**Minutes of the Regular**

**Meeting of the 2015 Council of the**

**City of Linden, held Tuesday**

**February 17, 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, February 17, 2015 at 7:00 pm., prevailing time.

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

The Clerk rendered the opening prayer, after which the members of the Governing Body and the persons in attendance saluted the flag.

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

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

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

A roll call showed the following members were present:

Councilman Christopher Kolibas

Peter Brown

“ Monty Brooks

Councilwoman Rhashonna Cosby- Hurling

Councilman Robert Sadowski

“ Michael Minarchenko

Councilwoman Michele Yamakaitis

Councilman Armando Medina

Councilwoman Gretchen Hickey

Council President Jorge Alvarez

Mayor Dereck Armstead

President Alvarez announced that Mr. Beyer was excused due to a death in his family.

**APPROVAL OF MINUTES**

Mr. Medina moved for the approval of the Regular Meeting Minutes of December 16, 2014, January 6, 2015 and January 20, 2015. The motion was seconded by Mrs. Yamakaitis and was ordered approved by a roll call vote with all voting yes with the exception of Mrs. Yamakaitis who abstained on the minutes of December 16, 2014.

**PRESENTATIONS**

President Alvarez called upon Mayor Armstead and Mr. Brown to make a presentation to Annmarie Pakulski, to mark the Tenth Anniversary of the passing of Joseph S. Suliga. Mayor Armstead spoke about his family’s history with Mr. Suliga, and Mr. Suliga’s achievements. Mr. Brown spoke about how Mr. Suliga had touched his life, and was like a second father to him. He spoke about how Mr. Suliga taught him about finance. Mayor Armstead read the resolution. Ms. Pakulski thanked the Mayor and Council for honoring her late husband.

President Alvarez called upon Mr. Brooks to join Mayor Armstead in making a presentation to Mica Jonathan Petit Homme for his outstanding track career. Mayor Armstead spoke about how proud he is of Mr. Homme and for the recognition it has brought to Linden. The Mayor called upon Mr. Brooks to introduce other outstanding individuals who have represented Linden in the sports arena. Mr. Brooks noted that there are two individuals in the audience that are Linden graduates, and lifelong Linden residents. He first spoke about John Charles. Mr. Charles was a first round draft pick of the New England Patriots, after graduating Perdue University. He next recognized Mr. John Moon. Mr. Moon is a coach at Seton Hall University and has been appointed the Coach for the US Olympic Games in Montreal. He also spoke about Walter Martin and his thirty plus years of service to the City of Linden, and a member of the Linden Hall of Fame.

Mayor Armstead announced that he would be acknowledging the Linden High School Cheerleaders. He noted that he has known many of them for a very long time, noting that his daughter was a member of the Pop Warner Cheer squad, as were many of these girls. He spoke about his involvement with the girls, and how the cheer squad funds the Pop Warner football program. The Mayor read the resolution honoring the squad, and he and Mr. Brown presented each girl, and the coaches, with a copy of it. Head Coach Genevieve Superior thanked the Mayor and Council for the presentations and for the resolutions. She spoke about how hard the girls worked, and their commitment to the team.

President Alvarez announced that football team was unable to be here this evening, and that the presentations would be done next month.

**ORDIANCES ON HEARING**

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

further consideration respecting an ordinance entitled:

**#59-01 ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER II, ADMINISTRATION, ARTICLE VIII, POLICIES AND PROCEDURES, SECTION 2-69.7, RECREATION FEES SHALL BE AMENDED AS FOLLOWS: Delete Section 2-69.7, Recreation Fees in its entirety**

**Add Section 2-69.7, Recreation Fees as follows – Any activity or use of a facility shall be charged a fee of not less than one ($1.00) dollar and not more than five hundred ($500.00) dollars. The specific per event or rental fee shall be determined by the Director of Public Property and Community Services in accordance with this section, said fee shall be inclusive of any State sale tax applicable in accordance with State Law.**

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

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

There being no persons to be heard, Mrs. Hickey moved that the hearing be closed and the ordinance adopted. The motion was seconded by Mrs. Cosby-Hurling and on a roll call vote the foregoing ordinance was ordered approved, with all voting yes except for Mr. Brown who was absent from the room.

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

further consideration respecting an ordinance entitled:

**#59-02 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER VII, TRAFFIC, SHALL BE AMENDED AS FOLLOWS: 7-33 HANDICAPPED PARKING REGULATIONS, 7-33.1a handicapped Parking On-Street**

**Add: 1162 E. Henry Street, 1 Space**

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

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

There being no persons to be heard, Mrs. Yamakaitis moved that the hearing be closed and the ordinance adopted. The motion was seconded by Mrs. Cosby-Hurling and on a roll call vote the foregoing ordinance was ordered approved, with all voting yes except for Mr. Brown who was absent for the moor.

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

further consideration respecting an ordinance entitled:

**#59-03 AN ORDINANCE TO AMEND AN ORDINANCE ENTILED, “AN ORDINANCE ESTABLISHING A SCHEDULE OF TITLES, SALARY RANGES AND REGULATIONS FOR MAINTIANING THE CLASSIFICATION AND SALARY STANDARDIZATION PLAN OF ALL EMPLOYEES OF THE CITY OF LINDEN, “PASSED AUGUST 15, 1995 AND APPROVED AUGUST 16, 1995. ADD: 4-JJ-1 Clerk Driver Minimum Salary $1.00/Maximum Salary $1.00**

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

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

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

**#59-04 AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, “ORDINANCE ESTABLISHING A SCHEDULE OF TITLES, SALARY RANGES AND REGULATIONS FOR MAINTAINING THE CLASSIFICATION AND SALARY STANDARDIZATION PLAN OF ALL EMPLOYEES OF THE CITY OF LINDEN, “PASSED AUGUST 15, 1995 AND APPROVED AUGUST 16, 1995” AS FOLLOWS: 4-JJ-2 (Code Enforcement Officer Trainee and Housing Inspector Trainee)**

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

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

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

**CONSENT AGENDA**

(\*\*\*)TAX COLLECTOR:

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

2015 Taxes $16,237,181.01

2014 Taxes $280,775.76

2013 Taxes $0.00

Garbage Fee Payments $11,285.11

Garbage Fee Penalty $970.00

Municipal Lien Redemption $0.00

Tax Search $0.00

Lien Redemption Request Fee $0.00

Year End Penalty $2,050.62

Returned Check Fee Paid $0.00

Returned Check Fee Garbage Paid $0.00

Returned Check 2013 ($0.00)

Returned Check 2014 ($7,108.12

Returned Check Interest ($323.22)

Returned Online Payment 2014 Taxes ($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 $500.00

DPW 2014 Reso payments $448.62

State Audit Payment/Disallowed Deductions $250.00

Tax Sale Cost/Before Tax Sale Cost $0.00

Premium $0.00

Interest $19,746.99

Total $16,545,776.77

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

10 1 1/29/15 13-00010 $2,300.00

31 17 1/29/15 13-00038 $2,200.00

40 47 1/14/15 13-00047 $4,100.00

62 7 1/13/15 13-00077 $3,100.00

85 5 1/13/15 13-00105 $3,200.00

87 12 1/13/15 13-00109 $2,400.00

123 13 1/20/15 13-00164 $17,200.00

148 7 1/21/15 13-00192 $2,400.00

148 16 1/13/15 13-00193 $3,400.00

209 31 1/13/15 13-00252 $2,700.00

209 42.02 1/30/15 13-00253 $2,300.00

211 19 2/3/15 13-00254 $1,400.00

212 1 1/14/15 13-00256 $4,500.00

245 5 1/30/15 13-00278 $2,300.00

320 3 1/13/15 13-00312 $2,200.00

322 7 1/30/15 13-00314 $2,200.00

420 4 2/3/15 13-00379 $2,600.00

448 22 c2102 1/13/15 13-00402 $2,800.00

482 2 1/29/15 13-00426 $1,400.00

500 7 1/14/15 13-00437 $3,900.00

538 19 1/14/15 13-00457 $8,500.00

540 8 1/29/15 13-00461 $4,000.00

552 9 2/6/15 13-00470 $2,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $83,300.00 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 2011 tax sale on the following block & lot.

Block Lot Redemption Date CTF# Amount

41 11 1/14/15 11-00022 $400.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $400.00 payable to: US Bank/Cust-Pro Capital I, LLC, US Bank TLSG, 50 South 16th Street-Ste 1950, Philadelphia, PA 19102 charging same to account #5-01-55-276-999-956.

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

Block Lot Redemption Date CTF# Amount

63 2 1/29/15 13-00079 $1,100.00

350 20 1/28/15 13-00325 $1,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,300.00 payable to: FWDSL & Associates, LP, Attention: Jared Cucci, 5 Cold Hill Road, S. #11, Mendham, NJ 07945 charging same to account ##5-01-55-276-999-956.

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

lot.

Block Lot Redemption Date CTF# Amount

86 1.02 1/30/15 12-00065 $20,900.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $20,900.00 payable to: US Bank Cust-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 tax sale on the following block & lot.

Block Lot Redemption Date CTF# Amount

110 7 1/29/15 13-00135 $900.00

134 7 1/29/15 13-00177 $100.00

164 11 1/28/15 13-00211 $700.00

179 5 1/14/15 13-00227 $700.00

381 3 1/23/15 13-00347 $800.00

419 18 1/30/15 13-00376 $800.00

419 31 2/3/15 13-00377 $20,400.00

472 9 2/2/15 13-00415 $800.00

582 53 1/22/15 13-00501 $700.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $25,900.00 payable to: US Bank Cust-PC4 Firstrust, 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 & 2013 tax sale on the following block & lot.

Block Lot Redemption Date CTF# Amount

155 20 1/28/15 12-00120 $12,000.00

394 14.01 1/28/15 11-00169 $16,500.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $28,500.00 payable to: US Bank Cust. for Phoenix, 2 Liberty Place-TLSG 50 South 16th Street-Ste 1950, Philadelphia, PA 19102 charging same to account #-5-01-55-276-999-956.

Tax Sale Requesting the refund of the premium paid at the 2010 tax sale on the following blocks & lots.

Block Lot Redemption Date CTF# Amount

201 4 1/14/15 09-00128 $400.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $400.00 payable to: Superior Lien Services, 7 Riveredge Drive, Fairfield, NJ 07004 charging same to account #5-01-55-276-999-956.

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

Block Lot Redemption Date CTF# Amount

263 10 1/28/15 12-00161 $1,100.00

446 14 2/6/15 12-00224 $1,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,300.00 payable to: MTAG Cust Caz Creek NJ, LLC, P.O. Box 54303, New Orleans, LA 70154, charging same to account #5-01-55-276-999-956.

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

Block Lot Redemption Date CTF# Amount

366 38 1/16/15 13-00340 $100.00

573 20.02 1/23/15 13-00496 $100.00

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: US Bank Cust BV001 Trust, 50 South 16th Street, Suite #19, Philadelphia, PA 19102, charging same to account #-5-01-55-276-999-956.

Credit Balance Sanot & Anna Cocchiara

Block 43 Lot 12 aka 1515 E. Elizabeth Ave

2014 County Board Judgment refund

There now exists a credit balance on the above referenced block & lots due to a 2014 county tax board judgment on the 2014-4th quarter taxes in the amount of $3,882.44.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $3,882.44, payable to: John Frederick Esq, C/O Cocchiara, 491 Baltimore Pike # 311, Springfield, PA 19064, charging same to account #-5-01-55-288-999-904.

Credit Balance Block 102 Lot 6

1025 Pennsylvania Avenue

Incorrect Garbage Billing

2013 & 2014 Garbage Bill

There now exists a credit balance on the above referenced block & lots due to a billing error for the 2013 & 2014 garbage billing as this property’s garbage was being billed and they are using a private garbage service. The owner has just brought this to my attention. The owner is entitled to a refund.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $120.00 payable to: Union County, Facilities Management, Courthouse Tower, 2 Broad Street, Elizabeth, NJ 07207 charging same to account *#*5-01-08-607-011.

Credit Balance Block 147 Lot 18.05

Paulina B. & Olatunde Kolawole

611 Van Buren Avenue

The above referenced owners Mortgage Company and the Title Agency have paid the 2014 3rd qtr property taxes and the mortgage company is entitled a refund in the amount of $ 1,965.10.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,965.10 payable to: PNC Mortgage, Attention: Tax Dept/Vanessa Erb, 3232 New Mark Drive, Miamisburg, OH 45342, charging same to # 5-01-55-288-999-904.

Credit Balance Philip C. Eastman

Block 256 Lot 10 aka 141 Raritan Road

2014 County Board Judgment refund

There now exists a credit balance on the above referenced block & lots due to a 2014 county tax board judgment on the 2014-4th quarter taxes in the amount of $526.98.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $526-98, payable to: Union County Rental C/O Dan Keough, Esq. Trustee, 783 Springfield, NJ 07901-2332, charging same to account #-5-01-55-288-999-904.

Credit Balance Block 287 Lot 14

110 Donaldson Place

Partial Garbage Fee Refund

There now exists a credit balance on the above referenced block & lot due to a property being listed as a 2 family and is utilized as a 1 family per documentation provided from the owner. The property owner has paid the entire amount due and is entitled to a refund of $120.00.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $120.00 payable to: Carmella & Felice Lettini, 110 Donaldson Place, Linden, NJ 07036 charging same to account *#*5-01-08-607-011.

Credit Balance Block 354 Lot 12

Michael & Brenda Wille

317 Miltonia Street

The above referenced owners Mortgage Company and the title agency have paid the 2011 4th quarter property taxes creating this overpayment and the owner is entitled a refund in the amount of $353.98, please note that I need to have a replacement check #-157776 for P.O. #15-00111 as this was made payable to the incorrect property owner.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $353.98 payable to: Michael & Brenda Wille, 1100 Walnut Street, Linden, NJ 07036 charging same to # 5-01-55-288-999-904.

Credit Balance Block 424 Lot 1

Cafaro Family LLC

1601 W. Blancke Street

2013 & 2014 Garbage Bill

There now exists a credit balance on the above referenced block & lot due to a billing error for the 2013 & 2014 garbage billing as this property dwelling was demolished on 2013 and received a county board judgment for 2013 and the owner has paid in error. The owner has just brought this to my attention. The owner is entitled to a refund.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $ 130.00 payable to: Cafaro Family, LLC, 1209 W. Chicago Boulevard, Sea Girt, NJ 08750 charging same to account *#*5-01-08-607-011.

Credit Balance Segal Assoc. of NJ LP C/O Bradco

Block 580 Lot 57

1835 W. Edgar Road Rear

2014 Tax Court Docket# 002477-2013

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 2013 by 100,000.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $5,935.00, payable to: The Irwin Law Firm Attorney Trust Account F.B.O. Segal Assoc. of NJ LP c/o Bradco, 80 Main Street, Suite 410, West Orange, NJ 07052, charging same to account #-5-01-55-288-999-904.

(\*\*\*) CITY CLERK’S OFFICE:

(2) Advising that the following bingo/raffle applications have been submitted for

approval:

Application No. Organization Fees

RA-1448 50/50 FOLAS $20.00

RA-1449 Tricky Tray NJROTC $20.00

RA-1450 50/50 NJROTC $20.00

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

1. Advising that thirty (30) Certificates of Occupancy were issued by the Board of Health during the month of January 2015.

(\*\*\*) MUNICIPAL TREASURER:

1. Advising that the following City Employees have filed for retirement:

**Department             Employee                   Title                                           Date**

   DPW                        Kenneth Parfitt            San/Recycling Laborer (Tier 2)      February 1, 2015

   DPW                        Allen Lubas                 Sr. Laborer (Tier 1)                         March 1, 2015

   DPW                        Daniel Rusinko            Laborer (Tier 1)                              March 1, 2015

   DPW                        Ronald Stocker           SR. Laborer (Tier 1)                       March 1, 2015

(\*\*\*) CITY ENGINEER: wish to advise the Council that work has been completed on the

1. contracts listed and recommend acceptance of same as of February 17, 2015 in order to make the final payment:

**C-04-55-901-599-919 RESURFACING W. BLANCKE STREET, WOODLAWN AVENUE, PENBROOK TERRACE & BIRCHWOOD ROAD - Mark Paving Co., Inc.**

**4-01-55-273-999-013    IMPROVEMENTS TO PUBLIC WORKS GARAGE PIPING - P.K. Welding, LLC**

Mr. Kolibas moved for approval of Consent items #1 through #5. The motion was seconded by Mr. Brown and was unanimously ordered approved by a roll call vote.

**COMMITTEE REPORTS AND COMMENTS FROM THE MEMBERS OF THE GOVERNING BODY**

FIRST WARD

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

1. In the Law Department the acceptance of John Hudak, Municipal Attorney, resignation effective February 5, 2015. Approval is requested to pay Mr. Hudak for all his unused accumulated 2015 time.

1. In the Department of Public Property and Community Services the acceptance and approval for seasonal workers, list is on file in the Treasurer’s Office.
2. In the Division of Public Works the acceptance and approval for seasonal workers, the list is on file in the Treasurer’s Office.
3. In the Clean Communities program the acceptance and approval for seasonal workers, the list is on file in the Treasurer’s Office.
4. The approval of the following FMLA/NJFLA leaves:

Employee #001017, intermittent paid FMLA/NJFLA from January 29, 2015 to July 29, 2015

Employee #000790, paid FMLA/NJFLA from January 21, 2015 to April 1, 2015

Employee #100327, paid intermittent FMLA/NJFLA from January 1, 2015 to December 31, 2015

Employee #108165, paid FMLA/NJFLA from February 3, 2015 to March 17, 2015

1. Amending the effective date of the intergovernmental transfer for Damien Johnson from January 20, 2015 to February 17, 2015 at the direction of the New Jersey Civil Service Commission.

Virginia Malik, 1633 Lenape Road. Ms. Malik asked what was the unused accumulated time referred to in item #1 of the Personnel Report. Mr. Roth responded that it was a requirement of Civil Service, with Mr. Hudak’s time being prorated for 2015. He noted the amount of time was a day, or possibly two. She then asked if he was paid for accumulated sick time. Mr. Roth responded no.

Mr. Kolibas moved for approval of the Personnel Report. The motion was seconded by Mr. Brown and was ordered approved with all voting in favor of all items except Mrs. Cosby Hurling who voted no to item #2.

SECOND WARD

Mr. Beyer was absent.

THIRD WARD

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

1. The payment of bills totaling $1,540,198.06. 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.

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

FOURTH WARD

Mr. Brooks gave the report of the Department of Public Property and Community Services, Division of Transportation. For the month of January a total of $54,458.12 was collected from all sources.

FIFTH WARD

Mrs. Cosby-Hurling reported on the traffic study that was being done on Alexander Ave, and the reasons for it. She noted that she had also requested a traffic study for Dill Ave, near Garfield Ave, as a result of the number of accidents that were occurring. She thanked her Fifth Ward neighbors for working with the Sanitation Department with the new garbage collection system. She spoke about the collection schedule, and asked residents to be mindful of them.

Mrs. Cosby-Hurling spoke about the resolutions on tonight’s agenda pertaining to Black History month and noted the when the celebration of Black History month would take place, and that the resolutions would be presented there. She next talked about Public Works Committee and the efforts to clean the streets. She recognized the birthdays of several individuals. She next talked about Public Works Committee and the efforts to clean the streets of snow. She recognized the birthdays of several individuals. President Alvarez allowed Ms. Weisbrot to speak. She talked about an individual, living near her, and issue pertaining to snow removal on the individual’s property. Mrs. Cosby-Hurling would meet with Ms. Weisbrot, after the meeting to discuss the matter. She concluded with providing her contact information for members of the public.

SIXTH WARD

Mr. Sadowski gave the report of the Engineering Committee, which included a review of the new proposed FEMA flood maps. The maps would not be made final for six to eight months. He urged residents, with questions, to contact the City engineer, and provided the phone number.

Mr. Sadowski then reported on Sixth Ward issues, including: Problems with oil train operating near Smith St, pertaining to the activity of the train in the early morning hours; asking Sixth Ward residents to help neighbors, in need, with snow removal; and the water main replacement project and parking issues associated with it, in the Sixth Ward.

SEVENTH WARD

Mr. Minarchenko gave the Construction Code Department. The department issued 112 permits, 18 certificates, and collected in $133,420.00 if fees for the month of January.

Mr. Minarchenko spoke about the replacement of water mains, in the Seventh Ward, and parking associated with it in the Seventh Ward. He provided a tentative schedule for the work.

Mr. Sadowski noted some of the problems incurred in the beginning of the water main replacement project in the Sixth Ward.

EIGHTH WARD

Mrs. Yamakaitis gave the report of the Fire Prevention Bureau. A total of $2,968.50 in fees was collected for the month of January.

Mrs. Yamakaitis informed City residents of the low cost spray and neutering program that the Board of Health was offering through the Associated Humane Society, on March 10th. She detailed other services that will also be offered on that date. She provided contact information for the Humane Society for residents with questions.

Mrs. Yamakaitis announced that a traffic study was being done on Chandler Ave and Dill Ave and Cranford Ave and Dill Ave. The study would look into the possibility of placing four way stop signs in those locations. She asked residents to please slow down. Next Mrs. Yamakaitis reported on a meeting with Mayor Armstead regarding truck traffic, and problems with trucks using side streets to access a warehouse.

Mrs. Yamakaitis offered her condolences to the family of former Sixth Ward Councilman Charles Crane, and noted his service to the residents of the Sixth Ward and the City of Linden. Next she provided details on the Eighth Wards annual Easter egg hunt. Mrs. Yamakaitis informed the public of a fundraiser being run by the Friends of the Linden Animal Shelter (FOLAS), and provided details on how they could participate. She urged residents to support this effort.

NINTH WARD

Mr. Medina spoke about the pothole issue in the Ninth Ward and throughout the City. Next he noted that with the installation of the new four way stop signs in the Ninth Ward, speeding has been reduced and safety has improved on DeWitt and Orchard Terrace. He added that the installation of the speed humps, in the Ninth Ward, would be re-evaluated after the installation of all the four way stop signs was completed. They maybe an over-kill.

Mr. Medina he has the names and contact information for a number of Ninth Ward kids who are available, for hire, to do snow removal. If anyone needed assistance with their snow removal they should contact Mr. Medina, and provided his contact information. He asked Ninth Ward residents to help their neighbors if they are in need. In conclusion he provided his contact information.

TENTH WARD

Mrs. Hickey thanked the Tenth Ward residents for their co-operation during the recent snow storms. All did a wonderful job. She noted that she also has the name and contact information of young residents who are available for hire for snow removal. Mrs. Hickey spoke about the pothole problem in the Tenth Ward and asked residents patience in getting them fixed.

Mrs. Hickey gave a report on the Negotiation and Revenue Enhancement Committees. Next she thanked all those that came out and supported the Casino Night put on by the Linden Housing Authority. She spoke about the wonderful time they had had, and what the money was being used for.

Mrs. Hickey offered condolences to the Crane family on their loss, and to Mr. Beyer on the loss of his father-in-law. She announced that she and Mr. Medina were planning, in the next month or two, a joint community meeting for the Ninth and Tenth Wards. Mrs. Hickey provided information on fundraising events being held by the ROTC and the Knights of Columbus Fish and Chicken Dinner. She then provided her contact information for Tenth Ward residents.

Mr. Brooks spoke about how great the communities were in helping each other, during the recent snow storm, assisting senior citizens, and how wonderful the cooperation was he received from fellow council persons, keeping him informed about issues they observed in his ward. He noted how much easier this made his job and provided his contact information for Fourth Ward residents.

**MAYOR’S REPORT**

Mayor Armstead announced that he had good news to share tonight, that the negotiations to build the bridge to allow the Goodwin Birtcher development project to move forward. He spoke about the reasons that the bridge had to be built. He provided details on the next item that needs to be done in the project.

Mayor Armstead spoke about the Meridia redevelopment project on South Wood Ave. Meridia has been negotiating for the purchase of the properties needed for phase II, and have successfully negotiated the purchase of all the properties, except one, at this time.

Mayor Armstead talked about the possible expansion of the SID district to the US Route 1 & 9 corridor. He explained the reasons for it and what he hoped to accomplish. He spoke about meetings with Rahway officials, who recently expanded their SID district, to learn from their experiences and make the expansion of the Linden SID go smoothly. He also reported on a meeting with the Mayor of Carteret regarding the SID district that was created in Carteret, and how some of its aspects may be considered in Linden. The Mayor has been invited to the next Council Conference to discuss some of these concepts with the Governing Body.

President Alvarez spoke about the proposed FEMA Flood Maps, which include several additional streets, and the possibility that homeowners with mortgages may be required, by their mortgage companies to purchase flood insurance. He noted that the City does not set the maps, nor the requirement to purchase flood insurance. He provided additional details on the flood insurance program.

President Alvarez reported that the Mayor and Council have been working closely together, noting that there has been a large improvement in communications between all. He noted that there are a lot of ideas, a lot is being implemented and a lot is getting done. We are moving forward.

**RESOLUTIONS**

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

**Resolutions #2015-96, #2015-103, #2015-104, #2015-107, #2015-111, #2015-114 were removed at the request of Ms. Virginia Malik.**

**Resolution #2015-111 was removed at the request of Mrs. Cosby-Hurling.**

**Resolution #2015-113 was removed at the request of Ms. Weisbrot.**

**Mr. Brown moved for approval of Resolutions #2015-90 through #2015-125 with the exception of Resolutions #2015-96, #2015-103, #2015-104, #2015-107, #2015-111, #2015-113 and #2015-114. The motion was seconded by Mr. Brooks and was ordered approved by all voting yes with the exception of Mrs. Cosby- Hurling who voted no on Resolutions #2015-93, #2015-105, #2015-106, #2015-123, and Mr. Minarchenko abstained on Resolution #2015-112.**

**RESOLUTION: 2015-90**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **CITY OF LINDEN** | | | | |
|  |  |  |  |  |
| **RESOLUTION TO TRANSFER 2014 APPROPRIATIONS** | | | | |
|  |  |  |  |  |
| **BE IT RESOLVED,** by the City Council of the City of Linden, County of Union, New Jersey, that the following transfers of 2014 appropriations be made in accordance with the provisions of Revised Statute 40A: 4-58. | | | | |
|
|
|  |  |  |  |  |
|  | **CURRENT BUDGET** |  |  |  |
|  |  |  |  |  |
|  | From: City Council - Salaries & Wages |  |  | $ 3,200.00 |
|  | To: Purchasing - Salaries & Wages |  | $ 3,200.00 |  |
|  |  |  |  |  |
|  | From: Salary Adjustment - Salaries & Wages |  |  | $ 210,000.00 |
|  | To: Purchasing - Salaries & Wages |  | $ 2,000.00 |  |
|  | To: Personnel/Human Resources - Salaries & Wages |  | $ 5,000.00 |  |
|  | To: City Clerk - Salaries & Wages |  | $ 5,000.00 |  |
|  | To: Finance Administration - Salaries & Wages |  | $ 5,000.00 |  |
|  | To: Purchasing - Salaries & Wages |  | $ 2,000.00 |  |
|  | To: Collection of Taxes - Salaries & Wages |  | $ 10,000.00 |  |
|  | To: Assessment of Taxes - Salaries & Wages |  | $ 5,000.00 |  |
|  | To: Legal Services & Costs - Salaries & Wages |  | $ 2,000.00 |  |
|  | To: Engineering Services & Costs- Salaries & Wages |  | $ 5,000.00 |  |
|  | To: Office of Emergency Management - Salaries & Wages |  | $ 5,000.00 |  |
|  | To: Street & Road Maintenance - Salaries & Wages |  | $ 25,000.00 |  |
|  | To: Other Public Works Functions - Salaries & Wages |  | $ 50,000.00 |  |
|  | To: Municipal Garage - Salaries & Wages |  | $ 5,000.00 |  |
|  | To: Solid Waste Collection - Salaries & Wages |  | $ 20,000.00 |  |
|  | To: Buildings & Grounds - Salaries & Wages |  | $ 36,000.00 |  |
|  | To: Board of Health - Salaries & Wages |  | $ 5,000.00 |  |
|  | To: Recreation Contractual Obligations - Salaries & Wages | | $ 23,000.00 |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  | Totals |  | $ 213,200.00 | $ 213,200.00 |
|  |  |  |  |  |
|  |  |  |  |  |

**Resolution: 2015-91**

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

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **DATE** | **CHECK #** | **DESCRIPTION** | **ACCOUNT** | **AMOUNT** | **PURPOSE** |
| 1/5/2015 |  | Worker's Comp. | Current | $2,935.99 | claims |
| 1/7/2015 |  | Delta Dental | Current | $45,138.39 | claims |
| 1/7/2015 |  | Worker's Comp. | Current | $1,574.96 | claims |
| 1/7/2015 |  | Medco | Current | $104,609.38 | claims |
| 1/7/2015 |  | Vision Service Plan | Current | $4,246.96 | claims |
| 1/14/2015 |  | Worker's Comp. | Current | $12,571.65 | claims |
| 1/8/2015 |  | Payroll | Current | $41,667.10 | payroll |
| 1/8/2015 |  | Payroll | San Landfill | $1,199.20 | payroll |
| 1/8/2015 |  | Payroll | Trust | $46,315.50 | payroll |
| 1/8/2015 |  | Payroll | Current | $7,994.96 | FICA |
| 1/8/2015 |  | Payroll | Current | $93,492.88 | payroll |
| 1/15/2015 |  | Payroll | Current | $730,058.63 | payroll |
| 1/15/2015 |  | Payroll | Current | $59,077.11 | FICA |
| 1/15/2015 |  | Payroll | Trust | $54,789.38 | payroll |
| 1/15/2015 |  | Payroll | Grant | $32,372.41 | payroll |
| 1/15/2015 |  | Payroll | San Landfill | $4,459.42 | payroll |
| 1/15/2015 |  | Payroll | Current | $714,110.94 | payroll |
| 1/15/2015 |  | SHBP Retirees | Current | $513,539.23 | Jan premium |
| 1/15/2015 |  | SHBP Active | Current | $624,908.12 | Nov premium |
| 1/21/2015 |  | Worker's Comp. | Current | $6,428.40 | claims |
| 1/21/2015 |  | Medco | Current | $109,148.40 | claims |
| 1/29/2015 |  | Payroll | Trust | $14,272.86 | payroll |
| 1/29/2015 |  | Payroll | Grant | $25,108.77 | payroll |
| 1/29/2015 |  | Payroll | San Landfill | $4,219.58 | payroll |
| 1/29/2015 |  | Payroll | Capital | $89.84 | payroll |
| 1/29/2015 |  | Payroll | Current | $53,897.34 | FICA |
| 1/29/2015 |  | Payroll | Current | $1,411,056.72 | payroll |

**Resolution: 2015-92**

**RESOLUTION RECOGNIZING MICA JONATHAN PETIT HOMME**

**FOR HIS OUTSTANDING TRACK CAREER**

**WHEREAS,** Mica Jonathan Petit Homme, a native of Port Au Prince, Haiti, settled in Linden, attending Linden High School, and graduating in 2012; and

**WHEREAS,** during his senior year at Linden High School Mica Jonathan Petit Homme, distinguishing himself by earning First Team All-State Track & Field honors in the 400 meter hurdles; and

**WHEREAS,** he went on to attend Long Island University, Brooklyn, on a track scholarship, and is entering his junior year, there; and

**WHEREAS,** in college, Jo Jo, as his teammates call him, has continued to excel in track , being recognized as one of the top 400 meter hurdles in the county; and

**WHEREAS,** among Mica Jonathan Petit Homme’s college accomplishments are 2013-14 Second Team All American 400 meter hurdles; Four-time NEC 1600 meter Relay Champion; Two-time NEC indoor 500 meter Champion 2013-14; Second Place finish 400 meter hurdles, 2014 Penn relays, and many others to numerous to mention; and

**WHEREAS,** the Mayor and Council of the City of Linden wish to congratulate Mica Jonathan Petit Homme on his outstanding accomplishments and thank him for bringing outstanding recognition to the City of Linden.

**NOW THEREFORE BE IT RESOLVED,** by the Mayor and Council of the City of Linden that they hereby recognize Mica Jonathan Petit Homme for his many outstanding accomplishments in track and field and wish to express their gratitude for his exceptional representation of the City of Linden and it’s residents; and

**BE IT FURTHER RESOLVED,** that a copy of this resolution be appropriately present to Mica Jonathan Petit Homme and be placed in the minutes of the City Council of the City of Linden in permanent acknowledgement of his accomplishments.

**RESOLUTION: 2015-93**

**A RESOLUTION APPOINTING ALEX LOSPINOSO A**

**MEMBER OF THE LINDEN ECONOMIC DEVELOPMENT CORPORATION OF THE CITY OF LINDEN**

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

That Alex Lospinoso shall be and he hereby is appointed a member of the Linden Economic Development Corporation of the City of Linden to serve a two (2) year term commencing January 1, 2015 and terminating December 31, 2016, or until his successor shall have been appointed and shall have qualified.

**RESOLUTION: 2015-94**

**RESOLUTION APPOINTING GEORGE VIRCIK AS CITY ENGINEER FOR A THREE-YEAR TERM**

**BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF LINDEN:** that pursuant to the Ordinance entitled, "AN ORDINANCE OF THE CITY OF LINDEN APPOINTING A CITY ENGINEER, FIXING HIS TERM OF OFFICE AND SALARY AND DEFINING AND SETTING FORTH THE DUTIES OF THE SAID CITY ENGINEER," approved February 5, 1925, as amended and supplemented, that **GEORGE R. VIRCIK** be and he hereby is appointed Municipal Engineer of the City of Linden, to hold office for the full term of three (3) years, from the first day of January, 2015 and to the 31st day of December, 2017, and until his successor has been appointed and qualifies.

Section 1. The City Council hereby approves the appointment of George Vircik as City Engineer of the City of Linden.

Section 2. All resolutions or ordinances or parts thereof which are inconsistent with the provisions of the Resolution are hereby repealed to the extent of such inconsistency.

Section 3. This Resolution shall take effect as provided by law.

**RESOLUTION: 2015-95**

**RESOLUTION RECOGNIZING THE EFFORTS OF**

**COLLEEN KRASON AS A GOOD CITIZEN**

**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,** Colleen Krason, a resident of Linden, has quietly taken on the role of making her neighbor, and the City of Linden a better place for its residents; and

**WHEREAS,** Colleen Krason a resident of East Blancke Street has made improvements to her neighborhood by cleaning up nearby Dobson Park and the PAL property each morning and evening; and

**WHEREAS,** she has unselfishly spent her own money to beautify the PAL building by purchasing and planting shrubs and flowers to make Linden a better place; and

**WHEREAS,** the Mayor and Council of the City of Linden wish to express their heartfelt appreciation to Colleen Krason for all of her efforts.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the City of Linden that they hereby thank Colleen Krason for her unsolicited efforts that were done, by her, for no other reason than the privilege of doing it and express their gratitude for her efforts to make 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 copy be presented to Colleen Krason in permanent recognition of the foregoing.

**RESOLUTION: 2015-96**

**AMENDING A CONTRACT WITH THE**

**NEW JERSEY AUDUBON SOCIETY**

**AS STEWARD OF THE LINDEN LANDFILL**

**WHEREAS,** pursuant to a certain administrative Consent Order between the City of Lind**en** and Department of environmental Protection the City of Linden solicited bids for services relating to the administration of the Linden Landfill and associated greenway areas, including the Hawkrise Sanctuary(the Linden Greenway Project); and

**WHEREAS,** the New Jersey Audubon Society is not for profit New Jersey corporation originally founded in 1897, having a mission that includes providing environmental education and fostering a conservation ethic among New Jersey’s citizens, and which carries out its mission through education programs and information services; and

**WHEREAS,** pursuant to the Administrative Consent Order the New Jersey Audubon Society has been previously been approved by the City of Linden, after the solicitation of Request for Qualification, to provide such services as outlined in the Administrative Consent Order, and the City of Linden authorized retaining the New Jersey Audubon Society to provide such services pursuant to a Resolution which was adopted by City Council on September 18, 2007; and

**WHEREAS,** the New Jersey Audubon Society is ready, willing and able to provide environmental program resources for the benefit of the City of Linden and its residents; and

**WHEREAS,** the City, in compliance with the Administrative Consent Order, is required to provide such programs and resources to the Citizens of the City of Linden, deems it in the best interest of the City of Linden to amend the agreement entered into with the New Jersey Audubon Society on March 18, 2008 to create a comprehensive environmental education and structured presence at the Linden Gateway Project; and

**WHEREAS,** in a proposal dated January 29, 2015, the New Jersey Audubon Society has submitted a request for additional funds for Tasks 1-6 in the amount of $30,294.00; and

**WHEREAS,** the Chief Financial Officer or her designee has certified as to the availability of funds for this purpose which will be charged to account/line item No. C-04-55-907-505-919 and;

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

1. The City of Linden and the New Jersey Audubon Society shall enter into a Memorandum of Understanding, in such form as approved by the Law Department to provide such services as required under the Administrative Consent Order.
2. The Mayor, City Clerk, or their designees, are hereby authorized and directed to execute such Memorandum of Understanding and to affix the corporate seal thereon.
3. This Resolution shall take effect immediately.

Virginia Malik, 1633 Lenape Road. Ms. Malik asked the specifics on the work being done by the Audubon Society. President Alvarez and Mr. Minarchenko responded to the question, providing details on the work being done.

**FOR ROLL CALL REFER TO RESOLUTION #2015-114**

**RESOLUTION: 2015-97**

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

**JEN ELECTRIC, INC., TRAFFIC SIGNAL SPECIALISTS, FOR THE MAINTENANCE OF TRAFFIC SIGNALS IN THE CITY OF LINDEN**

**WHEREAS,** the City of Linden has entered into a cooperative pricing agreement with the Morris County Cooperative Pricing Council (MCCPC) for 2015; and

**WHEREAS,** Jen Electric, Inc., is a vendor under said cooperative pricing agreement; and

**WHEREAS,** a quote was received by the Purchasing Agent for the maintenance and emergency response services for all traffic signals within the City of Linden; and

**WHEREAS,** the Chief Financial Officer or his designee has certified as to the availability of funds for this purpose, as attached hereto, which will be charged to account/line item No. 5-01-26-310-125-278; and

**WHEREAS**, the cost for said maintenance will be a total amount not to exceed $20,000.00 for the term commencing January 1, 2015 through December 31, 2015;

**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 Jen Electric, Inc. in the amount of $20,000.00, under the Morris County Cooperative Pricing Agreement for the period of January 1, 2015 through December 31, 2015.

2. This Resolution is expressly contingent upon the negotiation and execution of the necessary contract documents between Jen Electric, 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: 2015-98**

**RESOLUTION FOR INCORPORATING THE MUNICIPAL**

**PUBLIC ACCESS PLAN INTO THE MASTER PLAN**

**WHEREAS**, the City of Linden’s Municipal Access Plan (MPAP) was submitted to the City Council and reviewed at the regular meeting of October 21, 2014; and

**WHEREAS,** the City Council endorsed the MPAP, and referred it to the Planning Board for review and formal adoption; and

**WHEREAS,** the Planning Board of the City of Linden reviewed the MPAP at its meeting of November 5, 2014 and formally adopted it, subject to the final review and approval by the New Jersey Department of Environmental Protection; and

**WHEREAS,** the City of Linden received formal approval of the New Jersey Department of Environmental Protection, for the Municipal Public Access Plan, as it was submitted to them on December 10, 2014

**WHEREAS**, the Governing Body, at its meeting of November 11, 2014 conditionally approved the plan, subject to the approval of the NJDEP; and

**Whereas**, said MPAP has been legally posted as per the requirements of NJDEP; and

**WHEREAS**, the Governing Body recognizes the need to make the MPAP an authorized component of the municipal decision-making by incorporating it into the municipal master plan; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the City of Linden of the County of Union, New Jersey that the “City of Linden Municipal Public Access Plan,” a copy of which is attached, is hereby finally approved; and

**BE IT FURTHER RESOLVED,** the MPAP shall be incorporated into the municipal master plan as a new element of the Master Plan; and

I hereby certify the foregoing to be a resolution adopted by the City Council of the City of Linden at its meeting held on February 17, 2015.

**RESOLUTION: 2015-99**

**RESOLUTION AUTHORIZING THE EXECUTION OF A DISCHARGE OF MORTGAGE**

**WHEREAS,** on July 16, 2009, the resident of 45 W. 12th Street, Linden entered into a mortgage with the City of Linden Neighborhood Preservation Program in the amount of $8,500.00; and

**WHEREAS,** said mortgage was paid in full or otherwise satisfied; and

**WHEREAS,** a Discharge of Mortgage was never filed with the County;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the Mayor and City Clerk are hereby authorized and directed to execute a Discharge of Mortgage for the above captioned property.

**RESOLUTION: 2015-100**

**RESOLUTION AUTHORIZING THE EXECUTION OF A DISCHARGE OF MORTGAGE**

**WHEREAS,** on July 9, 2009, the resident of 913 McCandless Street, Linden entered into a mortgage with the City of Linden Neighborhood Preservation Program in the amount of $45,000.00; and

**WHEREAS,** said mortgage was paid in full or otherwise satisfied; and

**WHEREAS,** a Discharge of Mortgage was never filed with the County;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the Mayor and City Clerk are hereby authorized and directed to execute a Discharge of Mortgage for the above captioned property.

**RESOLUTION: 2015-101**

**RESOLUTION AUTHORIZING THE EXECUTION OF A DISCHARGE OF MORTGAGE**

**WHEREAS,** on August 12, 1997, the resident of 36 E. Henry Street, Linden entered into a mortgage with the City of Linden Neighborhood Preservation Program in the amount of $40,000.00; and

**WHEREAS,** said mortgage was paid in full or otherwise satisfied; and

**WHEREAS,** a Discharge of Mortgage was never filed with the County;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the Mayor and City Clerk are hereby authorized and directed to execute a Discharge of Mortgage for the above captioned property.

**RESOLUTION: 2015-102**

**RESOLUTION DECLARING SURPLUS FOR SALE OR DISPOSITION NOT NEEDED FOR GOVERNMENT USE**

**WHEREAS,** N.J.S.A 40A:11-36 provides for the sale/disposal of surplus property not needed for government use; and

**WHEREAS,** the City of Linden desires to sell certain surplus property or dispose; and

**WHEREAS,** the items listed below are being declared surplus and not needed for municipal purpose; and

**NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that pursuant to N.J.S.A. 40A:11-36 that the Purchasing Agent is hereby authorized to sell at public action or by other means as provided for in the statue using their best business discretion for the following items:

**various law books - see attached list**

**BE IT FURTHER RESOLVED** that the Purchasing Agent is hereby authorized to confirm the sale or disposal of said items.

**RESOLUTION: 2015-103**

**TEMPORARY CAPITAL BUDGET FOR 2015**

**WHEREAS,** the City of Linden desires to introduce the 2015 Temporary Capital budget of said municipality.

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the City of Linden introduces the 2015 Temporary Capital Budget follows:

**Section 1.** The 2015 Temporary Capital Budget of the City of Linden is hereby introduced to read as follows:

**METHOD OF FINANCING**

**Est. Budget Capital Grant Debt**

**Project Costs Approp. Impr. Fund in Aid Authorized**

Wetlands Enhancement $1,100,000.00 $1,100,000.00 $ 55,000.00 $ 1,045,000.00

Landfill Closure $ 341,000.00 $ 341,000.00 $ 17,050.00 $ 323,950.00

Underground Storage Tanks $ 110,000.00 $ 110,000.00 $ 5,500.00 $ 104,500.00

Various Street Resurfacing $2,310,000.00 $2,310,000.00 $115,500.00 $ 2,194,500.00

Police Department (4) SUV’s $165,000.00 $165,500.00 $ 8,250.00 $ 156,750.00

**Section 2.** The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services, Department of Community Affairs, State of New Jersey, within three days after the adoption of these projects for 2015 Capital Budget, to be included in the 2015 Capital Budget as adopted.

Virginia Malik, 1633 Lenape Road. Ms. Malik asked questions regarding the Landfill Closure item, and expressed her opinion that since the landfill was already closed, the amount of money seemed excessive. Mr. Vircik responded explaining the post closure activities that are ongoing in nature and need to be done. Ms. Malik asked for an explanation of the Wetlands Enhancement. Mr. Vircik provided it.

**FOR ROLL CALL REFER TO RESOLUTION #2015-114**

**RESOLUTION: 2015-104**

**RESOLUTION AMENDING A CONTRACT WITH CME ASSOCIATES**

**FOR SERVICES RELATED TO HAZARDOUS MATERIALS SURVEYS AT 940 S. PARK AVENUE AND 13 KNOPF STREET IN THE CITY OF LINDEN**

**WHEREAS**, the City of Linden passed a Resolution on September 17, 2013, No. 2013-356, retaining the services related to hazardous materials surveys at 940 S. Park Avenue and 13 Knopf Street in the City of Linden; and

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

**WHEREAS**, CME Associates, 3759 Rt. 1 South, Suite 100, Monmouth Junction, New Jersey 08852 submitted a qualification to the City and has qualified for the aforesaid service for 2014, and

**WHEREAS**, due a leaking underground storage tank at 13 Knopf Street, it is necessary to provide for additional funds for said purpose in an amount not to exceed $38,450.00; and

**WHEREAS**, inclusive of these additional funds the total expenditures paid to date to CME Associates for services rendered under the original or substantially related contract is

$103,500.00; 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.C-04-55-901-579-919.

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

**LINDEN** that they do hereby approve the additional amount not to exceed $38,450.00 for

services rendered by CME Associates for the City of Linden; and

**BE IT FURTHER RESOLVED** that this Resolution is expressly contingent upon the

negotiation and execution of the necessary contract documents between CME Associates and the City of Linden; and

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

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

Virginia Malik, 1633 Lenape Road. Ms. Malik asked if this work was being done on public or private property. Mr. Vircik explained that the authorization was for additional work for Knopf Street, and that it was a public location. He provided a history and details of what has to be done.

**FOR ROLL CALL REFER TO RESOLUTION #2015-114**

**RESOLUTION: 2015-105**

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

**TO HARLEY DAVIDSON OF BERGEN FOR THE PURCHASE OF THREE (3) 2015 HARLEY DAVIDSON FLHTP POLICE MOTORCYCLES OR EQUIVALENT FOR THE LINDEN POLICE DEPARTMENT**

**WHEREAS,** sealed bids were received by the Purchasing Agent on January 28, 2015 for the purchase of three (3) 2015 Harley Davidson FLHTP Police Motorcycles, or equivalent for the Linden Police Department; 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 has certified as to the availability of funds for this purpose, as attached hereto, which will be charged to account/line item No. G-02-40-240-014-018;

**WHEREAS**, Harley Davidson of Bergen was the lowest bidder at their bid of $59,470.00; 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 Harley Davidson of Bergen at their bid of $59,470.00.

2. This Resolution is expressly contingent upon the negotiation and execution of the necessary contract documents between Harley Davidson of Bergen 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: 2015-106**

**RESOLUTION PROVIDING AN EMPLOYEE ASSISTANCE**

**PROGRAM FOR THE CITY OF LINDEN**

**WHEREAS**, there exists a need in the City of Linden for the retention of extraordinary unspecifiable services relative to providing an employee assistance program for the City of Linden; 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**, this service qualifies as an extraordinary unspecifiable service under the rules of the Division of Local Government Services as contained in N.J.A.C. 5:34-2.1 et seq. and is certified as an extraordinary unspecifiable service in accordance with the requirements thereof; and

**WHEREAS**, the Chief Financial Officer or his designee has certified as to the availability of funds for this purpose, as attached hereto, which will be charged to account/line item No. 5-01-20-105-105-274; and

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

1. Trinitas Regional Medical Center, having offices at 300 North Avenue East, Cranford, New Jersey 07016 is hereby engaged to provide an employee assistance program to the City of Linden for a period commencing January 1, 2015 to December 31, 2015 at a cost not to exceed $12,000.00.

2. The Mayor and City Clerk are hereby authorized to execute an agreement with Trinitas Regional Medical Center for the aforesaid purposes.

3. This contract is awarded without competitive bidding as an “ Extraordinary Unspecifiable Service” in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law because Trinitas Regional Medical Center has a proven reputation in the field of providing employee assistance programs.

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

**RESOLUTION: 2015-107**

**RESOLUTION** **AWARDING A CONTRACT TO ALPHADOG SOLUTIONS, INC** **FOR BACK FLOW PROGRAM**

**WHEREAS**, the City Council of the City of Linden has determined that there exists a need for the back flow program; 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,** 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 AlphaDog Solutions, Inc. submitted a qualification to the City and has qualified for the aforesaid services for 2015; and

**WHEREAS**, the Chief Financial Officer or her designee has certified as to the availability of funds for this purpose will be charged to account/line item No. 5-01-22-295-207-273; and

**WHEREAS**, the Purchasing Agent has certified that this meets the statute and regulations governing the award of said contracts;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that a contract for Professional Services be and hereby is awarded to AlphaDog Solutions, Inc, 335 Union Avenue, Belleville, New Jersey 07109, in accordance with their quote, at a fee of $36,000.00, for a one year period, for a total not to exceed $36,000.00; and

**BE IT FURTHER RESOLVED** that this Resolution expressly contingent upon the negotiation and execution of the necessary contract documents between AlphaDog Solutions, Inc and the City of Linden; and

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk are hereby empowered and directed to execute a contract with AlphaDog Solutions, Inc to effectuate the foregoing; and

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

Virginia Malik, 1633 Lenape Road. In response to Ms. Malik’s questions, Mrs. Zack provided an explanation of the work that was being done by Alphadog. Ms. Koblis provided details on the Black Flow Program for Ms. Malik

**FOR ROLL CALL REFER TO RESOLUTION #2015-114**

**RESOLUTION: 2015-108**

**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, US Bank Cust BV001 Trust, and Trustees have forwarded monies to the Tax Collector; and

**WHEREAS**, the monies should have been sent directly to the lien holders, for Block 72 Lot 11 in the amount of $1,327.00.

**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 $1,327.00 to US Bank Cust BV001 Trust, 50 South 16th, Street, Suite 19, Philadelphia, PA 19102.

**RESOLUTION: 2015-109**

**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, MTAG Cust Caz Creek NJ, 13 and Trustees have forwarded monies to the Tax Collector; and

**WHEREAS**, the monies should have been sent directly to the lien holders, for Block 85 Lot 30 in the amount of $1,000.72.

**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 $1,000.72 to MTAG Cust Caz Creek NJ, 13, P.O. Box 54303, New Orleans, LA, 70154-4303.

**RESOLUTIONS: 2015-110**

**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 $8,596.36.

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 $8,596.36 to Amaco, 125 Rocky Boulevard # 623, Bear, DE, 19701.

**RESOLUTION: 2015-111**

**RESOLUTION APPOINTING A MUNICIPAL ATTORNEY TO FILL AN UNEXPIRED TERM**

**WHEREAS,** on February 6, 2015, Municipal Attorney John G. Hudak submitted his letter of resignation; and

**WHEREAS**, there is a need to fill the unexpired term of Municipal Attorney John G. Hudak; and

**WHEREAS,** due to the qualifications required for the position, and due to the qualifications and experience of **DANIEL ANTONELLI** that a residency requirement waiver is herein granted; and

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

1. Daniel Antonelli, an Attorney at Law of the State of New Jersey, shall be and hereby is appointed Municipal Attorney of the City of Linden, upon the retirement of John G. Hudak, to fill the unexpired term of John G. Hudak, commencing immediately and terminating December 31, 2015, and until his successor or successors has been appointed and qualified.
2. The Municipal Attorney shall be paid a salary of $77,777.00 per year with no benefits.
3. This Resolution shall take effect in the manner provided by law.

**Virginia Malik, 1633 Lenape Road. Ms. Malik asked questions regarding the salary paid Mr. Antonelli, and that paid Mr. Hudak. Mrs. Zack responded.**

**Mrs. Cosby-Hurling. Mrs. Cosby-Hurling noted that the resolution speaks to the retirement of Mr. Hudak, he if fact is resigning, and she offered her congratulations to Judge Hudak, on his appointment to the Superior Court. She noted that he is truly a man of the law, and that he will be sorely missed. She welcomed Mr. Antonelli.**

**Mr. Brown moved for approval of Resolution #2015-111. The motion was seconded by Mr. Brooks and was unanimously ordered approved on a roll call vote.**

**RESOLUTION: 2015-112**

**RESOLUTION APPOINTING AN ASSISTANT MUNICIPAL ATTORNEY AND**

**DESIGNATING HIM AS ASSISTANT PROSECUTOR TO FILL AN UNEXPIRED TERM**

**WHEREAS,** on February 17, 2015, Assistant Municipal Attorney Daniel Antonelli was

Appointed to the position of Municipal Attorney; and

**WHEREAS,** there is a need to fill the unexpired term of Assistant Municipal Attorney/Assistant Municipal Prosecutor; and

**WHEREAS, MOHAMED JALLOH,** an Attorney at Law of the State of New Jersey, shall be and hereby is appointed Assistant Municipal Attorney of the City of Linden to fill the unexpired term of Daniel Antonelli, commencing immediately and terminating on December 31, 2017 and until his successor or successors have been appointed; and

**WHEREAS,** Assistant Municipal Attorneys shall be Designated and serve as the Municipal Prosecutor and/or Assistant Municipal Prosecutor, said term shall commence immediately and terminate December 31, 2015 and shall receive such compensation as shall be provided by further resolution of the Council; and

**WHEREAS,** due to the qualifications required for the position, and due to the qualifications and experience of **MOHAMED JALLOH** that a residency requirement waiver is herein granted; and

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

1. **MOHAMED JALLOH,** an Attorney as Law of the State of New Jersey, shall be and hereby is appointed Assistant Municipal Attorney to fill the unexpired term of Daniel Antonelli commencing immediately and terminating December 31, 2017, and until his successor or successors has been appointed and qualified.
2. **MOHAMED JALLOH** is hereby designed an Assistant Municipal Prosecutor of the City of Linden commencing immediately and terminating December 31, 2015 and until his successor or successors has been appointed and qualified.
3. The Assistant Municipal Attorney shall be paid a salary of $32,743.88 per year with no benefits.
4. This resolution shall take effect in the manner provided by law.

**Resolution: 2015-113**

**A RESOLUTION EXPRESSING OPPOSITION TO THE PILGRIM PIPELINE**

**WHEREAS,** Pilgrim Pipeline Company LLC (“Pilgrim”) is proposing to build a new bidirectional pipeline though the City of Linden that would transport crude oil and refined petroleum products between Albany, New York and Rahway New Jersey; and

**WHEREAS,** the pipeline will carry oil extracted from North Dakota’s Bakken shale through the process of hydraulic fracturing, or fracking, an extreme method of oil and gas extraction that depletes and despoils clean water resources, creates toxic air emissions and radioactive waste, and contributes to the climate change crisis by releasing large quantities of methane gas into the atmosphere; and

**WHEREAS,** in February 2014 the *Wall Street Journal* compared oil from 86 locations around the world and found Bakken crude oil to be the most explosive [although should be more appropriately described as extraordinary flammable]. Bringing this fuel into our community endangers our families, property, and environment

**WHEREAS,** the Pilgrim pipeline raises significant safety concerns for the City of Linden as well as potential harm to municipal and county infrastructure, and likely negative impact upon future development in the community; and

**WHEREAS,** the Linden city Council is concerned that heavy construction equipment will also be in close proximity to homes foundations due to the constraints of available workspace. Temporary workspace usage will also severely impact the existing soil reducing water absorption and may increase future flooding possibilities; and

**WHEREAS,** the Linden City Council is concerned about the hazard the project may creat due to the nature and volume of the highly flammable oil flowing through the pipeline, and its proposed route, which crosses through residential neighborhoods. These communities will be in the “impact radius” should an explosion and or spill occur; and

**WHEREAS,** according to Public employees for Environmental Responsibilities, the US Dept. of Transportation’s Pipeline and Hazardous Materials Administration (PHMSA) has only 135 inspections to oversee 2.6 million miles of pipelines, and only a fifth of that pipeline system has been inspected by PHMSA or its state partners since 2006.

**WHEREAS,** the potential for a pipeline explosion could harm hundreds of people, we express grave concerns about the project negatively affecting the health, safety, and welfare of our citizens; and

**WHEREAS,** the Council’s responsibility is to provide a safe environment for its residents, and this pipeline raises serious safety concerns as described above, especially since the route being surveyed is in close proximity to a firehouse, thereby interfering with vital emergency services during construction and thereafter; and

**WHEREAS,** the proposed project may result in a loss of tax revenue for the City of Linden

based on right-of-way agreements with Pilgrim Pipeline and decline in the property values of homes along, and adjacent to, the new pipeline and surrounding neighborhoods as a direct result of the project; and

**WHEREAS,** the New Jersey Legislature recognized the significance of the New Jersey Highlands region and afforded special protection to the region and its resources in 2004 with the passage of the New Jersey highlands Water Protection and Planning Act. The Act created the Highlands Water Protection and Planning Council and the highlands Regional Master Plan to ensure resource based planning would be used in the Highlands to combat sprawl and the depletion of water quality and quantity as the region provides drinking water to 5.4 million state residents; and

**WHEREAS,** the federal government acknowledged the exceptional value of Highlands resources and the urgent need for their preservation in 2004 when Congress passed the highlands Conservation Act which “recognize[s] the importance of the water, forest, agricultural, wildlife, recreational, and cultural resources of the highlands region and the national significance of the Highlands region to the United Sates.”; and

**WHEREAS,** the wise stewardship of our natural resources involves protection of Linden’s water supplies and water and other natural resources for generation to come; and

**WHEREAS,** protection of Linden’s water supplies and resources is better accomplished by prevention of contamination and environmental degradation, rather than attempting to clean up contamination and restoring degraded environments after the fact.

**NOW THEREFORE,** be it resolved by the Mayor and Council of the City of Linden in the County of Union as follows:

1. The Council opposes the proposed Pilgrim Pipeline.
2. The Council calls for a moratorium on any and all planning, proposal, surveying, or construction of the Pilgrim Pipeline through the City of Linden.
3. Because this project will traverse and negatively impact numerous significant natural areas and the resources of the City, the Council requests a full environmental review to be conducted by the NJDEP to assess the myriad environmental consequences of the project.
4. The Council seeks the cooperation of other similarly located and affected municipalities, asking that all nearby affected municipalities adopt a similar resolution.
5. The Council adopts and calls upon similarly situated municipalities to adopt a resolution authorizing each municipality to join together their appearance in any proceeding before the New Jersey Department of Environmental Protection, New Jersey Board of Public Utilities and any other regulatory authority, so that by their strength of numbers they may successfully oppose the Pilgrim Pipeline project and have the ability to cause the relocation or termination of the project so as to prevent environmental degradation and to protect the public health and safety.
6. The Council directs and municipal clerk to forward copies of this resolution to the following:
7. NJ Governor Chris Christie 5. Food & Water Watch
8. State Senator Nicholas Scutari 6. Sierra Club – NJ Chapters
9. Assemblyman Jerry Green 7. Union County Freeholders
10. Assemblywoman Linda Stender 8. All Union County municipal Councils

**Sylvia Weisbrot, 429 Ainsworth Street. Ms. Weisbrot thanked the Council for the resolution. She also spoke about proposed legislation and the need for council to be diligent in battling it. Ms. Weisbrot also commented on the Borough of Carteret, and its battle against a project called Soil Safe. President Alvarez noted that the Council, last year passed a resolution opposing the Soil Safe project.**

**Mr. Brown moved for approval of Resolution #2015-113. The motion was seconded by Mr. Brooks and was unanimously ordered approved on a roll call vote.**

**Resolution: 2015-114**

**RESOLUTION FOR WORK ORDER SYSTEM FOR THE CITY OF LINDEN SOLICIATED BY QUOTATIONS FOR FACILITY DUDE**

**WHEREAS**, the City of Linden wishes to procure services for a work order module from Facility Dude, 11000 Regency Parkway #110, Cary, NC 27518 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,** Facility Dude was solicited for quotations; and

**WHEREAS,** Facility Dude provided the most advantageous quote, price and others factors considered in the amount not to exceed $22,000.00; and

**WHEREAS**, the Chief Finance Officer has certified the availability of funds for this award, which will be charged to 5-01-20-131-113-272; and

**NOW THEREFORE BE IT RESOLVED** Facility Dude be awarded a contract to supply services for a work order module to be used by Public Property/Municipal Garage/ Public Works at the low quote of $22,000.00;

**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.

**Virginia Malik, 1633 Lenape Road. Mrs. Cosby-Hurling explained, to Ms. Malik, that the program would allow the tracking of calls reporting problem. She provided other details on the capabilities of the program. A discuss on efficiency followed, and future fees for the use of the program. Mrs. Zack also spoke about the cost of the program.**

**Mr. Brown moved for approval of Resolutions # 2015-96, #2015-103, #2015-104, #2015-107, #2014-114. The motion was seconded by Mr. Brooks and was unanimously ordered approved on a roll call vote.**

**RESOLUTION: 2015-115**

**RESOLUTION COMBINING BONDS AGGREGATING THE PRINCIPAL SUM OF $11,625,000 AUTHORIZED BY THIRTY-EIGHT BOND ORDINANCES HERETOFORE ADOPTED TO FINANCE PART OF THE COST OF VARIOUS GENERAL IMPROVEMENTS IN THE CITY OF LINDEN, COUNTY OF UNION, NEW JERSEY INTO ONE CONSOLIDATED ISSUE OF BONDS AND PROVIDING FOR THE FORM, MATURITIES AND OTHER DETAILS OF SAID CONSOLIDATED ISSUE.**

February 17, 2015

WHEREAS, the City Council of the City of Linden, in the County of Union, New Jersey (the “City”), has heretofore adopted thirty-eight ordinances authorizing bonds to finance part of the cost of various general improvements in said City; and

WHEREAS, it is necessary to issue bonds pursuant to said ordinances in an aggregate principal amount of $11,625,000 and it is deemed advisable and in the best interests of the City, for the purpose of the orderly marketing of said bonds and for other financial reasons, to combine the bonds authorized under said thirty-eight ordinances into one consolidated issue in the aggregate principal amount of $11,625,000 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN IN THE COUNTY OF UNION, NEW JERSEY that:

Section 1. There shall be issued bonds of the City in the following principal amounts pursuant to the following bond ordinances:

A. $1,837,523 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 51-25)

“BOND ORDINANCE AMENDING IN ITS ENTIRETY BOND ORDINANCE NO. 50-32 OF THE CITY OF LINDEN, IN THE COUNTY OF UNION, PERTAINING TO THE STORM WATER DRAINAGE SYSTEM INCLUDING CONSTRUCTION OF STORM SEWERS FOR THE ENGINEERING DEPARTMENT AND TO INCREASE THE APPROPRIATION TO $14,247,292 THEREFOR AND THE AMOUNT OF BONDS OR NOTES AUTHORIZED TO $5,948,685”

heretofore finally adopted. The period of usefulness stated in said ordinance is 40 years.

B. $245,460 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 51-48)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $1,050,000 FOR ENVIRONMENTAL GREENWAY FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF $1,000,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 15 years.

C. $500,000 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 52-52)

“BOND ORDINANCE AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY APPROPRIATING $2,181,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF $2,071,000 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 14.88 years.

D. $2,397,000 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 53-27)

“BOND ORDINANCE AMENDING IN ITS ENTIRETY BOND ORDINANCE NO. 52-24 OF THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, FINALLY ADOPTED JUNE 17, 2008 PROVIDING FOR THE CLOSURE OF THE CITY OF LINDEN LANDFILL AND TO INCREASE THE APPROPRIATION TO $17,350,000 THEREFOR AND THE AMOUNT OF BONDS OR NOTES AUTHORIZED TO $17,277,500”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 15 years.

E. $15,000 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 53-30)

“BOND ORDINANCE AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $440,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF $418,000 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 33.86 years.

F. $40,000 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 53-42)

“BOND ORDINANCE AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $911,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $865,450 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 10.37 years.

G. $25,000 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 53-48)

“BOND ORDINANCE AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $411,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $390,450 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 6.47 years.

H. $190,000 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 54-36)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $200,000 FOR REHABILITATION OF STORM AND SANITARY SEWERS FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF $190,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 40 years.

I. $15,000 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 54-58)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $90,000 FOR CITYWIDE CURB AND SIDEWALK RECONSTRUCTION FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF $85,500 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 10 years.

J. $47,603 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 54-65)

“BOND ORDINANCE AUTHORIZING THE ACQUISITION OF COMPUTER EQUIPMENT FOR POLICE DEPARTMENT IN AND FOR THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $109,450 THEREFORE AND AUTHORIZING THE ISSUANCE OF $103,978 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 5 years.

K. $46,530 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 54-72)

“BOND ORDINANCE AUTHORIZING THE ACQUISITION OF FIREFIGHTING EQUIPMENT IN AND FOR THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $49,500 THEREFORE AND AUTHORIZING THE ISSUANCE OF $47,025 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 5 years.

L. $270,750 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 55-19)

“BOND ORDINANCE AUTHORIZING RESURFACING OF VARIOUS STREETS IN AND FOR THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $475,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF $270,750 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 10 years.

M. $31,806 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 55-30)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $45,000 FOR THE RECONSTRUCTION OF CURBS AND SIDEWALKS IN AND ALONG VARIOUS STREETS FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF $42,750 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 10 years.

N. $171,440 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 55-31)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $240,000 FOR THE RESURFACING OF VARIOUS STREETS FOR THE ENGINEERING DEPARTMENT FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF $228,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 10 years.

O. $237,500 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 55-34)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $250,000 FOR ACQUISITION OF A SANITATION TRUCK WITH PLOW FOR THE PUBLIC WORKS DEPARTMENT FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF $237,500 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 15 years.

P. $52,250 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 55-35)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $55,000 FOR ACQUISITION OF COMPUTER EQUIPMENT FOR THE FINANCE DEPARTMENT FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF $52,250 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 5 years.

Q. $36,575 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 55-36)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $38,500 FOR ACQUISITION OF MESSAGE BOARDS FOR THE POLICE DEPARTMENT FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF $36,575 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 10 years.

R. $20,000 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 55-42)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $200,000 FOR IMPROVEMENTS TO WEST BROOK AND PEACH ORCHARD BROOK FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF $190,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 20 years.

S. $190,000 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 55-43)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $200,000 FOR REHABILITATION OF SANITARY SEWERS FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF $190,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 40 years.

T. $88,573 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 55-44)

“BOND ORDINANCE AUTHORIZING THE ACQUISITION OF FIREFIGHTING AND RADIO EQUIPMENT IN AND FOR THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $93,500 THEREFORE AND AUTHORIZING THE ISSUANCE OF $88,825 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 5 years.

U. $418,000 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 56-20)

“BOND ORDINANCE AUTHORIZING THE RESURFACING OF VARIOUS STREETS IN AND FOR THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $440,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF $418,000 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 10 years.

V. $256,950 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 56-21)

“BOND ORDINANCE AUTHORIZING THE RESURFACING OF DEWITT TERRACE AND SOUTH WOOD AVENUE IN AND FOR THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $495,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF $285,000 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 10 years.

W. $522,500 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 56-34)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $550,000 FOR ACQUISITION OF COMPUTER RELATED EQUIPMENT FOR PUBLIC SAFETY FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF $522,500 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 5 years.

X. $47,500 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 56-36)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $50,000 FOR CITYWIDE CURB AND SIDEWALK RECONSTRUCTION FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF $47,500 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 10 years.

Y. $418,000 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 56-37)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $440,000 FOR SANITARY SEWER IMPROVEMENTS FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF $418,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 40 years.

Z. $90,975 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 56-38)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $106,500 FOR ACQUISITION OF A REMOUNT AMBULANCE FOR THE FIRE DEPARTMENT FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF $101,175 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 5 years.

AA. $315,400 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 56-42)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $245,000 FOR ACQUISITION OF COMPUTER RELATED EQUIPMENT FOR VARIOUS NON-PUBLIC SAFETY DEPARTMENTS FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF $232,750 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

which such ordinance has been heretofore amended by an ordinance entitled: (Ord. No. 56-66)

“BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 56-42 FINALLY ADOPTED BY THE CITY COUNCIL OF THE CITY OF LINDEN, NEW JERSEY ON AUGUST 22, 2012”



heretofore finally adopted. The average period of usefulness stated in said ordinance is 5 years.

BB. $160,930 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 56-45)

“BOND ORDINANCE AUTHORIZING THE ACQUISITION OF VARIOUS ITEMS OF CAPITAL EQUIPMENT FOR THE PUBLIC WORKS DEPARTMENT IN AND FOR THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $169,400 THEREFORE AND AUTHORIZING THE ISSUANCE OF $160,930 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 5 years.

CC. $68,970 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 56-46)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $72,600 FOR ACQUISITION OF ASPHALT FOR THE PUBLIC WORKS DEPARTMENT FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF $68,970 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 10 years.

DD. $264,385 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 56-47)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $278,300 FOR ACQUISITION OF A STREET SWEEPER FOR THE PUBLIC WORKS DEPARTMENT FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF $264,385 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 5 years.

EE. $197,505 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 56-49)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $207,900 FOR ACQUISITION OF A 15 YARD DUMP TRUCK FOR THE PUBLIC WORKS DEPARTMENT FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF $197,505 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 5 years.

FF. $642,675 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 56-55)

“BOND ORDINANCE AUTHORIZING THE ACQUISITION OF VARIOUS ITEMS OF CAPITAL EQUIPMENT FOR THE PUBLIC WORKS DEPARTMENT IN AND FOR THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $676,500 THEREFORE AND AUTHORIZING THE ISSUANCE OF $676,500 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 12.56 years.

GG. $171,000 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 56-56)

“BOND ORDINANCE AUTHORIZING THE ACQUISITION OF VARIOUS ITEMS OF CAPITAL EQUIPMENT FOR THE FIRE DEPARTMENT FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING $180,000 THEREFORE AND AUTHORIZING THE ISSUANCE OF $171,000 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 5 years.

HH. $114,950 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 56-60)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $121,000 FOR INSTALLATION OF TRAFFIC SIGNALS AND RELATED TRAFFIC IMPROVEMENTS FOR THE POLICE DEPARTMENT FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF $114,950 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 10 years.

II. $950,000 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 57-31)

“BOND ORDINANCE PROVIDING AN APPROPRIATION OF $1,000,000 FOR FINANCING A PORTION OF THE COST OF REDEVELOPMENT PROJECT LOCATED ON ST. GEORGES AVENUE FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, STATE OF NEW JERSEY AND AUTHORIZING THE ISSUANCE OF $950,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 15 years.

JJ. $527,250 bonds, being a portion of the bonds authorized by an ordinance entitled: (Ord. No. 55-12)

“BOND ORDINANCE RESTATING BOND ORDINANCE 54-61 WHICH BOND ORDINANCE PROVIDED AN APPROPRIATION OF $1,000,000 FOR CLOSURE OF THE LINDEN SANITARY LANDFILL FOR AND BY THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF $950,000 BONDS OR NOTES OF THE CITY FOR FINANCING PART OF THE APPROPRIATION”

which such ordinance has been heretofore amended by an ordinance entitled: (Ord. No. 58-61)

“BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 55-12 FINALLY ADOPTED BY THE CITY COUNCIL OF THE CITY OF LINDEN, NEW JERSEY ON MARCH 15, 2011, AS AMENDED”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 15 years.

Section 2. The bonds referred to in Section 1 hereof are hereby combined into one consolidated issue of bonds in the aggregate principal amount of $11,625,000 and are sometimes hereinafter collectively referred to as the “Bonds.” The bonds referred to in subsections A through JJ of Section 1 shall each be designated “General Obligation Bonds, Series 2015” and shall be numbered with the prefix G from one consecutively upward. The bonds of said consolidated issue shall be dated the date of delivery and will be issued in fully registered form. When issued, the Bonds will be registered in the name of and held by Cede & Co., as the owner thereof and nominee for The Depository Trust Company, New York, New York (“DTC”), an automated depository for securities and clearinghouse for securities transactions.

Upon issuance, the Bonds will be delivered to DTC in single denominations for each maturity of the General Obligation Bonds, Series 2015. Individual purchases of beneficial interests in the Bonds will be made in book-entry form (without certificates) in the denomination of $5,000 each or any integral multiple thereof.

Principal of the Bonds will be paid annually, subject to prior optional redemption, on the fifteenth day of March in the following years and in the following aggregate amounts:

| **Year** | **Principal**  **Amount** | **Year** | **Principal**  **Amount** |
| --- | --- | --- | --- |
| 2016 | $425,000 | 2024 | $850,000 |
| 2017 | 425,000 | 2025 | 850,000 |
| 2018 | 700,000 | 2026 | 850,000 |
| 2019 | 800,000 | 2027 | 850,000 |
| 2020 | 825,000 | 2028 | 850,000 |
| 2021 | 825,000 | 2029 | 850,000 |
| 2022 | 825,000 | 2030 | 850,000 |
| 2023 | 850,000 |  |  |

The Bonds maturing on or prior to March 15, 2025 shall not be subject to redemption prior to their respective maturity dates. The Bonds maturing on or after March 15, 2026 shall be subject to redemption prior to their respective maturity dates, on or after March 15, 2025 at the option of the City, either in whole or in part at any time in any order of maturity at one hundred percent (100%) of the principal amount of the Bonds being redeemed (the “Redemption Price”), plus in each case accrued interest thereon to the date fixed for redemption.

Notice of Redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of such Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the City, at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. However, so long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, Notices of Redemption shall be sent to such depository and shall not be sent to the beneficial owners of the Bonds, and will be done in accordance with DTC procedures. Any failure of such depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the City determines to redeem a portion of the Bonds of a maturity, such Bonds shall be selected by lot. If Notice of Redemption has been given as described herein, the Bonds, or the portion thereof called for redemption, shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Payment shall be made upon surrender of the Bonds redeemed.

Section 3. It is hereby found, determined and declared that the average period of usefulness of the improvements or purposes for which the said General Obligation Bonds, Series 2015 are to be issued, taking into consideration the amount of such General Obligation Bonds, Series 2015 to be issued for said improvements or purposes, is 18.22 years.

Section 4. The Bonds shall bear interest from their date based on their outstanding principal amount at a rate to be determined as hereinafter set forth in Section 6 of this Resolution, shall be payable as to principal in lawful money of the United States of America at the administration office of the City in Linden, New Jersey, payable semi-annually on the fifteenth day of March and September in each year until maturity or prior optional redemption, commencing on September 15, 2015, by check or draft mailed on such interest payment date to the owners thereof registered as such as of each next preceding September 1 and March 1. Interest on the Bonds shall be calculated on the basis of a 360-day year of twelve 30-day calendar months.

Notwithstanding any other provision herein to the contrary, so long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and interest on the Bonds will be made directly to Cede & Co., as nominee of DTC in accordance with the provisions of the DTC Letter of Representations to be executed by the City and DTC. Disbursal of such payments to the DTC participants is the responsibility of DTC, and disbursal of such payments to the beneficial owners of the bonds is the responsibility of the DTC participants.

Section 5. The Bonds shall be signed by the Mayor or Deputy Mayor and the City Chief Financial Officer, by their manual or facsimile signatures, and the corporate seal of the City shall be affixed thereto, or imprinted or reproduced thereon and shall be attested by the manual or facsimile signature of the Clerk or Deputy Clerk of the City.

Section 6. The City Chief Financial Officer is hereby authorized and directed to take all actions necessary to offer the Bonds for public sale upon the submission of electronic proposals in accordance with all applicable statutes and to determine in his discretion the date for receipt for such proposals, all in accordance with the terms set forth in the Notice of Sale. The City Chief Financial Officer is further hereby authorized and delegated the authority to sell and award the Bonds in accordance with the terms of the Notice of Sale and directed to report in writing to the City Council at the next meeting succeeding the date when any sale or delivery of the Bonds pursuant to this resolution is made, such report to include the principal amount, description, interest rate and maturities of the Bonds sold, the price obtained and the name of the purchaser. The “Notice of Sale” shall comply in all respects with the applicable statutes relating thereto and shall be substantially in the form attached hereto as Exhibit A, with such additions, modifications or deletions as determined by the City Chief Financial Officer. The Notice of Sale shall be published in a newspaper published and circulated in the City as the City Chief Financial Officer may select and a summary of the Notice of Sale shall be published in The Bond Buyer at least once at least seven (7) days prior to the date of public sale. The City Chief Financial Officer is authorized and delegated the authority to postpone a public sale without readvertisement in accordance with all applicable statutes relating thereto.

Section 7. The Bonds and the registration provisions endorsed thereon shall be in substantially the following form:

PASSED: February 17, 2015 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

President of Council

APPROVED: February 18, 2015

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Mayor

ATTEST:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

City Clerk

No. 2015 G-\_

UNITED STATES OF AMERICA

STATE OF NEW JERSEY

CITY OF LINDEN,

IN THE COUNTY OF UNION

GENERAL OBLIGATION BOND, SERIES 2015

|  |  |
| --- | --- |
| Date of Bond: March 31, 2015 | Principal Amount: $ |
|  |  |
| Date of Maturity: March 15, 20\_\_ | CUSIP: |

The CITY OF LINDEN, a municipal corporation of the State of New Jersey, (the “City”) hereby acknowledges itself indebted and for value received promises to pay to Cede & Co. or registered assigns, the sum specified above as the Principal Amount on the date specified above as the Date of Maturity, upon presentation and surrender of this Bond, and to pay to the registered owner hereof interest on such sum, from the Date of Bond specified above until the Date of Maturity specified above, at the rate of \_\_\_\_\_ and \_\_\_\_\_\_ Hundredths per centum (\_\_\_\_%) per annum payable on September 15, 2015 and thereafter semi-annually on the fifteenth day of March and September in each year. Principal of this Bond will be paid in lawful money of the United States of America, at the administration office of the City in Linden, New Jersey. Interest on this Bond will be payable in lawful money of the United States of America by check or draft mailed on such interest payment date to the registered owner hereof as shown on the books of the City kept for such purpose by the Chief Financial Officer of the City (the “Bond Registrar”) as of the first day of the month in which the payment of interest is to be made.

All of the bonds, of which this Bond is one, shall be initially issued as one fully registered bond for each maturity in the name of Cede & Co., as registered owner and nominee for The Depository Trust Company (“DTC”). Notwithstanding any other provision herein to the contrary, so long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and interest on the Bonds will be made directly to Cede & Co., as nominee of DTC in accordance with the provisions of the DTC Letter of Representations executed by the City and DTC relating to the Bonds. Disbursal of such payments to the DTC participants is the responsibility of DTC, and disbursal of such payments to the beneficial owners of the Bonds is the responsibility of the DTC participants.

The Bonds maturing on or prior to March 15, 2025 shall not be subject to redemption prior to their respective maturity dates. The Bonds maturing on or after March 15, 2026 shall be subject to redemption prior to their respective maturity dates, on or after March 15, 2025 at the option of the City, either in whole or in part at any time in any order of maturity at one hundred percent (100%) of the principal amount of the Bonds being redeemed (the “Redemption Price”), plus in each case accrued interest thereon to the date fixed for redemption.

Notice of Redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of such Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the City, at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. However, so long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, Notices of Redemption shall be sent to such depository and shall not be sent to the beneficial owners of the Bonds, and will be done in accordance with DTC procedures. Any failure of such depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the City determines to redeem a portion of the Bonds of a maturity, such Bonds shall be selected by lot. If Notice of Redemption has been given as described herein, the Bonds, or the portion thereof called for redemption, shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Payment shall be made upon surrender of the Bonds redeemed.

This Bond is transferable only upon the books of the Bond Registrar, by the registered owner hereof in person or by his attorney duly authorized in writing, upon surrender hereof together with a written instrument of transfer satisfactory to the City duly executed by the registered owner or such duly authorized attorney, and thereupon the City shall issue in the name of the transferee a new bond or bonds of the same aggregate principal amount, series, designation, maturity and interest rate as the surrendered bond. The City and any paying agent of the City may treat and consider the person in whose name this Bond is registered as the holder and absolute owner hereof for the purpose of receiving payment of, or on account of, the principal and interest due hereon and for all other purposes whatsoever.

This Bond is one of an authorized issue of bonds of the City and is issued pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey, a resolution of the governing body of the City entitled: “Resolution Combining Bonds Aggregating the Principal Sum of $11,625,000 Authorized by Thirty-Eight Bond Ordinances Heretofore Adopted to Finance Part of the Cost of Various General Improvements in the City of Linden, County of Union, New Jersey Into One Consolidated Issue of Bonds and Providing for the Form, Maturities and Other Details of Said Consolidated Issue,” adopted February 17, 2015 and by virtue of certain bond ordinances referred to therein.

The full faith and credit of the City are hereby irrevocably pledged for the punctual payment of the principal of and interest on this Bond according to its terms. This Bond shall not be or be deemed to be a debt or liability of the State of New Jersey or a pledge of the faith and credit of the State of New Jersey.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this Bond exist, have happened and have been performed, and that the issue of bonds of which this is one does not exceed any limitation imposed thereon by said Constitution or statutes.

In the event the City determines that the beneficial owners of the Bonds (the actual purchasers of the Bonds) shall be able to obtain certificated bonds, the City shall notify DTC of the availability of bond certificates. In such event, the City will appoint a paying agent and the City will issue, transfer and exchange bond certificates in appropriate amounts as required by DTC and others. DTC may determine to discontinue providing its services with respect to the bonds at any time by giving a reasonable amount of notice in writing to the City. In the event of such determination, if the City fails to identify another qualified securities depository as successor to DTC, the City will appoint a paying agent and the City will issue and deliver replacement bonds in the form of fully registered certificates. Whenever DTC requests the City to do so, the City will cooperate with DTC in taking appropriate action (a) to make available one or more separate certificates evidencing the bonds to any DTC participant (participants of DTC) having bonds credited to its DTC account or (b) to arrange for another securities depository to maintain custody of certificates evidencing the bonds.

IN WITNESS WHEREOF, THE CITY OF LINDEN has caused this Bond to be executed in its name by the manual or facsimile signatures of its Mayor and its City Chief Financial Officer, and its corporate seal (or facsimile thereof) to be affixed, imprinted or reproduced hereon, and this Bond and said seal to be attested by the manual or facsimile signature of the City Clerk, and this Bond to be dated the 31st day of March, 2015.

ATTEST:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Joseph Bodek Derek Armstead

City Clerk Mayor

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Alexis Zack

Chief Financial Officer

The following abbreviations, when used in the inscription on this bond, shall be construed as though they were written out in full according to applicable laws or regulations (additional abbreviations may also be used though not in the following list):

TEN COM as tenants in common UNIF GIFT MIN ACT

TEN ENT as tenants by the      Custodian

entireties (Cust) (Minor)

JT TEN as joint tenants with under Uniform Gifts

right of survivorship to Minors Act

and not as tenants

in common (State)

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto

PLEASE INSERT SOCIAL SECURITY OR OTHER IDENTIFYING NUMBER OF ASSIGNEE (FOR COMPUTER RECORD ONLY)

(Please Print or Typewrite Name and Address of Transferee)

the within bond, and all rights thereunder, and hereby irrevocably constitutes and appoints

Attorney, to transfer the within bond on the books kept for the registration thereof, with full power of substitution in the premises.

Dated:

NOTICE: The signature to this assignment must correspond with the name as it appears upon the first page of the within bond in every particular, without alteration or enlargement or any change whatever.

CERTIFICATE AS TO LEGAL OPINION

The undersigned Clerk of the City of Linden, New Jersey hereby certifies that a true and correct copy of the original legal opinion of the law firm of Gibbons P.C., Newark, New Jersey as to the validity of the issue of Bonds of which the within bond is one is available for inspection at the Office of the Clerk of the City of Linden, New Jersey and a copy thereof may be obtained by the registered or beneficial owner hereof upon request.

City Clerk

Section 8. The City Chief Financial Officer is hereby authorized and directed (a) to cause a copy of the written opinion with respect to the Bonds which is to be rendered by the firm of Gibbons P.C. (complete except for omission of its date) to be printed or referred to on the Bonds, and at the time of the original delivery of payment for the Bonds and when such written opinion is rendered, to cause the City Clerk to certify to the truth and correctness of such copy of opinion by executing on each of said Bonds, by manual or facsimile signature, a certificate subjoined to each such copy, and to file a signed duplicate of such written opinion in such Clerk’s office and at each place at which the Bonds are payable, (b) to cause the applicable CUSIP number (if any) assigned for each of said Bonds by the CUSIP Service Bureau of Standard & Poor’s Ratings Service of New York, New York, to be printed on each of the Bonds, and (c) to cause, in the event that the Bonds shall qualify for issuance of any policy of municipal bond insurance at the option of the purchaser thereof, such legend or reference (if any) of such insurance to be printed (at the expense of such purchaser) on the Bonds.

Section 9. Upon the date of issue of the Bonds, being the date of delivery of the Bonds to DTC on behalf of the successful bidder and the payment of the purchase price thereof in accordance with the Notice of Sale, the City Chief Financial Officer is hereby authorized and directed as of said date of issue, to execute and deliver to said successful bidder (a) an arbitrage certification with respect to the Bonds under and for the purpose of Section 148 of the Internal Revenue Code of 1986, as amended (the “Code”), and (b) an accompanying opinion of Gibbons P.C. as of said date of issue with respect to said arbitrage certification for the purposes of said Section 148.

Section 10. The proceeds of the Bonds shall be applied in the amounts and for the purpose provided in Section 1 hereof, and to pay and fund any bond anticipation notes theretofore issued for such purpose and then outstanding.

Section 11. The Mayor or Deputy Mayor and City Chief Financial Officer are hereby authorized and directed to approve the Preliminary Official Statement of the City issued in connection with the Bonds, the Official Statement of the City issued in connection with the Bonds, the Notice of Sale and the DTC Letter of Representation and their use in connection with the sale of the Bonds and are further authorized, as is the City Clerk, to execute all documents, including, but not limited to, the Continuing Disclosure Certificate, the Preliminary Official Statement, the Official Statement, the Notice of Sale and the DTC Letter of Representation, necessary for the sale and delivery of said Bonds.

Section 12. This resolution shall take effect immediately.

AYES:

NAYS:

ABSTAIN:

ABSENT:

EXHIBIT A

CITY OF LINDEN,

IN THE COUNTY OF UNION,

NEW JERSEY

NOTICE OF SALE OF

$11,625,000

GENERAL OBLIGATION BONDS, SERIES 2015

(BOOK-ENTRY BONDS) (CALLABLE)

ELECTRONIC PROPOSALS (the “Proposals”), via bidcomp/Parity Competitive Bidding System ("Parity") only, will be received by the Chief Financial Officer of the City of Linden in the County of Union, New Jersey (the “City”), on March 18, 2015 until 11:00 a.m., New York City time, at which time they will be announced, for the purchase of all, but not less than all, of the City’s General Obligation Bonds, Series 2015 (the “Bonds”). Bidders are required to submit their Proposal for the purchase of the Bonds in accordance with the terms of the Notice of Sale.

**Principal Amortization**

Principal of the Bonds will be paid annually, subject to prior optional redemption, on the fifteenth day of March in the following years and in the following aggregate amounts:

| **Year** | **Principal**  **Amount** | **Year** | **Principal**  **Amount** |
| --- | --- | --- | --- |
| 2016 | $425,000 | 2024 | $850,000 |
| 2017 | 425,000 | 2025 | 850,000 |
| 2018 | 700,000 | 2026 | 850,000 |
| 2019 | 800,000 | 2027 | 850,000 |
| 2020 | 825,000 | 2028 | 850,000 |
| 2021 | 825,000 | 2029 | 850,000 |
| 2022 | 825,000 | 2030 | 850,000 |
| 2023 | 850,000 |  |  |

**Interest Payment Dates**

The Bonds will be dated the date of delivery (which is expected to be March 31, 2015) and will bear interest at the rate per annum specified by the successful bidder therefor in accordance herewith, payable on September 15, 2015 and semi-annually thereafter on the fifteenth day of March and September in each year until maturity or prior optional redemption.

**Optional Redemption Provisions**

The Bonds maturing on or prior to March 15, 2025 shall not be subject to redemption prior to their respective maturity dates. The Bonds maturing on or after March 15, 2026 shall be subject to redemption prior to their respective maturity dates, on or after March 15, 2025 at the option of the City, either in whole or in part at any time in any order of maturity at one hundred percent (100%) of the principal amount of the Bonds being redeemed (the “Redemption Price”), plus in each case accrued interest thereon to the date fixed for redemption.

Notice of Redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of such Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the City, at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. However, so long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, Notices of Redemption shall be sent to such depository and shall not be sent to the beneficial owners of the Bonds, and will be done in accordance with DTC procedures. Any failure of such depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the City determines to redeem a portion of the Bonds of a maturity, such Bonds shall be selected by lot. If Notice of Redemption has been given as described herein, the Bonds, or the portion thereof called for redemption, shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Payment shall be made upon surrender of the Bonds redeemed.

**Book-Entry-Only System**

As long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and interest on the Bonds will be made directly to Cede & Co., as nominee of DTC, which will credit payments of principal of and interest on the Bonds to the DTC participants as listed in the records of DTC as of each next preceding March 1 and September 1, respectively (the “Record Dates” for payment of interest on the Bonds), which participants will in turn credit such payments to the beneficial owners of the Bonds.

All bidders of the Bonds must be participants of The Depository Trust Company, New York, New York (“DTC”) or affiliated with its participants. The Bonds will be issued in fully registered form, and when issued will be registered in the name of and held by Cede & Co., as the registered owner thereof and nominee for DTC, an automated depository for securities and clearinghouse for securities transactions.

Individual purchases of beneficial ownership interests in the Bonds will be made in book-entry form (without certificates) in the denomination of $5,000 each or any integral multiple thereof. It shall be the obligation of the successful bidder to furnish to DTC an underwriter’s questionnaire and the denomination of the Bonds not less than seventy-two (72) hours prior to the delivery of the Bonds.

In the event that either DTC determines not to continue to act as securities depository for the Bonds or the City determines that the beneficial owners of the Bonds be able to obtain bond certificates, the City will appoint a paying agent and will issue and deliver replacement Bonds in the form of fully registered certificates.

**Electronic Bidding Procedures**

Bids may be submitted electronically via PARITY in accordance with this Notice of Sale, until 11:00 a.m., New York City time, on March 18, 2015, but no bid will be received after the time for receiving bids specified above. To the extent any instructions or directions set forth in PARITY conflict with this Notice of Sale, the terms of this Notice of Sale shall control. For further information about PARITY, potential bidders may contact PARITY at (212) 849-5021. In the event that a bid for the Bonds is submitted via PARITY, the bidder further agrees that:

1. The City may regard the electronic transmission of the bid through PARITY (including information about the purchase price of the Bonds, the interest rate or rates to be borne by the various maturities of the Bonds, the initial public offering price of each maturity and any other information included in such transmission) as though the same information were submitted directly to the City and executed by a duly authorized signatory of the bidder. If a bid submitted electronically by PARITY is accepted by the City, the terms of the Proposal for Bonds and this Notice of Sale and the information that is electronically transmitted through PARITY shall form a contract, and the successful bidder shall be bound by the terms of such contract.

2. PARITY is not an agent of the City, and the City shall have no liability whatsoever based on any bidder's use of PARITY, including but not limited to any failure by PARITY to correctly or timely transmit information provided by the City or information provided by the bidder.

3. The City may choose to discontinue use of electronic bidding via PARITY by issuing a notification to such effect via TM3 News Services, or by other available means, no later than 3:00 p.m. (New York City Time) on the last business date prior to the bid date set forth above.

4. Once the bids are communicated electronically via PARITY to the City as described above, each bid will constitute a Proposal for Bonds and shall be deemed to be an irrevocable offer to purchase the Bonds on the terms provided in this Notice of Sale. For purposes of submitting all Proposal for Bonds, whether by hand delivery or electronically via Parity, the time as maintained on PARITY shall constitute the official time.

5. Each bidder choosing to bid electronically shall be solely responsible to make necessary arrangements to access PARITY for purposes of submitting its bid in a timely manner and in compliance with the requirements of this Notice of Sale. Neither the City nor Parity shall have any duty or obligation to undertake such registration to bid for any prospective bidder or to provide or assure access to any qualified prospective bidder, and neither the City nor Parity shall be responsible for the proper operation of, or have any liability for any delays or interruptions of, or any damages caused by PARITY. The City is using PARITY as a communication mechanism, and not as the City's agent, to conduct the electronic bidding for the Bonds. By using PARITY, each bidder agrees to hold the City harmless for any harm or damages caused to such bidder in connection with its use of PARITY for bidding on the Bonds.

**Bid Specifications**

Each Proposal submitted must name the rate or rates of interest per annum to be borne by the Bonds bid for and the rate or rates named must be multiples of one-eighth or one-twentieth of one per centum. Not more than one rate may be named for Bonds of the same maturity. There is no limitation on the rates that may be named. The difference between the highest and lowest rates of interest named in the Proposal shall not exceed three percent (3%). Each Proposal submitted must be for all of the Bonds and the purchase price specified in the proposal must be not less than 100% of the aggregate par value of the Bonds or for more than 102% of the aggregate par value of the Bonds.

**Award, Delivery And Payment**

The Bonds will be awarded to the bidder on whose bid the total loan may be made at the lowest true interest cost. Such true interest cost shall be computed, as to each bid, by doubling the semiannual interest rate (compounded semiannually) necessary to discount the debt service payments from the payment dates to the date of the Bonds and the price bid, excluding accrued interest to the delivery date. No Proposal shall be considered that offers to pay an amount less than the principal amount of Bonds offered for sale or under which the total loan is made at an interest cost higher than the lowest true interest cost to the City under any legally acceptable proposal. If two or more such bidders offer to pay the lowest true interest cost, then the Bonds will be sold to one of such bidders selected by lot from among all such bidders. The bidder to which the Bonds are awarded (in the manner specified above) is herein referred to as the “Successful Bidder.”

It is expected that delivery of the Bonds to DTC and payment for the Bonds will take place on or about, March 31, 2015 at the offices of Gibbons P.C., bond counsel to the City (“Bond Counsel”), in Newark, New Jersey or at such other place as may be agreed upon with the Successful Bidder. The Bonds will be delivered to DTC in single denominations for each maturity of each type of bond. PAYMENT FOR THE BONDS AT THE TIME OF ORIGINAL ISSUANCE AND DELIVERY SHALL BE IN IMMEDIATELY AVAILABLE FUNDS.

#### Change of Bid Date and Closing Date

The City reserves the right to postpone, from time to time, the date established for the receipt of bids and will undertake to notify registered prospective bidders via notification published on Thomson Municipal Market Monitor (“TM3”) (www.tm3.com). Prospective bidders may request notification by facsimile transmission of any such changes in the date or time for the receipt of bids by so advising, and furnishing their telecopier numbers to the Chief Financial Officer of the City at (908) 474-8479 by 12:00 Noon, New York City time, on the day prior to the announced date for receipt of bids. In addition, the City reserves the right to make changes to this Notice of Sale. Such changes will be announced on the TM3.

A postponement of the bid date will be announced via TM3 not later than 11:00 a.m., New York City time, on the last business day prior to any announced date for receipt of bids, and an alternative sale date and time will be announced via TM3 by Noon, New York City time, not less than forty-eight (48) hours prior to such alternative date for receipt of bids.

On any such alternative date and time for receipt of bids, the City will accept electronic bids for the purchase of the Bonds, such bids to conform in all respects to the provisions of this Notice of Sale, except for the changes in the date and time for receipt of bids and any other changes announced via TM3 at the time the date and time for receipt of bids are announced.

**Right To Reject Bids; Waive Irregularities**

The right is reserved to reject all bids, and any bid not complying with the terms of this Notice of Sale will be rejected. The City reserves the right to reject any or all Proposals and so far as permitted by law, to waive any irregularity or informality in any or all Proposals.

**Good Faith Deposit**

A good faith deposit (the "Deposit"), in the form of either (i) a financial surety bond (the "Financial Surety Bond"), or (ii) an electronic transfer of immediately available federal funds in accordance with the wiring instructions contained in the immediately succeeding paragraph, in the amount of $232,500 is required for each bid for the Bonds to be considered. The Financial Surety Bond must be from an insurance company licensed to issue such a bond in the State of New Jersey and approved by the Director of the Division of Local Government Services of New Jersey (the "Director"). At present, the Director has approved the use of Sure-Bid, a division of Financial Security Assurance Inc. Use of any other Financial Surety Bond must be approved by the Director prior to the bid and will not be accepted by the City unless evidence of such approval is provided prior to the bid. The Financial Surety Bond must be submitted to the City prior to 11:00 a.m. New York City time on the date for receipt of bids, and must be in the form and substance acceptable to the City. A Financial Surety Bond must identify the bidder whose Deposit is guaranteed by such Financial Surety Bond. The Successful Bidder for the Bonds who utilized a Financial Surety Bond is required to submit its Deposit to the City in the form of a wire transfer not later than 1:00 p.m. New York City time on the next business day following the award. If such Deposits are not received by that time, the Financial Surety Bond may be drawn by the City to satisfy the Deposit requirement.

A bidder providing the Deposit via electronic transfer of funds shall transmit such funds to the following:

Wells Fargo

ABA No.: 031201467

Account No.: 2000011652898

Account Name: City of Linden Capital Account

Contact: Alexis Zack, Chief Financial Officer

Phone: (908) 474-8479

If an electronic transfer of funds is used, such funds must be received in the account identified immediately above no later than 11:00 a.m. New York City time on the date for receipt of bids, and must be accompanied by detailed wiring instructions for the return thereof in the event that such bidder is not the Successful Bidder. Please note that the contact information provided immediately above should be used by bidders for the purposes of confirming receipt of electronic transfer of funds and the transmittal of instructions for the return of such electronic transfers of funds in the event such bidder is not the Successful Bidder. Electronic transfers of funds of unsuccessful bidders for the Bonds will be returned upon award of the Bonds. It is the intent of the City that electronic transfers of funds will be returned via wire transfer to the unsuccessful bidders not later than 5:00 p.m. on the date for receipt of bids, provided that wiring instructions have been provided by such unsuccessful bidder at the time of transmission of the Deposit to the City. The City shall not bear any liability for any delay that may occur in the return of an electronic transfer of the Deposit to an unsuccessful bidder. Interest earned on the Deposit will be credited to the City and will not be available to the Successful Bidder for the Bonds.

The Deposit of the Successful Bidder will be collected and the proceeds thereof retained by the City to be applied in partial payment for the Bonds and no interest will be allowed or paid upon the amount thereof, but in the event the Successful Bidder shall fail to comply with the terms of its respective bid, the proceeds thereof will be retained as and for full liquidated damages. Award of the Bonds to the Successful Bidder or rejection of all bids is expected to be made within five hours after opening of the bids, but such Successful Bidder may not withdraw its Proposal for Bonds until after 5:00 p.m. of the day of such bid-opening and then only if such award has not been made prior to the withdrawal.

**Bond Insurance**

If the Bonds qualify for issuance of any policy of municipal bond insurance, any purchase of such policy shall be at the sole option and expense of the Successful Bidder. If the Bonds are to be insured, the Successful Bidder shall pay the premium therefor prior to the delivery of the Bonds. Any failure of the Bonds to be so insured or of any such policy of insurance to be issued shall not in any way relieve the Successful Bidder of its contractual obligations arising from the acceptance of its Proposal for Bonds for the purchase of the Bonds.

**CUSIP Numbers**

It is anticipated that CUSIP identification numbers will be printed on the Bonds, but neither the failure to print such number on any Bond nor any error with respect thereto shall constitute cause for the failure or refusal of the Successful Bidder to accept delivery of and pay for the Bonds. The CUSIP Service Bureau charges for the assignment of CUSIP numbers on the Bonds shall be the responsibility of and shall be paid for by the Successful Bidder.

**Undertakings of the Successful Bidder**

THE SUCCESSFUL BIDDER SHALL MAKE A BONA FIDE PUBLIC OFFERING OF THE BONDS AT THEIR RESPECTIVE INITIAL REOFFERING PRICES AND SHALL PROVIDE THE RELATED CERTIFICATION DESCRIBED BELOW.

The successful bidder shall within thirty (30) minutes after being notified of the award of the Bonds, advise the City in writing (via facsimile transmission) of the initial reoffering prices to the public of each maturity of the Bonds (the “Initial Reoffering Prices”). The successful bidder must, by facsimile transmission or delivery received by the City within twenty-four (24) hours after notification of the award, furnish the following information to the City to complete the Official Statement in final form, as described below:

A. Selling compensation (aggregate total anticipated compensation to the underwriters expressed in dollars, based on the expectation that all the Bonds are sold at the prices or yields at which the successful bidder advised the City that the Bonds were initially offered to the public).

B. The identity of the underwriters if the successful bidder is part of a group or syndicate.

C. Any other material information that the City determines is necessary to complete the Official Statement in final form.

After the award of the bonds, the City will prepare copies of the final Official Statement and will include therein such additional information concerning the reoffering of the bonds as the successful bidder may reasonably request. The successful bidder will be responsible to the City in all aspects for the accuracy and completeness of information provided by such successful bidder with respect to such reoffering.

SIMULTANEOUSLY WITH OR BEFORE DELIVERY OF THE BONDS, THE SUCCESSFUL BIDDER SHALL FURNISH TO THE CITY A CERTIFICATE ACCEPTABLE TO BOND COUNSEL (A COPY OF THE FORM OF SUCH CERTIFICATION IS AVAILABLE UPON REQUEST FROM BOND COUNSEL AT TELEPHONE NO. (973) 596-4777) TO THE EFFECT THAT (I) THE SUCCESSFUL BIDDER HAS MADE A BONA FIDE PUBLIC OFFERING OF THE BONDS AT THE INITIAL REOFFERING PRICES, (II) AS OF THE DATE OF THE SALE OF THE BONDS THE SUCCESSFUL BIDDER REASONABLY EXPECTED TO SELL A SUBSTANTIAL AMOUNT OF THE BONDS TO THE PUBLIC (EXCLUDING BOND HOUSES, BROKERS AND OTHER INTERMEDIARIES) AT THEIR RESPECTIVE INITIAL REOFFERING PRICES, AND (III) SUBSTANTIAL AMOUNTS OF THE BONDS WERE SOLD TO THE PUBLIC (EXCLUDING BOND HOUSES, BROKERS AND OTHER INTERMEDIARIES) AT THEIR RESPECTIVE INITIAL REOFFERING PRICES. Bond counsel advises that (i) such certificate must be made on the best knowledge, information and belief of the successful bidder, (ii) the sale to the public of 10% or more in par amount of the bonds of each maturity at the initial reoffering prices would be sufficient to certify as to the sale of a substantial amount of the bonds, and (iii) reliance on other facts as a basis for such certification would require evaluation by bond counsel to assure compliance with the statutory requirement to avoid the establishment of an artificial price for the Bonds.

**Legal Opinions**

The obligations hereunder to pay for and to accept delivery of the Bonds shall be conditioned on the availability and the delivery at the time of delivery of the Bonds of the approving opinion of the law firm of Gibbons P.C., Newark, New Jersey, bond counsel to the City, which will be furnished without cost to the Successful Bidder, substantially in the form set forth in the Official Statement distributed in preliminary form in connection with the sale of the Bonds. Such opinion shall state to the effect that the Bonds are valid and legally binding obligations of the City, and that all the taxable property therein will be subject to the levy of ad valorem taxes, without limitation as to rate or amount, to pay the principal of the Bonds and the interest thereon; and will also state that under existing law, interest on the Bonds is excluded from gross income for purposes of Federal income taxation. The obligations hereunder to pay for and to accept delivery of the Bonds shall be further conditioned on the availability and delivery to the Successful Bidder, at the time of delivery of the Bonds, of (i) certificates from the City Chief Financial Officer in form satisfactory to Bond Counsel evidencing the proper execution and delivery of the Bonds, the receipt of payment therefor and the fact the Bonds will not be arbitrage obligations within the meaning of the Code; (ii) a certificate from the City Attorney, in form and tenor satisfactory to Bond Counsel and dated as of the date of such delivery, to the effect that there is no litigation pending or (to the knowledge of the signer or signers thereof) threatened affecting the validity of the Bonds; and (iii) a certificate from the City Chief Financial Officer, in form and tenor satisfactory to Bond Counsel and dated as of the date of such delivery, to the effect that to the best of his knowledge of such and belief, and after reasonable investigation: (1) neither the Official Statement relating to the Bonds nor any amendment, or supplement thereto contains any untrue statement of a material fact or omits to state any material fact necessary to make the statements therein, in the light of the circumstances in which they were made, not misleading; (2) since the date of the Official Statement (or the date of the most recent amendment or supplement thereto) no event has occurred which would make the statements therein untrue or, in the light of the circumstances in which they were made, misleading, and (3) there has not been any material adverse change in the operation or financial affairs of the City since the date of such Official Statement.

**Concerning The Preliminary Official Statement**

The City has issued an Official Statement with respect to the sale of the Bonds in preliminary form (the “Preliminary Official Statement”) which the City has deemed final as of its date for purposes of paragraph (b)(1) of Rule 15c2-12 under the Securities Exchange Act of 1934 (“Rule 15c2-12”), except for certain omissions permitted thereunder and except for changes permitted by other applicable law.

The Preliminary Official Statement may be accessed via the Internet at www.i-dealprospectus.com. A printed version is also available upon request made to the Chief Financial Officer of the City at the City Hall, 301 North Wood Avenue, Linden, New Jersey 07036 (telephone (908) 474-8479), ), or from the City’s financial advisor, NW Financial Group, LLC, 2 Hudson Place, Hoboken, New Jersey 07030 (telephone (201) 656-0115).

**Official Statement**

The City agrees to provide the successful bidder with up to one hundred (100) copies of the final Official Statement adopted by the City in relation to the sale by the City of the Bonds within the period of time allowed under Rule 15c2-12, at the sole cost and expense of the City, with any additional copies which the successful bidder shall reasonably request to be provided at the sole cost and expense of the successful bidder.

**Continuing Disclosure**

In order to assist the successful bidder in complying with Rule 15c2-12, the City agrees to deliver on the Closing Date a Continuing Disclosure Certificate to be dated as of the Closing Date pursuant to which the City shall agree to provide at the times and to the information repositories and other persons described in Rule 15c2-12 the financial or operating data required to be disclosed on a continuing basis pursuant to Rule 15c2-12.

Alexis Zack

Chief Financial Officer

Dated: February 26, 2015

SUMMARY NOTICE OF BOND SALE

$11,625,000

CITY OF LINDEN

IN THE COUNTY OF UNION

NEW JERSEY

GENERAL OBLIGATION BONDS, SERIES 2015

(BOOK-ENTRY BONDS) (CALLABLE)

ELECTRONIC PROPOSALS (the “Proposals”), via bidcomp/Parity Competitive Bidding System ("Parity") only, will be received by the Chief Financial Officer of the City of Linden, New Jersey (the “City”), on

**March 18, 2015**

until 11:00 a.m., New York City time, at which time they will be announced, for the purchase of all, but not less than all, of the City's $11,625,000 General Obligation Bonds, Series 2015, dated the date of delivery (the “Bonds”).

Principal of the Bonds will be paid annually, subject to prior optional redemption, on the fifteenth day of March in the following years and in the following aggregate amounts:

| **Year** | **Principal**  **Amount** | **Year** | **Principal**  **Amount** |
| --- | --- | --- | --- |
| 2016 | $425,000 | 2024 | $850,000 |
| 2017 | 425,000 | 2025 | 850,000 |
| 2018 | 700,000 | 2026 | 850,000 |
| 2019 | 800,000 | 2027 | 850,000 |
| 2020 | 825,000 | 2028 | 850,000 |
| 2021 | 825,000 | 2029 | 850,000 |
| 2022 | 825,000 | 2030 | 850,000 |
| 2023 | 850,000 |  |  |

Individual purchases of beneficial ownership interests in the Bonds will be made in book-entry form (without certificates) in the denomination of $5,000 each or any integral multiple thereof. The Bonds will bear interest at a rate or rates of interest in a multiple of 1/8th or 1/20th of 1% per annum specified by the successful bidder payable on September 15, 2015 and semi-annually thereafter on the fifteenth day of March and September in each year until maturity or prior redemption. The Bonds are subject to redemption at the option of the City in accordance with the Notice of Sale dated February 26, 2015 (the “Notice of Sale”). The Bonds will be awarded to the bidder on whose bid the total loan may be made at the lowest true interest cost in accordance with the terms of the Notice of Sale.

For further information relating to the Bonds, reference is made to the Preliminary Official Statement, including the Notice of Sale as an appendix and the form of legal opinion of Gibbons P.C., Newark, New Jersey, bond counsel to the City, which can be accessed via the Internet at www.i-dealprospectus.com. Copies of the Preliminary Official Statement, the Notice of Sale and the form of the legal opinion may be obtained from the Chief Financial Officer of the City at the City Hall, 301 North Wood Avenue, Linden, New Jersey 07036 (telephone (908) 474-8479), or from the City’s financial advisor, NW Financial Group, LLC, 2 Hudson Place, Hoboken, New Jersey 07030 (telephone (201) 656-0115).

Dated: March 10, 2015 Alexis Zack

Chief Financial Officer

**RESOLUTION: 2015-116**

**RESOLUTION RECOGNIZING THE**

**LINDEN TIGERS CHEER SQUAD**

**WHEREAS,** the Linden Tigers Cheer Squad has been an integral and active part of Linden High School’s extra-curricular program providing encouragement and enthusiasm to various teams and their members; and

**WHEREAS,** the twenty (20) member cheer squad was coached by **Head Coach,** **GENEVIEVE SUPERIOR** and **Assistant Coach, GINA DIVITO** who are commended for doing an exceptional job with these student-athletes; and

**WHEREAS,** these student-athletes put tremendous effort into the development of their skills with their precision and coordination as a team, and put their skills and school on display for all to observe; and

**WHEREAS,** the **Linden High School Cheer Squad** participated in Linden’s Annual Halloween Parade, the **Linden High School Varsity Football State Championship Parade** as well as attending every Linden High School football game to cheer on the team; and

**WHEREAS,** the Linden High School Cheer Squadraises money for the **Linden High School Amber Scholarship Fund** in honor of the memory of **Linden High School Cheerleader, Amber Duncan Wilson**; and

**WHEREAS,** the Mayor and City Council of the City of Linden wish to congratulate team members **Brianna Armstead, Deja Marshall, Jala Mickens, Shanaya Finney, Mai Height, Hayley Miller, Sharon Mills, Alexys Slaten, Taniah Swinson, Aminah Abdul-Wali, Nylah Hayes, Ayanah Finney, Siana Martin, Jada McCall, Keira Ormon, Camiele Wallace, Aniyah Peterson,Aliyyah Johnson, Amajae Nesmith and Taylor Bower** and to recognize the honor and prestige that they have brought to the City of Linden; and

**NOW THEREFORE BE IT RESOLVED,** that a copy of this Resolution be entered in the Minutes of the Council of the City of Linden and that copies be presented to the members of the team and the coaching staff in permanent recognition of their achievement.

**RESOLUTION: 2015-117**

**A RESOLUTION DECLARING THE MONTH OF**

**FEBRUARY 2015 AS “BLACK HISTORY MONTH’**

**AND RECOGNIZING THE ACCOMPLISHMENTS OF**

**DONALD J. GIVENS, SR.**

**WHEREAS,** the history of our nation and State is inextricably linked to the heritage of our country’s Black Americans; and

**WHEREAS,** the history of Black Americans is the story of extraordinary individuals whose achievements have set examples for citizens of all races, who dedicated their lives to creating a nation where all people are created equal; and

**WHEREAS,** in 1926, Dr. Carter Woodson, an African-American who completed his PhD from Harvard started “Negro History Week” to focus people’s attention and to bring their notice to the role and contributions of African-Americans in American history which in 1976 was changed to a full month of celebration as “Black History Month;” and

**WHEREAS,** “Black History Month” is a celebration of the community to remember all African-American who made a great change in the life and outlook of all of our citizens; and

**WHEREAS,** the history of New Jersey has been enriched by Black New Jerseyans whose achievements have set the highest standards for people of all races and is also the story of countless nameless heroes; and

**WHEREAS,** Donald J. Givens, Sr., a lifelong Linden resident graduated from Linden High School in 1952 where he excelled in Track and Field. Coming from a family of great athletes, Don fell in love with boxing and in 1953 he won the New Jersey Boxing Golden Gloves Championship; and

**WHEREAS,** while serving as a Military Air Police Officer during the Korean War, he won the Florida AAU Featherweight Championship, was inducted into the NJ Boxing Hall of Fame in 2000 and the Linden Sports Hall of Fame in 2007; and

**WHEREAS,** in 1955 Donald J. Givens, Sr., married Geneva Davis also a Linden resident, they had three children, Donald, Jr., Derek and Tyrone and were married for 51 years until her passing in 2006; and

**WHEREAS,** Donald J. Givens, Sr., retired from Linden Exxon Technology Center as a Senior Research Technician after 25 years of service; and

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of the City of Linden do hereby acknowledge the accomplishments of Donald J. Givens, Sr., and urge all of the citizens of the City of Linden to reflect upon the many contributions many other Black Americans have made to this State and Nation and to participate in the activities and programs that are held in observance of “Black History Month;” and

**BE IT FURTHER RESOLVED** that the Mayor and Council of the City of Linden pay tribute and acknowledges the bravery, sacrifices, and accomplishments of Black Americans by declaring the month of February, 2015 Black History Month; and

**BE IT FURTHER RESOLVED** that this Resolution be entered in the minutes of the Council of the City of Linden and that a copy hereof be appropriately presented to Donald J. Givens, Sr. in recognition of the foregoing.

**RESOLUTION: 2015-118**

**A RESOLUTION DECLARING THE MONTH OF**

**FEBRUARY 2015 AS “BLACK HISTORY MONTH’**

**AND RECOGNIZING THE ACCOMPLISHMENTS OF**

**DONALD J. GIVENS, SR.**

**WHEREAS,** the history of our nation and State is inextricably linked to the heritage of our country’s Black Americans; and

**WHEREAS,** the history of Black Americans is the story of extraordinary individuals whose achievements have set examples for citizens of all races, who dedicated their lives to creating a nation where all people are created equal; and

**WHEREAS,** in 1926, Dr. Carter Woodson, an African-American who completed his PhD from Harvard started “Negro History Week” to focus people’s attention and to bring their notice to the role and contributions of African-Americans in American history which in 1976 was changed to a full month of celebration as “Black History Month;” and

**WHEREAS,** “Black History Month” is a celebration of the community to remember all African-American who made a great change in the life and outlook of all of our citizens; and

**WHEREAS,** the history of New Jersey has been enriched by Black New Jerseyans whose achievements have set the highest standards for people of all races and is also the story of countless nameless heroes; and

**WHEREAS,** Donald J. Givens, Sr., a lifelong Linden resident graduated from Linden High School in 1952 where he excelled in Track and Field. Coming from a family of great athletes, Don fell in love with boxing and in 1953 he won the New Jersey Boxing Golden Gloves Championship; and

**WHEREAS,** while serving as a Military Air Police Officer during the Korean War, he won the Florida AAU Featherweight Championship, was inducted into the NJ Boxing Hall of Fame in 2000 and the Linden Sports Hall of Fame in 2007; and

**WHEREAS,** in 1955 Donald J. Givens, Sr., married Geneva Davis also a Linden resident, they had three children, Donald, Jr., Derek and Tyrone and were married for 51 years until her passing in 2006; and

**WHEREAS,** Donald J. Givens, Sr., retired from Linden Exxon Technology Center as a Senior Research Technician after 25 years of service; and

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of the City of Linden do hereby acknowledge the accomplishments of Donald J. Givens, Sr., and urge all of the citizens of the City of Linden to reflect upon the many contributions many other Black Americans have made to this State and Nation and to participate in the activities and programs that are held in observance of “Black History Month;” and

**BE IT FURTHER RESOLVED** that the Mayor and Council of the City of Linden pay tribute and acknowledges the bravery, sacrifices, and accomplishments of Black Americans by declaring the month of February, 2015 Black History Month; and

**BE IT FURTHER RESOLVED** that this Resolution be entered in the minutes of the Council of the City of Linden and that a copy hereof be appropriately presented to Donald J. Givens, Sr. in recognition of the foregoing.

**RESOLUTION: 2015-119**

**RESOLUTION HONORING THE LINDEN HIGH SCHOOL FOOTBALL TEAM**

**2014 STATE CHAMPIONS**

**WHEREAS,** the Linden High School Football team has demonstrated the finest qualities of champions during their successful season with ten wins and only two loses and winning the N.J.S.I.A.A. New Jersey Section 2 Group 5 Championship at Metlife Stadium on December 6, 2014; and

**WHEREAS,** this seasons accomplishments, by this team, are truly outstanding as they represent the first championship in twenty-nine years and the first-ever Sectional Title in their Linden’s history; and

**WHEREAS,** the Members of the City Council of the City of Linden are pleased to honor the members of the Linden High School Football Team for their outstanding and exemplary efforts in achieving athletic excellence; and

**WHEREAS,** the members of the Linden High School Football Team, lead by Head Coach Deon Candia, Assistant Coaches Al Chiola, Mike Sellari, Anthony Reinoso, Al Reinoso, Ray Wegrzynek, Terrance Brown and Jimmy Smith, Head Trainer Roger Rotondi and Assistant Trainer Marissa Radice along with a lot of determination and sacrifice achieved the Team’s highest goals; and

**WHEREAS,** the Mayor and the City Council of the City of Linden wish to congratulate team members **Tymir Hinton, Juwan Dolbrice, Guirveseont Guillaume, Khalil Burns, Maslin Pierre, Donte Waldron, Samad Starling, Antoine Powell, Elijah Harrison, Jatece Wright, Corey Ampey, Daniel Johnson, Kyle Phipps, Elijah Myers, Travion Hodge, Ahmad Hodge, Christopher Kollie, Tyreece Johnson, Kyle Chester, Matthew Ravaioli, Camron Slaten, Shaun Johnson, Jayden Johnson, Terrell Johnson, Maurice Garner, Da’Von Williamson, Dashaun Simmons, Diraje Parker, Guy Mars, Hendrix Vernot, Dahzir Anderson, Pierre Aladin, Jhon Durand, Rah’Son McCall, Justice Greene, Noel Diaz, Takudzwa Taruvinga, Justin Alarcon, Jerell VanDervere, Zyshonne Small, Robert Carabali, Ralph Vargas, Kameron Yeldell, Wesley Jamroz, Gregory Blaine, Yvens Adelson, Maximillian Burgos, Errol Matthews, J’Von Cutler-Hill, Mike Charles, Najee Jackson-Farrar, Omar Magana, Daniel Krok, Michael Medina, Wilner Louis, Terrence Pierre, Prince-Jamal Ligon, Robert Gaudenzi, William Eguia and Nicholas Lapczynski;** and

**NOW THEREFORE BE IT RESOLVED,** by the Mayor and Council of the City of Linden do hereby congratulate the 2014 Linden High School Football team on their historic accomplishment; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution be entered in the Minutes of the Council of the City of Linden and that copies be presented to the members of the team and the coaching staff in permanent recognition of their achievement.

**RESOLUTION: 2015-120**

**RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION**

**FOR THE MUNICIPAL ALLIANCE GRANT FOR THE CALENDAR**

**YEAR 2015 - 2016**

**WHEREAS,** the City Council of the City of Linden, County of Union, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

**WHEREAS,** the City Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

**WHEREAS,** the City Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Union;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN,** County of Union, State of New Jersey hereby recognizes the following:

1. The City Council does hereby authorize submission of an application for the Linden Municipal Alliance grant for calendar year 2015-2016 in the amount of $32,200.00 and commits to the 25% cash match in the amount of $8,050.00 and the 75% in-kind match in the amount of $24,150.00

2. The City Council acknowledges the terms and conditions for administering the Municipal Alliance Grant, including the administrative compliance and audit requirements.

**RESOLUTION: 2015-121**

**RESOLUTION COMMEMORATING THE 10TH ANNIVERSARY OF THE   
PASSING OF JOSEPH S. SULIGA, Jr.**

**WHEREAS,** Joseph S. Suliga, Jr’s. commitment to serving the public began long before his first run for elective office when he put together community events, to raise funds for those less fortunate than himself; and

**WHEREAS,** Joseph S. Suliga, Jr. then took his commitment to public service to the next level, when he won a seat, in 1977, on the Linden Board of Education at the age of 19, making him, at that time, the youngest person elected to the Board of Education; and

**WHEREAS,** at the same time his entrepreneurial spirit began to develop, with the purchase of his first Italian Ice truck, the revenue from which helped him pay for his college education, and later led him to the founding of Kool Scoop Italian Ices, Inc., where he manufactured his own Italian Ice, sold to other vendors and leased Italian Ice trucks; and

**WHEREAS,** Joseph S. Suliga, Jr. also understood the value of an education, receiving a B.A., in Political Science, from Kean University, a Masters in Public Administration, also from Kean University and an Master of Science degree in Industrial Relations from Rutgers University; and

**WHEREAS,** Joseph S. Suliga, Jr. went on to prove himself a responsible leader by serving on the Linden City Council from 1984 to 1988, the Union County Board of Chosen Freeholders from 1988 to 1990, representing the 22nd Legislative District in the New Jersey State Assembly from 1994 to 2001 and the New Jersey State Senate from 2002 to 2003; and

**WHEREAS,** during his time in the New Jersey State Legislator he was a thoughtful and respected legislator, co-chairing the Senate Environmental Committee, serving as the second ranking Democrat on the Senate Appropriations Committee and sponsoring legislation that improved the quality of life for those in the State of New Jersey; and

**WHEREAS,** Joseph S. Suliga, Jr’s. heart was always in his home town of Linden where he served as its Chief Financial Officer/Municipal Treasurer, and with his keen financial ability made it the envy of other municipalities; and

**WHEREAS,** Joseph S. Suliga, Jr. at the age of 47 was taken from us in a tragic car accident on February 18, 2005; and

**WHEREAS,** Joseph S. Suliga, Jr. most of all valued his family and friends making each of them, in his own way, feel special and leaving us, his family, friends and the Community of Linden richer for having had the chance to call him our friend; and

**WHEREAS,** the Mayor and Council of the City of Linden do hereby wish to acknowledge the tenth anniversary of the passing of one of Linden’s true leaders and keep him alive in our hearts by remembering him for the compassionate person he was.

**NOW THEREFORE BE IT RESOLVED,** by the Mayor and Council of the City of Linden that they do hereby acknowledge the tenth anniversary of the tragic passing of a man who seized the opportunity to change life for the people he cared for……friends, family, Linden and the people of New Jersey…… for the better, Joseph S. Suliga, Jr.

**RESOLUTION: 2015-122**

**RESOLUTION AUTHORIZING THE CITY OF LINDEN TO PROCESS AN INVOLUNTARY DISABILITY RETIREMENT APPLICATION**

**WHEREAS**, the City of Linden has employed Mathew Hirsch as a Motor Broom Operator in the Division of Public Works; and

**WHEREAS**, Matthew Hirsch is an active member of the Public Employment Retirement System (PERS); and

**WHEREAS**, as of March 1, 2015, Mr. Hirsch will have met the minimum service credit requirement of at least 10 years for PERS members; and

**WHEREAS**, the City of Linden staff is of the opinion that Mr. Hirsch is totally and permanently disabled and no longer can perform the required duties of the position of a Motor Broom Operator based on the documentation supplied by professionals retained by the City; and

**WHEREAS**, the City is unable to provide an alternative to the PERS covered position with duties capable of being performed by Mr. Hirsch; and

**WHEREAS**, the City Council, as the Appropriate Authority, has consented to the processing of the Involuntary Accidental Disability Retirement Application on behalf of Mr. Hirsch.

**NOW, THEREFORE BE IT RESOLVED**, by the governing body of the City of Linden that the appropriate staff members are directed to process an Involuntary Accidental Disability Retirement Application for Matthew Hirsch, effective March 1, 2015; and

**BE IT FURTHER RESOLVED**, that certified copies of this Resolution shall be forwarded to all parties involved in the administration of this action.

**BE IT FURTHER RESOLVED**, that this Resolution becomes effective immediately.

**RESOLUTION: 2015-123**

**RESOLUTION AUTHORIZING THE CITY OF LINDEN TO PROCESS AN INVOLUNTARY DISABILITY RETIREMENT APPLICATION**

**WHEREAS**, the City of Linden has employed Richard Bobish as a Firefighter in the Fire Department; and

**WHEREAS**, Richard Bobish is an active member of the Police and Fire Retirement System (PFRS); and

**WHEREAS**, as of January 1, 2015, Mr. Bobish will have met the minimum service credit requirement of at least 4 years for PFRS members; and

**WHEREAS**, the City of Linden staff is of the opinion that Mr. Bobish is totally and permanently disabled and no longer can perform the required duties of the position of a Firefighter based on the documentation supplied by professionals retained by the City; and

**WHEREAS**, the City is unable to provide an alternative to the PFRS covered position with duties capable of being performed by Mr. Bobish; and

**WHEREAS**, the City Council, as the Appropriate Authority, has consented to the processing of the Involuntary Disability Retirement Application on behalf of Mr. Bobish.

**NOW, THEREFORE BE IT RESOLVED**, by the governing body of the City of Linden that the appropriate staff members are directed to process an Involuntary Disability Retirement Application for Richard Bobish, effective January 1, 2015; and

**BE IT FURTHER RESOLVED**, that certified copies of this Resolution shall be forwarded to all parties involved in the administration of this action.

**BE IT FURTHER RESOLVED**, that this Resolution becomes effective immediately.

**RESOLUTION: 2015-124**

**Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation Safe Corridors Highway Safety Fund**

NOW, THEREFORE, BE IT RESOLVED that 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 the “Highway Safety 2014”, Sage Application ID #HSF-2014-LINDEN CITY-00012 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 the Resolution adopted by the Council

On this 17TH day of February, 2015

My signature and the Clerk’s seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

**RESOLUTION: 2015-125**

**A RESOLUTION AUTHORIZING THE CANCELATION OF TAX SALE CERTIFICATE PREMIUM MONIES**

**WHEREAS,** a tax sale certificate #09-00272 on block 565, lot 6.01 was sold on October 22, 2010; and

**WHEREAS,** a premium of $8,500.00 was paid on this certificate; and

**WHEREAS,** Stacey L. Carron, Tax Collector has verified that no redemption has taken place and the lien holder, PCIREO-33, LLC/Pro-Capital Fund I, LLC has foreclosed on January 12, 2015 and recommends said premium, totaling $8,500.00, be cancelled and turned over to 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; and

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

President Alvarez announced that there was one additional resolution to be considered. He asked the Clerk to read the resolution, in its entirety. The Clerk did so. President Alvarez asked if any member of the public wanted to speak on the resolution. Virginia Malik, 1633 Lenape Road requested to be hear.

**RESOLUTION: 2015-126**

**CITY OF LINDEN**

**RESOLUTION TO AMEND THE CURRENT FUND**

**TEMPORARY OPERATING BUDGET FOR THE PERIOD OF**

**JANUARY 1, 2015 THROUGH MARCH 31, 2015**

**WHEREAS,** N.J.S. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2015 Current Operating Budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

**WHEREAS,** the total temporary appropriations in the 2015 Current Operating Budget is the sum of $22,446,880.69 and

**WHEREAS,** it is necessary to make adjustments to the temporary budget resolution which was adopted on January 7, 2015, to be amended to the following:

Snow Removal – Salaries & Wages - add $ 40,000.00

Snow Removal – Other Expenses – add $10,000.00

Social Security Systems – Other Expenses - subtract $50,000

**NOW, THEREFORE, BE IT RESOLVED** that the following temporary appropriations be adjusted for current fund and that a certified copy of this resolution be transmitted to the Chief Financial Officer for her records.

Mrs. Cosby-Hurling noted that Council would be investigating, what was deemed an excessive amount of overtime. She noted some of the concerns of Council.

**Virginia Malik, 1633 Lenape Road. Mrs. Zack explained the resolution, the need for it, and why the money was being taken from the Social Security line item, to Ms. Malik.**

**Mr. Brown moved for approval of Resolution #2015-126. The motion was seconded by Mr. Brooks and was unanimously ordered approved on a roll call vote.**

**President Alvarez congratulated Judge John Hudak on his appointment to Superior Court and welcomed Mr. Antonelli. He also welcomed Mr. Jalloh to replace Mr. Antonelli as assistant Prosecutor.**

**ORDINANCES ON FIRST READING**

**An Ordinance entitled:**

* 1. **BOND ORDINANCE AUTHORIZING REMOVAL OF UNDERGROUND STORAGE TANKS AND REMEDIATION AT SITES AT VARIOUS LOCATIONS FOR THE ENGINEERING DEPARTMENT, APPROPRIATING $110,000.00 THEREFORE AND AUTHORIZING THE ISSUANCE OF $104,500.00 IN BONDS OR NOTES TO FINANCE PART OF THE COST.**

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

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

**An Ordinance entitled:**

* 1. **BOND ORDINANCE PROVIDING AN APPROPRIATION OF $176,000.00 FOR THE ACQUISITION OF SPORT UTILITY VEHICLES FOR THE POLICE DEPARTMENT, AND AUTHORIZING THE ISSUANCE OF $167,200.00 IN BONDS OR NOTES TO FINANCE PART OF THE COST.**

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

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

**An Ordinance entitled:**

* 1. **BOND ORDINANCE AUTHORIZING THE RESURFACING OF VARIOUS STREETS IN THE CITY OF LINDEN, APPROPRIATING $2,310,000.00 AND AUTHORIZING THE ISSUANCE OF $2,194,500.00 IN BONDS AND NOTES TO FINANCE PART OF THE COST.**

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

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

**An Ordinance entitled:**

* 1. **BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 55-12 FINALLY ADOPTED BY THE CITY COUNCIL, CITY OF LINDEN ON MARCH 15, 2011 RELATIVE TO THE CLOSURE OF LINDEN LANDFILL. (Increasing the bond amount by $341,000.00 for additional engineering costs and electrical testing)**

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

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

**An Ordinance entitled:**

* 1. **AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, “AN ORDINANCE ESTABLISHING A SCHEDULE OF TITLES, SALARY RANGES AND REGULATIONS FOR MAINTAINING THE CLASSIFICATION AND SALRY STANDARDIZATION PLAN FOR ALL EMPLOYEES OF THE CITY OF LINDEN, “PASSED AUGUST 15, 1995 AND APPROVED AUGUST 16, 1995. ADD SCHEDULE 4-JJ-3 (PART-TIME CLERK 1 AND PART-TIME TEMPORARY CLERK 1)**

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

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

**An Ordinance entitled:**

**59-10 BOND ORDINANCE PROVIDING AN APPROPRIATION OF $1,100,000.00 FOR WETLANDS REMEDIATION FOR THE LANDFILL AND AIRPORT AND AUTHORIZING THE ISSUANCE OF $1,045,000.00 BONDS OR NOTES TO FINANCE PART OF THE COST.**

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

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

**PUBLIC COMMENT**

President Alvarez noted the rules under which public comment would be allowed. He also reminded members of the public that all questions and comments should be addressed through the chair.

Virginia Malik, 1633 Lenape Road. Ms. Malik noted that the resolutions, last month, appointing judges, did not note the fact that Dan Roberts was being let go. She thought the resolution should have noted that fact. She asked questions pertaining to Mr. Roberts not being reappointed, and that the new judge was not a Linden resident, nor had her practice in Linden. President Alvarez responded that Mr. Roberts was a great judge. He noted that it is the Mayor’s appointment, and he exercised his rights. He then spoke about the two judges and the qualifications of each. Ms. Malik compared comments made when Judge DiLeo was not reappointed to this situation. Mayor Armstead noted that judges, when they take the position, are aware of the fact that if the mayor changes they may not be reappointed. He also spoke to the issue of residency. Next Ms. Malik asked about the basis for the assignment of cars to the Mayor. President Alvarez responded to the question. Mayor Armstead explained the reasons for the switch in the vehicles that were assigned to him. Ms. Malik then asked about the time frame for the selection of a City Administrator. President Alvarez thought that it would be within the next six months. Ms. Malik asked about the Mayor, his part-time position as Mayor, and how that worked with his full time County position. Mayor Armstead noted that there are a number of mayors, though out the state, who have two jobs. When he could not effectively do his job, as Mayor, then he would re-evaluate it. A discussion followed on accountability the time being put in, between Ms. Malik and Mayor Armstead.

Sylvia Weisbrot, 429 Ainsworth Street. Ms. Weisbrot noted that her questions were answered when she previously spoke.

Judy Miller, Fernwood Terrace. Ms. Miller noted that snow, removal, in her ward, has been very good. She stated that the problem she was having was not with Public Works, but with residents, and the removal of cars from the street. She noted that one neighbor removes their car from the street, another should not park in its place. Also residents should not be blowing snow into the streets, especially after they have been ploughed. She noted that snow should also not be piled in the street, and how it affected neighbors.

**ANNOUNCEMENTS**

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

**\*Council Conference meeting:**

**Monday, March 16, 2015 at 6:00 p.m., in the Council Conference Room,**

**City Hall, 301 N. Wood Ave.**

**\*Council Conference meeting prior to the Council meeting:**

**Tuesday, March 17, 2015 at 6:00 pm in the Council Conference Room, City Hall, 301 N. Wood Ave.**

**\*Council Meeting:**

**Tuesday, March 17, 2015 at 7:00 p.m. in the Council Chambers, City Hall, 301 N. Wood Ave.**

**ADJOURN**

There being no further business to come before the Governing Body, Mr. Kolibas moved to adjourn the meeting. The motion was seconded by Mrs. Cosby-Hurling and was ordered approved, with all voting yes except Mr. Brown who voted no. The meeting was adjourned at 9:06 pm.

Respectfully submitted,

Joseph C. Bodek

City Clerk