.01 8/11/15 14-00293 $3,000.00

479 8 7/31/15 14-00302 $1,400.00

495 12 8/4/15 14-00310 $1,400.00

506 9 8/4/15 14-00313 $1,500.00

524 13 7/28/15 14-00318 $1,600.00

555 12 8/3/15 14-00347 $2,900.00

560 2.02 7/28/15 14-00355 $1,600.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $77,500.00 payable to: TTLBL, LLC, Attention: John Lemkey, 4747 Executive Drive, Suite 1, San Diego, CA 92121 charging same to account #-5-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2013 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

57 4 8/4/15 12-00045 $900.00

439 70 8/4/15 12-00221 $1,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,100.00 payable to: MTAG Cust Caz Creek NJ, LLC, P.O. Box 54303, New Orleans, LA 70154, charging same to account #5-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2013, 2014 & 2015 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

65 9 8/11/15 14-00052 $3,800.00

148 8 8/4/15 12-00112 $900.00

312 10 7/24/15 14-00222 $16,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $20,900.00 payable to: US Bank Cust BV001 Trst & Crdtrs, 50 South 16th Street, Suite #19, Philadelphia, PA 19102, charging same to account #-5-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2014 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

76 13 7/23/15 13-00095 $1,400.00

103 20 7/31/15 13-00128 $12,400.00

116 15 7/22/15 13-00145 $1,300.00

209 28 8/3/15 13-00251 $1,300.00

323 4 7/31/15 13-00315 $1,000.00

475 31 7/31/15 13-00424 $1,300.00

506 2 7/22/15 13-00438 $1,700.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $20,400.00 payable to: MTAG Cust Fig Cap Invest NJ, 13, P.O. Box 54472, New Orleans, LA 70154, charging same to account #5-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2015 tax sale on the following block &

lot.

**Block Lot Redemption Date CTF# Amount**

125 2 7/31/15 14-00096 $5,200.00

194 9 7/31/15 14-00157 $7,900.00

343 1 8/11/15 14-00237 $50,300.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $63,400.00 payable to: PFS Financial 1, LLC US Bank Custodian, 50 South 16th Street-Suite 2050, Philadelphia, PA 19102 charging same to account #5-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2015 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

448 24 7/27/15 12-00226 $1,100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,100.00 payable to: FWDSL & Associates, LP, Attention: Jared Cucci, 5 Cold Hill Road, S. #11, Mendham, NJ 07945 charging same to account ##5-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2012 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

504 1 7/31/15 12-00249 $14,500.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $14,500.00 payable to: Sunshine State Certificates IV, LLLP, Bank United Trustee, 7900 Miami Lakes Drive West, Miami Lakes, FL 33016, charging same to account #-5-1-55-276-999-956.

**Refund** Block 207 Lot 25, 834 N. Wood Avenue - 2015 Partial Garbage Fee Refund

There now exists a credit balance on the above referenced block & lot due the Tax Assessor advising that the Commercial part of the building is in fact vacant and is not expected to be rented out, but has a 2 residential units which are occupied. I am adjusting the billing to reflect the corrected current billing. The property owner has paid the entire amount due for 2015 and is entitled to a refund of $240.00.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $240.00 payable to: George R. Meigs, 199 Westfield Avenue, Clark NJ 07066, charging same to account *#*5-01-08-607-011.

**Tax Sale** Requesting the refund of the premium paid at the 2015 tax sale on the following block &

lot.

**Block Lot Redemption Date CTF# Amount**

555 4 6/11/15 4-00345 $200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $200.00 payable to: Public Tax Investments, LLC, 575 Route 70, 2nd Floor, Brick, NJ, 08723, charging same to account #-5-1-55-276-999-956.

**Refund** Block 418 Lot 3, 1115 Debra Drive Title Agency Overpaid

There now exists a credit balance on the above referenced block & lots due to the Owner’s Mortgage Company and the Title Agency paying the 2009 2nd quarter twice in error in the amount of $1,901.19.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,901.19, payable to: Markicia Roundtree, 11115 Debra Drive, Linden, NJ 07036, charging same to account #-5-01-55-288-999-904.

**Refund** Estate of Max Medeiros, Block 463 Lot 14.03

360 Mitchell Avenue

There now exists a credit balance on the above referenced block & lots due to the Owner’s Mortgage & Wife paying the 2015 3rd quarter twice in error in the amount of $3,025.45.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $3,025.45 payable to: Estate of Max Medeiros, Executrix Maria Medeiros, 97 Quaker Avenue, Randolph, NJ 07869 charging same to account #-5-01-55-288-999-904.

**Refund** Block 562 Lot 24, 1303 Mopsick Avenue

Title Agency Overpaid

There now exists a credit balance on the above referenced block & lots due to the Owner’s Mortgage Company and the Title Agency paying the 2015 2nd quarter twice in error in the amount of $1,433.44.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,433.44, payable to: Juan & Marta Ramos, 1303 Mopsick Avenue, Linden, NJ 07036, charging same to account #-5-01-55-288-999-904.

**Refund** Block 207 Lot 25, 834 N. Wood Avenue

2015 Partial Garbage Fee Refund

There now exists a credit balance on the above referenced block & lot due the Tax Assessor advising that the Commercial part of the building is in fact vacant and is not expected to be rented out, but has a 2 residential units which are occupied. I am adjusting the billing to reflect the corrected current billing. The property owner has paid the entire amount due for 2015 and is entitled to a refund of $240.00.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $240.00 payable to: George R. Meigs, 199 Westfield Avenue, Clark NJ 07066, charging same to account *#*5-01-08-607-011.

**(\*\*\*) BOARD OF HEALTH:**

1. **Advising that the Board of Health issued (41) Certificates of Occupancy during the month of July 2015.**

**(\*\*\*) MUNICIPAL TREASURER:**

1. **Requesting approval of the following refunds:**

BCBS of Michigan is entitled to a refund of $ 76.28 for ambulance service that was provided on 3/21/2015. Therefore, it would be in order for the council to authorize the treasurer to issue a check to: BC BS of Michigan, 600 Lafayette East, Detroit, MI 48226 charging account 5-01-08-629-011.

Alex Davorson is entitled to a refund of $35.00 for a Certificate of Smoke Detector and Carbon Monoxide Alarm Compliance that was already paid by the previous bank owner. Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $35.00 payable to: Alex Davorson, 123 S. Munn Ave., Apt PH1, E. Orange, NJ 07018 charging same to 5-01-09-699-069.

Jennifer Altman is entitled to a refund of $150.00 for a quarterly parking permit.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $150.00 payable to: Jennifer Altman, 827 Lamberts Mill Road, Westfield, NJ 07090 charging same to 5-01-08-609-013.

**(\*\*\*) STREET CLOSURE APPLICATION:**

1. **810 Ercama Street: Requesting permission to close off the 800 block of Ercama Street between Gibbons Street and the beginning of the Wells Fargo Bank property on August 21, 2015 during the hours of 9am to 1pm. (Insurance has been provided & approved by the City Attorney and the Police Chief has approved the application)**

**1500/501 Westover Road: Requesting permission to close Westover Road between 1500/1501 to 1510 Westover Road on August 22, 2015 between the hours of 12noon and 10pm. (Insurance has been provided & approved by the City Attorney and the Police Chief has approved the application)**

**(\*\*\*) CITY CLERK’S OFFICE:**

1. **Requesting approval of the following bingo/raffle applications which were received by the City Clerk’s Office:**

**Raffle Application Organization Event Fees**

**RA-1461/1465 Kiwanis Club (2) 50/50 $40.00**

**RA-1462 Mongil Corporation 50/50 $20.00**

**RA-1463 Mongil Corporation Tricky Tray $20.00**

**RA-1464 Mongil Corporation Casino Night $100.00**

**RA-1466 St. Theresa Church 50/50 $20.00**

**(\*\*\*) LINDEN CULTURAL & HERITAGE COMMITTEE:**

1. **Requesting permission to close North Wood Avenue from East Elizabeth Avenue to Curtis Street to hold the annual September to Remember on Saturday, September 26, 2015 with a rain date of Sunday, September 27, 2015 between the hours of 11am and 9pm. Additionally, they are requesting to hang banners throughout various cities in Union County.**

**Mrs. Yamakaitis moved for approval of Consent Items #1 through #6. The motion was seconded by Mr. Medina and was ordered approved on roll call vote with all voting yes with the exception Mr. Kolibas and Mrs. Hickey who both abstained on Consent Item #5.**

**COMMITTEE REPORTS**

**FIRST WARD**

Mr. Kolibas gave the report of the City Clerk’s Licensing Division. For the month of July the division collected #2,930.00 in fees. Next he gave the report of the City Clerk’s office. For the month of June a total of $5441.62 was collected. For the month of July a total of $5436.65, was collected.

Mr. Kolibas gave the following report of the Personnel Committee:

1. In the Fire Department – the appointment of Filipe Rufo, New Jersey City University, as a student intern from September 1, 2015 through December 21, 2015 at no cost to the City.

2. The approval of FMLA/NJFLA and unpaid sick leaves for the following

Personnel:

* + - Employee #107034  FMLA from 7/14/15-10/14/15
    - Employee #107679  intermittent FMLA from 7/14/15-12/31/15
    - Employee #108318 intermittent FMLA from 7/14/15-12/31/15
    - Employee  # 107244  FMLA from 7/30/15-10/30/15
    - Employee #006521 intermittent FMLA from 7/10/15-9/30/15
    - Employee #091142 intermittent FMLA from 9/2/15-3/9/16
    - Employee #000313 Intermittent FMLA from 7/2/15-6/30/16
    - Employee #000691 intermittent FMLA from 6/22/15-6/30/16
    - Employee #000075 FMLA from 7/1/15-9/30/15

3. The approval of the Public Property & Community Services, in the Division of DPW, and the Clean Communities seasonal list which is on file in the Treasurer’s Office.

4. In the Offices of the Clerk and Finance – the appointment of Loanny Nina, Kean University, as a student intern from August 19, 2015 through the completion of 120 hours at no cost to the City.

5. In the Board of Health – the appointment of Stephanie Chrobak as a Graduate Nurse (Public Health) effective September 1, 2015 at the pro-rated salary of $58,680.00, subject to pre-employment examinations. .

6. In the Department of Public Property & Community Services – accept the voluntary resignation in good standing of John Hunter from the position of Laborer effective August 3, 2015.

7. In the Office of Emergency Management – the appointment of William Hasko as OEM Deputy Coordinator for a stipend of $5,000.00 per year for a three year period effective September 1, 2015 through August 31, 2018.

8. In the Police Department – the appointment of Jean Erick Duryce as a Parking Enforcement Officer, effective September 1, 2015 at the salary of $34,548.00, subject to successful completion of the City’s pre-employment requirements.

9. In the Municipal Garage – the appointment of Chris Horvath as a mechanic, effective September 1, 2015, at the salary of $17.50 per hour, subject to successful completion of the City’s pre-employment requirements.

10. In the Municipal Garage – the appointment of John Sheehy, III as a mechanic, effective September 1, 2015, at the salary of $17.50 per hourly, subject to successful completion of the City’s pre-employment requirements.

Mr. Kolibas moved for approval of the Personnel report. The motion was seconded by Mrs. Yamakaitis and was unanimously ordered approved on a roll call vote.

Mr. Kolibas announced that the Kiwanis Club of Linden would be hosting a pancake breakfast to raise money for their scholarship fund. He provided details on the event, and how to purchase tickets. He then offered his condolences to the Schulhafer family on their loss, and spoke about Mr. Schulhafer’s role in his life.

**SECOND WARD**

Mr. Beyer reported that the a few months ago the City had received a $200,000.00 grant for Safer Routes for Schools, and the money was being put into improvements along Wood Ave. The City has now received a $600,000.00 grant for pedestrian safety, and that money would also be spent on making Wood Ave safer. He provided details on the projects.

Mr. Beyer next gave the report of the landfill committee, and provided an update on the status of solar panels for the landfill.

**THIRD WARD**

Mr. Brown gave the following report of the Finance and Budget Review Committee:

1. The payment of bills totaling $1,391,871.79. The bills have been signed by the Mayor, Council President and Finance Chairman and a detailed check register and vouchers are on file in the Clerk’s Office.
2. We are in receipt of the investments made by the City Treasurer for the month of July at the rate of .10%

Mr. Brown moved for approval of the report. The motion was seconded by Mrs. Cosby-Hurling and was unanimously ordered approved by a roll call vote.

Mr. Brown spoke about an accident in the Third Ward, how traffic safety is an issue throughout the City,

and how there will be a special council conference meeting to speak about these issues. In this way a City wide traffic safety plan can be developed. He next spoke about streets in the Third Ward that will be paved.

**FOURTH WARD**

Mr. Brooks gave the report of the Division of Transportation and Parking. A total of $65,291.97 was collected from all sources for the month of July. He next various City sponsored activities that residents could avail themselves of. Mr. Brooks then spoke about outdoor activities for children, and urged parents to get them outdoors to play.

**FIFTH WARD**

Mrs. Cosby-Hurling spoke about her efforts, over the last few years, to get structured programing, both indoor and outdoor, for the children of Linden. She spoke about what this would entail. Next she spoke about road repair work that is being done in the Fifth Ward. She also detailed the list of curb and sidewalk work that she turned in.

Mrs. Cosby-Hurling announced the next Fifth Ward Community meeting that she scheduled and provided details on the meeting. She then noted that the Insurance Commission is still investing the establishment of a City wide Slap type program, and some of the work that can be done by these people.

Mrs. Cosby-Hurling noted the Re-structuring Committee is at a standstill, due to some grievance issues that have to be resolved. She also noted that speed humps, called for in a traffic safety report, will begin to be installed in the Fifth Ward. She noted some of the proposed locations. Mrs. Cosby-Hurling announced details on the annual Fifth Ward – Eighth Ward Community picnic.

**SIXTH WARD**

Mr. Sadowski spoke about an inspirational speaker that the police had in to make a presentation. He commended the police department for sponsoring this event. He next detailed problems on Commerce and Industrial Way regarding the parking of tractor trailer trucks, and leaving their engines running. He spoke about efforts to correct the problem, and that so far they seem successful. Mr. Sadowski spoke about traffic issues, in the Sixth Ward, but that are also occurring City wide. He noted speeding on Clinton Street and efforts to slow the traffic down.

Mr. Sadowski informed all that flashing school crossing signs will be installed in the area of Six School. He concluded by urging all to be careful, as it was the end of the summer and school would soon be starting.

**SEVENTH WARD**

Mr. Minarchenko noted that the Construction Code Department has issued 261 permits and processed 251 certificates, collecting fees totaling $160,681.00. He then provided an update on the status of creating a quite zone for the oil train.

Mr. Minarchenko spoke about the resolution that Mr. Brown had requested, supporting the Tremley Point Connector Road. He talked about the impact, on both the Turnpike and local roads, a recent accident had. He spoke about the need for the connector road.

**EIGHTH WARD**

Mrs. Yamakaitis gave the report of the Fire Prevention Bureau. A total of $3842.25 was collected for the month of July. Next she reported that the Fire Department EMS services collected a total of $66,191.56 for the month of July, bringing the total, collected, for the year, to $385174.14. She noted that Phillips 66 donated $15,000.00, and NuStar donated $5,000.00 to the Fire Department for the purchase of handouts for Fire Prevention night. On behalf of the Fire Department she thanked those companies for their generous donations. Mrs. Yamakaitis announced that Fire Prevention Night would be September 29th, and provided details.

Mrs. Yamakaitis thanked the Red Cross, and the Linden Fire Department for all their efforts in distributing, and installing, free smoke detectors in the Eighth Ward. She described the gratitude of the residents. Next she spoke about the craft and talent show, which was run by the Linden Recreation Division, through its summer youth programs. She thought the event, and the planning that went into it, was wonderful. She thanked the rec leaders, and playground and day camp counselors. Mrs. Yamakaitis noted that the work on the Bachellor Ave Park would continue, now that the summer programs had ended.

Mrs. Yamakaitis spoke about the traffic signage, pertaining to turn lanes, and the efforts of the City to make it less confusing to motorist approaching intersection along Park Ave. She thanked Mr. Brown for requesting the special council meeting on traffic safety, adding that she and a number of her colleagues have many issues that need to be addressed. She talked about traffic issues, in the Eighth Ward that she would be discussing.

Mrs. Yamakaitis invited all Linden residents to attend the 9-11 memorial service she would be having at Wanda Green Memorial Park. She provided the information on the event. She informed all about improvements done to the park as part of a scout project and thanked the scouts for their efforts.

**NINTH WARD**

Mr. Medina gave a report on behalf of the Linden Library. He spoke about the recent murder mystery fundraiser the Friends of the Linden Library had put on and how wonderful and entertaining it was. He then provided details on a number of other events scheduled by either the library or the Friends of the Linden Library. He then announced several fundraising activities that the Friends of the Linden Library are sponsoring including a sports czar, to oversee the various sports programs such as football and soccer.

He urged residents to consider volunteering to help the Friends out, and provided information on how they could do that.

Mr. Medina stated that Linden has a great summer program, in its parks, and noted two individuals who he thought were outstanding counselors at Paul Werkmeister Park. He next announced that he had received approval from the County of Union to conduct a traffic study on Raritan Road. He thanked Freeholder Chris Hudak for his assistance. He noted various traffic issues on Raritan Road. Mr. Medina spoke about the speeding issues in the Ninth Ward, and the effect of the four-way stop signs in reducing speeding and accidents. He noted a former police chief, who had played a role in addressing the traffic safety issues in the ward was in the audience and Mr. Medina wanted to extend a thank you to him.

Mr. Medina noted that school would be starting soon and urged all to be safe by staying to the twenty-five mile per hour speed limit. He then announced the date, time and place of next Ninth Ward meeting, which would be held in conjunction with Tenth Ward. He noted that refreshments would be served, and urged residents to attend.

**TENTH WARD**

Mrs. Hickey welcomed Deputy Fire Chief Hasko to his new role with OEM. She spoke about several events, around the City, that she had the pleasure to attend. She spoke about the murder mystery fundraiser held by the Friends of the Linden Library and what a wonderful event it was. She thanked the Friends for all of their efforts. She then spoke about some of the other events.

Mrs. Hickey gave the report of the Revenue Enhancement Committee. She noted the Committee was discussing establishing a Parking Authority.

Mrs. Hickey announced the joint community meeting of the Ninth and Tenth Wards, provided detail on the event, and urged residents to attend. Next she announced that a City wide garage sale in October. She provided details and contact information for those wishing to participate. Mrs. Hickey spoke about the paving of Raritan Road by Union County and the cutting of trees along Stiles Street.

Mrs. Hickey stated that school would be starting on September 8th, and asked parents bringing students to School #9 to have consideration for the residents living around the school when they drop their children off. She reported that Buffalo Wild Wings would have a grand re-opening on August 29th. She urged those interested to attend. Mrs. Hickey spoke about police issues occurring in the Tenth Ward and urged residents, when they see something suspicious, not to wait but to call the police. She then talked about an issue pertaining to the water supply for FOLAS, and the help that was received from SPECTRA Energy. She thanked SPECTRA for their help. She added that many residents showed up, bringing gallons of water.

Mrs. Hickey offered her condolences to the Gene Hergert family. Mr. Hergert was a long term Public Works employee before his passing. Next she spoke about the fire that the Cierra Family had in their house, and wonderful job done by the Fire Department in containing it.

President Alvarez recognized Mr. Brooks for some additional items he neglected to report on during his report. Mr. Brooks urged businesses along St. Georges Avenue, not only to keep the front of their business clean, but also the parts that face residents and side streets. Next he urged residents to come out to Dr. Martin Luther King Park, on August 30th. He planned to be there, with refreshments, to speak with residents. He provided details. He then provided his contact information for those wanting to speak with him.

**MAYOR’S REPORT**

Mayor Armstead announced the Union County Prosecutors Office has selected the Linden Police Department to participate in a body cam trial. He noted that they would be providing seventy-five cameras and paying all of the expenses for the first year. He spoke about the cost, moving forward that the City would be responsible for. Next the Mayor announced that on September 29th Communities in Cooperation would be hosting a job fair for Linden residents seeking employment. He provided details on the event.

Mayor Armstead informed all that there has been a considerable amount of interest in the former Morning Star redevelopment site. He was working on developing a value, for the property, so that the City could move forward in selecting a new developer for the property. The Mayor thanked the Revenue Enhancement Committee for their diligent efforts in investigating the possible creation of a parking authority in the City. He added that the SID study is moving forward, and the hazardous waste storage fee is being investigated.

Mayor Armstead announced that the Unity Day Festival was held on August 15th. The Mayor thanked those that participated for making it a very successful day, He gave a special thanks to the Fire Department for their efforts to save a individual who went into cardiac arrest during the event. He provided details on their efforts.

Mayor Armstead spoke about phone calls he has been receiving regarding sports issues in Linden. He talked about the football program and suggested that the Governing Body designate an individual, a sports czar, to oversee the various outside sports programs, such as football and soccer. He added that if one child does not get to play in the sport of their choice, then we have a problem.

Mayor Armstead stated that tonight he was going to have a resolution to appoint a business administrator. He noted the process, he used, to select an administrator, and he thought his selection was a good one. The Mayor noted that he has been asked, by the Governing Body, to give this a few more weeks, so that they could interview the candidate that he had selected. He would abide by their request to conduct an interview of the candidate that he selected. He hoped that next month the City would be appointing a BA.

President Alvarez asked the Mayor to repeat the details of the job fair, for the residents, which he did.

President Alvarez reminded all that September 26th will be the September to Remember, and urged all to attend.

**RESOLUTIONS**

**Public comments will be permitted for those specific resolutions to be removed from the consent approval. Please read the synopsis of the resolutions, which have been prepared by the City Clerk’s office. Each is informative and self- explanatory. However, if you wish to address a specific resolution, the Council, will entertain questions on it.**

**Resolutions #2015-284, #2015-288, #2015-290 and #2015-307 were removed at the request of Ms. Malik.**

**Resolutions #2015-284, #2015-290, #2015-295 and #2015-307 were removed at the request of Ms. Hero.**

**Mrs. Hickey moved for approval of resolutions #2015-284 through #2015-307, with the exception of resolutions #2015-284, #2015-288, #2015-290, #2015-295 and #2015-307. The motion was seconded by Mr. Kolibas and was unanimously ordered approved on a roll call vote.**

**RESOLUTION:2015-284**

**RESOLUTION AUTHORIZING APPLICATION TO THE UNION COUNTY TRUST FUND GRANT THROUGH KIDS RECREATION TRUST FUND**

**WHEREAS,** the voters of Union County overwhelmingly voted in favor of the Union County Open Space, Recreation and Historic Preservation Trust Fund in November of 2000; and

**WHEREAS,** Union County Board of Chosen Freeholders established the Trust Fund creating local funding opportunities such as Field of Dreams in 2001, Green the Streets in 2002, Preserve Union County in 2003, and Kids Recreation Trust Fund in 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015; and

**WHEREAS,** the 2015 Chairman’s Initiatives called for the continuation of the Kids Recreation Trust Fund program, a program designed to fund two types of recreational opportunities (scholarship and field/recreation center improvements) for our County’s children; and

**WHEREAS,** the City of Linden wishes to apply to the Union County Trust Fund through the Kids Recreation Trust Fund program for a matching grant in the amount of $204,000.00 for Form 002, Recreational Grant Application for the renovations of Martin Luther King Park; and

**WHEREAS,** the City of Linden will match the Kids Recreation Trust Fund grant program award with $204,000.00 for the recreational grant; and

**WHEREAS,** said funds will be subject to the approval of the City of Linden 2016 budget; and

**WHEREAS,** the City of Linden will use the Trust Fund dollars in accordance with such rules and regulations governing the grant program;

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LINDEN** that the Mayor or the successor to the Office of Mayor is hereby authorized to:

1. Make application for the grant.

2. Provide additional application information and furnish such documents as may be required.

3. Act as the authorized correspondent of the above named applicant.

4. This Resolution shall take effect pursuant to law.

**Patricia Hero, 1009 Wheatsheaf Road. Ms. Hero noted that since this was part of Union County, it really wasn’t a grant but a refund of Linden’s tax dollars back to the City. She then questioned the amount of matching funds the City had to provide. She then asked that if the full amount of the funding was provided, $408,000.00, what the residents were getting for their money. Mrs. Cosby-Hurling responded that they would be getting a park that was safe and was going to be used. She spoke the current condition of the park, and how it needs to be redone so that it is used. Ms. Hero asked to be provided with a list of the work to be done. Mr. Brown noted that every year one or two parks get done. He noted how Martin Luther King Park needs a total renovation, as some of the equipment dates to the 70’s. He spoke about other plans for the park. Mr. Brooks thanked Mr. Brown and Mrs. Cosby-Hurling and noted how right they were. He noted some of the issues in the park. Mayor Armstead, noted that last year he and Mr. MacDonald had sat down and developed a comprehensive plan for the park, and he thanked Mr. MacDonald for his hard work on the planning.**

**Virginia Malik, 1633 Lenape Road. Ms. Malik asked about the budget for 2016, and if the funds are cut, will the project be reduced. Mrs. Zack responded that the funding is being provided through the 2015 Capital Budget. Mr. Brown explained the difference between the current fund budget and the Capital budget.**

**Mrs. Hickey moved for approval of Resolution #2015-284. The motion was seconded by Mr. Kolibas and was unanimously ordered approved on a roll call vote.**

**RESOLUTION: 2015-285**

**RESOLUTION APPROVING THE DONATION OF $15,000.00 FROM PHILLIPS 66 COMPANY TO THE CITY OF LINDEN**

**WHEREAS,** the Phillips 66 Company wishes to donate $15,000.00 to the Police Department for the purchase of laptop computers for the investigative units; and

**WHEREAS,** the City of Linden is desirous of accepting the aforesaid donation.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LINDEN** that the City of Linden shall accept the aforesaid donation; and

**BE IT FURTHER RESOLVED,** that the Mayor and City Clerk are hereby authorized to execute any and all documents, if necessary, to effectuate the foregoing.

**RESOLUTION: 2015-286**

**RESOLUTION APPROVING THE DONATION OF $5,000.00 FROM**

**NU STAR TO THE CITY OF LINDEN**

**WHEREAS,**  NuStar wishes to donate $5,000.00 to the Fire Department for the purchase of educational material to promote fire prevention; and

**WHEREAS,** the City of Linden is desirous of accepting the aforesaid donation.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LINDEN** that the City of Linden shall accept the aforesaid donation; and

**BE IT FURTHER RESOLVED,** that the Mayor and City Clerk are hereby authorized to execute any and all documents, if necessary, to effectuate the foregoing.

**RESOLUTION: 2015-287**

**RESOLUTION APPROVING THE DONATION OF $1,500.00 FROM**

**PHILLIPS 66 TO THE CITY OF LINDEN**

**WHEREAS,** Phillips 66 wishes to donate $1,500.00 to the Fire Department for the purchase of educational material to promote fire prevention; and

**WHEREAS,** the City of Linden is desirous of accepting the aforesaid donation.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LINDEN** that the City of Linden shall accept the aforesaid donation; and

**BE IT FURTHER RESOLVED,** that the Mayor and City Clerk are hereby authorized to execute any and all documents, if necessary, to effectuate the foregoing.

**RESOLUTION: 2015-288**

**RESOLUTION TO AMEND**

**THE 2015 CAPITAL BUDGET**

**WHEREAS,** the City of Linden, New Jersey desires to amend the 2015 Capital Budget of said municipality by inserting thereon or correcting and deleting the items therein as shown in such budget.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Linden of the County of Union as follows:

**Section 1.** The 2015 Capital Budget of the City of Linden is hereby amended by adding thereto a Schedule to read as follows:

**AMEND THE**

**CAPITAL BUDGET OF THE**

**CITY OF LINDEN, NEW JERSEY**

**Projects Schedules for 2015**

**Method of Financing**

**Est. Budget Capital Grants General**

**Project Cost Approp. Imp. Fund In Aid Bonds**

Gas Generator City Hall $320,000.00 $320,000.00 $ 16,000.00 $ 304,000.00

**Virginia Malik, 1633 Lenape Road. Ms. Malik asked that since this an amendment to the Capital Budget, had it not been taken into consideration in 2015, when it was put together. Mrs. Zack noted that 2015 capital budget plan didn’t include the funds for this project, and why the budget is being amended. In response to Ms. Malik, Mrs. Zack where the money would come from to pay the debt.**

**Mrs. Hickey moved for approval of Resolution #2015-288. The motion was seconded by Mr. Kolibas and was unanimously ordered approved on a roll call vote.**

**RESOLUTION: 2015-289**

**CITY OF LINDEN RESOLUTION**

**WHEREAS,** there were certain payments made by the Municipal Treasurer during the month of July 2015 which do not appear on the Claims list,

**WHEREAS,** said payment must be ratified by the Governing Body of the City of Linden,

**NOW, THEREFORE, BE IT RESOLVED** that the following payments be and hereby are approved:

**CURRENT**

**CK# DATE PAYABLE TO: PURPOSE AMOUNT**

7/1/15 Worker’s Comp claims 70,022.97

7/2/15 Payroll FICA 61,908.86

7/2/15 Payroll payroll 1,513,665.26

7/8/15 Daniel Zrobro refund 1,737.00

7/8/15 US Bank admin fees 3,000.00

7/8/15 Linden Pop Warner football 15,000.00

7/8/15 Gratax National Night Out 1,350.00

7/9/15 Payroll FICA 6,789.74

7/9/15 Payroll payroll 82,241.29

7/10/15 Worker’s Comp claims 29,822.63

7/10/15 Medco claims 96,029.54

7/10/15 Vision Service Plan claims 4,127.80

7/15/15 Informant buy money 5,000.00

7/15/15 Linden Municipal Court refund bail 550.00

7/16/15 Payroll payroll 3,227.47

7/16/15 Payroll FICA 54,927.75

7/16/15 Payroll payroll 1,494,856.26

7/21/15 SHBP Retirees July Health premium 528,942.02

7/21/15 SHBP Active May Health premium 647,139.75

7/21/15 NJ Transit 2nd quarter 55,332.53

7/23/15 Worker’s Comp claims 3,628.38

7/23/15 Medco Health Solutions claims 76,507.70

7/23/15 Payroll payroll 7,315.39

7/23/15 Payroll payroll 78,925.05

7/24/15 Wilmington Trust admin fees 2,500.00

7/24/15 Treasurer State of NJ training fees 15,432.00

7/24/15 Amb. Refunds Aetna, BCBS 4,777.16

7/27/15 Worker’s Comp claims 2,745.98

7/30/15 Lisa Hagen parking permit refund 150.00

7/30/15 Kevin Matusek refund 400.00

7/30/15 Kevin Matusek refund 400.00

7/30/15 Payroll FICA 56,534.68

7/30/15 Payroll payroll 1,510,829.62

**TRUST**

7/2/15 Payroll payroll 6,604.28

7/9/15 Payroll payroll 40,372.07

7/23/15 Payroll payroll 95,447.11

7/30/15 Payroll payroll 5,021.39

**GRANT**

7/2/15 Payroll payroll 31,857.94

7/9/15 Payroll payroll 326.82

7/16/15 Payroll payroll 30,988.58

7/30/15 Payroll payroll 28,944.63

**SANITARY LANDFILL**

7/2/15 Payroll payroll 4,277.28

7/9/15 Payroll payroll 1,199.20

7/16/15 Payroll payroll 4,277.28

7/23/15 Payroll payroll 1,199.20

7/30/15 Payroll payroll 4,277.28

**CAPITAL**

7/16/15 Payroll payroll 216.30

7/23/15 Payroll payroll 33.73

7/30/15 Payroll payroll 1,405.95

**RESOLUTION: 2015-290**

**CITY OF LINDEN**

**RESOLUTION FOR QUALIFYING**

**PARKING MANAGEMENT CONSULTANT**

**PURSUANT TO A FAIR & OPEN RFQ**

**WHEREAS**, it is deemed necessary and in the best interest of the City of Linden, in the County of Union, State of New Jersey to qualify a Parking Management & Consultant firm pursuant to the “Fair and Open” RFQ process; and

**WHERAS,** the firm(s) of: Bier Associates, having an office at 144 Livingston Avenue, New Brunswick, NJ 08901 has submitted a response to the RFQ for Parking Consultant Services requested by the RPA, as set forth in their written qualifications on file with the RPA; and

**WHEREAS,** the Purchasing Agent has reviewed the qualifications of said firm and based on their qualifications recommends the qualification of Bier Associates as the Parking Management and Consulting Firm for RPA projects in the calendar year 2015; and

**WHEREAS,** said services to be provided by the firms of, Bier Associates are Professional Services within the definition contained in NJSA 40:11-2(6).

**WHEREAS,** the Chief Financial Officer has certified to the availability of funds for this purpose, to be charged to Account No. 5-01-20-155-123-255 not to exceed $24,000.00; and

**BE IT FURTHER RESOLVED**, that the City of Linden Governing Body be and hereby are empowered and directed to execute a contract with Bier Associates to effectuate the foregoing; and

**BE IT FURTHER RESOLVED,** that a copy of this Resolution be published according to law.

**Virginia Malik, 1633 Lenape Road. Mrs. Zack responded to Ms. Malik and explained why the City needed to do this study, and what the study would be looking at. She also noted the process to move forward with an Authority. Mr. Brown added that in addition to any revenue that was generated, it was necessary to look at all of the planned development, for downtown, and ask what was going to be done with the parking situation. Mrs. Hickey spoke about the reasons for consideration of creating a parking authority. Ms. Malik noted her concerns over the development and where the cars would park.**

**Patricia Hero, 1009 Wheatsheaf Road. Ms. Hero noted a typo in the resolution. Mrs. Zack noted that firm is being hired to do a comprehensive plan for parking in the City of Linden. Ms. Hero responded that when the concept of a transit village was first discussed, she was told that parking wasn’t a concern as everyone would be using mass transit. She thought that the City should plan a little better in the future. Ms. Hero asked if the plan was to build a parking garage. Mrs. Hickey noted that it was a possibility, but would have to see what the recommendations of the study were. Mr. Brown also spoke about how the study would ensure the City gets the best bang for its buck.**

**Mrs. Hickey moved for approval of Resolution #2015-290. The motion was seconded by Mr. Kolibas and on a roll call vote was ordered approved with all voting yes with the exception of Mrs. Cosby-Hurling who voted no.**

**Mr. Antonelli noted that there was a typo in the resolution and it should read RFQ instead of RPA.**

**RESOLUTION: 2015-291**

**A RESOLUTION APPOINTING MEMBERS OF THE**

**RENT LEVELING BOARD OF THE CITY OF LINDEN, NEW JERSEY**

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN**:

Section 1. That, pursuant to the provisions of an Ordinance entitled, "AN ORDINANCE TO REGULATE, CONTROL AND STABILIZE RENTS AND CREATE A RENT CONTROL BOARD WITHIN THE CITY OF LINDEN," passed October 3, 1972 and approved October 4, 1972, and as amended and supplemented, there shall be and hereby are appointed as members of the Rent Leveling Board of the City of Linden the following persons:

Citizens

Pauline Blahuta

1314 Winans Avenue, Linden, New Jersey

Joan Konrad

2400 Old Grove Rd., Linden, New Jersey

Vacant

Landlords

Thomas Boland

10 North Wood Avenue, Linden, New Jersey

Barry Javick

345 Lafayette Street, Linden, New Jersey

Tenants

Mark MacDonald

115 W. Blancke Street, Linden, New Jersey

Danielle Cratice

834 Gilchrist Avenue, Linden, New Jersey

Alternate No. 1

Joanne Gareis

843 Laurita Street, Linden, New Jersey

Alternate No. 2

Vacant

Section 2. The above named persons shall serve as members of the Rent Leveling Board of the City of Linden for a term of one year effective July 1, 2015 and until their successors shall have been appointed and shall have qualified.

**RESOLUTION: 2015-292**

# Resolution

Supporting the *Drive Sober or Get Pulled Over 2015 Statewide Crackdown*

**Whereas**, approximately one-third of all fatal traffic crashes in the United States involve drunk drivers; and

**Whereas**, impaired driving crashes cost the United States almost $50 Billion a year; and

**Whereas**, 27% of motor vehicle fatalities in New Jersey in 2013 were alcohol-related; and

**Whereas**, an enforcement crackdown is planned to combat impaired driving; and

**Whereas**, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and

**Whereas**, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over 2015 Statewide Crackdown*; and

**Whereas**, the project will involve increased impaired driving enforcement from August 21 through September 7, 2015; and

**Whereas**, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

**Therefore**, be is resolved that the Governing Body of the City of Linden declares it’s support for the *Drive Sober or Get Pulled Over 2015 Statewide Crackdown* from August 21 through September 7, 2015 and pledges to increase awareness of the dangers of drinking and driving.

**RESOLUTION:2015-293**

**A RESOLUTION APPOINTING THEODORE A. CHESNEY A MEMBER**

**OF THE LINDEN BOARD OF ALCOHOLIC BEVERAGE CONTROL**

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN:**

That **THEODORE A. CHESNEY,** residing at 240 Robbinwood Terrace, in the City of Linden, be and he hereby is appointed a member of the Linden Board of Alcoholic Beverage Control, to serve for the term of three (3) years, commencing as of June 5, 2015 and terminating June 4, 2018, and until his successor is appointed and qualifies.

**BE IT FURTHER RESOLVED,** that said member shall perform all duties of said office in pursuance to an act entitled, "AN ACT CONCERNING ALCOHOLIC BEVERAGES" and of a resolution of this Council establishing a Municipal Board of Alcoholic Beverage Control, adopted June 6, 1934, and the respective amendments thereof and supplements thereto.

**RESOLUTION: 2015-294**

**A RESOLUTION APPOINTING JOHN HREHA A MEMBER OF THE**

**LINDEN-ROSELLE SEWERAGE AUTHORITY**

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN:**

Section 1.  That pursuant to the Ordinance entitled an ORDINANCE CREATING THE LINDEN ROSELLE SEWERAGE AUTHORITY, approved December 3, 1947, a certified copy whereof was duly filed by the City Clerk in the Office of the Secretary of the State of New Jersey, JOHN HREHA residing At 331 Madison Street, Linden, New Jersey, be and he hereby is appointed as Linden’s Alternate to the Linden Roselle Sewerage Authority to serve a five year term commenced May 1, 2015 and expiring April 30, 2020, and until his successor has been appointed and qualifies, to exercise and perform all the rights, powers and duties provided in the Ordinance hereinbefore mentioned, and in N.J.S.A. 40:14A-1 et seq., and the amendments and supplements thereto.

Section 2.  That the City Clerk of the City of Linden shall certify a copy of this Resolution and cause it to be filed in the Office of the Secretary of the State of New Jersey.

**RESOLUTION: 2015-295**

**RESOLUTION IN SUPPORT OF**

**AMERICA’S 9/11 FOUNDATION, INC.**

**WHEREAS,** on Tuesday, September 11, 2001 the Islamic terrorist group al-Queda carried out a series of four coordinated terrorist attacks; and

**WHEREAS,** the attacks of September 11, 2001 changed our world forever and the State of New Jersey was greatly impacted by the tragedies that occurred on that date; and

**WHEREAS,** the heroics of the members of the many fire, police and other emergency agencies who acted courageously to protect and serve, should never be forgotten; and

**WHEREAS,** in October 2001 America’s 9/11 Foundation, Inc. was established to fund a college scholarship program for children of Active First Responders (EMS, FIRE, POLICE) who each day place their lives on the line for all of us; and

**WHEREAS,** the Foundation also assists emergency organizations with funds, materials, equipment and/or volunteers when needed; and

**WHEREAS,** the Foundation sponsors an Annual Memorial Ride, in August, to help raise funds in support of its worthy cause; and

**WHEREAS,** on Saturday, August 22, 2015, the Memorial Ride will be stopping at Airport Plaza in Linden; and

**WHEREAS,** the Mayor and Council of the City of Linden wish to commend the Foundation for their worthy efforts and encourage support for the mission of the Foundation.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the City of Linden that they commend the participants of the 9/11 Ride and America’s 9/11 Foundation and in support of the Foundation’s dedication to honoring those who have served us all, so well declare the Third Saturday of August as America’s 9/11 Foundation Day in Linden; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be placed in the minutes of the City Council of the City of Linden in perpetual recognition of this event, and a copy be presented to the America’s 9/11 Foundation.

**Patricia Hero, 1009 Wheatsheaf Road. In response to Ms. Hero, Mayor Armstead explained that this is the annual motorcycle run that the organization does, that stops in Aviation Plaza.**

**Mrs. Hickey moved for approval of Resolution #2015-295. The motion was seconded by Mr. Kolibas and was unanimously ordered approved on a roll call vote.**

**RESOLUTION: 2015-296**

**A Resolution AUTHORIZING THE CITY OF linden TO PARTICIPATE IN THE NATIONAL JOINT powers alliance (njpa)**

**WHEREAS,** P.L. 2011, c. 139 allows contracting units to enter into an agreements with state, regional, or single government agencies that award contracts for its own use and is authorized under its own laws to extend those contract to other government agencies; and

**WHEREAS,** N.J.S.A. 40A:11-1 et seq. authorizes contracting units to enter into cooperative pricing agreements; and

**WHEREAS**, the National Joint Powers Alliance (NJPA), hereafter referred to as the Lead Agency, has offered voluntary participation in a renewal of its Cooperative Pricing System for the purchase of work, materials and supplies; and

**WHEREAS**, the City of Linden in the County of Union desires to participate in the NJPA Cooperative Purchasing Program.

**NOW, THEREFORE, BE IT RESOLVED** that the NJPA, as Lead Agency, is expected to comply with 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.

**BE IT FURTHER RESOLVED,** that the Mayor, Council President and City Clerk authorizes the City of Linden to participate in the NJPA Cooperative Purchasing Program and hereby authorizes the Mayor, Council President and City Clerk to sign, seal and execute a Cooperative Pricing Agreement with the NJPA upon its approval by the Division of Local Government Services.

**RESOLUTION: 2015-297**

**CITY OF LINDEN**

**RESOLUTION CHAPTER 159**

**DRIVE SOBER OR GET PULLED OVER**

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

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

**WHEREAS,** the City of Linden will receive $5,000.00 from the State of New Jersey Law and Public Safety and wishes to amend its 2015 Budget to include this amount as a revenue, and

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the City of Linden hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2015 in the sum of $5,000.00 which item is now available as a revenue from:

Miscellaneous Revenues

Special items of General Revenue Anticipated with

Prior Written Consent of the Director of Local

Government Services:

Public and Private Revenues off-set with Appropriations:

DRIVE SOBER OR GET PULLED OVER LABOR DAY

**BE IT FURTHER RESOLVED** that a like sum of $5,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations excluded from "CAPS"

Public and Private Programs off-set by revenues:

DRIVE SOBER OR GET PULLED OVER LABOR DAY

**RESOLUTION: 2015-298**

**RESOLUTION AMENDING THE CONTRACT WITH**

**APPRAISAL CONSULTANTS CORP. FOR REAL ESTATE APPRAISAL**

**SERVICES FOR TAX APPEALS FOR 2015**

**WHEREAS**, the City of Linden passed a prior resolution retaining the services of a real estate appraiser who is a member of the Appraisal Institute (MA.I.) in order to defend the City on all industrial and commercial tax appeals filed before the Union County Board of Taxation and new and pending cases before the Tax Court of New Jersey for 2014; and

**WHEREAS,** in accordance with the provisions of N.J.S.A. 19:44A-20.4, qualifications have been received through a fair and open process; and

**WHEREAS**, Appraisal Consultants Corp. submitted a qualification to the City and has qualified for the aforesaid services for 2015; and

**WHEREAS**, due to the ongoing nature of the various tax appeals, it is necessary to provide for additional funds for said purpose in an amount not to exceed $25,000.00; and

**WHEREAS,** inclusive of these additional funds the total expenditures paid to date to Appraisal Consultants Corp. for services rendered under the said contract is $45,000.00; and

**WHEREAS**, the Chief Financial Officer or his designee has certified to the availability of funds for this purpose, to be charged to Account No. 5-01-20-156-117-273;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that the agreement for Professional Services awarded to Appraisal Consultants Corp., Presidential Center, 293 Eisenhower Parkway, Livingston, New Jersey 07039 is hereby amended to increase the contract by the additional sum of $25,000.00, for a total contract of $45,000.00; and

**BE IT FURTHER RESOLVED** that this Resolution serves as an amendment to the contract documents between Appraisal Consultants Corp. and the City of Linden previously executed; and

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk be and hereby are empowered and directed to execute said amendatory agreement with Appraisal Consultants, Corp. to effectuate the foregoing; and

**BE IT FURTHER RESOLVED** that a notice of this action shall be published in accordance with applicable law.

**RESOLUTION: 2015-298**

**RESOLUTION AMENDING THE CONTRACT WITH**

**APPRAISAL CONSULTANTS CORP. FOR REAL ESTATE APPRAISAL**

**SERVICES FOR TAX APPEALS FOR 2015**

**WHEREAS**, the City of Linden passed a prior resolution retaining the services of a real estate appraiser who is a member of the Appraisal Institute (MA.I.) in order to defend the City on all industrial and commercial tax appeals filed before the Union County Board of Taxation and new and pending cases before the Tax Court of New Jersey for 2014; and

**WHEREAS,** in accordance with the provisions of N.J.S.A. 19:44A-20.4, qualifications have been received through a fair and open process; and

**WHEREAS**, Appraisal Consultants Corp. submitted a qualification to the City and has qualified for the aforesaid services for 2015; and

**WHEREAS**, due to the ongoing nature of the various tax appeals, it is necessary to provide for additional funds for said purpose in an amount not to exceed $25,000.00; and

**WHEREAS,** inclusive of these additional funds the total expenditures paid to date to Appraisal Consultants Corp. for services rendered under the said contract is $45,000.00; and

**WHEREAS**, the Chief Financial Officer or his designee has certified to the availability of funds for this purpose, to be charged to Account No. 5-01-20-156-117-273;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that the agreement for Professional Services awarded to Appraisal Consultants Corp., Presidential Center, 293 Eisenhower Parkway, Livingston, New Jersey 07039 is hereby amended to increase the contract by the additional sum of $25,000.00, for a total contract of $45,000.00; and

**BE IT FURTHER RESOLVED** that this Resolution serves as an amendment to the contract documents between Appraisal Consultants Corp. and the City of Linden previously executed; and

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk be and hereby are empowered and directed to execute said amendatory agreement with Appraisal Consultants, Corp. to effectuate the foregoing; and

**BE IT FURTHER RESOLVED** that a notice of this action shall be published in accordance with applicable law.

**RESOLUTON: 2015-299**

**A RESOLUTION APPOINTING DEPUTY**

**CHIEF LAWRENCE J. KOLESA AS FIRE OFFICIAL**

**WHEREAS,** Deputy Chief Lawrence J. Kolesa has been certified as a Fire Official/Fire Inspector, Certification No. 119547 by the State of New Jersey, Department of Community Affairs, Bureau of Fire Safety;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that they do hereby appoint Deputy Chief Lawrence J. Kolesa as Fire Official, effective August 20, 2015; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution be forwarded to the Bureau of Fire Safety of the State of New Jersey.

**RESOLUTION: 2015-300**

**RESOLUTION APPROVING THE AWARD OF A CONTRACT TO**

**MARK PAVING CO, INC. FOR THE RESURFACING OF HARRISON PLACE, McGILLVRAY PLACE, MITCHELL AVENUE, NORA DRIVE, SHERWOOD ROAD AND LINCOLN STREET**

**WHEREAS,** sealed bids were received by the Purchasing Agent on August 6, 2015

for the resurfacing of Harrison Place, McGillvray Place, Mitchell Avenue, Nora Drive, Sherwood Road and Lincoln Street in the City of Linden; and

**WHEREAS,** a notice to bidders for said purpose was properly and legally advertised in the official publication(s); and

**WHEREAS,** the Chief Financial Officer or her designee has certified as to the availability of funds for this purpose, as attached hereto, which will be charged to account/line item No. C-04-55-901-599-919 ($161,344.00); and C-04-55-901-613-919 ($250,000.00); and

**WHEREAS**, Mark Paving Co, Inc. was the lowest bidder at their bid of $411,344.00; and

**WHEREAS,** the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that Council pass a Resolution authorizing the award of contracts;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** as follows:

1. A contract is awarded to Mark Paving Co., Inc. at their bid of $411,344.00.

2. This Resolution is expressly contingent upon the negotiation and execution of the necessary contract documents between Mark Paving Co, Inc. and the City of Linden.

3. The Mayor and City Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

**RESOLUTION: 2015-301**

**RESOLUTION APPROVING AND RATIFYING A SUBORDINATION OF MORTGAGE FOR 72 PALLANT AVENUE IN THE CITY OF LINDEN**

**WHEREAS,** the City of Linden through the Neighborhood Preservation Program holds a mortgage with a perpetual lien on the property known as 72 Pallant Avenue, Linden, New Jersey; and

**WHEREAS,** the owners of the property have sought to refinance their first mortgage lien on the property; and

**WHEREAS,** the City of Linden has been requested to subordinate its mortgage on 72 Pallant Avenue to the new first mortgage; and

**WHEREAS,** it is in the best interests of the City to subordinate its mortgage on 72 Pallant Avenue to the new first mortgage to be issued by Wells Fargo Bank, N.A., 1100 Corporate Center Drive, 2nd Floor, Raleigh, North Carolina 27607;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** as follows:

1. The Mayor, and/or his designee, and the City Clerk, and/or his designee are hereby authorized to execute and attest to the subordination of the mortgage for 72 Pallant Avenue to Wells Fargo Bank.

2. This Resolution shall take effect immediately.

**RESOLUTION: 2015-302**

**RESOLUTION AUTHORIZING APPLICATION TO THE COUNTY OF UNION FOR A GREENING UNION COUNTY GRANT FOR TREE PLANTING FOR 2015**

**WHEREAS,** the voters of Union County overwhelmingly voted in favor of the Union County Open Space, Recreation and Historic Preservation Trust Fund in November of 2000; and

**WHEREAS,** Union County Board of Chosen Freeholders established the Trust Fund creating local funding opportunities such as Field of Dreams in 2001, Green the Streets in 2002, Preserve Union County in 2003, and Kids Recreation Trust Fund in 2004, 2005, 2006, 2007, 2008, 2009 and 2010, and Greening Union County in 2008, 2009, 2010, 2011, 2012, 2013, 2014 and 2015; and

**WHEREAS,** the City of Linden wishes to apply to the Union County Trust Fund through the Greening Union County program for a matching grant in the amount of $11,500.00; and

**WHEREAS,** the City of Linden will match the Greening Union County grant program award for a total of $23,000.00, in accordance with the Grant Application attached hereto and made a part hereof; and

**WHEREAS,** the City of Linden will use the Trust Fund dollars in accordance with such rules and regulations governing the grant program;

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LINDEN** that the Mayor or the successor to the Office of Mayor is hereby authorized to:

1. Make application for the grant.

2. Provide additional application information and furnish such documents as

may be required.

3. Act as the authorized correspondent of the above named applicant.

4. A copy of this Resolution be forwarded to Victoria Durbin Drake, Trust Fund Administrator, Office of the Trust Fund/Greening Union County, Union County Administration Building, 6th Floor, Elizabethtown Plaza, Elizabeth, New Jersey 07207.

5. This Resolution shall take effect pursuant to law.

**RESOLUTION: 2015-303**

**RESOLUTION APPROVING THE AWARD OF A CONTRACT TO**

**MNC GENERAL CONTRACTING, INC. FOR THE RECONSTRUCTION OF CURBS AND WALKS THROUGHOUT THE CITY OF LINDEN**

**WHEREAS,** sealed bids were received by the Purchasing Agent on July 23, 2015 for the reconstruction of curbs and walks throughout the City of Linden; and

**WHEREAS,** a notice to bidders for said purpose was properly and legally advertised in the official publication(s); and

**WHEREAS,** the Chief Financial Officer or her designee has certified as to the availability of funds for this purpose, as attached hereto, which will be charged to account/line item No. C-04-55-901-603-919 ($55,200.00), C-04-55-901-603-920 ($40.00), C-04-55-901-624-919 ($59,400.00) and

**WHEREAS**, MNC General Contracting, Inc. was the low bidder at their bid of $114,640.00; and

**WHEREAS,** the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that Council pass a Resolution authorizing the award of contracts;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** as follows:

1. A contract is awarded to MNC General Contracting, Inc. at their bid of $114,640.00.

2. This Resolution is expressly contingent upon the negotiation and execution of the necessary contract documents between MNC General Contracting, Inc. and the City of Linden.

3. The Mayor and City Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

**RESOLUTION: 2015-304**

**Resolution Authorizing Tax Collector**

**to Forward Monies to Lien Holders**

WHEREAS, the City of Linden has held tax sales, where bidders purchased certificates, where the property owners have filed for bankruptcy, and

WHEREAS, the City has filed a proof of claim on behalf the lien holder, Amaco and Trustees have forwarded monies to the Tax Collector; and

WHEREAS, the monies should have been sent directly to the lien holders, for Block 200 Lot 16 C2036 in the amount of $369.76.

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector is hereby authorized to issue a check from the Tax Collector Tax Sale Redemption Account in the amount of $369.76 to Amaco, 125 Rocky Boulevard # 623, Bear, DE, 19701.

**RESOLUTION: 2015-305**

**RESOLUTION RECOGNIZING MR. JOHN MOON FOR**

**HIS OUTSTANDING ACCOMPLISHMENTS IN THE**

**SPORT OF TRACK AND FIELD**

**Whereas,** John Moon a former Linden resident who was born and raised on McCandless Street in the City of Linden; and

**Whereas,** John Moon a member of the Linden High School Graduating Class of 1957 excelled as a student athlete in both track & field and football; and

**Whereas,** due to his exceptional performance in high school athletics John Moon was recognized as anAll-State and All-American athlete in high school and was inducted into the Linden Hall of Fame; and

**Whereas,** John Moon is currently employed by Seton Hall University as both the Women’s and Men’s Cross Country Head Coach and the 2013-2014 season marked his 42nd season at the University and his fourth as the cross country head coach; and

**Whereas,** on December 3, 1997 as a sign of the respect that Mr. Moon has earned throughout the nation, he was appointed to serve as the first assistant coach for the United States Men’s Track Team during the 2000 Summer Olympics held in Sydney, Australia; and

**Whereas,** John Moon was honored with the prestigious Jesse Abramson Award for his dedication to track and field, has received the “Legendary Coaches Award” from the Newark YMWCA, was named the Mid-Atlantic Region Women’s Indoor and Outdoor Coach of the Year by the U.S. Track Coaches Association, and in 2006 he was inducted into the Hall of Fame of the New Jersey Scholastics Coaches Association; and

**Whereas,** The Big East Conference has named John Moon the Coach of the Year seven times in his career, has been named the Metropolitan Coach of the Year eleven times and Collegiate Track Conference Coach of the Year six times and most recently was named US Pan-Am Head Coach to serve during the 2015 Pan-Am Games held in Toronto Canada; and

**Whereas,** during the 2015 Pan-Am Games, Coach Moon and Team USA won thirteen gold medals and a total of forty-one medal overall, the most medals earned since 1999. The U.S. women won a total of twenty-three medals, the highest number since 1987; and

**NOW, THEREFORE BE IT RESOLVED, THAT THE MAYOR AND CITY COUNCIL OF THE CITY OF LINDEN, NEW JERSEY** along with the Members of the Governing Body do hereby congratulate **John Moon** for his outstanding dedication, commitment and success in the sport of Track and Field and recognize him as an outstanding citizen of Linden for his excellent coaching record and many accomplishments.

**RESOLUTION: 2015-306**

**RESOLUTION IN SUPPORT OF TREMLEY POINT CONNECTOR ROAD**

**WHEREAS,**  for over a decade the City of Linden has been working towards the goal of having the New Jersey Turnpike Authority construct a connector road from Turnpike Interchange 12, in Carteret, over the Rahway River, to Linden’s Tremley Point area; and

**WHEREAS,** the construction of the Tremley Point Connector Road is vital to the economic and public safety interest of the region as a whole and to the residents of the City of Linden; and

**WHEREAS,** the construction of the Tremley Point Connector Road would lessen the impact of truck and industrial traffic to this area, through residential sections of Linden, the only current access; and

**WHEREAS,** Interchange 12 is located in the Borough of Carteret and the connector road would provide a direct link between two neighboring counties at a location where none currently exists; and

**WHEREAS,** the construction of the connector road would ensure the smooth flow of commerce to existing business and industry in the area, and free up the development of nearly 400 acres of brownfields creating as many as 2, 000 new jobs, a huge economic benefit to the area and the State of New Jersey as a whole; and

**WHEREAS,** a recent accident on the Turnpike temporarily shut the Wood Avenue Bridge, the main road of access to this industrial section for hours, stranding workers for hours and denying them access to emergency services during that period of time; and

**WHEREAS,** numerous approvals have been obtained for the project, a process that took years to accomplish, and a number of those approvals are set to expire in 2016, jeopardizing the construction of this vital roadway; and

**WHEREAS,** United States Senator Robert Menendez has had $10 million in Federal Funds set aside and the Turnpike had agreed to provide more than $80 million necessary for completion, including the project in its capital program, before removing it; and

**WHEREAS,** the Mayor and Council of the City of Linden do whole heartily support the construction of this vital link for the economic and public safety benefits that it will bring to Linden and the region.

**NOW THEREFORE BE IT RESOLVED,** that the Mayor and Council of the City of Linden do hereby call upon the New Jersey Turnpike Authority to restore funding for the long planned Tremley Point connector road, and immediately add it to their capital program; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be sent to the New Jersey Turnpike Authority; Governor Chris Christy; Senators Nicholas Scutari and Joseph Vitale; Assembly people, Jerry Green, Linda Stender, Craig J. Coughlin and John S. Wisniewski; The Union County Board of Chosen Freeholders; and the Borough of Carteret.

**RESOLUTION: 2015-307**

**RESOLUTION APPROVING A CONTRACT WITH CME ASSOCIATES**

**FOR WETLANDS MITIGATION SERVICES AT THE LINDEN LANDFILL**

**WHEREAS**, there exists a need for consulting services for wetlands mitigation services at the Linden Landfill; and

**WHEREAS**, in accordance with the provisions of N.J.S.A. 19:44A-20.4, qualifications have been received through fair and open process; and

**WHEREAS**, CME Associates, 3141 Bordentown Avenue, Parlin, New Jersey 08859 submitted a qualification to the City and has qualified for the aforesaid service for 2014, and

**WHEREAS**, pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.), such services are considered Professional Services as within the scope of a licensed and regulated profession, and same may be awarded without competitive bidding; and

**WHEREAS**, the Chief Financial Officer or his designee has certified to the availability of funds for this purpose, to charged to Account No. C-04-55-907-614-919;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF**

**LINDEN** that a contract for Professional Services be and hereby is awarded to CME Associates, 3759 Highway 1 South, Suite 100, Monmouth Junction, New Jersey 08852 at a fee not to exceed $137,000.00 in accordance with their proposal dated July 10, 2015; and

**BE IT FURTHER RESOLVED** that this Resolution is expressly contingent upon the negotiation and execution of the necessary contract documents between CME Associates and the City of Linden; and

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk be and hereby are empowered and directed to execute a contract with CME Associates to effectuate the foregoing; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution be published in according to law.

**Patricia Hero, 1009 Wheatsheaf Road. Ms. Hero asked what was being done to mitigate the wetlands. Mrs. Zack responded explaining the work is being done as a requirement of the administrative consent order the City entered into. She further noted that the City had applied for a number of grants, to cover the cost that amounts to nearly $1,000,000.00.**

**Virginia Malik, 1633 Lenape Road. In response to Ms. Malik, Mrs. Zack responded that the project detailed the cleanup and restoration of the wetlands around the Linden landfill. Mr. Bodek added that a partnership agreement had been entered into, with the Operating Engineers, to do a lot of the physical work at little cost to the City.**

**Mrs. Hickey moved for approval of Resolution #2015-307. The motion was seconded by Mr. Kolibas and was unanimously ordered approved on a roll call vote.**

**ORDINANCE – FIRST READING**

President Alvarez announced that public comment would be permitted on the ordinances on First Reading, however the Council does not answer questions or respond to comment.

**An Ordinance entitled:**

**#59-39 BOND ORDINANCE PROVIDING AN APPROPRIATION OF $450,000.00 FOR THE**

**2015 SAFE ROUTES TO SCHOOLS PROJECT AND AUTHORIZING THE ISSUANCE OF $237,500.00 IN BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION.**

President Alvarez asked if there were comments from the public.

**Patricia Hero, 1009 Wheatsheaf Road. Ms. Hero noted that the City has spent a lot of money today. She stated that she would have to get a copy of the ordinance, to see what the City was getting for its expenditure. She wondered if these services could be provided more efficiently and at a lower cost.**

**Virginia Malik, 1633 Lenape Road. Ms. Malik asked where she could get more information on this ordinance. She was directed to the City Clerk’s office to get a copy of the ordinance.**

Was introduced by Mr. Brown and was read on first reading by the Deputy Clerk.

On motion of Mr. Brown seconded by Mrs. Hickey, the foregoing Ordinance was on a roll call vote unanimously ordered approved.

**An Ordinance entitled:**

**#59-40 BOND ORDINANCE AMENDING B0ND ORDINANCE NUMBER 58-27 FINALLY**

**ADOPTED BY THE CITY COUNCIL ON MAY 20, 2014 PROVIDING FOR AN APPROPRIATION OF $880,000.00 FOR THE ACQUISITION OF A GAS GENERATOR FOR CITY HALL.**

President Alvarez asked if there were comments from the public. There was none.

Was introduced by Mr. Brown and was read on first reading by the Deputy Clerk.

On motion of Mr. Brown seconded by Mrs. Hickey, the foregoing Ordinance was on a roll call vote unanimously ordered approved.

**An Ordinance entitled:**

**#59-41 ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VII, TRAFFIC, SECTION 7-12 PARKING TIME LIMITED, SHALL BE AMENDED AS FOLLOWS: Delete from 7-12.1 Two Hour Parking: St. Georges Avenue, North, between the hours of 9am-5pm Monday to Friday from Summit Terrace to Columbia Place.**

President Alvarez asked if there were comments from the public. There was none.

Was introduced by Mr. Kolibas and was read on first reading by the Deputy Clerk.

On motion of Mr. Kolibas seconded by Mr. Medina, the foregoing Ordinance was ordered approved, with all voting in yes, except Mr. Brown and Mrs. Cosby-Hurling, who voted no.

**PUBLIC COMMENT**

President Alvarez noted that he has been trying different ways to run this portion of the meeting. He announced that each speaker would get five (5) minutes at the microphone, which would include their comments, and any responses from the Governing Body or members of the staff.

Before the public comment session, Mayor Armstead provided further details on the 9/11 motorcycle run.

President Alvarez asked if there were any other individuals who wanted to sign the list to speak under public comment.

Robert Giglo, 507 Rosewood Terrace. Mr. Giglo thanked all for the work that they do on behalf of the City. He then spoke about the vacant house, next door to him, which is owned by the Bank of America, and all the problems it is causing for him. He detailed them at length. Mrs. Hickey stated that she was at her wits ends in trying to assist this resident. She detailed her efforts, and the lack of response by City departments. Mr. Medina stated he, and the rest of Council would do what was necessary to back up Mrs. Hickey. He then spoke about bringing the banks, and others, that own these types of properties into court. Mrs. Hickey promised Mr. Giglo that the Board of Health would be out to look at it. Mr. Brown stated that Ms., Koblis is excellent at dealing with these types of properties. Mrs. Cosby-Hurling agreed with Mr. Brown and noted that part of the problem is that the owner is absent. Ms. Koblis spoke about her efforts to address the issues with this property.

Edward Kaminski, Maple Ave. Mr. Kaminski complimented Ms. Hickey on her handling of the issue brought up by the previous speaker. Mr. Kaminski spoke about issues in the Third Ward, and how, in his view, it has been slowly deteriorating. He then spoke about the monies, recently allocated for speed bumps and gym equipment. He thought that the speed bumps were not effective, and costly. He thought that using four-way stop intersection was a much better way to slow traffic. Next Mr. Kaminski spoke about the recent authorization to purchase gym equipment. He stated that he had recently visited some gyms in Linden, and that the City should help grow local businesses. He proposed that the City use the money to pay for memberships for residents, at local gyms. He calculated that over 700 memberships could be purchased. Mr. Kaminski provided his justification. He next commented on the proposal to create of a sports czar. Mr. Kaminski then provided comment on the Wood Ave., SID, the Wood Ave beautification project, and pedestrian safety on Wood Ave. He wondered if the City got its money’s worth. Mr. Brown addressed a number of the issues raised by Mr. Kaminski. Mr. Brooks clarified a statement made by Mr. Kaminski.

Pat Hero, 1009 Wheatsheaf Road. Ms. Hero spoke about her rescue, by the Fire Department, from a stuck elevator in the Library. She thanked them for their response. She then spoke about former Councilman Schulhafer, what type of man he was, and provided some details on him, and his life, that were not common knowledge. She then noted his courage, as a Council person.

Richard Gerbounka, Princeton Road. Former Mayor Gerbounka spoke about the issue of the hiring of a business administrator, provided a brief history on the position, and the process for selecting a business administrator. Mr. Gerbounka read the qualifications for a business administrator, as established in the ordinance. He then spoke about his lack of qualifications to select a person who meets the qualifications established in the ordinance, and how he decided to handle the situation.

Scharlene Snowden, 807 Lindegar Street. Ms. Snowden stated that she had sent all the members of Council, as well as the Mayor regarding all of the issues she had addressed at the July Council meeting, and noted that she did not hear back from anyone. She noted that one of her concerns was the flooding at the church located at 24 East Fourteenth St. She asked who the council person was and stated that she guessed that she should have heard from him. She detailed information she had requested, in July, and had not yet received. President Alvarez stated that he had documents pertaining to the flooding issue, and had not gotten back to Ms. Snowden. He apologized. He asked that she provide him with a list of what she wanted, and he would meet with Mr. Roth to obtain them. Ms. Snowden then addressed some of the issues raised by former Mayor Gerbounka, and the bias sometimes found in search committees.

Mayor Armstead addressed some of the information and comments made by former Mayor Gerbounka.

**ANNOUNCEMENT**

President Alvarez announced that the following Council Meetings will be as follows:

\*Council Conference meeting Monday, September 15, 2015 at 6:00 pm in the Council Conference Room, City Hall, 301 N. Wood Ave.

\*Council Conference meeting prior to the Council meeting:

Tuesday, September 16, 2015 at 6:00 pm in the Council Conference Room, City Hall, 301 N. Wood Ave.

\*Council Meeting: Tuesday, September 16, 2015 at 7:00 p.m. in the Council Chambers, City Hall, 301 N. Wood Ave.

**.ADJOURNMENT**

There being no further business to come before the Governing Body, Mrs. Cosby-Hurling moved to adjourn the meeting. The motion was seconded by Mr. Sadowski and was unanimously ordered approved by a roll call vote. The meeting was adjourned at 9:53 p.m.

Respectfully submitted,

Joseph C. Bodek

City Clerk