**Minutes of the Regular**

**Meeting of the 2015 Council of the**

**City of Linden, held Tuesday**

**December 15, 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, December 15, 2015 at 7:06 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. President Alvarez had all stand for a moment of silence for former City Engineer John Zieman who recently passed away.

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. He noted that those wishing to speak on the SID Ordinances should sign in on the orange sign-in sheets.

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 Ralph Strano

Councilwoman Michele Yamakaitis

Councilman Armando Medina

Councilwoman Gretchen Hickey

Council President Jorge Alvarez

Mayor Derek Armstead

**APPROVAL OF MINUTES**

Mr. Medina moved for the approval of the Regular Meeting Minutes of November 10, 2015. The motion was seconded by Mrs. Yamakaitis and was unanimously ordered approved on a roll call vote.

**PRESENTATIONS**

**“GOOD NEIGHBORS”**

President Alvarez called upon Mrs. Cosby-Hurling to make a presentation to Kathy Sanders and Felica Connors. Mrs. Cosby-Hurling explained where the idea of the “Good Neighbor” award came from and what the individuals did to deserve this award. She then read the resolutions, presented them to Ms. Sanders and Ms. Connors, and thanked them for their efforts.

**FIRST WARD COUNCILMAN**

President Alvarez and Mayor Armstead came to the front of the podium to make a presentation to outgoing First Ward Councilman Christopher Kolibas. President Alvarez spoke about his long term relationship with Mr. Kolibas. Mayor Armstead spoke about Mr. Kolibas dedication to the City, and thanked him for it. Mayor Armstead read the resolution, presented it to Mr. Kolibas, and thanked him for his service. Mr. Kolibas thanked the Mayor and Council President, and noted that ¼ of his life has been dedicated to servicing the people of the First Ward and City of Linden. He noted that it was a privilege to have served, and thanked those that he had served and worked with during the past nine years. He also thanked various family members for all the help that he had given him, and spoke about the future of the City of Linden.

**FORMER SEVENTH WARD COUNCILMAN**

Michael Minarchenko

President Alvarez noted that Mr. Minarchenko, had to leave his Council seat early, as a casualty of Super-storm Sandy. Mayor Armstead noted that Mr. Minarchenko left, before he had served one complete term, but in the short time he was the councilman he really put his heart into it. He stated that there was not a problem that occurred in his ward that Mr. Minarchenko was not on top of. He called Mr. Minarchenko a dam good councilman, and spoke about his love of Linden, noting that while he had to leave his house he did not leave Linden. The Mayor read the resolution honoring Mr. Minarchenko. Mr. Minarchenko thanked all those that supported him and noted that the Seventh Ward was in good hands, with Mr. Strano. He spoke about his service to the ward and want it meant to him.

**PROCLAMATION FOR CAR SHOW SPONSORS**

Joe and Mike Bontempo

Bob Barkoff

George Withers

Joe Birch

Bruce Deehl

Paul Dudley

Mark Manuzza

President Alvarez called upon the Mayor and all those being honored to come forward, noting that the car show was a great one. Mayor Armstead explained that the show was to honor two Linden residents killed in a tragic car crash and to start a scholarship in their names, Joseph Rodriques and Frank Viggano. The Mayor thanked all of the individuals and companies involved, read a resolution recognizing their efforts, and explaining the role of each in the event. Mr. Birch thanked Council President Alvarez, Mayor Armstead and all of the members of City Council for their support. He also recognized several City employees for their help in making the event so successful. He then presented plaques to the Mayor, Council President and others for their support, on behalf of PBA Local 42. George Withers also spoke and made a presentation.

**PROCLAMATION FOR BRIS AVROHOM**

Rabbi Avremy Kanelsky

President Armstead called upon Rabbi Kanelsky, who was not present. Mayor Armstead read the proclamation and noted that he would see that the Rabbi received it.

**ORDINANCE TABLED FROM THE MEETING OF OCTOBER 20, 2015**

**#59-43 An Ordinance amending Chapter 19-1.3 of the City Code entitled “permits” by the City council of the City of Linden. (Section 1 striking the language allowing for permits for use of recreation facilities can be signed by a staff official of the Recreation Department).**

Mr. Brooks moved that the ordinance be continued to the December meeting. The motion was seconded by Mr. Beyer and was unanimously ordered approved on 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:

**#59-48 ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER VII, TRAFFIC 7-12, TIME LIMITED METERED PARKING SHALL BE AMENDED AS FOLLOWS: Delete 7-12.2b1(a) Time Limited Metered Parking, Pennsylvania RR Avenue, North Side, 12 hours Monday through Saturday (except holidays) from Wood Avenue to Carteret Street**

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.

Mr. Medina moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mr. Kolibas 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:

**#59-49 ORDINANCE TO AMEND AND SUUPLEMENT CHAPTER VII, TRAFFIC 7-33 HANDICAPPED PARKING REGULATIONS SHALL BE AMENDED AS FOLLOWS: 7-33.1A Handicapped Parking On-Street**

**Add: 535 Grant Street**

**1400 Eddy Avenue**

**201 W. 16th Street**

**3 Berlant Avenue**

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.

Mrs. Yamakaitis moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mr. Medina and on a roll call vote the foregoing ordinance was unanimously ordered.

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

further consideration respecting an ordinance entitled:

**#59-50 ORDINANCE CREATING A NEW CHAPTER IN THE CODE OF THE CITY OF LINDEN ENTITLED ROUTE 1 SPECIAL IMPROVEMENT DISTRICT.**

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.

Ron Cantor, 720 W. Edgar Rd. In response to Mr. Cantor, Mr. Brown responded that the public hearing would be held tonight and then the ordinance would be tabled. Mr. Cantor noted several issues related to the ordinance, and suggested that there should be another forum for the property owners to address council. Mr. Antonelli explained the process for the ordinance to move forward, and stated his objections to the ordinance.

Paramjit Chandi, 741 E. Edgar Road. Mr. Chandi did not respond to being called.

Mike Berberogh, 1820 E. Edgar Road. Mr. Berberogh noted his concerns to the Council regarding the ordinance, noting that he thought the delivery to him was late. He voiced his other concerns, and spoke about the negative impact this additional tax would have on his property.

1. Wiledsky, 515 East Edgar Rd. Mr. Wiledsky stated that he had received the notice and read it. He asked what type of benefits they were going to get, and what the taxes would be costing. He also asked if the zoning would be changing. Mr. Brown responded to the questions, noting that he did not get any ideas on how to improve the area. He also invited those present to attend the Wood Ave SID District meeting and see what it did and how it is run. President Alvarez noted that the SID Committee, which would compromise property owners and merchants in the District would determine what is done.

Leonard Posnock, 446 Harmony Way, Monroe, NJ. Mr. Posnock thanked the Council for allowing him to be here this evening. He noted that it was the second time, he was here, the first being sixty (60) years ago. He explained that he has been a property owner for forty-one (41) years and spoke about his current situation, and how a new tax would affect his current tenants.

Tom Trabocco, 1761 W. Edgar Rd. Mr. Trabocco stated that he has been a property owner for forty-three years (43), and the type of businesses he has been involved in. He noted that the best thing that Linden has to offer is its competitive tax base, and explained what he meant. He spoke about a problem that he had with a building in the vicinity of his, and provided details on the problems. After doing so he requested that his property be removed from the list of those in the SID district.

Mr. Cantor questions regarding the study being done for the new SID districts, to which Mr. Antonelli responded. Mr. Antonelli detailed the notice requirements of the ordinance, and the right to speak on it. Mr. Cantor asked that his properties be removed from this ordinance, explaining why. A discussion followed between Mr. Brown and Mr. Trabocco on the makeup of the SID board and what it accomplishes.

Some of the previous members of the public who spoke previously, returned to the microphone to make additional statements or ask follow up questions.

Mr. Brown moved that the hearing be closed and the ordinance be tabled. The motion was seconded by Mr. Brooks and on a roll call vote the motion was ordered approved with all in favor with the exception of Mrs. Cosby-Hurling who voted no.

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

further consideration respecting an ordinance entitled:

**#59-51 ORDINANCE CREATIGN A NEW CHAPTER IN THE CODE OF THE CITY OF LINDEN ENTITLED ST. GEORGES AVENUE SPECIAL IMPROVEMENT DISTRICT.**

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.

President Alvarez called Leonard Posnock, but it was noted that he had spoken already.

Bernard Defazio, 240 East St. Georges Ave. Mr. Defazio asked who would be deciding what is done, and how the money is spent on St. Georges Ave. Mr. Brown responded the members of the St. Georges Ave SID. After a brief discussion Mr. Defazio volunteered to serve on the SID. Mr. Defazio asked what was spent by the Wood Ave SID, what did it cost? Mr. Brown responded that they have been in existence for about twenty (20) years, and their budget is $100,000.00 per year.

Dennis Mucicd, 140 E. St. Georges Ave. Mr. Mucicd noted that he has been doing the right thing and staying out of other people’s business. He noted his personal background and his efforts to keep his property up. He spoke about his personal struggles, and how the new tax would affect his situation. He noted his desire to keep it going and keep it nice. Mr. Mucicd spoke about a neighbor who did not get a notice, and wondered how many others were in the same situation.

The next person called, Thomas Trabocco had already spoke.

Frita Posnock, 620-628 St. Georges Ave. Ms. Posnock asked if they had an option to opt out of the SID. Mr. Antonelli responded that unless the property is residential, then an owner cannot opt out. He noted that the ordinance was very specific as to who could opt out. Ms. Posnock spoke about the work that she had done to keep her property pristine, so that how she would have to pay more to fix someone’s property across the street who did not keep it up. She stated these properties are her savings for her senior years, and that it was unfair to place an assessment on her property to pay to fix someone else property up.

Andrew Gaytos, 22 West St. Georges Ave. Mr. Gaytos stated that he was shocked to get the notice about the SID. He spoke about the various types of property that he owns and that he pays over $30,000.00 in taxes. He spoke about all the types of taxes he is paying and the complaints that he hears from members of the public coming into his place. Mr. Gaytos spoke about his efforts to survive in Linden. He spoke about the Westside of St. Georges, how this proposal was affecting his plans to expand and the need for leadership in Linden. He implored Mr. Alvarez to listen to the public.

Mr. Brown spoke about the unique and specific issues regarding St. Georges Ave. He noted the number of students who use St. Georges Ave and the need to upgrade the sidewalks and appearance of the area. He noted that while some property owners do keep their sidewalks up, there are a number of issues and detailed them, noting that a SID district would help with enforcement. He provided examples of what occurred on Wood Ave., and the amount of the SID’s taxes. Mr. Brown and Mr. Gaytos had a dialog about various issues regarding the SID and what it can do to improve the area.

Another member of the public came up and spoke, stating that other people did not come, because they did not get the notice. He spoke about the City sending it everyone, by certified mail to all those within 200 feet. If they did get the notices, they would be here opposing this. Mr. Antonelli responded, and explained the requirements.

Mr. Brown moved that the hearing be closed and the ordinance be tabled. The motion was seconded by Mr. Brooks and on a roll call vote the motion was ordered approved with all in favor with the exception of Mrs. Cosby-Hurling who voted no.

President Alvarez asked for a motion, on Ordinance #59-50 to close the public hearing. Mr. Brown moved to close the public hearing on Ordinance #59-50. The motion was seconded by Mr. Sadowski and was unanimously ordered approved by a roll call vote.

**CONSENT AGENDA**

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

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

2016 Taxes $46,043.60

2015 Taxes $26,941,108.15

2014 Taxes $12.92

Garbage Fee Payments $95,470.57

Garbage Fee Penalty $7,450.00

Municipal Lien Redemption $0.00

Tax Search $0.00

Lien Redemption Request Fee $100.00

Year End Penalty $0.00

Returned Check Fee Paid $80.00

Returned Check Fee Garbage Paid $20.00

Returned Check 2015 ($12,643.53)

Returned Check Interest ($20.93)

Returned Online Payment 2015 Taxes ($0.00)

Returned Online Interest ($0.00)

Returned Check Garbage Fee ($0.00)

Returned Check Garbage Fee Penalty ($0.00)

Counterfeit Funds ($0.00)

Arrears $0.00

Sewer Clean out charge $1,500.00

DPW Reso payments $850.00

Tax Sale Cost/Before Tax Sale Cost $0.00

Premium $0.00

Interest $30,141.64

Total $27,110,112.42

**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

6 11 12/3/15 14-00005 $2,500.00

106 1 11/23/15 14-00080 $2,900.00

172 26 11/2/15 14-00139 $1,500.00

176 27 10/29/15 14-00224 $3,500.00

334 2 12/3/15 14-00233 $1,400.00

558 2.04 10/29/15 14-00353 $2,600.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $14,400.00 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 2015 tax sale on the following block & lot.

Block Lot Redemption Date CTF# Amount

20 12 11/23/15 14-00017 $900.00

158 11 11/2/15 14-00131 $1,200.00

252 30 11/5/15 14-00204 $1,200.00

352 6 11/19/15 14-00242 $900.00

439 14 11/10/15 14-00281 $114,700.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $118,900.00 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 2015 tax sale on the following block & lot.

Block Lot Redemption Date CTF# Amount

149 14 11/6/15 14-00119 $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.

**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

150 3 11/19/15 12-00114 $700.00

541 12 11/12/15 12-00267 $3,500.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $4,200.00 payable to: US Bank Cust-Pro Cap III, LLC, 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

150 9 12/1/15 14-00121 $1,300.00

491 12 10/30/15 13-00433 $57,800.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $59,100.00 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

393 11 11/13/15 13-00355 $1,300.00

409 6 12/3/15 13-00369 $1,000.00

416 8 11/23/15 13-00374 $1,300.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $3,600.00 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 2014 tax sale on the following block & lot.

Block Lot Redemption Date CTF# Amount

406 8 12/2/15 13-00367 $800.00

457 24.01 11/2/15 13-00403 $800.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,600.00 payable to: US Bank Cust for Pro Cap 4 & Crdtrs, 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

430 8 11/30/15 14-00280 $41,600.00

572 5 11/23/15 14-00364 $4,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $45,800.00 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 2012 tax sale on the following block & lot.

Block Lot Redemption Date CTF# Amount

540 9 11/12/15 11-00220 $9,800.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $9,800.00 payable to: Amaco, 125 Rockey Blvd # 623, Bear, DE 19701, charging same to account #-5-01-55-276-999-956.

**Credit Balance** Block 20 Lot 5

Old Owner: Milton Burbano

New Owner: Juana De Felix

603 Adams Street

There now exists a credit balance on the above referenced block & lot due to an overpayment by Mortgage Company on the 2014-4th quarter. The overpayment amount is $2,014.50.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,014.50 payable to Core Logic Tax Services, Attention: Kathy Bishop, 92-16 220th Street, Queens Village, NY 11428 charging same to account #5-01-55-288-999-904..

**Credit Balance** Block 172 Lot 16 400 Maple Avenue

After reviewing a lien account, it was found a lien was sold void abinitio on the above property at the 2014 tax sale, and just being notified. As advised by legal council, this certificate has to be cancelled and the monies must be refunded to the outside lien holder.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $393.98 payable to: Martella Investments, 71 Arthur Avenue, Carteret, NJ 07036, charging same to account #-5-01-55-288-999-904.

**Refund** Chestwall C/O Diversified Prop.

Block 212 Lot 25, 300-322 N. Wood Avenue

2010-Tax Court Docket#-004373-2010

2011-Tax Court Docket#-005776-2011

The below referenced property owner is entitled to a refund due to a Tax Court of New Jersey judgment reducing the assessment by Tax Court for tax year 2010 & 2011 by 229,000.

2010- $12,157.61

2011- $12,663.70

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $24,821.31, payable to: Blau & Blau, C/O Chestwall c/o Diversified Prop., 223 Mountain Ave, P.O. Box 50, Springfield, NJ 07081, charging same to account #-5-01-55-288-999-904.

**Credit Balance** Block 330 Lot 13, Christopher Jones

347 Rosewood Terrace, 2015 4th quarter overpayment

There now exists a credit balance on the above referenced block & lot due to an overpayment by the mortgage company on the 2015-4th quarter. The overpayment amount is $1,261.68.

Therefore, it would be in order for the council to authorize the treasurer to issue a CitiMortgage, Inc. P.O. Box 23689, Rochester, NY 14692, charging same to account #-5-01-55-288-999-904.

**Cancel** Cancellation of Taxes, Block 410 Lot 13

**Taxes** Francisco A. Guzman, 1821 N. Stiles Street

Requesting your approval to cancel the part if the 2nd, 3rd & 4th quarter 2015 property taxes on the above referenced block & lot and refund the amounts paid. This cancellation is due to the Tax Assessor, Michael Frangella, and granting full exemption for a disabled veteran per state statute 54:04-03.30 as of June 18, 2015. All taxes from this time forward will be exempt status. The breakdown is as follows:

2015-2nd (part) $185.22

2015 3rd quarter $1,768.31

2015 4th quarter $1,725.32

Total Refund $3,678.85

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $3,678.85 payable to: Francisco A. Guzman, 1821 N. Stiles Street, Linden, NJ 07036, charging same to account #5-01-55-288-999-904.

**Refund** Block 421 Lot 9, Stiles Circle Associates

Tax Court Docket #-000862-2009, 002187-2010 & 005803-2011

The above referenced property owners are entitled to a refund due to a Tax Court of New Jersey judgment reducing the assessment by 846,300 for 2009, 746,300 for 2010 & 696,300 for 20111

2009- $41,604.11

2010- $39,621.07

2011- $38,505.39

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $119,730.57 payable to: Blau & Blau Attorney for Stiles Circle Associates, 223 Mountain Avenue, P.O. Box 50, Springfield, NJ 07081, charging same to account #5-01-55-275-999-000.

**Refund** Block 450 Lot 15, Verizon New Jersey, Inc.

Tax Court Docket #-010579-2014

The above referenced property owners are entitled to a refund due to a Tax Court of New Jersey judgment reducing the assessment by 200,000 for 2014.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $12,310.00 payable to: Verizon New Jersey, Inc. Kevin H. Giordano, Assistant Counsel, One Verizon Way, VC54S230, Basking Ridge, NJ 07920, charging same to account #5-01-55-275-999-000.

**Credit Balance** Block 483 Lot 10, Former owner: Maria Bocanegra

New Owner: Cesar Espejo, 841-843 Mc Gillvray Place

2015 3rd quarter overpayment

There now exists a credit balance on the above referenced block & lot due to an overpayment by the mortgage company and the Title Agency on the 2015-3rd quarter. The overpayment amount is $2,588.38.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $ 2,588.38 to : Wells Fargo Real Estate Tax Service, LLC, Attention: Financial Support Unit-1, Home Campus, MAC X 2302-04D, Des Moines, IA 50328, charging same to account #-5-01-55-288-999-904.

**Refund** Block 580 Lot 13, Linden Plaza C/O Wharton

Tax Court Docket #-014263-2014 & 000573-2015

The above referenced property owners are entitled to a refund due to a Tax Court of New Jersey judgment reducing the assessment by 500,000 for the tax year 2014 & 2015.

2014- $276,975.00

2015- $313,850.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $590,825.00 payable to: Linden Plaza C/O Wharton, Zipp, Tannenbaum & Caccavelli, LLC, 280 Raritan Center Parkway, Edison, NJ 08837, charging same to account #5-01-55-275-999-000.

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

1. Requesting approval of a refund in the amount of $105.55 for a railroad parking permit

To Morris Williams, 1017 Morris Street, Roselle, NJ charging same to 5-01-08-609-013.

Requesting approval of a refund in the amount of $44.56 for service that was provided on

July 20, 2015. Payable to Aetna, PO Box 14079, Lexington, KY 40512-4079. Charging same to account 5-01-08-629-011.

Requesting approval of a refund in the amount of $384.20 for service that was provided on May 16, 2015. Payable to Horizon BCBS NJ, PO Box 420, Newark, NJ 07101-0420.Charging same to account 5-01-08-629-011.

Requesting approval of a refund in the amount of $810.00 or service that was provided on February 27, 2015. Payable to Dorothy Materowski, 97 W. 13th Bayonnne, NJ 07002. Charging same to account 5-01-08-629-011.

**(\*\*\*)**

**CITY CLERK’S OFFICE:**

1. Advising that the following bingo/raffle applications have been submitted for approval:

**Raffle Application Organization** **Event** **Fees**

RA-1484 Highland Avenue #10 50/50 $20.00

RA-1485 Highland Avenue #10 Tricky Tray $20.00

**(\*\*\*)** Please be advised that the following City of Linden employees have filed for retirement:

**Department            Employee                             Title                            Date**

  Police Dept.             Walter Antoniewicz             Police Lieutenant               Jan. 1, 2016

   Fire Dept.                 Anthony Pirozzoli                Fire Captain                       Jan. 1, 2016

  DPW                        John Sibilski                        Super. Mechanic Diesel    Jan. 1, 2016

DPW Mark Scott Sr. Mechanic Jan. 1, 2016

**(\*\*\*) MEDICARE REIMBURSEMENTS:**

1. Advising that under Chapter 88, 54 & 436, the City of Linden reimburses

retired employees for the monthly premiums which the retiree paid to Social Securityfor his/her Part B coverage, and that of his/her spouse, under the Federal Medicare Program. Total reimbursements $206,751.70 (List is on file in the City Clerk’s Office).

**Mr. Beyer moved for approval of Consent Items #1 through #3. The motion was seconded by Mr. Brown and was unanimously ordered approved on a roll call vote.**

**COMMITTEE REPORTS**

**First Ward**

Mr. Koblis gave the report of the City Clerk’s office. For the month of November a total of $6205.72. was collected in various fees. Next he gave the report of the City Clerk’s office, Licensing Division for the month of November. A total of $1719.00 was collected. He then gave the report of the Licensing Division for the month of October. A total of $2078.00 was collected.

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

1. In the Police Department – the approval for the hiring to the position of full-time Clerk 1, Jacqueline Williams, at no increase in hourly rate, effective December 31, 2015.
2. In the Police Department – the appointment of six candidates from the attached list, subject to the successful completion of the medical, psychological and background checks, at the salary of $48081.00 effective January 4, 2016.

3. In the Division of Public Property- the resignation of Michael Mikolajczyk effective December 13, 2015.

4. From the Division of Personnel – the approval of the following FMLA/NJFLA leaves:

i. Employee #107420 intermittent FMLA from 10/27/15 through 10/26/16

ii. Employee #107055 FMLA from 8/15/15 through 11/15/15

iii. Employee #000921 FMLA from 10/27/15 through 11/25/15

iv. Employee #009081 FMLA from 9/11/15 through 12/22/15

5. In the Division of Public Property the appointment and approval of the seasonal list which is on file.

Mr. Kolibas moved for approval of the Personnel Report. The motion was seconded by Mr. Brooks and was approved with all voting yes, except Mr. Beyer, Mrs. Crosby-Hurling, Mr. Medina, and Mrs. Hickey who voted no to item #5 and Mr. Sadowski who was absent from the room. Mrs. Cosby-Hurling stated her objections to item #5 stating that no amount of harassment or bullying was going to make her vote to hire people when there is no program they are going to support. She noted her other objections to supporting item #5.

Mr. Kolibas stated that this concluded his final report. Mr. Alvarez responded that he was sorry to see Mr. Kolibas go.

**Second Ward**

Mr. Beyer gave the report of the Construction Code Department for the month of November. A total of $71,529.00 was collected for various fees and permits.

Mr. Beyer stated that he was going to miss Mr. Kolibas and spoke about well they had worked together. He wished all a happy holiday.

**Third Ward**

Mr. Brown stated that he was going to miss Mr. Kolibas. He spoke about his serving with Mr. Kolibas and the relationship they had developed. He spoke about how he and Mr. Kolibas had worked together, because their wards were joined. Mr. Brown announced that he hoped to develop the same relationship with Mrs. Ormon, and informed all of a joint community meeting that he and Mrs. Ormon would be hosting.

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

1. The payment of bills totaling $3,854,254.97. 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 November at the rate of .10%

Mr. Brown moved for approval of the report. The motion was seconded by Mr. Medina and was ordered approved with all voting yes except Mr. Sadowski, who was absent from the room.

Mr. Brown spoke about several issues that he would be addressing at length in future reports. He detailed each of them.

Mr. Brown then noted that resolutions #2015-423, 424 and425, regarding appointing brokers of record. He explained that these resolutions deal with the City of Linden’s insurance and that they had been prepared last night. He noted that they had been drafted prior to the meeting he had setup to speak with the current broker. He went on, stating that the resolution had not been approved by the Committee, and asked that they be held to the December 30th meeting so that the committee could do its due diligent. Mr. Brown informed all that he had asked for these resolutions to be tabled. He provided his reasons for this request, spoke about the savings the current broker had accomplished over the past ten years, and the need for the treasurer to review the changes. He went over other areas of concern and asked that the resolutions be tabled. Mr. Brown moved to table resolutions #2015-423, #2015-424 and #2015-425. Mr. Sadowski seconded the motion. The motion failed with Mr. Brown, Mr. Sadowski and Mrs. Yamakaitis voting for it and all others voting against it.

**Fourth Ward**

Mr. Brooks offered his family to a Fourth Ward family who recently lost their mom, who was close friends of his.

Mr. Brooks stated that as Chairman of the Public Property and Community Services Committee he was going to make sure that the Linden Multipurpose Center (LMPC) is doing everything that it was designed to do. He announced a new tutorial program that will be conducted at the LMPC. He provided details on the program and those involved.

**Fifth Ward**

Mrs. Cosby-Hurling stated that in her neighborhood they all work together as a team. She next announced that next month the building renovations would begin by Linden Housing Authority in the Murarski Towers. She spoke about the Casino Night fundraiser that the Housing Authority would be running in January.

Mrs. Cosby-Hurling next reported on the report of a consultant who was hired to look at the structure of public property, DPW, Community Services and Recreation as they all live under one umbrella. The report is extensive and a lot of what is in it will be given over to the restructuring committee, for consideration. Mrs. Cosby-Hurling noted the last meeting of the Restructuring Committee, and recommended that the Committee be dissolved. She explained why.

Mrs. Cosby-Hurling then spoke about the sidewalk repairs going on in the Fifth Ward and that the repairs included a number that were held over from the year before. She detailed a number of other improvements done in the Fifth Ward, particularly the cleaning of Iozzi Creek. Mrs. Cosby-Hurling noted that she also asked for additional streets in the Fifth Ward to be declared snow emergency routes.

Mrs. Cosby-Hurling asked if anyone was interested in having a shade tree planted to contact her. She provided her contact information. She also announced that details of her meet Santa event. There will be other activities at the event. Next she provided details on the Hooked on Fishing Not Drugs program that the State was promoting and she and Mr. Beyer were participating in. She provided details on the program and its purpose. She wished all a happy holiday.

**Sixth Ward**

Mr. Sadowski stated that it was a pleasure working with Mr. Kolibas and that he has earned the rest. Mr. Sadowski noted that after December 25th no one will be allowed to place leaves in the street, as they will not be picked up after that. He explained that the water company was still doing work in the Sixth Ward, and as a result the streets are still ripped up, and for all to be careful.

Mr. Sadowski spoke about the upcoming holidays and with that there are a number of scams going on. He asked all to be careful of the scams. Next he announced the Christmas House decorating contest the City was conducting and how it worked. He then spoke about the new development on S. Wood Avenue and that the first of the tenants have started moving in.

Mr. Sadowski announced that he put the tree trimming list in, but if anyone still needs trees trimmed or sidewalks fixed to please contact him. He wished all a happy holiday season.

President Alvarez wished Mr. Sadowski a happy birthday.

**Seventh Ward**

Mr. Strano stated that he does not chair any Committees so he does not have a committee report. He next wished Mr. Kolibas, and his family well. He spoke about his relationship with Mr. Kolibas and how they are both avid runners. Next Mr. Strano wished all happy holidays.

Mr. Strano spoke about the issue, in the Seventh Ward, regarding the train whistle blowing all hours of the night and efforts to end it. He spoke about the study that is being done and the application that has to be filed. He also noted the grant, from Linden-Phillips, for an early warning system for the City emergency responders so they are aware of when the train is blocking the roadway. Any funds, not used for this purpose, could be used for safety improvements to the railroad crossing.

Mr. Strano also reported on the Turnpike Connector Road and that Freeholder Hudak had informed the City that the Coast Guard had granted a one year extension of the permits for building the connector road. He also spoke about a firm taking over site remediation for the Linden Landfill. The work would be done at no cost to the City. He asked Mr. Vircik to explain the matter further.

President Alvarez recognized Mr. Brooks for a comment. Mr. Brooks spoke about his work with Mr. Kolibas and how he has always been a gentleman.

**Eight Ward**

Mrs. Yamakaitis also wished Mr. Kolibas well. She noted that his father was her children’s principle when they were small. She spoke about how much he would be missed.

Mrs. Yamakaitis gave the report of the Fire Committee. The Fire Prevention collected a total of $3,393.42 for the month of November. The ambulance reimbursement system collected a total of $61,977.69 for the month of October and $58,979.20 November. The total collected, fort the year to date was $623,751.12. Mrs. Yamakaitis reported that the Linden Fire Department received a donation from the Firefighters Charitable Foundation in the amount of $300.00 and a donation from Weldon Asphalt Company in the amount of $500.00. Mrs. Yamakaitis moved to approve and except both donations. The motion was seconded by Mr. Brown and was unanimously ordered approved by a roll call vote. She announced that the Linden Fire Department was once again participating in the Toys for Tots program and anyone wishing to donate could drop off toys at any Linden Fire House.

Mrs. Yamakaitis reported that she had spoken with Lt. Babulski of the Linden Police Traffic Division and they are addressing some of the issues with Ashton Ave. She noted that she was requesting a blinking stop/traffic light/more signage as it is an accident waiting to happen. She spoke about the other possible solutions to the problem. She hoped that the project would be completed in the New Year. Mrs. Yamakaitis announced that she has been advised that the repaving of Linden Avenue would be done in April, 2016.

Mrs. Yamakaitis announced that she had attended a rally, in Fanwood, that was hosted my Mayor Colleen Mahr. The meeting was part of the Union County Chapter of Moms Demand Action for Gun Sense. She spoke about those in attendance, and added that she had asked them to make a presentation to Linden residents. She next thanked everyone who came out for the Eight Ward Visit from Santa. She gave a special thanks to Santa, who has been doing it for fifteen years.

Mrs. Yamakaitis announced that FOLAS was conducting their annual calendar fundraiser. She provided the details on the fundraiser. She provided details on the work done by FOLAS. Next she noted that the Council President stole her surprise as she was asked by a special lady in the Sixth Ward to wish her husband a happy birthday. She then wished Mr. Sadowski So Lat! She then wished all a happy holiday.

**Ninth Ward**

Mr. Medina reported on various events that the Friends of the Linden Library would be hosting. He next thanked the DPW for the work they are doing collecting leafs in the Ninth Ward. He then thanked the Engineering Dept for the sidewalk work that is being done in the Ninth Ward. Mr. Medina noted that he has received communications looking for snow shovels’. At this point the kids that he had have moved on and he is looking for new ones to take this task on.

Mr. Medina spoke about the car show and what an excellent show it was. Next he spoke about parking issues on Summit Terrace that are affecting the Ninth Ward. He spoke about efforts to find a resolution to these issues in 2016. He then noted the employees who were retiring and thanked those employees for their years of service.

Mr. Medina thanked Mr. Kolibas for his service and being able to discuss issues with him in confidence. He spoke about what a good source of knowledge Mr. Kolibas was.

**Tenth Ward**

Mrs. Hickey expressed the thanks of a Ninth Ward resident for the work DPW did in removing a tree that came down during a recent storm. She noted how grateful the resident was. Mrs. Hickey noted that the D  
PW has recently completed the last round of leaf pickup in the Tenth Ward and is working tree trimming. She provided her contact information for any Ninth Ward resident with problems or issues.

Mrs. Hickey thanked the Cultural Committee for the amazing job they did with the Christmas Tree lighting a few weeks ago. She provided details on the event and explained the holiday home lighting contest. Next Mrs. Hickey spoke about the issue of speeding in the Tenth Ward, the work of the police in addressing the issue, and the need for all to slow down. Next she talked about some crimes that have occurred in the Tenth Ward and for residents to beware. She thanked residents of Westover Road for a neighborhood watch committee that they started. Mrs. Hickey provided some hints on how not to be a victim of a crime. She congratulated Linden’s new graduates from the police academy and wished Mr. Sadowski a happy birthday. She noted her contact information and thanked Mr. Koblis for his service, spoke about how amazing he was and wished all happy holidays.

**MAYOR’S REPORT**

Mayor Armstead spoke about the Linden First Program and how successful it has been, despite getting off to a slow start. He explained that a new laundry service company was coming into Linden, and would be hiring up to 100 people. He thanked Mrs. Yamakaitis for bringing this to his attention. Next he spoke about the Pay It Forward initiative that he has been involved in. He spoke about a Linden High School Graduate and current Kean University student who obtained a bench for outside of the Linden Housing Authority buildings. He also detailed another students efforts as an embassy of the program, and informed all as to other planned events.

Mayor Armstead spoke about the Art Outside the Box imitative and its recent completion. He explained the work and were the work was done. The Mayor informed all that beginning in January there would be a series of town hall meetings about some of the recent crime that has occurred around town. He spoke about the educational information and other aspects of crime prevention that would occur at these meetings.

Mayor Armstead spoke about the evaluation of DPW and Public Property that would occur in the next few weeks. He hoped that council would use it to help move the DPW into the twenty-first century. He noted the need to change from doing things the way that they have been done.

Mayor Armstead next spoke about the redevelopment areas in town. He talked about the St. Georges Ave redevelopment area and the need to acquire the Lawson Property. He urged council to see what could be done to obtain this property and get the project moving. He noted the amount of interest in that area and how important it was to the City to develop this site.

Mayor Armstead stated that he would like to wish his good friend and colleague, Chris Kolibas well. He noted that Mr. Kolibas served for nine (9) years. He added that when you leave this business the real winner is your family because you get to spent time with them. He noted his personal experiences and thanked Mr. Kolibas for his years of service. The Mayor wished all a happy holiday and urged all not to forget the purpose of the season, a season of caring, a season of giving.

President Alvarez talked about Mr. Kolibas and that he would not say goodbye as he would be seeing Mr. Kolibas around. He also noted that Mr. Kolibas’s birthday was this upcoming Saturday. He reminded all about the Santa event, on Saturday, at the LMPC center. He spoke about the various holiday celebrations going on and used various languages to wish those celebrating a happy holiday.

Mr. Brown noted that anyone interesting in volunteering to serve on the SID Committees, or any other board or commission of the City can complete a Citizen Service Form and submit it to the City Clerk’s Office.

**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.**

**Mr. Alvarez moved for Resolution #2015-405 be removed from further consideration. The motion was seconded by Mr. Brooks and was ordered approved by all who voted in favor with the exception of Mr. Brown who abstained.**

**Resolutions #2015-417, #2015-418 and #2015-420 were removed at the request of John Roman.**

**Mr. Brooks moved for approval of Resolutions #2015-393 through #2015-428 with the exception of Resolutions #2015-405, #2015-417, #2015-418 and #2015-420. The motion was seconded by Mrs. Cosby-Hurling and was ordered approved by all voting in favor of all with the exception of Mr. Brown who abstained on Resolutions #2015-423, #2015-424 and #2015-425; Mrs. Cosby-Hurling who voted no on Resolution #2015-416 and Mr. Strano who abstained on Resolution #2015-413.**

**RESOLUTION: 2015-393**

**CITY OF LINDEN**

**RESOLUTION CHAPTER 159**

**DRIVE SOBER OR GET PULLED OVER YEAREND HOLIDAY**

**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 Revenue’s off-set with Appropriations:

DRIVE SOBER OR GET PULLED OVER YEAR END HOLIDAY

**BE IT FURTHER RESOLVED** that a like sum of $5,500.00 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations excluded from "CAPS"

Public and Private Program’s off-set by revenues:

DRIVE SOBER OR GET PULLED OVER YEAR END HOLIDAY

**RESOLUTION: 2015-394**

**CITY OF LINDEN**

**RESOLUTION CHAPTER 159**

**DRUNK DRIVING ENFORCEMENT FUND**

**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 has received $11,944.16 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 $11,944.16 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:

Drunk Driving Enforcement Fund

**BE IT FURTHER RESOLVED** that a like sum of $11,944.16 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:

Drunk Driving Enforcement Fund

**RESOLUTION: 2015-395**

**CITY OF LINDEN**

**RESOLUTION CHAPTER 159**

**SAFE CORRIDORS HIGHWAY SAFETY FUND 2015**

**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 $57,971.13 from the State of New Jersey, Department of Transportation’s Highway Safety Fund 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 $57,971.13 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:

Safe Corridors – Highway Safety Fund

**BE IT FURTHER RESOLVED** that a like sum of $57,971.13 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:

Safe Corridors – Highway Safety Fund

|  |  |  |  |  |  |
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| **RESOLUTION: 2015-396** | | | | | |
| **CITY OF LINDEN** | | | | | |
| **RESOLUTION TO AMEND CLOSE OUT GRANTS,** | | | | | |
| **TRUST ACCOUNTS & NEIGHBORHOOD PRESERVATION ACCOUNTS** | | | | | |
| **WHEREAS,** the City of Linden hereby authorizes the cancellation of various grant, trust and | | | | | |
| neighborhood preservation receivables and reserves, | | | | | |
| **WHEREAS,** there remains appropriations and receivable balances which can now | | | | | |
| be cancelled, | | | | | |
| **NOW, THEREFORE, BE IT RESOLVED** that the following appropriation balance totals are hereby | | | | | |
| cancelled as set forth herein: | | | | | |
| **Appropriation** | **Appropriation** | **Appropriation Balance** |  | **Receivable** | **Receivable Balance** |
| Lead Hazard Reduction Project Costs 2009 | G-02-40-165-009-229 | 302,725.00 |  | G-02-09-636-011 | 310,327.00 |
| Lead Hazard Assessment & Clearances 2009 | G-02-40-165-009-230 | 7,602.00 |  |  |  |
| Smart Growth St. George Avenue 2007 | G-02-40-165-008-261 | 170,000.00 |  | G-02-08-643-011 | 170,000.00 |
| Municipal Alliance 2012 | G-02-40-240-012-001 | 3,308.55 |  | G-02-12-610-001 | 3,308.55 |
| Municipal Alliance 2013 | G-02-40-240-013-001 | 21,797.20 |  | G-02-13-638-013 | 21,797.20 |
| Drive Sober/Pulled Over Superbowl 2014 | G-02-40-240-014-236 | 1,000.00 |  | G-02-14-617-001 | 1,000.00 |
| Drive Sober/Pulled Over Year End 2014 | G-02-40-240-014-238 | 500.00 |  | G-02-14-616-001 | 500.00 |
| Child Passanger Safety 1999 | G-02-40-240-099-260 | 23.70 |  | G-02-05-602-011 | 23.70 |
| Urban Areas Security FD 2009 | G-02-40-265-009-210 | 9,398.75 |  | G-02-09-670-011 | 9,398.75 |
| Communities Stewardship 2006 | G-02-40-303-006-260 | 1,233.71 |  | G-02-05-605-011 | 1,233.71 |
| FD Purchase of Foam | T-03-56-803-000-930 | 15.00 |  |  |  |
| FD Confined Space | T-03-56-803-000-130 | 33.20 |  |  |  |
|  | TOTAL: | 517,637.11 |  |  | 517,588.91 |
|  | GRANT TOTAL: | 517,637.11 |  |  | 517,588.91 |
| **NOW, THEREFORE, BE IT RESOLVED** that the City of Linden grand total of all appropriations to be cancelled are  $ 517,637.11 | | | | | |

**RESOLUTION: 2015-397**

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| **CITY OF LINDEN** | | |
| **RESOLUTION** | | |
| **TO CLOSE PERFORMANCE BONDS** | | |
| **WHEREAS**, the City of Linden hereby authorizes the cancellation of various performance bond | | |
| escrow accounts, | | |
| **WHEREAS**, there remains performance bond balances which can now be cancelled, | | |
| **NOW, THEREFORE, BE IT RESOLVED** that the following balances are hereby cancelled | | |
| as set forth herein: | | |
| **Performance Bond** | **Appropriation** | **Appropriation Balance** |
| Ransom Environmental 633 Pierce Ave | T-03-56-820-000-101 | 500.00 |
| Cartagena Const 1700 E. Edgar Road | T-03-56-820-000-102 | 1,500.00 |
| Roc Enterprise 1900 E. Linden Avenue | T-03-56-820-000-103 | 1,000.00 |
| Sovereign Consult 1618 E. Edgar Road | T-03-56-820-000-104 | 1,000.00 |
| Guard Rail - Lower Road - Pilette | T-03-56-820-000-108 | 4,807.00 |
| Aviation Plaza (Sidewalks) | T-03-56-820-000-109 | 585.00 |
| Pro Tank Services | T-03-56-820-000-111 | 1,000.00 |
| Union Pipe Inc (SumTer) | T-03-56-820-000-134 | 750.00 |
| Delta Environmental Consul. | T-03-56-820-000-137 | 1,000.00 |
| Achieve Maintenance Meacham | T-03-56-820-000-138 | 1,000.00 |
| Achieve Maintenance Mack | T-03-56-820-000-139 | 1,000.00 |
| Perf Bond Sun Pipeline E21st St | T-03-56-820-999-024 | 2,000.00 |
| Agmen Security - Pleasant St. | T-03-56-820-999-029 | 3,000.00 |
| Rapid Pump & Meter | T-03-56-820-999-033 | 750.00 |
| Castlton 227 Mornings | T-03-56-820-999-036 | 1,000.00 |
| Perf Bond St. Linden Terminal LL | T-03-56-820-999-037 | 2,000.00 |
| Perf Bond Fuscon Enterprises Library | T-03-56-820-999-038 | 1,000.00 |
| Blancke St. Partners #047 | T-03-56-820-999-047 | 1,000.00 |
| S&S Home Improv. 1011 E. Elizabeth | T-03-56-820-999-048 | 500.00 |
| 1836 Allen St. | T-03-56-820-999-050 | 1,000.00 |
| Perf Bond 1529 Pensylvania Ave | T-03-56-820-999-051 | 1,000.00 |
| Perf Bond 1135 Hussa St | T-03-56-820-999-052 | 1,000.00 |
| Perf Bond Summit St/Diane Kaus | T-03-56-820-999-054 | 1,000.00 |
| Malcolm Place | T-03-56-820-999-056 | 1,000.00 |
| Perf Bond Commerce Rd S. End 08 | T-03-56-820-999-057 | 1,000.00 |
| K&J Niemczyk 15 Robbinwood | T-03-56-820-999-086 | 1,000.00 |
| Ransom Environmental | T-03-56-820-999-087 | 525.00 |
| Perf Bond Gallant Const. Lieu | T-03-56-820-999-109 | 1,000.00 |
| Shaw Contracting Inc. 225 N. Wood | T-03-56-820-999-112 | 1,000.00 |
| Pro-Welding Airport Access Rd | T-03-56-820-999-116 | 1,000.00 |
| Max Plumb & Heating | T-03-56-820-999-117 | 1,000.00 |
| Sunoco Logistics | T-03-56-820-999-122 | 2,000.00 |
| Perf Bond Enviro Waste 08 | T-03-56-820-999-131 | 1,000.00 |
| Perf Bond Grant St 2009 | T-03-56-820-999-133 | 1,000.00 |
| Perf Bond Sonoco E. Linden 2010 | T-03-56-820-999-135 | 1,000.00 |
| Perf Bond 10-AAA Able Plumbing | T-03-56-820-999-136 | 1,000.00 |
| Perf Bond Enviro Waste Man 2011 | T-03-56-820-999-140 | 1,000.00 |
| Perf Bond K&J W. 12th St 2011 | T-03-56-820-999-141 | 1,500.00 |
| Perf Bond Bradford Ave 2011 | T-03-56-820-999-143 | 1,000.00 |
| Perf Bond Sonoco Logist 2011 | T-03-56-820-999-144 | 1,500.00 |
| Perf Bond Ogden St. 2011 | T-03-56-820-999-145 | 1,000.00 |
| Perf Bond Pero Construct 2011 | T-03-56-820-999-146 | 1,000.00 |
| Perf Bond 822 Bergen Ave 2011 | T-03-56-820-999-147 | 500.00 |
| Perf Bond 3301A S. WoodAve 2011 | T-03-56-820-999-148 | 1,000.00 |
| Perf Bond 601 Fairway Rd 2011 | T-03-56-820-999-149 | 1,000.00 |
| Perf Bond Spectra Energy 2012 | T-03-56-820-999-150 | 5,000.00 |
| Perf Bond 1301 W. Blancke 2012 | T-03-56-820-999-151 | 1,000.00 |
| Perf Bond 432 Elmwood Terr | T-03-56-820-999-152 | 1,000.00 |

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| --- | --- | --- |
| Perf Bond Spectra Lower Road | T-03-56-820-999-153 | 1,000.00 |
| Perf Bond Wawel Bld 313 DeWitt | T-03-56-820-999-154 | 1,000.00 |
| Perf Bond Longbridge Con | T-03-56-820-999-155 | 1,000.00 |
| Perf Bond EWMA, LLC | T-03-56-820-999-156 | 2,000.00 |
| Perf Bond 101 E. Elm K&J Niemczyk | T-03-56-820-999-157 | 1,000.00 |
| Wawel Bldrs 1013-1017 Monmouth | T-03-56-820-999-159 | 675.55 |
| Max Plumbing & Heathign 817 Jackson | T-03-56-820-999-231 | 1,000.00 |
| Perf Bond Hujdak 728 Bergen Av | T-03-56-820-999-235 | 1,000.00 |
| Thomas Krutis 2911 | T-03-56-820-999-320 | 1,000.00 |
| Perf Bond WD Synder #925 | T-03-56-820-999-925 | 1,000.00 |
| Achieve Plumb & Heating #984 | T-03-56-820-999-984 | 750.00 |
| Perf Bond Jocar Const 1800 W Blancke | T-03-56-820-999-988 | 1,000.00 |
| Tom Krutis Excavating | T-03-56-820-999-992 | 500.00 |
| Enviro Waste Mgt Ass 435 Gable | T-03-56-820-999-999 | 1,000.00 |
|  | **TOTAL** | **$ 73,342.55** |
| **NOW, THEREFORE, BE IT RESOLVED** that the City of Linden performance bond | | |
| appropriations are to be cancelled. | | |

**RESOLUTION: 2015-398**

**A RESOLUTION AUTHORIZING THE CANCELATION OF TAX SALE CERTIFICATE PREMIUM MONIES FOR THE CITY OF LINDEN, COUNTY OF UNION**

**WHEREAS**, a tax sale certificate #11-00046 on block 100, lot 14 was sold on October 12, 2012; and

**WHEREAS**, a premium of $ 12,500.00 was paid on this certificate; and

**WHEREAS**, Stacey L. Carron, Tax Collector has verified that no redemption has taken place and the lien holder, US Bank Cust for Phoenix has foreclosed on October 6, 2015 and recommends said premium, totaling $12,500.00, be canceled and turned over the City Treasurer.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Linden that it does hereby authorize the cancellation.

**BE IT FURTHER RESOLVED** that the Clerk forward a certified true copy of this resolution to the Tax Collector and the City Treasurer.

**RESOLUTION: 2015-399**

# Proclamation/Resolution Supporting the *Drive Sober or Get Pulled Over*

# *2015 Year End Holiday*

# *Crackdown*

**Whereas**, impaired drivers on our nation’s roads kill more than 10,000 people each year and cost our society more than $37 billion annually; 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 season at the end of the year is traditionally a time of social gatherings which often 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 Year End Holiday Crackdown*; and

**Whereas**, the project will involve increased impaired driving enforcement from December 11, 2015 through January 1, 2016; 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 Mayor and Council of the City of Linden declares it’s support for the *Drive Sober or Get Pulled Over 2015 Year End Holiday Crackdown* from December 11, 2015 through January 1, 2016 and pledges to increase awareness of the dangers of drinking and driving.

**RESOLUTION: 2015-400**

**RESOLUTION AUTHORIZING ISSUANCE OF**

**DUPLICATE TAX SALE CERTIFICATE PURSUANT TO**

**CHAPTER 99 OF THE PUBLIC LAWS OF 1997**

**WHEREAS,** Bruce Putz has previously purchased Tax Sale Certificate No. 040069 comprising a lien on property known as Block 121, Lot 8 and is assessed to Willie D. McGee., and has filed a duly executed Affidavit swearing that he is still the lawful owner of said certificate but has lost same;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the Tax Collector be and is hereby authorized to issue a duplicate certificate to be marked “Duplicate Certificate” to Bruce Putz. The fee for a duplicate tax sale certificate is of $100.00.

**RESOLUTION: 2015-401**

**RESOLUITON OF THE GOVERNING BODY OF THE CITY OF LINDEN DESIGANTING**

**JANUARY 11 AS HUMAN TRAFFICKING AWARENESS DAY.**

**WHEREAS,** Human Trafficking is a borderless crime against individuals that violates the most basic human rights and deprives victims of every shred of personal freedom; and

**WHEREAS,** Human Trafficking occurs when a person is recruited, harbored, obtained, or exported through force, fraud, or coercion for the purposes of sexual or labor exploitation, involuntary servitude, and other types of mental and physical enslavement; and

**WHEREAS,** human traffickers target impoverished and marginalized children, women and men, isolating them from society and supportive networks and exploiting them for personal and monetary gain; and

**WHEREAS,** Human Trafficking is modern-day slavery, a crime that is in direct opposition to the fundamental principles of liberty and human rights upon which our nation was founded and a violation of the 13th Amendment to the United States Constitution, which was ratified in 1865; and

**WHEREAS,** although the underground nature of Human Trafficking makes data collection difficult, the U.N. International Labor Organization estimates that nearly 21 million people are exploited for labor or commercial sex worldwide, the Bureau of Justice Statistics, the FBI’s Uniform Crime Statistics Program, and the National Human Trafficking Resource Center report thousands of victims are exploited in the United States every year, including in New Jersey and the surrounding metropolitan areas; and

**WHEREAS,** we recognize that New Jersey is a prime location for Human Trafficking because it is a major national and international transportation corridor and a culturally diverse state; and

**WHEREAS,** many victims trafficked into the U.S. do not speak or understand English and are unable to communicate to seek rescue. Under New Jersey and U.S. Law, any person under 18 involved in the commercial sex industry is considered a Human Trafficking victim; and victims include U.S. Citizens and documented immigrants; and

**WHEREAS,** although the federal government and the State of New Jersey have enacted laws to prosecute human traffickers and protect eh survivors of Human Trafficking, traffickers use techniques to keep their victims enslaved that severely limit self-reporting so a broad public awareness is required of Human Trafficking issues for enforcement and prevention to be effective; and

**WHEREAS,** the State of New Jersey stands committed to protecting human rights and individual freedom by supporting the goals and ideals of the National Day of Human Trafficking Awareness on January 11 of each year; and

**WHEREAS,** it is vitally important that all New Jersey residents be informed of and know how to identify suspicious behavior and potential victims, so that we may effectively uncover and prevent this horrible crime and assist survivors of modern day slavery; and

**WHEREAS,** the Mayor and Council of Linden wholeheartedly commend the work of the New Jersey Coalition Against Human Trafficking for its statewide efforts to end Human Trafficking through education, advocacy, and assistance to survivors and to increase coordination and visibility of New Jersey’s commitment to end human trafficking.

**NOW, THERFORE BE IT RESOLVED,** the Mayor and Council of the City of Linden has joined the New Jersey State League of Municipalities in supporting the goals and ideals of observing a National Human Trafficking Day on January 11 of each year and to support all efforts by individuals, businesses, organizations and governing bodies to raise awareness of and opposition to human trafficking; and

**BE IT FURTHER RESOLVED** that copies of this Resolution be forwarded to the Governor and Lieutenant Governor of New Jersey, The New Jersey Attorney General’s Office, the NJ Commission on Human Trafficking, the NJ Coalition against Human Trafficking, and the New Jersey State League of Municipalities and members of the New Jersey Congressional Delegation.

**RESOLUTION: 2015-402**

**A RESOLUTION AUTHORIZING THAT A LIEN** **BE PLACED**

**ON VARIOUS PREMISES FOR WORK COMPLETED BY THE DEPT. OF PUBLIC**

**PROPERTY AND DIVISION OF PUBLIC WORKS OF THE CITY OF LINDEN**

**WHEREAS,** premises known and designated as follows have been the subject of

much controversy as said premises had a heavy growth of weeds, grass and debris thereon and/or unsafe and hazardous conditions; and

Block 377 Lot 13 801 Lindegar Street

Block 230 Lot 19 69 Elmwood Terrace

**WHEREAS,** proper notice has been provided to the owners of said properties to have said premises cleaned up, as this was in violation of a City Ordinance, and the owners have not complied with the request; and

**WHEREAS,** in accordance with City Ordinance, a copy of which is attached hereto, the City may remove or cause to be removed said heavy growth of weeds, grass and debris when the owners have refused or neglected to do so; and

**WHEREAS,** the condition of said lots had become a health hazard and safety hazard, and for the best interests of the City of Linden it was necessary for the City of Linden to have said

properties cleaned up by the Department of Public Property and Division of Public Works employees at the cost as follows:

Block 377 Lot 13 801 Lindegar Street $275.00

Block 230 Lot 19 69 Elmwood Terrace $275.00

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF** **LINDEN,** that it hereby directs the Receiver of Taxes to place a lien against the aforementioned properties, at the amount noted above, and such liens shall become and form part of the taxes levied upon such properties; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution be forwarded to the owners of the properties or their agent.

**RESOLUTION: 2015-403**

**RESOLUTION AMENDING A RESOLUTION APPOINTING ACTING PUBLIC DEFENDERS FOR 2015**

**WHEREAS,** the City Council of the City of Linden passed Resolution No. 2015-48 on January 20, 2015 retaining the services Afonso & Afonso, Edward Cooper, Esq., Cottrell Solensky & Semple, PA and Bruno & Ferraro Esqs., as temporary public defender in Linden Municipal Court; and

**WHEREAS,** because of the ongoing nature of the services for Edward Cooper, Esq., there is a need for additional funds not to exceed $1,000.00 for legal services relative to the aforesaid matter; and

**WHEREAS,** inclusive of these additional funds the total expenditures paid to date to Edward Cooper, Esq. for services rendered under the original or substantially related contract is $7,200.00; and

**WHEREAS,** the Chief Financial Officer or her designee has certified to the availability of funds for this purpose, to be charged to Account No. 5-01-20-155-123-255**;**

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk be and hereby are empowered and directed to execute an amendatory agreement for Professional Services consistent with the above; and

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

**RESOLUTION: 2015-404**

**RESOLUTION AMENDING THE CONTRACT WITH**

**GUIDO G. KARCHER, P.E. AS EXPERT WITNESS FOR DEFENSE OF THE GULF OIL AND CITGO TAX APPEALS FOR 2015**

**WHEREAS**, the City of Linden passed a Resolution, No. 2015-37 dated January 21, 2015 retaining the services of an expert witness to provide testimony and assist in the State Tax Court Appeals for Citgo and Buckeye; 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**, Guido G. Karcher, P.E. submitted a qualification to the City and has qualified for the aforesaid services for 2015; and

**WHEREAS**, due to the ongoing nature of said tax appeals, it is necessary to provide for additional funds for said purpose in an amount not to exceed $1,500.00; and

**WHEREAS,** inclusive of these additional funds the total expenditures paid to date to Guido G. Karcher, P.E. for services rendered under the said contract is $21,500.00; 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 Guido G. Karcher, P.E., 38 North Boom Way, Little Egg Harbor, New Jersey 08087 is hereby amended to increase the contract by the additional sum of $1,500.00; and

**BE IT FURTHER RESOLVED** that this Resolution is expressly contingent upon the negotiation and execution of the necessary amendatory contract documents between Guido G. Karcher, P.E. 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 said amendatory agreement with Guido G. Karcher to effectuate the foregoing; and

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

**Resolution #2015-405 WAS REMOVED FROM CONSIDERATION**

**RESOLUTION: 2015-405**

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH**

**DAS INDUSTRIAL, LLC FOR THE DEMOLITION OF 1100-1122 E. BALTIMORE AVENUE THE CITY OF LINDEN**

**WHEREAS,** the City Council of the City of Linden passed Resolution No. 2015-268 on July 21, 2015 approving an award of a contract to DAS Industrial, LLC for the demolition of 1100-1122 E. Baltimore Avenue in the City of Linden in the amount of $209,000.00; and

**WHEREAS,** a second change order in the amount of $14,180.00 is required soil erosion devices; and

**WHEREAS,** inclusive of these additional funds the total expenditures for said contract is $223,180.00; and

**WHEREAS,** the Chief Financial Officer or her designee has certified to the availability of funds for this purpose, to be charged to Account No. C-04-55-901-579-919;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that the agreement awarded to DAS Industrial, LLC, 21 Pine Street, Rockaway, New Jersey 07866 is hereby amended to increase the contract by the additional sum of $14,180.00, for a total contract of $223,180.00; and

**BE IT FURTHER RESOLVED** that this Resolution is expressly contingent upon the negotiation and execution of the necessary amended contract documents between DAS Industrial, LLC 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 an amendatory agreement with DAS Industrial, LLC; and

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

**RESOLUTION: 2015-406**

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

**ALLIANCE BUS GROUP, INC. FOR THE PURCHASE OF ONE NEW 2016 STARTRANS SENATOR HD BUS OR EQUAL**

**WHEREAS,** sealed bids were received by the Purchasing Agent on November 10, 2015 for the purchase of one new 2016 Startrans Senator HD Bus or equal; 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-04-55-904-630-919; and

**WHEREAS**, Alliance Bus Group, Inc. was the only bidder at their total bid of $88,950.00; 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 Alliance Bus Group, Inc., 51 Kero Road, Carlstadt, New Jersey 07072 at their total bid of $88,950.00.

2. This Resolution is expressly contingent upon the negotiation and execution of the necessary contract documents between Alliance Bus Group, 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: 2015-407**

RESOLUTION APPROVING THE AWARD OF CONTRACT TO BINSKY & SNYDER SERVICE, LLC FOR THE REPLACEMENT OF HVAC UNITS AT THE MULTI-PURPOSE

CENTER IN THE CITY OF LINDEN

WHEREAS, **sealed bids were received by the Purchasing Agent on October 7, 2015 for the replacement of HVAC units at the Multi-Purpose Center 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 C-04-55-904-619-919; 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 CITY COUNCIL OF THE CITY OF LINDEN **as follows:**

1. **A contract is awarded to Binsky & Snyder Service, LLC at their bid of $74,998.00.**
2. **This Resolution is expressly contingent upon the negotiation and execution of the necessary contract documents between Binsky & Snyder Service, LLC 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: 2015-408**

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 #433.76.

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 $433.76 to Amaco, 125 Rocky Boulevard # 623, Bear, DE, 19701.

**RESOLUTION: 2015-409**

**RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF LINDEN AND FRIENDS OF LINDEN ANIMAL SHELTER, INC. (“FOLAS”)**

**WHEREAS,** the Friends of Linden Animal Shelter, Inc. (“FOLAS”), 131 Edgewood Road, Linden, New Jersey 07036, is a non-profit corporation or association organized primarily for the benefit of adopting stray and unwanted animals; and

**WHEREAS,** it shall serve the interests of the public of the City of Linden for FOLAS to operate and maintain a facility to house and maintain the stray pets and/or animals removed from the streets, public areas of the City of Linden, and from premises situated in Linden which are deemed to or found to require supervision by the Health Officer of the City of Linden and process same for adoption if said animals qualify for same; and

**WHEREAS,** it benefits the people and citizens of the City of Linden for FOLAS to undertake this responsibility to maintain and to in fact maintain and process for adoption these animals on behalf of the citizens and people of the City of Linden; and

**WHEREAS,** the City of Linden is desirous of maintaining and processing for adoption these animals within the borders of its own municipality; and

**WHEREAS,** this activity shall benefit and actively promote the health, safety morals and general welfare of the City of Linden and therefore these activities of FOLAS shall promote the welfare of the City of Linden, serve a public purpose of the City of Linden and constitute an Extraordinary unspecifiable service pursuant to N.J.S.A. 40A:11-5(a); and

**WHEREAS,** FOLAS has agreed and shall in fact submit an Annual Report to the City of Linden Animal Shelter Committee, and to the Health Office of the City of Linden, and to the Mayor of the City of Linden, which reports shall set forth the activities of FOLAS which were undertaken in furtherance of the public purpose of processing qualified animals for adoption, the approximate value or cost, if any, of such activities in furtherance of said purpose and an affirmation of the continued tax exempt status of the non-profit corporation pursuant to both state and federal law; and

**WHEREAS,** it is in the best interest of the City of Linden and FOLAS to enter into an agreement concerning same.

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

1. Pursuant to N.J.S.A. N.J.S.A. 40A:11-5(a), the City of Linden hereby awards a contract to the Friends of Linden Animal Shelter, Inc. to operate and maintain a facility to house and maintain the stray pets and/or animals removed from the streets, public areas of the City of Linden, and from premises situated in Linden which are deemed to or found to require supervision by the Health Officer of the City of Linden and process same for adoption if said animals qualify for same

2. The aforesaid agreement shall commence as of January 1, 2016 through December 31, 2016, for the annual consideration of One Dollar ($1.00).

3. FOLAS shall submit an annual report to the Governing Body of the City of Linden setting out the use to which the leasehold was put during each year, its activities as undertaken in furtherance of the public purpose for which the leasehold is granted; the approximate value or cost, if any, of such activities in furtherance of such purpose; and an affirmation of the continued tax exempt status of the non-profit corporation pursuant to both State and Federal law.

6. The Mayor and City Clerk be and hereby are authorized and directed to execute an agreement with FOLAS as well as any other documents as necessary to effectuate the above purposes.

**RESOLUTION: 2015-410**

**A RESOLUTION TO ACCEPT EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM EMAA FUNDING FOR FY15 ON BEHALF OF THE OFFICE OF EMERGENCY MANAGEMENT**

**WHEREAS,** the City of Linden, on behalf of the Office of Emergency Management is

applying for funding from the Emergency Management Performance Grant Program EMAA for FY2015; and

**WHEREAS,** the Office of Emergency Management and the City of Linden is

desirous of applying for said grant;

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF**

**THE CITY OF LINDEN** as follows:

1. That the City of Linden will accept the $7,000 grant on behalf of the local Office of Emergency Management, and provide the $7,000 required non-federal match for the Emergency Management Performance Grant EMAA FY 2015 funding as the subgrantee from the from the State of New Jersey, Department of Law and Public Safety, Division of State Police.

2. That the Mayor, City Clerk, Chief Financial Officer or other City Official

as required are hereby directed and empowered to execute any documents,

as needed, to effectuate the foregoing.

3. This Resolution shall take effect pursuant to law.

**RESOLUTION: ­­­­­2015-411**

**RESOLUTION PERMITTING THE CITY ATTORNEY OR HIS DESIGNEE TO AUTHORIZE THE RELEASE OF NEIGHBORHOOD PRESERVATION LIENS ON CITY OF LINDEN PROPERTIES AFTER TEN (10) YEARS IN GOOD STANDING**

**WHEREAS,** the City of Linden through the Linden Home Improvement Program and/or Neighborhood Preservation Program holds a mortgage with a perpetual lien property in Linden, New Jersey; and

**WHEREAS,** it is in the best interests of the City of Linden to release said liens after ten (10) years of the homeowner being in good standing with their first mortgage; and

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

1. Upon approval by the City Attorney or his designee, the Mayor, and/or his designee, and the City Clerk, and/or his designee are hereby authorized to release Linden Home Improvement Program and/or Neighborhood Preservation liens on properties in the City of Linden so long as the homeowner is in good standing with their first mortgage.

2. This Resolution shall take effect immediately.

**RESOLUTION: 2015-412**

**RESOLUTION RECOGNIZING KATHY SANDERS AND FELICIA CONNERS AS**

**“GOOD NEIGHBORS”**

**WHEREAS,** Albert Schweitzer once said “Even if it’s a little thing, do something for those who have need of a man’s help, something for which you get no pay but the privilege of doing it. For, remember, you don’t live in a world all your own. Your brothers are here too;” and

**WHEREAS,** many of our fellow citizens have adopted this philosophy, doing things, not for recognition but as a statement about the type of community they want to live in; and

**WHEREAS,** Kathy Sanders and Felicia Conners, residents of Linden, has quietly taken on the role of making their neighborhood, and the City of Linden a better place for its residents; and

**WHEREAS,** Kathy Sanders and Felicia Conners have assisted with the maintenance of the geese control devices in James Iozzi Park thereby helping to prevent a health hazard and improving the overall quality of life, not just for themselves, but for the entire community; and

**WHEREAS,** their unselfish actions have made the Fifth Ward a better place and Councilwoman Rhashonna Cosby-Hurling wishes to acknowledge these individuals as Good Neighbors for their initiative in addressing these issues; and

**WHEREAS,** the Mayor and Council of the City of Linden wish to express their heartfelt appreciation to Kathy Sanders and Felicia Connors for their efforts.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the City of Linden that they hereby thank Kathy Sanders and Felicia Conners for their unsolicited efforts that were done by them, for no other reason than the privilege of doing it and expressing the City’s gratitude for their efforts in making Linden a better place; and

**BE IT FURTHER RESOLVED,** that this Resolution be entered into the minutes of the Council of the City of Linden and that a copies be presented to Kathy Sanders and Felicia Conners in permanent recognition of the foregoing.

**RESOLUTION: 2015-413**

**RESOLUTION AUTHORIZING THE IMPLEMENTATION OF THE UNION COUNTY DEER CONTROL PROGRAM IN THE CITY OF LINDEN**

**WHEREAS**, the overpopulation of white-tailed deer in the Hawkrise Sanctuary and the Linden Municipal Landfill has resulted in overbrowsing of native vegetation in this largely undeveloped area; and

**WHEREAS**, the overpopulation impacts the Hawkrise Sanctuary and the Linden Municipal Landfill in the form of damage to greens and ornamental vegetation; and

**WHEREAS,** the City of Linden feels it is in the best interests of the City to evoke services of individuals who are licensed hunters to remove deer from the Hawkrise Sanctuary and the Linden Municipal Landfill during the Permit Shotgun Season of 2016; and

**WHEREAS,** the City of Linden is aware that the County of Union has the resources and experience to manage same:

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the City Council hereby requests the Union County Board of Chosen Freeholders authorize the County of Union staff to conduct deer management activity on the aforementioned City property, to remove white-tailed deer from said property, in the manner prescribed by the Fish and Game Code of the State of New Jersey, during the Permit Shotgun Season of 2016; and

**BE IT FURTHER RESOLVED** that the City of Linden authorizes the Acting Director of Public Property/Community Services to coordinate with the County of Union through the County Department of Parks and Community Renewal, to provide adequate oversight and coordination in the conduct of the deer removal activity, to maximize the success of their efforts while ensuring the safety of the Hawkrise Sanctuary and Linden Municipal Landfill users and neighbors; and

**BE IT FURTHER RESOLVED** that the Mayor and/or such officials that are appropriate, the City Clerk and/or such officials that are appropriate, are hereby authorized to execute and attest to a shared services agreement with the County of Union, in the form as approved by the Law Department relating to the conduct of the deer removal activity at Hawkrise Sanctuary and the Linden Municipal Landfill; and

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be forwarded to the Board of Chosen Freeholder of the County of Union, the County Manager, and the New Jersey Division of Fish and Wildlife.

**RESOLUTION: 2015-414**

**RESOLUTION FOR ASSOCIATED HUMANE SOCIETIES, INC. FOR ANIMAL CONTROL SERVICES SOLICITED BY QUOTATIONS FOR THE CITY OF LINDEN**

**WHEREAS**, the City of Linden wishes to purchase animal control services from Associated Humane Societies Inc., 124 Evergreen Ave, Newark, NJ 07114 for the City of Linden; and

**WHEREAS,** N.J.S.A. 40A:11-6 provides for the solicitation of competitive quotes and the award to a vendor whose response is most advantageous, price and other factors considered; and

**WHEREAS,** Associated Humane Societies, Inc. was solicited for quotations; and

**WHEREAS,** Associated Humane Societies, Inc. provided the most advantageous quote, price and others factors considered in the total amount not to exceed $2,600.00 for services rendered from December 31, 2015 through January 5, 2016; and

**WHEREAS**, the Chief Finance Officer has certified the availability of funds for this award, which will be charged to D-05-56-850-000-901; and

**NOW THEREFORE BE IT RESOLVED** Associated Humane Societies, Inc. be awarded a contract to supply animal control services at the low quote not to exceed $6,000.00 for services rendered from December 31, 2015 through January 5, 2016.

**BE IT FURTHER RESOLVED,** that the Mayor, Council President, City Clerk and/or such other city officials as is necessary and proper be authorized to execute such documents as necessary to implement this resolution.

**RESOLUTION: 2015-415**

**RESOLUTION OF THE CITY OF LINDEN AUTHORIZING THE SUBMISSION OF AND EXECITION OF A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE SAFE CORRIDORS PROJECT**

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Linden formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as HSF-2015-Linden City-0030 to the New Jersey Department of Transportation on behalf of the City of Linden.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Linden and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of this Resolution adopted by the Council on this 15th day of December, 2015.

RESOLUTION: **2015-416**

|  |  |  |  |
| --- | --- | --- | --- |
| **CITY OF LINDEN** | | | |
| **RESOLUTION TO TRANSFER 2015 APPROPRIATIONS** | | | |
| **BE IT RESOLVED,** by the City Council of the City of Linden, County of Union, New Jersey, that the following transfers of 2015 appropriations be made in accordance with the provisions of Revised Statute 40A: 4-58. | | | |
| **CURRENT BUDGET** | | | |
| From: | Social Security System - Other Expenses | $ 120,400.00 |  |
| To: | Purchasing - Other Expenses |  | $ 45,000.00 |
| To: | Engineering Services & Costs - Salaries & Wages |  | 10,000.00 |
| To: | Police Department - Other Expenses |  | 32,000.00 |
| To: | Health Benefit Waiver - Other Expenses |  | 33,400.00 |
| From: | Sanitary Landfill Operations & Maint - Other Expenses | $ 2,200.00 |  |
| To: | Sanitary Landfill Operations & Maint - Salaries & Wages |  | 2,200.00 |
|  | Total Transfers Needed: | $ 122,600.00 | $ 122,600.00 |

**RESOLUTION:** **2015-417**

**RESOLUTION HONORING CHRISTOPHER KOLIBAS FOR**

**HIS DEDICATED SERVICE AS COUNCILMAN OF**

**THE FIRST WARD**

**WHEREAS,** Councilman Christopher Kolibas will be concluding his ninth year of service as Councilman of the First Ward on December 31, 2015; and

**WHEREAS,** Christopher Kolibas was first elected Councilman of the First Ward in November 2006, and began his service to the residents of the First Ward, and the City of Linden, on January 1, 2007; and

**WHEREAS,** Christopher Kolibas has served on numerous Councilmanic Committees, and chaired various committees including Personnel, Law, City Clerk, Construction Code and Street Lighting, Real Estate and Cable TV, Engineering and Affordable Housing among others; and

**WHEREAS,** Christopher Kolibas brought a unique perspective to the Council and served on many occasion as a voice of reason and compromise during many a debate; and

**WHEREAS,** his dedication and commitment has benefited the Citizens of the First Ward and those of the City of Linden, in many ways, has contributed to the efficiency in the operations of Linden Government and to improving the quality of life for all Linden residents; and

**WHEREAS,** Councilman Kolibas has discharged his duties with great diligence, compassion, diplomacy and faithful dedication to the residents of the First Ward, and all of Linden.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Linden that Councilman Christopher Kolibas be and hereby is thanked and congratulated for his years of distinguished public service to the City of Linden; and

**BE IT FURTHER RESOLVED** that this Resolution be entered into the minutes of Council of the City of Linden and that a copy be presented to First Ward Councilman Christopher Kolibas in recognition of the foregoing.

**PLEASE REFER TO RESOLUTION #2015-418 FOR ROLL CALL AND COMMENTS.**

**RESOLUTION: 2015-418**

**RESOLUTION HONORING MICHAEL MINARCHENKO FOR**

**HIS COMMITTED SERVICE AS COUNCILMAN OF**

**THE SEVENTH WARD**

**WHEREAS,** Michael Minarchenko was elected Councilman of the Seventh Ward in November 2013, and began his service to the residents of the Seventh Ward, and the City of Linden, on January 1, 2014; and

**WHEREAS,** Michael Minarchenko, due to issues related to Super Storm Sandy, resigned as Seventh Ward Councilman on October 21, 2015; and

**WHEREAS,** during his tenure on Council Michael Minarchenko served as Chairman of the Airport/Airport lease Committee, the Construction Code and Street Lighting Committee, and the Linden Greenway/Landfill Committee as well as serving on various other Councilmanic Committees; and

**WHEREAS,** Michael Minarchenko’s service, although all to short, was marked by his passion and dedication to the Citizens of the Seventh Ward and those of the City of Linden to improve their quality of life; and

**WHEREAS,** Councilman Minarchenko discharged his duties with great diligence, compassion, diplomacy and faithful dedication to the residents of the Seventh Ward.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Linden that Michael Minarchenko be and hereby is thanked and congratulated for his distinguished public service as Councilman of the Seventh Ward; and

**BE IT FURTHER RESOLVED** that this Resolution be entered into the minutes of the Council of the City of Linden and that a copy be presented to former Seventh Ward Councilman Michael Minarchenko in recognition of the foregoing.

John Roman. Mr. Roman spoke about the great job that Mr. Kolibas did as Councilman and his respect for Mr. Kolibas. He also spoke about the great job that Mr. Minarchenko did as Councilman.

Mr. Brooks moved for approval of Resolutions #2015-417 and #2015-418. The motion was seconded by Mrs. Cosby-Hurling and was unanimously ordered approved on a roll call vote.

**RESOLUTION: 2015-419**

**CITY OF LINDEN RESOLUTION**

**WHEREAS,** there were certain payments made by the Municipal Treasurer during the month of November, 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**

10/14/15 SHBP Retirees Oct. Health Premium 529,302.21

10/14/15 SHBP Active Aug. Health Premium 652,149.10

10/27/15 Delta Dental Oct. Premium 68.49

10/27/15 Delta Dental Oct. Premium 45,759.83

10/27/15 Delta Dental Aug/Sept Premium 87,904.41

11/5/15 Vision Service Plan claims 4,131.16

11/5/15 Worker’s Comp. claims 8,138.76

11/5/15 Payroll FICA 52,315.03

11/5/15 Payroll payroll 1,449,086.35

11/12/15 Payroll FICA 7,455.96

11/12/15 Payroll payroll 88,764.25

11/12/15 County of Union taxes 6,023,493.08

11/12/15 County of Union open space 169,198.41

11/13/15 Medco claims 40,209.02

11/13/15 Worker’s Comp. claims 8,467.97

11/13/15 SHBP Retirees Nov. Health Premium 534,430.81

11/13/15 SHBP Actives Sept. Health Premium 653,287.47

160491 11/18/15 Bank of NY Mellon admin fee 4,400.00

160488 11/18/15 NJ Motor Vehicles title 60.00

11/19/15 Payroll FICA 53,975.56

11/19/15 Payroll payroll 1,581,582.10

11/23/15 Worker’s Comp. claims 11,472.34

11/23/15 Medco claims 99,567.24

11/25/15 Worker’s Comp. claims 12,414.48

11/25/15 Payroll FICA 6,609.83

11/25/15 Payroll payroll 81,941.60

**TRUST**

11/5/15 Payroll payroll 5,151.46

160490 11/18/15 Diane Williams reimb tree lighting 167.71

11/12/15 Payroll payroll 48,393.76

11/19/15 Payroll payroll 4,161.10

11/25/15 Payroll payroll 30,809.25

**GRANT**

11/5/15 Payroll payroll 27,924.34

11/12/15 Payroll payroll 984.62

11/19/15 Payroll payroll 28,334.00

11/25/15 Payroll payroll 326.82

**SANITARY LANDFILL**

11/5/15 Payroll payroll 4,277.28

11/12/15 Payroll payroll 1,199.20

11/19/15 Payroll payroll 4,277.28

11/25/15 Payroll payroll 1,199.20

**CAPITAL**

11/5/15 Payroll payroll 432.60

11/19/15 Payroll payroll 1,081.50

**RESOLUTION: 2015-420**

**RESOLUTION QUALIFYING CERTAIN PROFESSIONALS FOR**

**CERTAIN POSITIONS FOR THE CALENDAR YEAR 2016**

**WHEREAS,** in accordance with N.J.S.A. 40A:11-2(6) the City of Linden (the “City”), County of Union, a municipal corporation of the State of New Jersey, instituted a policy to negotiate agreements for Professional Services on the basis of demonstrated confidence and qualifications for types of Professional Services required by the City pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.4; and

**WHEREAS,** the Purchasing Agent of the City of Linden has received in accordance with a published notice, sealed qualifications for various positions; and

**WHEREAS,** pursuant to the fair and open process, and based upon review of the qualifications and recommendations therefore, certain professionals are qualified for certain positions for the calendar year 2016;

**Employee Assistance Program Services**

**Trinitas Regional Medical Center**

**225 Williamson Street**

**Elizabeth, NJ 07202-3625**

**Grant Writer**

**Greener By Design**

**94 Church Street**

**Suite 301**

**New Brunswick, NJ 08901**

**Millennium Strategies LLC**

**60 Roseland Avenue**

**Caldwell, NJ 07006**

**Bruno Associates**

**1373 Broad Street**

**Suite 304**

**Clifton, NJ 07013**

**Matrix New World Engineering, Inc.**

**26 Columbia Turnpike, 2nd**

**Florham Park, NJ 07932-2213**

**Acting Prosecutor Services**

**Steven H. Merman, Esq.**

**19 Doering Way**

**Cranford, NJ 07016**

**Moshood Muftau, Esq.**

**PO Box 75**

**1146 Liberty Avenue**

**Hillside, NJ 0720**

**Norman W. Albert, Esq.**

**23 North Avenue East**

**Cranford, NJ 07016**

**Law Office of Drew J. Bauman LLC**

**658 Ridgewood Road**

**Maplewood, NJ 07040-2536**

**Huegel, Russell J**

**Russell J. Huegal Attorney at Law**

**33 Wood Avenue South Suite 600**

**Iselin, NJ 08830**

**Acting Public Defender Services**

**Afonso & Afonso, LLC**

**546-548 Elizabeth Avenue 1st Floor**

**Elizabeth, NJ 07206**

**Edward S. Cooper**

**812 North Wood Avenue**

**Linden, NJ 07036**

**Thomas J. Koehl**

**203 Front Street**

**Secaucus, NJ 07094**

**Charney & Roberts, LLC**

**840 N. Wood Avenue**

**Linden, NJ 07036**

**Appraisal**

**Appraisal Consultants Corp**

**293 Eisenhower Parkway**

**Suite #200**

**Livingston, NJ 07039-1711**

**Taurus Allied Partners, Inc.**

**Integra Realty Resources**

**1415 Hooper Avenue**

**Toms River, NJ 08753**

**Bryan Flynn**

**122 Sylvan Avenue**

**Newark, NJ 07104**

**Sockler Realty Services Group, Inc**

**299 Ward Street Suite C**

**Hightstown, NJ 08520**

**Garden State Appraisers & Consultants**

**125 Elm Street**

**Suite 1**

**Westfield, NJ 07090**

**Appraisal Associates, Inc.**

**524 South Avenue**

**Cranford, NJ 07016**

**Architectural Services**

**Netta Architects**

**25 Route 22 East**

**Suite 290**

**Springfield, NJ 07081**

**DMR Architects –**

**777 Terrace Avenue**

**Suite 607**

**Hasbrouck Heights, NJ 07604**

**The Musial Group, P.A.**

**191 Mill Lane**

**Mountainside, NJ 07092**

**Audit Consulting Services**

**Suplee, Clooney & Company**

**308 East Broad Street**

**Westfield, NJ 07090-2122**

**Bond Counsel Services**

**Parker McCay**

**Attorneys at Law**

**Three Greentree Centre**

**7001 Lincoln Drive West**

**PO Box 974**

**Marlton, NJ 08053-0974**

**Gibbons P.C. –**

**One Gateway Center**

**Newark, NJ 07102-5310**

**Wilentz, Goldman & Spitzer**

**90 Woodbridge Center Drive**

**Suite 900 Box 10**

**Woodbridge, NJ 07095**

**Court Reporting Service**

**Virgina Guinta**

**55 Brookside Drive**

**Skillman, NJ 08558**

**Defense Counsel for Workers Comp Program Services**

**James Jude Plaia**

**10 South Prospect Street**

**Verona, NJ 07044**

**La Corte, Bundy, Varady & Kinsella**

**989 Bonnel Court**

**Union, NJ 07083**

**Prudence M. Higbee, Esq.**

**Capehart Scatchard**

**Laurel Corporate Center**

**8000 Midlantic Drive**

**Suite 300S**

**Mt. Laurel, NJ 08054**

**Florio Kenny Raval**

**5 Marine View Plaza**

**PO Box 771**

**Hoboken, NJ 07030**

**Florio, Perrucci Steinhardt & Fader**

**218 Route 17 North Suite 410**

**Rochelle Park, NJ 07662**

**Eric M. Bernstein & Associaties, LLC**

**34 Mountain Avenue**

**PO Box 4922**

**Warren, NJ 07059**

**Engineering Services**

**C&S Engineers, Inc.**

**499 Col. Eileen Collins Boulevard**

**Syracuse, NY 13212**

**CME Associates**

**3141 Bordontown Avenue**

**Parlin, NJ 08859-1162**

**T & M Associates**

**Eleven Tindall Road**

**Middletown, NJ 07748-2792**

**Hatch Mott MacDonald**

**27 Bleeker Street**

**Millburn, NJ 07041-1008**

**Remington & Vernick & Arango Engineers**

**101 Route 130**

**Suite 600**

**Cinnaminson, NJ 08077**

**Pennoni Associates, Inc.**

**105 Fieldcrest Avenue**

**Suite 502**

**Edison, NJ 08837**

**Boswell Engineering, Inc.**

**330 Phillips Avenue**

**So. Hackensack, NJ 07606**

**M. Disko Associates**

**151 Sumner Avenue**

**Kenilworth, NJ 07033**

**Keller & Kirkpatrick, Inc.**

**301 Gibraltar Drive**

**Suite 2A**

**Morris Plains, NJ 07950**

**Advanced Geo Services**

**112 Fortunato Place**

**Neptune, NJ 07753**

**Harbor Consultants**

**320 North Avenue East**

**Cranford, NJ 07016**

**Engineering Testing Services**

**NV5 Northeast, Inc.**

**903 E. Hazelwood Avenue**

**Rahway, NJ 07065**

**CME Associates**

**3141 Bordentown Avenue**

**Parlin, NJ 08859**

**Key-Tech**

**210 Maple Place**

**PO Box 48**

**Keyport, NJ 07735**

**Environmental Services**

**CME Associates**

**3141 Bordentown Avenue**

**Parlin, NJ 08859**

**Remington, Vernick & Arnago Engineers**

**101 Route 130**

**Cinnaminson, NJ 08077**

**Pennoni Associates, Inc.**

**105 Fieldcrest Avenue**

**Suite 502**

**Edison, NJ 08837**

**Prestige Environmental, Inc.**

**220 Davidson Avenue**

**Suite 307**

**Somerset, NJ 08873**

**Boswell Engineering, Inc.**

**330 Phillips Avenue**

**So. Hackensack, NJ**

**Excel Environmental Resources, Inc.**

**111 North Center Drive**

**North Brunswick, NJ 08902**

**Hatch Mott Macdonald, LLC**

**111 Wood Avenue South**

**Iselin, NJ 08830-4112**

**T&M Associates**

**Eleven Tindall Road**

**Middletown, NJ 07748**

**Envirotrac LTD**

**400 E. Corporate Court**

**South Plainfield NJ 07080**

**J.M. Sorge, Inc.**

**57 Fourth Street**

**Somerville, NJ 08876**

**Saile Environmental Engineering**

**222 Yale Terrace**

**Linden, NJ 07036**

**Advanced Geo Services**

**112 Fortunato Place**

**Neptune, NJ 07753**

**Financial Advisory Services**

**NW Financial Group, LLC**

**3000 Atrium Way**

**Suite 240**

**Mount Laurel, NJ 08054**

**Acacia Financial Group, Inc.**

**26 Park Street Suite 2010**

**Montclair, NJ 07042**

**Insurance Consultant Broker Services for Finance Department/Insurance Commission**

**Brown & Brown Insurance**

**26 Columbia Turnpike**

**Florham Park, NJ 07932**

**Fairview Insurance Agency Associates, Inc.**

**25 Fairview Avenue**

**Verona, NJ 07044**

**Acrisure, LLC**

**5664 Prairie Creek Drive**

**Caledonia MI 49316**

**The Alamo Insurance Group Inc.**

**8419 Bergenline Avenue**

**North Bergen, NJ 07047**

**RD Parisi Associates**

**100 Executive Drive**

**Suite 338**

**West Orange, NJ 07052**

**Land Surveying Services**

**CME Associates**

**3141 Bordentown Avenue**

**Parlin, NJ 08859-1162**

**Remington & Vernick & Arango Engineers**

**101 Route 130**

**Lincoln Building**

**Suite 600**

**Cinnaminson, NJ 0807**

**Plains, NJ 07950**

**Hatch Mott Macdonald**

**111 Wood Avenue South**

**Iselin, NJ 08830-4112**

**Keller & Kirkpatrick, Inc.**

**301 Gibraltar Drive**

**Suite 2A**

**Morris Plains, NJ 07950**

**Control Point Associates, Inc.**

**35 Technology Drive**

**Warren, NJ 07059**

**Municipal Advertising Services**

**C2 Creative Group LLC**

**418 Spruce Street**

**Linden, NJ 07036**

**­­­­­­­­­­­­­­­­­­­­­**

**Litigation Defense Counsel Services for the Insurance Fund Commission**

**Shwartz & Posnock**

**901 West Park Avenue**

**Suite #2-E**

**Ocean, NJ 07712**

**Palumbo & Renaud**

**190 North Avenue E.**

**Route 28**

**Cranford, NJ 07016**

**Kologi Simitz Counsellors At Law**

**923 North Wood Avenue**

**Linden, NJ 07036**

**Eric M. Bernstein & Associates, LLC**

**34 Mountain Blvd. Building A**

**PO Box 4922**

**Warren, NJ 07059**

**Grieco, & DeFilippo, LLC**

**414 Eagle Rock Avenue**

**Suite 200**

**West Orange, NJ 07052**

**Methfessel & Werbel PA**

**3 Ethel Road suite 300**

**Edison, NJ 08818**

**Jardim, Meisner & Susser, PC**

**30B Vreeland road suite 201**

**Florham Park, NJ 07932**

**Chasan Leyner & Lamparello**

**300 Harmon Meadow Blvd**

**Secaucus, NJ 07094**

**Joseph Wenzel**

**1000 Clifton Avenue**

**Suite 101**

**Clifton, NJ 07013**

**Florio Kenny Raval**

**5 Marine View Plaza**

**Suite 103**

**Hoboken, NJ 07030**

**Weber Dowd Law, LLC**

**365 Rifle Camp Road**

**West Paterson, NJ 07424**

**Florio Perrucci Steinhardt & Fader –**

**125 Frost Avenue**

**Phillipsburg, NJ 08865-1686**

**Charney & Roberts, LLC**

**840 N. Wood Avenue**

**Linden, NJ 07036**

**Litigation Defense Counsel Services**

**Schwartz & Posnock**

**99 Corbett Way**

**Suite 203**

**Eatontown, NJ 07724**

**Eric M. Bernstein & Associates, LLC**

**Two North Road**

**PO box 4922**

**Warren, NJ 07059**

**LaCorte, Bundy, Varady, & Kinsella**

**989 Bonnel Court**

**Union, NJ 07083**

**Methfessel & Werbel PA**

**3 Ethel Road suite 300**

**Edison, NJ 08818**

**Greico, & DeFillippo, LLC**

**414 East Rock Avenue**

**Suite 200**

**West Orange, NJ 07052**

**Kologi Simitz**

**923 N. Wood Avenue**

**Linden, NJ 07036**

**Joseph M. Wenzel**

**1000 Clifton Avenue**

**Suite 101**

**Clifton, NJ 07103**

**Palumbo & Renaud**

**190 North Avenue East**

**Cranford, NJ 07016**

**Weber Dowd Law**

**365 Rifle Camp Road**

**Woodland Park, NJ 07424**

**Brause, Brause & Ventrice, LLC**

**276 Main Street**

**Po Box 512**

**Metuchen, NJ 08840**

**Ronald Mondello PC**

**8 Hidden Acres Drive**

**Kinnelon, NJ 07405**

**Florio Kenny Raval**

**5 Marine View Plaza**

**Suite 103**

**Hoboken, NJ 07030**

**Florio Perrucci Steinhardt & Fader LL**

**235 Frost Avenue**

**Phillipsburg, NJ 08865-1686**

**Medical Services**

**Practice Associates Medical Group`**

**Alan F. Goldstein MD**

**Multi-Care Industrial Medicine LLC**

**100 Commerce Place**

**Clark, NJ 07066**

**US Health Works Medical Group of NJ**

**1044 East Hazelwood Avenue**

**Rahway, NJ 07065**

**Union County Healthcare Associates, Inc.**

**300 South Avenue**

**Garwood, NJ 07027**

**Planning Board Planner Services**

**Consulting Municipal Engineers**

**3141 Bordentown Avenue**

**Parlin, NJ 08859-1162**

**Remington, Vernick & Arango Engineers**

**101 Route 130**

**Suite 600**

**Cinnaminson, NJ 08077**

**Ricci Planning**

**10 Georgian Drive**

**Clark, NJ 07066**

**Heyer, Gruel & Associates, PA**

**236 Broad Street**

**Red Bank, NJ 07701**

**732-741-2900**

**Nishuane Group, Inc.**

**105 Grove Street Suite 1**

**Montclair, NJ 07042**

**Planning Services**

**CME Associates**

**3141 Bordentown Avenue**

**Parlin, New Jersey 08859-1162**

**Remington, Vernick & Arango Engineers**

**101 Route 130**

**Suite 600**

**Cinnaminson, NJ 08077**

**Ricci Planning**

**10 Georgian Drive**

**Clark, NJ 07066**

**Heyer, Gruel & Associates, PA**

**236 Broad Street**

**Red Bank, NJ 07701**

**Harbour Consultants**

**320 North Avenue East**

**Cranford, NJ 07016**

**Zoning Board Attorney**

**Burton Zitomer**

**Attorney at Law**

**14 Pine Grove Road**

**Berkeley Heights, NJ 07922**

**Steven H. Merman, Esq**

**19 Doering Way**

**Cranford, NJ 07016**

**McManimon, Scotland & Baumann, LLC**

**75 Livingston Avenue**

**2nd Floor**

**Roseland, NJ 07068**

**Special Bankruptcy**

**Trenk DiPasquale**

**347 Mt. Pleasant Avenue**

**Suite 300**

**West Orange, NJ 07052**

**Eric M. Bernstein & Associates, LLC**

**34 Mountain Blvd**

**Building A**

**PO box 4922**

**Warren, NJ 07059**

**Special Tax Counsel Services**

**Palumbo & Renaud**

**190 North Avenue East Route #28**

**Cranford, NJ 07016**

**Skoloff & Wolfe, P.C.**

**293 Eisenhower Parkway**

**Livingston, NJ 07039**

**Florio Kenny Raval**

**5 Marine View Plaza**

**Suite 103**

**Hoboken, NJ 07030**

**Eric M. Bernstein & Associates, LLC**

**34 Mountain Blvd**

**Building A**

**Warren, NJ 07059**

**Ronald P Mondello PC**

**8 Hidden Acres Drive**

**Kinnelon, NJ 07405**

**Special Tax Expert Witness Appraisal**

**Charles E. Heck, C.T.A.**

**Appraising & Consulting**

**506 Thompson Place**

**Middletown, NJ 07748**

**Sidney Land, Inc.**

**10 Hackensack Ave.**

**Weehawken, NJ 07086**

**Guido G. Karcher, P.E.**

**38 North Boom Way**

**Little Egg Harbor, NJ 08087-2312**

**Garden State Appraisers & Consultants**

**214 Spring Ridge Drive**

**Berkley Heights, NJ 07922**

**Sockler Realty Services**

**299 Ward Street**

**Suite C**

**Hightstown, NJ 08520**

**Special Bond Counsel for Environmental Infrastructure Trust Fund Financing**

**McManimon, Scotland, & Baumann, LLC**

**75 Livingston Avenue, 2nd Floor**

**Roseland, NJ 07068**

**Psychological Services**

**Comprehensive Psychological Services, PA**

**623 Raritan Road**

**Clark, NJ 07066**

**Computer Services**

**Pascack Data Services, Inc.**

**55 Harristown Road**

**Glen Rock, NJ 07452**

**710 Route #46**

**Fairfield, NJ 07004**

**Document Solutions LLC**

**151 Sumner Avenue**

**Kenilworth, NJ 07033-1316**

**Redevelopment Litigation Counsel Services**

**McManimon & Scotland, LLC**

**One Riverfront Plaza, Fourth Floor**

**Newark, NJ 07102-5408**

**Ronald P Mondello PC**

**8 Hidden Acres Drive**

**Kinnelon NJ 07405**

**Florio Perrucci Steinhardt & Fader, LLC**

**218 Route #17 North**

**Suite 410**

**Rochelle Park, NJ 07662**

**Florio Kenny Raval**

**5 Marine view Plaza**

**Suite 103**

**Hoboken, NJ 07030**

**Project Management and Grants Administration Services**

**Muller, Bohlin Associates, Inc.**

**Po Box 458**

**101B N. Wood Avenue**

**Lyndhurst, NJ 07071**

**Housing Rehabilitation Consulting**

**Development Directions, LLC**

**2109 St. George Avenue**

**Rahway, NJ 07065**

**Special Counsel Services**

**Kologi Simitz Counsellors at Law**

**923 North Wood Avenue**

**Linden, NJ 07036**

**Grieco, & DeFilippo, LLC**

**414 Eagle Rock Avenue**

**West Orange, NJ 07052**

**McManimon, Scotland & Baumann, LLC**

**75 Livingston Avenue #201**

**Roseland, NJ 07068**

**Jardim, Meisner & Susser, PC**

**30B Vreeland Road Suite 201**

**Florham Park, NJ 07932**

**Joseph M. Wenzel**

**1000 Clifton Avenue**

**Suite 101**

**Clifton, NJ 07013**

**Florio Perrucci Steinhardt & Fader LLC**

**218 route 17 North**

**Rochelle Park, NJ 07662**

**Weber Dowd Law**

**365 Rifle Camp Road**

**Woodland Park, NJ 07424**

**Palumbo & Renaud & Deappolonio LLC**

**190 North Avenue**

**Cranford, NJ 07016**

**Ronald Mondello**

**8 Hidden Acres Drive**

**Kinnelon, NJ 07405**

**Florio Kenny Raval**

**5 Marine View Plaza**

**Suite 103**

**Hoboken, NJ 07030**

**Insurance Commission Attorney Services**

**Weber Dowd Law**

**365 Rifle Camp Road**

**Woodland Park, NJ 07424**

**Jardim, Meiser & Susser PC**

**30B Vreeland Road Suite 201**

**Florham Park, NJ 07932**

**Charney & Roberts, LLC**

**840 N. Wood Avenue**

**Linden, NJ 07036**

**Environmental Litigation Attorney Services**

**McManimon, Scotland & Baumann, LLC**

**75 Livingston Avenue**

**Roseland, NJ 07068**

**Retirement Services “The Hartford”**

**Wells Fargo Advisors**

**600 South Avenue**

**Westfield, NJ**

**Retirement Services “Voya Financial”**

**Voya Holdings Inc.**

**One Orange Way**

**Windsor, CT 06095**

**Banking**

**Northfield Bank**

**501 N. Wood Avenue**

**Linden, NJ 07036**

**Valley National Bank**

**1455 Valley Road**

**Wayne, NJ 07470**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** thatin accordance with N.J.S.A. 40A:11-2(6) on such basis as necessary, and for each of the approved and qualified vendors, a resolution approving each individual specific contract shall be considered by the Mayor and Council;

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately.

John Roman. Mr. Roman asked for an explanation of the resolution. President Alvarez provided it.

Mr. Brooks moved for approval of Resolution #2015-420. The motion was seconded by Mrs. Cosby-Hurling and was unanimously ordered approved on a roll call vote.

**RESOLUTION: 2015-421**

**RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING**

**BETWEEN THE REGIONAL MARINE VESSELS AND THE CITY OF LINDEN FIRE DEPARTMENT TO PARTICIPATE IN REGIONAL MARINE RESPONSE AND DISPATCHING**

**WHEREAS,** significant deficiencies have been identified in Port of New York have been the lack of dispatch, coordination, command and control of marine assets to support a regionalized approach to the management of Department of Homeland Security funded marine assets on the New Jersey side of the Port of NY/NJ, and lack of streamlined and coordinated transfer and sharing of information; and

**WHEREAS,** Regional Marine Vessel (“RMV”) has implemented a Regional Marine Response and Dispatching program to assist in addressing said deficiencies; and

**WHEREAS,** the City of Linden Fire Department is desirous of entering into a Memorandum of Understanding (MOU), with the RMV to participate in said program;

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

1. The City of Linden agrees to enter into a Memorandum of

Understanding with the Regional Marine Vessel to participate in the Regional Marine Response and Dispatching program.

2. The Mayor and City Clerk are hereby authorized and directed to execute

said Memorandum of Understanding, upon review and approval of the Law Department.

3. This Resolution shall take effect pursuant to law.

**RESOLUTION: 2015-422**

**CITY OF LINDEN**

**RESOLUTION CHAPTER 159**

**GREENING UNION COUNTY GRANT**

**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 $11,500.00 from the County of Union 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 $11,500.00 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:

Greening Union County 2015

**BE IT FURTHER RESOLVED** that a like sum of $11,500.00 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:

Greening Union County 2015

**BE IT FURTHER RESOLVED** that the sum of $11,500.00 will be appropriated for a 50% matching funds requirement of the grant by the municipality and appears in the budget of the year 2015 under the caption “Matching Funds for Grants – Greening Union County”.

**RESOLUTION: 2015-423**

**RESOLUTION APPROVING DENTAL INSURANCE BROKER**

**FOR THE CITY OF LINDEN**

**WHEREAS**, the City of Linden elects to provide a benefit program to its employees in the area of Dental Care for a period commencing January 1, 2016 to December 31, 2016; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Extraordinary, Unspecifiable Services" without competitive bids and the contract itself must be available for public inspection; and

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

1. That RD Parisi Associates is hereby named as Broker of Record for Dental Insurance Coverage.

2. This contract is awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" in accordance with N.J.S.A. 40A:11-5 (1) (a) (m) of the Local Public Contracts Law.

3. A notice of this action shall be published in accordance with applicable law.

**FOR ROLL CALL AND COMMENTS REFER TO RESOLUTION #2015-425.**

**RESOLUTION: 2015-424**

**RESOLUTION APPOINTING RISK MANAGER FOR THE CITY OF LINDEN**

**WHEREAS**, the City of Linden wishes to appoint Risk Manager for the period of January 1, 2016 to December 31, 2016; 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**, Acrisure and BGIA have submitted a qualification to the City and have qualified for the aforesaid services; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for “Extraordinary, Unspecifiable Services” without competitive bids and the contract itself must be available for public inspection; and

**WHEREAS**, the Chairman of the Insurance Commission has certified that this meets the statute and regulations governing the award of said contracts;

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

1. That Acrisure and BGIA is awarded without competitive bidding as an “Extraordinary, Unspecifiable Service” in accordance with N.J.S.A. 40A:11-5 (1) (m) of the Local Public Contracts Law to provide Risk Manager services.

2. A notice of this action shall be published in accordance with applicable law.

**FOR ROLL CALL AND COMMENTS REFER TO RESOLUTION #2015-425.**

**RESOLUTION: 2015-425**

**RESOLUTION APPOINTING INSURANCE BROKER FOR EMPLOYEE MEDICAL, PRESCRIPTION AND VOLUNTARY BENEFITS**

**WHEREAS**, the City of Linden wishes to appoint an insurance broker for employee medical, prescription and voluntary benefits January 1, 2016 to December 31, 2016; 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**, Acrisure and BGIA have submitted a qualification to the City and have qualified for the aforesaid services; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for “Extraordinary, Unspecifiable Services” without competitive bids and the contract itself must be available for public inspection; and

**WHEREAS**, the Chairman of the Insurance Commission has certified that this meets the statute and regulations governing the award of said contracts;

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

1. That Acrisure and BGIA is awarded without competitive bidding as an “Extraordinary, Unspecifiable Service” in accordance with N.J.S.A. 40A:11-5 (1) (m) of the Local Public Contracts Law to provide employee medical, prescription and voluntary benefits.

2. A notice of this action shall be published in accordance with applicable law.

**Mr. Brown for Resolutions #2015-423 through #2015-425 be tabled to the December 30, 2015 meeting. The motion was seconded by Mrs. Cosby-Hurling and was ?**

**Resolution:2015-426**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDEN, COUNTY OF UNION, NEW JERSEY AUTHORIZING THE PLANNING BOARD TO INVESTIGATE WHETHER THE PROPERTY COMMONLY KNOWN ON THE CITY’S TAX MAPS AS BLOCK 288, LOTS 3, 4.01, 4.02, 8.01, 9, 10 & 12 SHOULD BE DESIGNATED AS AN AREA IN NEED OF REDEVELOPMENT PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, *N.J.S.A*. 40A:12A-1, *et seq.***

**WHEREAS,** the Local Redevelopment and Housing Law, *N.J.S.A.* 40A:12A-1 *et seq*. (the “**Redevelopment Law**”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

**WHEREAS**, to determine whether certain parcels of land constitute areas in need of redevelopment under the Redevelopment Law the city council (“**City Council**”) of the City of Linden (the “**City**”) must authorize the planning board of the City (the “**Planning Board**”) to conduct a preliminary investigation of the area and make recommendations to the City Council; and

**WHEREAS,** at the direction of the City Council, the Planning Board previously conducted a preliminary investigation to determine whether the property commonly known as Block 288, Lots 1, 2, 13, 14 and 15 and Block 254, Lots 12 and 13 on the tax map of the City, as well as the vacated portion of Lumber Street now known as Block 254, Lot 16 (together, the “**Prior Study Area**”) meets the criteria set forth in the Redevelopment Law for designation as an area in need of redevelopment; and

**WHEREAS,** the Planning Board found that the properties in the Prior Study Area meet criteria necessary for designation as an area in need of redevelopment under the Redevelopment Law and it therefore recommended that the City Council so designate the Prior Study Area; and

**WHEREAS,** the City Council believes it is in the best interest of the City that an investigation occur with respect to certain additional parcels within the City and therefore authorizes and directs the Planning Board to conduct an investigation of the property commonly known on the City tax maps as Block 288, Lots 3, 4.01, 4.02, 8.01, 9, 10 & 12 (hereinafter the “**Additional Study Area**”), to determine whether the Additional Study Area meets the criteria set forth in the Redevelopment Law, specifically  *N.J.S.A.* 40A:12A-5, and should be designated as an area in need of redevelopment; and

**WHEREAS**, if the Planning Board determines to recommend that the Additional Study Area should be designated as an area in need of redevelopment, pursuant to Section 7(f) of the Redevelopment Law, the City Council requests that the Planning Board also prepare a redevelopment plan for the Study Area and the Additional Study Area and submit same to the City Council for its consideration; and

**WHEREAS,** the redevelopment area determination requested hereunder, in connection with the Additional Study Area, authorizes the City and City Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, including the power of eminent domain (hereinafter referred to as a “**Condemnation Redevelopment Area**”).

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN, NEW JERSEY AS FOLLOWS:**

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The Planning Board is hereby authorized and directed to conduct an investigation pursuant to *N.J.S.A.* 40A:12A-6 to determine whether the Additional Study Area satisfies the criteria set forth in *N.J.S.A.* 40A:12A-5 to be designated as an area in need of redevelopment.

Section 3. As part of its investigation, the Planning Board shall prepare a map showing the boundaries of the Additional Study Area and the location of the parcels contained therein, and appended thereto shall be a statement setting forth the basis of the investigation.

Section 4. The Planning Board shall conduct a public hearing in accordance with the Redevelopment Law, specifically *N.J.S.A.* 40A:12A-6, after giving due notice of the proposed boundaries of the Additional Study Area and the date of the hearing to any persons who are interested in or would be affected by a determination that the Additional Study Area is an area in need of redevelopment. The notice of the hearing shall specifically state that the redevelopment area determination shall authorize the City or City Council to exercise the power of eminent domain to acquire any property in the delineated area, for the Additional Study Area is being investigated as a possible Condemnation Redevelopment Area.

Section 5. At the public hearing, the Planning Board shall hear from all persons who are interested in or would be affected by a determination that the Additional Study Area is a redevelopment area.  All objections to a determination that the Additional Study Area is an area in need of redevelopment and evidence in support of those objections shall be received and considered by the Planning Board and made part of the public record.

Section 6. After conducting its investigation, preparing a map of the Additional Study Area, and conducting a public hearing at which all objections to the designation are received and considered, the Planning Board shall make a recommendation to the City Council as to whether the City Council should designate all or some of the Additional Study Area as an area in need of redevelopment.

Section 7. If the Planning Board recommends the Additional Study Area be designated as a Condemnation Redevelopment Area, the Planning Board is further directed to prepare a redevelopment plan for the Study Area and the Additional Study Area, pursuant to Section 7(f) of the Redevelopment Law. Upon completion of the redevelopment plan, the Planning Board shall transmit the plan to the City Council for its consideration.

Section 8. This Resolution shall take effect immediately.

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| **COUNCIL** | **YES** | **NO** | **ABS** | **N.V.** | **AB** | **COUNCIL** | **YES** | **NO** | **ABS** | **N.V.** | **AB** |
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| X – Indicate Vote          ABS – Abstain          N.V. – Not Voting          AB – Absent | | | | | | | | | | | |

I, JOSEPH C. BODEK, City Clerk of the City of Linden, in the County of Union and State of New Jersey, DO HEREBY CERTIFY that the foregoing is a true copy of the resolution adopted by the City Council of the City of Linden at a meeting held on December 15, 2015 as the same is taken from and compared with the original now remaining on file and of record in my office.

IN WITNESS WHEREOF, I have set my hand and affixed the corporate seal of the City of Linden, this \_\_\_ day of December, 2015.

**Resolution:2015-427**

**CITY OF LINDEN**

**RESOLUTION CHAPTER 159**

**RAILROAD CROSSING ACTIVITY PHILLIPS 66GRANT**

**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 $100,000.00 from Phillips 66 Company 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 $ 100,000.00 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:

Railroad Crossing Activity

**BE IT FURTHER RESOLVED** that a like sum of $ 100,000.00 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:

Railroad Crossing Activity

**Resolution:2015-428**

**CITY OF LINDEN**

**RESOLUTION CHAPTER 159**

**REVERSE 911 COMMUNICATION SYSTEM PHILLIPS 66 GRANT**

**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 $14,000.00 from Phillips 66 Company 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 $ 14,000.00 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:

Reverse 911 Communications System

**BE IT FURTHER RESOLVED** that a like sum of $ 14,000.00 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:

Reverse 911 Communications System

**ORDINANCE – FIRST READING**

President Alvarez announced that there were no ordinances on First Reading.

**PUBLIC COMMENT**

Judy England- McCarthy. Ms. England- McCarthy noted that both the Mayor and Mr. Strano have attended the Tremely Point Civic Association meetings. Ms. England-McCarthy spoke about the complaints of the residents of Smith Street regarding the noise from the coupling of the trains and that it was resolved by moving it to the Tremely Point neighborhood, where she lives. She noted her conversations with various City officials, and stated that the noise is as disruptive for the residents of Tremely Point as it was for the residents of Smith Street. She did not think this to be right. She wished all a happy holiday.

Elaine Krupski. Ms. Krupski spoke about the horrendous parking situation in the area of Summit and Academy. She noted that if she did not park across her driveway, she would have to park a block and a half from her house, due to the parking of employees of the medical center on the street. She spoke about the need to address the problem. She wished all a happy holiday.

Henry Mack. Mr. Mack addressed various members of the Council on behalf of the people on a number of different issues. He praised a number of the members of the governing body on behalf of the peoples.

President Alvarez and Mr. Mack had a discussion over the amount of time he spoke and the Council Presidents told him that his five minutes were up.

Mike Mayer. Mr. Mayer noted that he owns two properties on St. Georges Ave and that he did not believe that he is going to benefit from the new SID district. He asked to be removed from the list of SID properties (1225 and 1227 St. Georges Ave).

There being no other members of the public wishing to be heard, Mr. Beyer moved to close the public comment period. The motion was seconded by Mr. Kolibas and was unanimously ordered approved.

**COMMENTS BY MEMBERS OF THE GOVERNING BODY**

Mrs. Cosby-Hurling thanked Mr. Kolibas for his service and that it was a pleasure serving with him. She spoke about his passion for his neighborhood.

Mr. Brooks stated that as a result of an accident on the corner of Bower and Henry a flashing sign to slow traffic was knocked down. A new sign will be installed as soon as it is able to be done.

Mr. Medina stated that he enjoys Mr. Mack’s comments to Council and thanked him for them. He wished Mr. Mack a merry Christmas.

Mrs. Hickey stated that she also enjoys Mr. Mack’s comments. She reminded all about the Casino Night that the Linden Housing Authority would be hosting on January 30, 2016. She provided details on the event and that tickets would go on sale soon.

Mayor Armstead stated that he wanted to congratulate the police cadets and welcome them on board.

Mr. Brown noted that Mr. Bodek had a death in his family, a few weeks ago, and thanked him for still being here and doing everything, during this difficult time, to keep the City moving. He added that Mrs. Zack was in a similar situation, with a death in her family, and she also still managed to get her work done. Mr. Brown spoke about their comment to the City and thanked them.

**ANNOUNCEMENTS**

President Alvarez made the following announcements:

\*Council Conference meeting prior to the Council meeting: Wednesday, December 30, 2015 at 6:00 pm in the Council Conference Room, City Hall, 301 N. Wood Ave. IF NEEDED

\*Council Meeting: Wednesday, December 30, 2015 at 7:00 p.m. in the Council Chambers, City Hall, 301 N. Wood Ave. IF NEEDED

The Organization meeting of the 2016 Council will be as follows:

\*Council Conference meeting prior to the Council meeting: Tuesday, January 5, 2016 at 6:00 p.m. in the Council Conference Room, City Hall, 301 N. Wood Ave.

\*Council Meeting: Tuesday, January 5, 2016 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 Mrs. Yamakaitis and was unanimously approved by a roll call vote. The meeting was adjourned at 10:42 pm.

Respectfully submitted,

Joseph C. Bodek

City Clerk