**Minutes of the Regular**

**Meeting of the 2015 Council of the**

**City of Linden, held Tuesday**

**May 19, 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, May 19, 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

“ Donald Beyer

“ Peter Brown

“ Monty Brooks

Councilwoman Rhashonna Cosby- Hurling

Councilwoman Michele Yamakaitis

Councilwoman Gretchen Hickey

Council President Jorge Alvarez

Mayor Dereck Armstead

Mr. Sadowski, Mr. Minarchenko and Mr. Medina were excused from the meeting, as was Mayor Armstead.

**APPROVAL OF MINUTES**

Mrs. Cosby-Hurling moved for the approval of the Regular Meeting Minutes of April 21, 2015 and Scout Government Day Minutes of April 28, 2015. The motion was seconded by Mrs. Yamakaitis and was ordered approved on a roll call vote with all present members voting yes with the exception of Mr. Brown who abstained.

**2015 SPECIAL IMPROVEMENT DISTRICT**

**BUDGET HEARING**

Mr. Brown announced that the SID Director Michael Bono, had an emergency and would not be present this evening to present the 2015 SID Budget. He then explained SID, and what it does. He then presented the 2015 SID budget. At the conclusion of the presentation, President Alvarez asked if any members of the public had any questions. There were none.

**SPECIAL IMPROVEMENT DISTRICT 2015 BUDGET**

**CITY REVENUE** $198,320.00

SALARY & WAGES

Director Salary $3,000.00

Director’s Compensation Benefit package 17,000.00

Secretary 5,000.00

$25,000.00

**PURCHASE OF SERVICES**

Telephone Reimbursement $1,800.00

Professional Services (Lawyer, Accountant, Audit) 10,000.00

Awnings 10,000.00

Power Washing 15,000.00

$36,800.00

**MARKETING & SUPPLIES**

Supplies $2,500.00

Advertising 10,000.00

Project Planning 5,000.00

Special Projects/Promotions/repairs/maintenance 50,000.00

Miscellaneous (flowers, pots etc.) 30,750.00

$98,250.00

**LEASE 228 NO. WOOD AVENUE**

Yearly Lease Payments $18,270.00

Utilities 10,000.00

Equipment 10,000.00

$38,270.00

**TOTAL $198,320.00**

Mr. Brown moved to close the public hearing and adopt the 2015 Special Improvement Budget. The motion was seconded by Mrs. Yamakaitis and was unanimously ordered approved by a roll call vote.

**PRESENTATIONS**

**Honoring Eleanor “Elli” Barbarich**

**For her service to the City of Linden**

President Alvarez asked Mrs. Yamakaitis, Mrs. Karen Lukenda, President of the Board of Health and Ms. Patricia Murgo, Board of Health member, to assist with the presentation. Mrs. Yamakaitis requested that Chief Dooley and Mr. Bodek to also assist. Mrs. Yamakaitis recognized members of Mrs. Barbarich’s family and members of the Eighth Ward Democratic Club, who were in the audience.

Mrs. Yamakaitis explained that this evening was full of mixed emotions for her, and why. She then read the resolution honoring Mrs. Barbarich. President Alvarez presented Mrs. Barbarich with a bouquet of flowers. Mrs. Barbarich asked her granddaughter, Danielle, to read a speech that Mrs. Barbarich had written.

**Recognizing the Linden Fire Department**

**Lifesaving Efforts on December 17, 2014**

President Alvarez announced that the next presentation was to members of the Fire Department for rescue efforts on December 17, 2014. President Alvarez announced that he would be representing the Mayor, and asked Mrs. Yamakaitis, Chief Dooley, and members of the Fire Department being honored to step forward. Mrs. Yamakaitis noted what a privilege it was to make this presentation. She noted that they had also been honored at the State FMBA valor awards dinner, and in her opinion, and Mrs. Barbarich’s they are the best in the state. Mrs. Yamakaitis then read the resolution honoring the Fire Department and certain members of the department, for their rescue efforts on the NJ Turnpike in responding to a bus accident.

**ORDIANCES ON HEARING**

President of Council Jorge recognized Mrs. Yamakaitis for the purpose of a motion.

**59-19 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER VII, TRAFFIC, SECTION 7-12 PARKING TIME LIMITED SHALL BE AMENDED AS FOLLOWS: Add to 7-12.1 Two Hour Parking**

**Street East Hours** **Days** **Location**

**South Wood Avenue East 5am-3pm Mon-Fri From a point 28 feet South of**

**The southern curbline of E. 18th Street to a point 37 feet southern therefrom**

Mrs. Yamakaitis moved that ordinance 59-19 be removed from further consideration. The motion was seconded by Mrs. Cosby-Hurling and was unanimously ordered approved by a roll call vote.

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

further consideration respecting an ordinance entitled:

**59-20 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER VII, TRAFFIC, SECTION 7-33 HANDICAPPED PARKING REGULATIONS SHALL BE AMENDED AS FOLLOWS: Add to 7-22.1A Handicapped Parking On-Street**

**Add: 2609 Grasselli Avenue (for 108 Buchanan Street) 1 Space**

**Irene 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. Cosby-Hurling moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mrs. Yamakaitis and on a roll call vote the foregoing ordinance was unanimously ordered approved.

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

further consideration respecting an ordinance entitled:

**59-21 BOND ORDINANCE PROVIDING AN APPROPRIATION OF $38,500.00 FOR THE ACQUISITION OF FIREFIGHTING EQUIPMENT FOR THE FIRE DEPARTMENT AND AUTHORIZING THE ISSUANCE OF $36,575.00 BONDS OR NOTES TO FINANCE PART OF THE COST.**

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 be adopted. The motion was seconded by Mr. Kolibas and on a roll call vote the foregoing ordinance was unanimously ordered approved.

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

further consideration respecting an ordinance entitled:

**59-22 BOND ORDINANCE PROVIDING AN APPROPRIATION OF $2,200,000.00 FOR ACQUISITION OF RADIO COMMUNICATION SYSTEM FOR THE POLICE DEPARTMENT AND AUTHORIZING THE ISSUANCE OF $2,090,000.00 IN BONDS OR NOTES TO FINANCE PART OF THE COST.**

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.

Virginia Malik, 1633 Lenape Rd. Ms. Malik asked if this was a total revamp of the radio system. Mrs. Zack explained why the system has to be changed and which departments would be included in the change. Chief Dooley expanded upon the explanation.

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

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

further consideration respecting an ordinance entitled:

**59-23 BOND ORDINANCE AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS FOR THE ENGINEERING DEPARTMENT, APPROPRIATING $478,500.00 AND AUTHORIZING THE ISSUANCE OF $454,575.00 IN BONDS OR NOTES TO FINANCE PART OF THE COST.**

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

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

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

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

further consideration respecting an ordinance entitled:

**59-24 AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, “AN ORDINANCE ESTABLISHING A SCHEDULE OF TITLES, SALARY RANGES AND REGULATIONS FOR MAINTAINING THE CLASSIFICATION AND SALARY STANDARDIZATION PLAN OF ALL EMPLOYEES OF THE CITY OF LINDEN, “PASSED AUGUST 15, 1995 AND APPROVED AUGUST 16, 1995”. Add: 4-JJ-4**

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

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

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

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

further consideration respecting an ordinance entitled:

**59-25 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER XVI, SOLID WASTE MANAGEMENT AS**

**FOLLOWS: Section 16-2.3 Containers for Garbage & Refuse Disposal**

**Add Section 16-2.3(a) Additional Automated Cart Fee $60.00 for one additional city issued cart**

**Amend Section 16-2.5(a) Collection of Garbage and Refuse**

**Add New Section 16-15 Violations and Penalties**

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. Cosby-Hurling moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mr. Beyer and on a roll call vote the foregoing ordinance was unanimously ordered approved.

**CONSENT AGENDA**

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

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

2015 Taxes $17,157,521.16

2014 Taxes $441,665.64

2013 Taxes $0.00

Garbage Fee Payments $119,250.25

Garbage Fee Penalty $8,205.00

Municipal Lien Redemption $23,821.82

Tax Search $0.00

Lien Redemption Request Fee $50.00

Year End Penalty $3,361.15

Returned Check Fee Paid $20.00

Returned Check Fee Garbage Paid $40.00

Returned Check 2014 ($0.00)

Returned Check 2015 ($1,771.10)

Returned Check Interest ($0.00)

Returned Online Payment 2014 Taxes ($0.00)

Returned Check Garbage Fee ($115.00)

Returned Check Garbage Fee Penalty ($15.00)

Counterfeit Funds ($0.00)

Arrears $0

Sewer Clean out charge $2,611.42

DPW 2014 Reso payments $567.86

State Audit Payment/Disallowed Deductions $0.00

Tax Sale Cost/Before Tax Sale Cost $5,416.87

Premium $0.00

Interest $45,598.06

Total $17,806,228.13

**Tax Sale** Requesting the refund of the premium paid at the 2011 & 2014 tax sale on the following

blocks & lots.

**Block Lot Redemption Date CTF# Amount**

8 23 4/30/15 10-00007 $5,700.00

33 15 4/22/15 13-00040 $44,100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $49,800.00 payable to: Ace Plus, LLC, 1416 Ave L, Brooklyn, NY 11230, 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**

40 35 4/21/15 13-00046 $4,700.00

121 20 4/16/15 13-00160 $2,300.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $7,000.00 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 2014 tax sale on the following block &

lot.

**Block Lot Redemption Date CTF# Amount**

114 16 4/29/15 13-00141 $43,000.00

188 8 5/7/15 13-00231 $900.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $43,900.00 payable to: US Bank Cust for 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 tax sale on the following blocks

& lots.

**Block Lot Redemption Date CTF# Amount**

209 27 4/30/15 11-00111 $58,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $58,000.00 payable to: US Bank Cust. For Tower DBW II, 50 South 16th Street, Suite 1950-TOW, 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**

545 10 4/20/15 13-00464 $1,300.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,300.00 payable to: MTAG Cust Fig Cap Invest NJ, 13, P.O. Box 54472, New Orleans, LA 70154, charging same to account #5-01-55-276-999-956.

**Credit Balance** Block 6 Lot 6, 2022 E. St George Avenue

2015 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: Reinhard Schoen, 2022 E. St George Avenue, Linden, NJ 07036 charging same to account *#*5-01-08-607-011.

**Credit Balance** Block 111 Lot 2, 413 Carnegie Street

2015 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: Martha McNiel, P. O. Box 1134, Dunn, NC 28335-1134 charging same to account #5-01-08-607-011.

**Credit Balance** Block 171 Lot 2, 615 Roselle Street

2015 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: Martin & Margaret Tuohy, 615 Roselle Street, Linden, NJ 07036 charging same to account # 5-01-08-607-011.

**Credit Balance** Block 174 Lot 25, Edward J. Brzyski Living Trust

226 Maple Avenue, 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 was billed as a commercial property and 3 residential units and this is a 4 residential property. 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 $ 360.00 payable to: Edward J. Brzyski Living Trust, 81 Green Avenue, Belle Mead, NJ 08502 charging same to account *#*5-01-08-607-011.

**Credit Balance** Block 250 Lot 7.02, 304 Ainsworth Street

2015 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 for 2015.

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: Joseph M. & Anna Barone, 304 Ainsworth Street, Linden, NJ 07036 charging same to account *#*5-01-08-607-011.

**Credit Balance** Block 287 Lot 14, 110 Donaldson Place

2015 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 for 2015 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** Refund of Overpayment, Due to Homestead Benefit Credit

Block 399 Lot 5, Maria Piotrowski - 827 Ercama Street

There now exists a credit balance on the above referenced block & lot due to the payment of the 2015 2nd taxes prior to the Homestead Benefit Credit being issued by the State of New Jersey. Required the Homestead Benefit Credit was applied to the 2015 2nd quarter.

Therefore, it would be in order for the council to authorize the treasurer to issue a check

in the amount of $537.06payable: Maria Piotrowski, 827 Ercama Street, Linden, NJ 07036 refunds charging same to account # 5-01-55-288-999-904.

**Credit Balance** Block 403 Lot 4, 1217 W. Curtis Street

2015 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 for 2015 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: Helen Klutkoski, 1217 W. Curtis Avenue, Linden, NJ 07036 charging same to account #-5-01-08-607-011.

**Credit Balance** Victor & Odette Cardoso, Block 408 Lot 6

724 Willick Road, Owner overpaid

There now exists a credit balance on the above referenced block & lots due to the owner paying the 2015 2nd quarter twice in error in the amount of $2,525.09.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,525.09, payable to: Victor & Odette Cardoso, 724 Willick Road, Linden, NJ 07036, charging same to account #-5-01-55-288-999-904.

**Credit Balance** Block 444 Lot 13, 137 Cedar Avenue

2015 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 for 2014.

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: Lillian Kuduk, 137 Cedar Avenue, Linden, NJ 07036 charging same to account *#*5-01-08-607-011.

**Credit Balance** Block 454 Lot 1, 4 Union Avenue

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. The property owner has paid the entire amount due and is entitled to a refund of $120.00 for 2015.

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: Kathleen Murzenski, 4 Union Avenue, Linden, NJ 07036 charging same to account #-5-01-08-607-011.

**Credit Balance** Vanessa L. Scozzarro, Block 466 Lot 14

318 Jefferson Avenue, Title Agency Overpaid

There now exists a credit balance on the above referenced block & lots due to the owner paying the 2015 2nd quarter twice in error in the amount of $1,694.17.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,694.17, payable to: Vanessa L. Scozzarro, 318 Jefferson, Linden, NJ 07036, charging same to account #-5-01-55-288-999-904.

**Credit Balance** Block 524 Lot 60, 1301 Woodland Avenue 2015 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. The property owner has paid the entire amount due and is entitled to a refund of $120.00 for 2015.

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: G-Pop, LLC, 1305 Woodlawn Avenue, Linden, NJ 07036 charging same to account #-5-01-08-607-011.

**Credit Balance** Block 526 Lot 14, 119 E. 19th Street

2015 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: Roy & Margaret Herman, 119 E. 11th Street, Linden, NJ 07036 charging same to account # 5-01-08-607-011.

**Credit Balance** Block 537 Lot 21, 1621 S. Wood Avenue 2015 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: Geraldine E. Worthen, 1621 S. Wood Avneue, Linden, NJ 07036 charging same to account # 5-01-08-607-011.

**Credit Balance** Block 566 Lot 13, Carols & Blanca Uzhca

312 W. 16th Street 2015 Garbage Bill

There now exists a credit balance on the above referenced block & lot due to the new owner paying the 2015 garbage fee as well as the closing attorney. The new 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 $ 125.00 payable to: Carols Paredes & Blanca Uzhca, 312 W. 16th Street, Linden, NJ 07036, charging same to account *#*5-01-08-607-011.

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

1. Advising that their department issued thirty-nine (39) Certificates of Occupancy during the month of April 2015.

**(\*\*\*) MAYOR ARMSTEAD:**

1. Advising that he is appointing the following individuals to the Environmental Commission:

Joseph Labiak as a member of the Environmental Commission effective June 15, 2015 and terminating June 14, 2018.

Renee Banks as Alternate Member #1 to fill the unexpired term of Sonia Hunter who has resigned. This appointment shall be effective immediately and terminate December 31, 2017.

**(\*\*\*) STREET CLOSURE APPLICATION, FIRST BAPTIST CHURCH:**

1. Requesting permission to close Dill Avenue between Carnegie and Lincoln Street to hold a Community Cook Out, Tent Service and Volleyball Tournament on the following dates and times. June 6, 2015 11:00am – 6:00pm

August 8, 2015 11:00am – 6:00pm

August 9, 2015 11:00am – 1:00pm

**(\*\*\*) UNION COUNTY COMMUNITY DEVELOPMENT REVENUE SHARING COMMITTEE:**

1. The City Engineer wishes to advise that the UCCDRSC has approved the following City sponsored projects for 2015-2016:
2. Home Improvement Program $235,000.00
3. Resurfacing Nora Dr., Harrison Pl., Sherwood Rd.,

McGillvray Pl., and Mitchell Ave. $250,000.00

1. Multi-Purpose Center Cooling Units $57,000.00

Total: $542,000.00

**(\*\*\*) CITY CLERK’S OFFICE:**

1. Organization Event Fees

RA-1453 Deerfield School #9 50/50 $20.00

RA-1454 Retired Men’s Club 50/50 $20.00

RA-1455 Friends of Linden Library (6) 50/50 $120.00

RA-1456 Friends of Linden Library 50/50 $20.00

RA-1457 Friends of Linden Library 50/50 $20.00

RA-1458 Tuesday Social Club 50/50 n/a

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

1. Advising that the following employees have filed for retirement:

Department Employee Title Date

Fire Department Richard Faughnan Fire Lieutenant June 1, 2015

Public Property Alices Stiles Principal Account Clerk June 1, 2015

Mrs. Cosby-Hurling moved for approval of Consent Items #1 through #8. The motion was seconded by Mrs. Yamakaitis and was unanimously ordered approved on a roll call vote.

**COMMITTEE REPORTS**

**FIRST WARD**

Mr. Kolibas gave the report of the Licensing Division of the City Clerk’s office. A total of $9,454.00 in fees was collected for licenses issued during the month of March. He reported that the City Clerk’s office collected a total of $5,223.17 in fees for the month of March.

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

1. In the Fire Department - the retroactive appointment of Robert Schrump as a Fire Fighter effective May 8, 2015 replacing Ryan Evans at the annual salary of $48,081.00. Further, Mr. Schrump is hereby granted leave of absence from his permanent title for a period of one year from the date of appointment.

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

Personnel:

Employee #100122 FMLA leave from 4/7/15 through 6/7/15.

3. The approval of the DPW & Public Property seasonal list which is on file

in the Treasurer’s Office.

4. In the Municipal Court – The retroactive adjustment in salary for Tracey Jones, Jasmine Steele and Lakhisha Wheeler to $15.00 per hour effective April 28, 2015 to July 1, 2015 to be paid from the POAA Trust Account; and thereafter shall said salaries shall be paid out of the Municipal Court’s salary operating account.

Mr. Kolibas moved for approval of Personnel Items #1 through #4. The motion was seconded by Mrs. Yamakaitis and was ordered approved on a roll call vote, with all voting in favor of all items, except Mrs. Cosby-Hurling who abstained on item #1.

Mr. Kolibas provided his contact information.

**SECOND WARD**

Mr. Beyer gave the report of the Engineering Committee. He noted that the list of streets, to be paved through state aid grants is now complete. He provided the list of streets. He spoke about other street paving projects that will be done.

Mr. Beyer asked any Second Ward resident who want a tree planted, to please contact him. He provided his contact information.

**THIRD WARD**

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

1. The payment of bills totaling $1,164,537.94. The bills have been signed by the Mayor, Council President and Finance Chairman and a detailed check register and vouchers are on file in the Clerk’s Office.
2. We are in receipt of the investments made by the City Treasurer for the month of April at the rate of .1499%.

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

Mr. Brown noted that East Blancke Street is scheduled to be paved. He noted that bids were taken for the paving of other streets, in the Third Ward. Work should be starting in the near future.

Mr. Brown announced that the Council persons from the First, Second, Third and Fourth Wards have scheduled a community meeting for Wednesday, June 10 at 6 pm in the library. He urged residents to come and to participate. He explained why.

**FOURTH WARD**

Mr. Brooks gave the report of the Division of Transportation and Parking. A total of $55,132.19 was collected from all sources for the month of April.

Mr. Brooks noted that June 15, 2015 was the deadline for the submitting of a list for the 2015 tree planting. He asked Fourth Ward resident, who wanted a tree planted to please give him a call.

Mr. Brooks provided details on various programs that would be offered at the JTG Recreation Center, and contact information for any residents wanting to sign up.

Mr. Brooks asked Fourth Ward residents to drive by Dr. Martin Luther King Park and look at the work that has been done to spruce the park up. He noted that there is more work to be done, and praised the work done in the park by Recreation and Public Works Departments.

**FIFTH WARD**

Mrs. Cosby-Hurling spoke about the “take a kid to the parks” day event that she did it the Fifth Ward. She hoped to bring it to the other wards. She provided details on the event. She thanked all for their participation Next she announced that there will be a Fifth Ward Community meeting on June 18th. Mrs. Cosby-Hurling provided information on the event, and that she was looking for volunteers, particularly fathers, to participate in the event.

Mrs. Cosby-Hurling announced that the Board of Education will be hosting the All City Concert on May 28th. She invited all residents to the Bauer Promenade to listen to the children and show their support. Next she announced that June 1st would be School 4 fun day. She asked for volunteers to come and help out.

Mrs. Cosby-Hurling spoke about the replacement of traffic signs in the Fifth Ward. She encouraged Fifth Ward residents to reach out and call her when they see an issue. She noted a number of projects that are being planned for the Fifth Ward for this year, including new cross walks. She spoke about other traffic control initiatives that would take place in the Fifth Ward.

Mrs. Cosby-Hurling spoke about efforts to plant a community garden in the Fifth Ward. She also spoke about efforts to develop after school programs. She also announced a bowling fundraiser for the Fifth Ward Club on June 4th.

Mrs. Cosby-Hurling announced that there is a vacancy on the Housing Authority Board of Commissioners, and that residents interested in filling the position should fill out a Citizen Service Form and send it to the Clerk’s office. She reminded all about the primary election that will be held on June 2nd. Mrs. Cosby-Hurling provided her contact information. She informed all that the DPW Committee is looking at having the one arm garbage truck program expanded into the Fourth Ward by January 1st.

**EIGHTH WARD**

Mrs. Yamakaitis reported that the Fire Prevention Division collected a total of $3,842.25 for the month of April. The ambulance reimbursement systems collected a total of $55,137.84 for the month of April, making the year to date total collected $212,881.58. She provided information on the Red Cross Program that the Fire Department partnered with, to install smoke detectors in the Eighth Ward. The program is continuing.

Mrs. Yamakaitis provided information on the rabies vaccination program, and on programs being provided by the Associated Humane Society to Linden Residents.

Mrs. Yamakaitis informed all that the Park Avenue Bridge has finally been paved, as well as the intersection of Park Ave and Routes 1 & 9. Bids will be taken, shortly, for the paving of Linden Avenue. Portions of Chandler Avenue will also be paved this summer. Funds, from the Community Development Program, are being used for the repaving of McGillivray Place.

Mrs. Yamakaitis spoke about work in McGillivray Park, and the expected completion dates. Next would be the park on Bachelor Ave. She spoke about the park programs, for children that will be offered this summer. She spoke about tree trimming work that is being done. If an Eighth Ward resident needs a tree trimmed or wants a tree planted they should call her, and she provided her contact information.

Mrs. Yamakaitis thanked all of the veterans for all that they do.

**TENTH WARD**

Mrs. Hickey spoke about the calls that she is receiving about tree trimming and pothole repair. She thanked Public Works and Recreation for the work they did in cleaning up Al Kalla Park. She urged Tenth Ward residents to report to her untrimmed grass, on homes, so that she can get it taken care of.

Mrs. Hickey congratulated Mrs. Barbarich on the recognition she received this evening, and spoke about all of the wonderful things that Mrs. Barbarich has done. Next she spoke about the Relay for Life, to be held on June 6th. She noted two teams that were in memory of two Linden residents.

Mrs. Hickey announced the kickoff festival that SID would be hosting on Wood Ave, and provided details on the events that are planned for the day. She concluded by providing her contact information.

**NINTH WARD**

President Alvarez read a report for Mr. Medina. Mr. Medina wrote about the need for volunteers for the Friends of the Linden Library, and how people could volunteer. He also spoke about a new reading program, for children that the Library would be implementing this month. Mr. Medina provided details on other programs that the Library would hosting. He also announced details on the Friends of the Linden Library fundraising event at the Lun Wah restaurant, and numerous other events they were sponsoring.

Council President’s Report.

President Alvarez spoke about the “Red Nose Fundraiser” and that it will raise funds to benefit kids. Next he explained how residents can volunteer for City Boards. He urged them to also consider volunteer to help with various city activities. He spoke about volunteerism.

President Alvarez spoke about Memorial Day, and its meaning.

**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.

**Mrs. Yamakaitis moved for approval of Resolutions #2015-205 through #2015-226 with the exception of Resolution #2015-224. The motion was seconded by Mr. Medina and was unanimously ordered approved on a roll call vote.**

**Resolution #2015-224 was removed at the request of Ms. Wilverding, Ms. Malik, and Ms. Williams.**

**RESOLUTION: 2015-205**

**CITY OF LINDEN**

**RESOLUTION CHAPTER 159**

**CLICK IT/TICKET 2015 (MEMORIAL DAY)**

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

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

**WHEREAS,** the City of Linden will receive $4,000.00 from the State of New Jersey Division of Highway Traffic Safety and wishes to amend its 2015 Budget to include this amount as a revenue, and

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the City of Linden hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2015 in the sum of $4,000.00 which item is now available as a revenue from:

Miscellaneous Revenues

Special items of General Revenue Anticipated with

Prior Written Consent of the Director of Local

Government Services:

Public and Private Revenues off-set with Appropriations:

Click It/Ticket 2015 Memorial Day

**BE IT FURTHER RESOLVED** that a like sum of $4,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations excluded from "CAPS"

Public and Private Programs off-set by revenues:

Click It/Ticket 2015 Memorial Day

**RESOLUTION:2015-206**

**CITY OF LINDEN RESOLUTION**

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

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

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

**CURRENT**

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

4/1/15 Vision Service Plan claims 4,157.40

4/1/15 Worker’s Comp. claims 49,689.60

4/2/15 Delta Dental claims 43,955.54

4/2/15 Payroll payroll 81,215.49

4/2/15 Payroll payroll 6,863.02

4/9/15 Worker’s Comp. claims 24,878.57

4/9/15 Payroll payroll 1,441,446.69

4/9/15 Payroll payroll 53,483.81

4/14/15 SHBP Retirees April health premium 533,611.18

4/14/15 SHBP Active Feb health premium 654,805.96

4/15/15 Worker’s Comp. claims 30,320.82

4/15/15 Medco claims 83,174.84

4/15/15 Medco claims 79,959.76

4/16/15 Payroll payroll 97,620.25

4/16/15 Payroll payroll 7,951.11

4/16/15 Payroll payroll 99,625.24

4/21/15 Worker’s Comp. claims 27,919.24

4/23/15 Payroll payroll 52,139.48

4/23/15 Payroll payroll 1,477,022.38

4/30/15 Worker’s Comp. claims 23,921.54

4/30/15 Medco Health Solutions claims 85,147.59

4/30/15 Vision Service Plan claims 4,161.90

4/30/15 Payroll payroll 6,551.11

4/30/15 Payroll payroll 81,211.75

**TRUST**

4/2/15 Payroll payroll 26,886.25

4/9/15 Payroll payroll 8,662.70

4/23/15 Payroll payroll 4,351.06

4/30/15 Payroll payroll 31,383.25

**GRANT**

4/9/15 Payroll payroll 26,873.54

4/23/15 Payroll payroll 26,042.12

4/30/15 Payroll payroll 174.23

**SANITARY LANDFILL**

4/2/15 Payroll payroll 1,199.20

4/9/15 Payroll payroll 4,277.28

4/16/15 Payroll payroll 1,199.20

4/23/15 Payroll payroll 4,277.20

4/30/15 Payroll payroll 1,199.20

**RESOLUTION: 2015-207**

**RESOLUTION DECLARING SURPLUS SCRAP FOR**

**SALE OR DISPOSITION**

**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 or dispose of certain surplus property; and **WHEREAS,** the item listed below is being declared surplus and not needed for municipal purpose;

S/T J0PM6F1 Dell Printer V305W, HP P2035 VNB3G13374, Dell Opltiplex 780 S/T DDRN3P1, Dell Printer S/T FM29SG1, Dell Model PPI Inspiron 7000 Fixed Asset# 11781 S/T V7JK1, HP EliteBook 8560p

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY 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 auction or dispose of, as appropriate, the attached items; and

**BE IT FURTHER RESOLVED** that the Purchasing Agent is hereby authorized to confirm the sale/disposal of said item as scrap.

**RESOLUTION: 2015-208**

**RESOLUTION APPROVING THE AWARD OF A CONTRACT TO JTG CONSTRUCTION, INC. FOR RESURFACING OF WASHINGTON AVENUE, LUMBER STREET, TODD PLACE, E. HENRY STREET, KAREN TERRACE, E. ELM STREET, CHANDLER AVENUE, BACHELLER AVENUE, AND NEWTON STREET PARK IN THE CITY OF LINDEN**

**WHEREAS,** sealed bids were received by the Purchasing Agent on May 7, 2015 for the resurfacing of Washington Avenue, Lumber Street, Todd Place, E. Henry Street, Karen Terrace, E. Elm Street, Chandler Avenue, Bacheller Avenue, and Newton Street Park in the City of Linden; and

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

**WHEREAS**, the Chief Financial Officer or her designee has certified as to the availability of funds for this purpose, as attached hereto, which will be charged to account/line item C-04-55-901-599-919 ($118,679.09), C-04-55-901-565-919 ($91,768.91), C-04-55-904-577-919 ($10,000.00), N-18-55-014-231-018 ($150,000.00), and N-18-55-014-231-020 ($140,000.00); and

**WHEREAS**, JTG Construction, Inc. was the lowest responsible bidder at their base bid, plus alternate of $510,448.00; and

**WHEREAS**, the Local Public Contract 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 RESOLED BY THE COUNCIL OF THE CITY OF LINDEN** as follows:

1. A contract is awarded to JTG Construction, Inc. at their bid of $510,448.00.
2. This Resolution is expressly contingent upon the negotiation and execution of the necessary contract documents between JTG Construction, 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: 2015-209**

**RESOLUTION AUTHORIZING AN AWARD OF A CONTRACT**

**TO HARBOR CONSULTANTS, INC. FOR THE SOIL TESTING, SPECIFICATIONS AND INSPECTION OF UNDERGROUND TANKS AT THE ANIMAL CONTROL AND JTG CENTERS** **IN THE CITY OF LINDEN**

**WHEREAS**, there exists a need for consulting services for the soil testing, specification and inspection of underground tanks at the Animal Control and JTG Centers 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 a fair and open process; and

**WHEREAS**, Harbor Consultants, Inc. submitted a qualification to the City and has qualified for the aforesaid services; and

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

**WHEREAS**, the Chief Financial Officer or his designee has certified to the availability of funds for this purpose, to be charged to Account No. C-04-55-901-611-919;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that a contract for Professional Services be and hereby is awarded to Harbor Consultants, Inc., 320 North Avenue East, Cranford, 07016, at a fee not to exceed $25,400.00 in accordance with their proposal dated April 30, 2015; and

**BE IT FURTHER RESOLVED** that this Resolution is expressly contingent upon the negotiation and execution of the necessary contract agreements between Harbor Consultants, Inc. and the City of Linden; and

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

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

**RESOLUTION: 2015-210**

Resolution Authorizing Tax Collector

to forward monies to lien holders

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

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

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

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

**RESOLUTION: 2015-211**

**RESOLUTION AUTHORIZING ISSUANCE OF**

**DUPLICATE TAX SALE CERTIFICATE PURSUANT TO**

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

**WHEREAS,** Frederick H. Schieferstein has previously purchased Tax Sale Certificate No. 060091 comprising a lien on property known as Block 128, Lot 10 and is assessed to Joseph F. Homles, and has filed a duly executed Affidavit swearing that he is still the lawful owner of said certificate but has lost same;

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

**RESOLUTION: 2015-212**

**RESOLUTION APPROVING CORRECTION OF TAX RECORD FOR**

**REAL PROPERTY LOCATED AT 1700 SOUTH STYLES STREET, LINDEN, NJ**

**TO REFLECT OWNERSHIP BY CITY OF LINDEN**

**WHEREAS**, on or about April 9, 1999, the City of Linden (the “City”) entered into a redevelopment agreement with Starwood Ceruzzi CE, LLC (“Starwood”) for the redevelopment of Aviation Plaza at Linden Airport which included construction of a banquet facility on the real property commonly known as 1700 South Styles Street and designated as Block 580, Lot 31.09 on the official tax map of the City (the “Property”); and

**WHEREAS**, on or about July 31, 2001, the redevelopment agreement was amended to require Starwood to construct the banquet facility at the Property within a specified time frame or pay $1,000,000 to the City as liquidated damages; and

**WHEREAS**, by Resolution dated October 17, 2006, the City approved the transfer of the Property to Linden Banquet Center, LLC (“LBC”) for construction of the banquet facility; and

**WHEREAS**, by Resolution dated January 16, 2007, the City approved the transfer of the Property either directly from Starwood to LBC or through the City, with reversion of the Property to the City in the event LBC failed to construct the banquet facility; and

**WHEREAS**, the January 16, 2007 Resolution also approved the release of Starwood from the obligation to construct the banquet center and the liquidated damages provision and the assumption of these obligations by LBC upon transfer of the Property to LBC; and

**WHEREAS**, by deed dated March 30, 2007, Starwood transferred the Property to the City, and the City thereafter transferred the Property to LBC by deed dated April 20, 2007, which deed provided for the automatic reversion of the Property back to the City in the event LBC failed to construct the banquet facility within the agreed upon time frame or pay the City the $1,000,000 in liquidated damages for failing to do so; and

**WHEREAS**, by cover letter dated July 20, 2007, the City forwarded both deeds to LBC for recording with the County Clerk’s Office, though unbeknownst to the City, LBC failed to record either of the deeds; and

**WHEREAS**, LBC failed to obtain the necessary building permits to construct the banquet facility within the agreed-upon time frame, and by Resolutions dated April 14, 2009, October 20, 2009, and June 15, 2010, the City approved extensions on the time for LBC to obtain the required permits; and

**WHEREAS**, due to Starwood and LBC’s failure to pay the real property taxes assessed to the Property, the City sold a tax sale certificate to US Bank-Cust/Sass Muni V Dtr (“Sass Muni”) on or about June 3, 2009, and Sass Muni thereafter made regular tax payments on the Property until 2012, when the City redeemed the tax sale certificate and instituted suit against LBC based upon LBC’s failure to construct the banquet facility; and

**WHEREAS**, the lawsuit filed by the City against LBC sought to recover from LBC the redemption amount the City paid to Sass Muni and the $1,000,000 in liquidated damages and to confirm the reversion of the Property to the City as set forth in the April 20, 2007 deed transferring the Property from the City to LBC; and

**WHEREAS**, though not recorded, the validity of the deeds was not challenged, and after extensive filings with the court, the court entered judgment in favor of the City confirming the City’s right to title to the Property and awarding damages in the amount $1,215,157.41; and

**WHEREAS**, due to the complexity and duration of the dispute between the City, Starwood and LBC, the tax record for the Property was not amended until this year to reflect ownership of the Property by the City, and the City inadvertently continued to assess taxes on the Property despite its tax-exempt status as municipal property.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that the City Tax Assessor and Tax Collector be and hereby are authorized, empowered and directed to update the tax record for the Property to reflect ownership by the City and the corresponding tax-exempt status and to cancel all outstanding taxes, interest and penalties assessed on the Property from 2012 through the present; and

**BE IT FURTHER RESOLVED** that the City Attorney, Tax Assessor and Tax Collector be and hereby are authorized, empowered and directed to take all steps necessary to implement the correction of the tax record and cancellation of the erroneously assessed taxes; and

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

**RESOLUTION: 2015-213**

**A RESOLUTION RECOGNIZING THE LIFE SAVING**

**ACTIONS OF THE LINDEN FIRE DEPARTMENT**

**ON DECEMBER 17, 2014**

**WHEREAS,** on December 17, 2014 the Linden Fire Department was dispatched to a reported motor vehicle accident on the New Jersey Turnpike; and

**WHEREAS,** a tractor trailer had sideswiped a transit bus, setting off a chain reaction accident that would involve three tractor trailers and two commuter buses; and

**WHEREAS,** upon their arrival they found the rear of the bus heavily damaged, with several injured passengers inside; and

**WHEREAS,** they had to use the Jaws of Life to open up the side of the bus to make patient removal easier so that they could provide triage to all of the passengers and for care of the most critically injured; and

**WHEREAS,** a total of ten patients were removed, treated and transported to area hospitals by the responding EMS units; and

**WHEREAS,** all personnel worked quickly and effectively to triage the scene and worked with other agencies to bring the incident to a successful end; and

**WHEREAS,** then Deputy Chief Joseph Dooley, Deputy Chief William Hasko, Captain Wayne Hanns, Captain Lawrence Kolesa, Captain Brian Krakovsky, Lieutenant Todd Felter, Lieutenant Jason Iozzi, Firefighters Ryan Gergich, Armando Crespo, Timothy Dos Santos, Jeffrey Jackson, Dominic Principato Joseph Smigelsky, Scott Solski, Thomas Weldon, Grzegorz Wronski and Stan Yashay represent the best of the dedication and professionalism that is the Linden Fire Department.

**NOW THEREFORE BE IT RESOLVED,** by the Mayor and Council of the City of Linden do hereby recognize the bravery and professionalism of Deputy Chief Joseph Dooley, Deputy Chief William Hasko, Captain Wayne Hanns, Captain Lawrence Kolesa, Captain Brian Krakovsky, Lieutenant Todd Felter, Lieutenant Jason Iozzi, Firefighters Ryan Gergich, Armando Crespo, Timothy Dos Santos, Jeffrey Jackson, Dominic Principato Joseph Smigelsky, Scott Solski, Thomas Weldon, Grzegorz Wronski and Stan Yashay in responding to this tragic event and providing the lifesaving efforts that insured a positive outcome for all those effected; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be placed in the minutes of the City Council in permanent recognition of the actions of these hero’s and as tribute to the professionalism of the Linden Fire Department and presented to each individual.

**RESOLUTION:** **2015-214**

**RESOLUTION AMENDING THE CONTRACT WITH INTEGRA REALTY RESOURCES AS AN EXPERT WITNESS FOR DEFENSE OF THE GULF OIL, CITGO OIL TAX AND BUCKEYE PIPELINE STATE TAX COURT APPEALS FOR 2015**

**WHEREAS**, the City of Linden passed a Resolution, No. 2015-38, dated January 20, 2015 retaining the services of an expert witness for defense of the Gulf Oil, Citgo Oil and Buckeye Pipeline State Tax Court appeals for 2015; and

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

**WHEREAS,** Integra Realty Resources submitted a qualification to the City and has qualified for the aforesaid services; and

**WHEREAS**, due to the ongoing nature of the various tax appeals, it is necessary to provide for additional funds for said purpose in an amount not to exceed $20,000.00; and

**WHEREAS,** inclusive of these additional funds the total expenditures paid to date to Integra Realty Resources for services rendered under the said contract is $35,000.00; and

**WHEREAS**, the Chief Financial Officer or his designee has certified to the availability of funds for this purpose, to be charged to Account No. 5-01-20-156-117-272;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that they do hereby amend said contract and approve the additional funds in the amount of $20,000.00 for services to be rendered by Integra Realty Resources, 1415 Hooper Avenue, Suite 202, Toms River, New Jersey 08753; and

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

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

**RESOLUTION: 2015-215**

**RESOLUTION APPROVING THE ONE (1) YEAR RENEWAL OF THE**

**SHARED SERVICES AGREEMENT FOR**

**SOLID WASTE SERVICES INVOLVING BULKY WASTE - TYPE 13**

**AND VEGETATIVE WASTE - TYPE 23 WITH THE PLAINFIELD MUNICIPAL UTILITIES AUTHORITY**

**WHEREAS,** the City of Linden, and the Plainfield Municipal Utilities Authority wish to renew the Shared Service Agreement whereby the Authority will provide the City with certain solid waste services with respect to Bulky Waste Type 13 and Vegetative Waste Type 23,  generated within the City; and

**WHEREAS**, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. authorizes the Parties to enter into an agreement for such shared or consolidated solid waste services.

**WHEREAS**, the Council has determined that said agreement is in the best interest of the City to renew such Shared Services Agreement.

N**OW, THEREFORE, BE IT RESOLVED,** by the City Council of the City of Linden as follows:

1. The Mayor and/or such other officials as necessary and proper or are hereby authorized to execute the Acknowledgement of Continuation of Service for an Additional One (1) Year Term Shared Services Agreement between the Plainfield Municipal Utilities Authority and the City of Linden, in the form attached hereto as Exhibit A, subject to final approval as to form and legal content by the City Attorney, and the City Clerk is hereby authorized to attest to same and to affix the City’s seal thereon.
2. This Resolution hereby amends and supersedes all prior Resolutions that are inconsistent herewith.

3. This Resolution all shall take effect immediately.

**RESOLUTION: 2015-216**

**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: 2015-217**

**RESOLUTION APPROVING THE DONATION OF TEN (10) DELL COMPUTERS TO THE LINDEN LIBRARY**

**WHEREAS,** the City of Linden wishes to donate ten (10) computers to the Linden Library; and

**WHEREAS,** the Linden Library is desirous of accepting the aforesaid donation; and **NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LINDEN** that the City of Linden shall donate said computers to the Linden Library; and

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

**RESOLUTION: 2015-218**

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

**ON 940 S. PARK AVENUE FOR WORK COMPLETED BY THE DEPT. OF PUBLIC**

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

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

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

Block 496 Lot 3 940 S. Park Avenue

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

**WHEREAS,** in accordance with City Ordinance, the Health Officer or his or her designee shall have the authority to require any of the mortgagor, mortgagee, trustee, owner and/or owner of record of any property affected by this section, to implement additional maintenance and/or security measures including but not limited to, securing any/all door, window or other openings, installing additional security lighting, increasing on-site inspection frequency, employment of on-site security guard or other measures as may be reasonably required to arrest the decline of the property; and

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

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

Block 496 Lot 3 940 S. Park Avenue $359.69

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

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

**RESOLUTION: 2015-219**

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

**WHEREAS,** on March 25, 1999, the resident of 33 E. 14th Street, Linden entered into a mortgage with the City of Linden Neighborhood Preservation Program in the amount of $19,970.00; 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: 2015-220**

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

**WHEREAS,** on November 25, 1992, the resident of 14 E. 18th Street, Linden entered into a mortgage with the City of Linden Neighborhood Preservation Program in the amount of $6,373.00; 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: 2015-221**

**RESOLUTION APPROVING A SUBORDINATION OF MORTGAGE FOR 902 KNOPF STREET IN THE CITY OF LINDEN**

**WHEREAS,** the City of Linden through the Neighborhood Preservation Program holds a mortgage with a perpetual lien on the property known as 902 Knopf Street, Linden, New Jersey; and

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

**WHEREAS,** the City of Linden has been requested to subordinate its mortgage on 902 Knopf Street to the new first mortgage; and

**WHEREAS,** it is in the best interests of the City to subordinate its mortgage on 902 Knopf Street to the new first mortgage to be issued by Affinity Federal Credit Union, 73 Mountainview Boulevard, Basking Ridge, New Jersey 07920;

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

1. The Mayor, and/or his designee, and the City Clerk, and/or his designee are hereby authorized to execute and attest to the subordination of the mortgage for 902 Knopf Street to Affinity Federal Credit Union.

2. This Resolution shall take effect immediately.

**RESOLUTION: 2015-222**

**RESOLUTION APPROVING A CONTRACT TO BOSWELL ENGINEERING FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE WOOD AVENUE STREETSCAPE PROJECT**

**WHEREAS**, there exists a need for construction management services for the Wood Avenue Streetscape Project: and

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

**WHEREAS**, Boswell Engineering, submitted a qualification to the City and has qualified for the aforesaid services for 2015; and

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

**WHEREAS**, the Chief Financial Officer has certified to the availability of funds for this purpose, to be charged to Account No. C-04-55-901-580-919;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that a contract for Professional Services be and hereby is awarded to Boswell Engineering, 330 Phillips Avenue, P.O. Box 3152, South Hackensack, New Jersey 07606, at a fee not to exceed $32,230.00 in accordance with their proposal dated April 9, 2015and be subject to all state and federal regulations; and

**BE IT FURTHER RESOLVED** that this Resolution is expressly contingent upon the negotiation and execution of the necessary contract agreements between Boswell Engineering and the City of Linden; and

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk be and hereby are empowered and directed to execute a contract with Boswell Engineering to effectuate the foregoing, in accordance with all state and federal regulations; and

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

**RESOLUTION: 2015-223**

**RESOLUTION FOR APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH UNION COUNTY FOR IMPROVEMENTS TO E. BLANCKE STREET**

**WHEREAS,** Union County has provided $1,500,000.00 in matching funds for the improvement of municipal infrastructure; and

**WHEREAS,** E. Blancke Street, from Wood Avenue to Roselle Street has deteriorated to a point of being unsafe to the traveling public; and

**WHEREAS**, a cost for said improvement has been estimated at $250,000.00;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** formally approves the grant application for the above stated project in the amount of $125,000.00; and

**BE IT FURTHER RESOLVED** that the Mayor and City clerk are hereby authorized to submit an electronic grant application to Union County on behalf of the City of Linden; and

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk are hereby authorized to sign the grant agreement on behalf of the City of Linden and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

**Resolution: 2015-224**

**RESOLUTION OF THE MUNICIPAL COUNCIL OF THE CITY OF LINDEN, COUNTY OF UNION, NEW JERSEY DESIGNATING THE PROPERTY COMMONLY KNOWN AS BLOCK 450, LOT 1 ON THE CITY TAX MAP AS AN ‘AREA IN NEED OF REDEVELOPMENT’ PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, *N.J.S.A*. 40A:12A-1 *et seq.***

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

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

**WHEREAS,** on \_\_\_\_\_\_\_\_\_, 2015, the Municipal Council adopted a resolution authorizing and directing the Planning Board to conduct an investigation of the property commonly known as Block 450, Lot 1 on the tax map of the City (hereinafter the “**Study Area**”), to determine whether the Study Area meets the criteria set forth in the Redevelopment Law, specifically *N.J.S.A.* 40A:12A-5, and should be designated as an area in need of redevelopment providing that a redevelopment area determination would authorize the City and Municipal Council to use all those powers permitted by the Redevelopment Law, other than the power of eminent domain; and

**WHEREAS**, on May 12, 2015, the Planning Board, after providing due notice, conducted a public hearing in accordance with the Redevelopment Law and determined that the Study Area qualified as an area in need of redevelopment and recommended that the Municipal Council designate the Study Area as an area in need of redevelopment pursuant to the criteria and requirements of the Redevelopment Law; and

**WHEREAS,** the Municipal Council has determined that, based upon the recommendations of the Planning Board, the Study Area should be designated an area in need of redevelopment under the Redevelopment Law, such designation authorizing the City and Municipal Council to use all those powers provided by the Redevelopment Law for use in a redevelopment area, other than the power of eminent domain.

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

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

Section 2. The recommendations and conclusions of the Planning Board are hereby accepted by the Municipal Council.

Section 3. Based upon the findings and recommendations of the Planning Board, the Study Area is hereby designated an area in need of redevelopment without the power of eminent domain pursuant to the provisions of Sections 5 and 6 of the Redevelopment Law (the “**Non-Condemnation Redevelopment Area**”).

Section 4. The Municipal Clerk is hereby directed to transmit a copy of this Resolution to the Commissioner of the New Jersey Department of Community Affairs for review pursuant to Section 6(b)(5) of the Redevelopment Law.

Section 5. The Municipal Clerk is hereby directed to serve, within ten (10) days hereof, a copy of this Resolution upon (i) all record owners of property located within the Non-Condemnation Redevelopment Area, as reflected on the tax assessor’s records, and (ii) each person who filed a written objection prior to the hearing held by the Planning Board, service to be in the manner provided by Section 6 of the Redevelopment Law.

Section 6. This Resolution shall take effect immediately.

Diane Wilverding, 150 E. Morris Ave. Ms. Wilverding asked questions regarding work that was being done to old Firehouse #1, on South Wood Ave. Mr. Antonelli responded to the questions. Mrs. Wilverding stated her desire that the building be preserved for some time of City use, preferably a historic, give the age of the building.

Jackie Williams, 1313 Hussa Street. Ms. Williams stated that she was confused, and related testimony that was given at a recent Planning Board meeting, regarding the building’s condition. Mr. Antonelli responded that permits have been issued to allow renovations to the building. Ms. Williams spoke about her understanding about this property. Mr. Vircik explained the purpose of the Planning Board meeting that Ms. Williams attended.

Mrs. Yamakaitis moved for approval of Resolution #2015-224. The motion was seconded by Mr. Medina and was ordered approved on a roll call vote with all voting in favor, except Mr. Brown who voted no.

**RESOLUTION: 2015-225**

**RESOLUTION OF THE CITY OF LINDEN AUTHORIZING AN APPLICATION**

**FOR ENROLLMENT FOR THE LINDEN POLICE DEPARMENT IN THE**

**UNITED STATES DEPARTMENT OF DEFENSE 1033 PROGRAM**

**WHEREAS,** the 1033 Program permits the Secretary of the United States Department of Defense to transfer, without charge, surplus U.S. Department of Defense (DOD) personal property to state and local law enforcement agencies (LEAs); and

**WHEREAS,** the City of Linden through the Department of Police desires to make an application to the Department of Defense 1033 Program for surplus federal property originally intended for use by the United States Armed Forces.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Linden:

1. That the City, through the Department of Police, is hereby authorized to apply for enrollment in the Department of Defense 1033 Program in order to have an opportunity to obtain surplus federal property originally intended for use by the United States Armed Forces.
2. That this Resolution only approves the application for the 1033 Program. The acquisition of any property, by the Department of Police from the 1033 Program must be recommended by the Mayor and approved by a Resolution adopted by a majority of the full membership of the governing body.
3. That this Resolution shall take effect immediately.

**RESOLUTION:2015-226**

**RESOLUTION AUTHORIZING THE CITY OF LINDEN TAX COLLECTOR**

**TO WAIVE A LATE FEE CHARGE ASSOCIATED WITH THE GARBAGE USER FEE**

**WHEREAS,** the City of Linden Tax Collector has learned that some residents received their bills for payment of the Solid Waste Collection fee after the due date of March 20, 2015 through no fault of the City; and

**WHEREAS**, the City Council believes it would be unfair and inequitable to charge a late fee for a bill that the Post Office failed to timely deliver;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN,** in the County of Union and State of New Jersey on this 19th day of May, 2015 as follows:

1. The City of Linden Tax Collector is hereby authorized and directed to waive a late fee due for Solid Waste Collection provided a post mark envelope is shown reflecting a post marked date after March 20, 2015.

**ORDINANCE – FIRST READING**

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

**An Ordinance entitled:**

**#59-26 Bond Ordinance providing an appropriation of $55,000.00 for the acquisition of**

**computer equipment for the Finance Department and authorizing the issuance of $52,250.00 in bonds or notes to finance part of the appropriation.**

President Alvarez asked if there were comments from the public.

Jackie Williams, 1313 Hussa St. Ms. Williams stated that she hoped the computer equipment, being purchased was compatible with the software that the Finance Department was using, so as there are no additional cost associated with the purchase.

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

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

**An Ordinance entitled:**

**#59-27 Bond Ordinance authorizing the acquisition of various items of Capital**

**Equipment for the Public Property Department and appropriating $271,700.00 and authorizing the issuance of $258,115.00 in bonds or notes to finance part of the cost.**

**Exercise Equipment $82,500.00**

**Pick-Up Truck $35,200.00**

**Tractor with Hitch $49,500.00**

**Senior Citizen Bus $104,500.00**

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

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

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

**An Ordinance entitled:**

**#59-28 Ordinance to amend and supplement Chapter VII, Traffic, Section 7-12 Parking Time Limited shall be amended as follows: Add to 7-12.1, 15 Minute Parking**

**Street Side Hours Days Location**

**South Wood Avenue East 5am-3pm Mon-Fri From a point 28 feet**

**South of the southern curbline of E. 18th Street to a point 37 feet**

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

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

On motion of Mr. Brooks seconded by Mr. Cosby-Hurling, the foregoing Ordinance was on a roll call vote ordered approved by all voting yes with the exception of Mrs. Cosby-Hurling who voted no.

**PUBLIC COMMENT**

Patricia Murgo, 2519 Grier Ave. Ms. Murgo offered her compliments to the Police Chief, police department and a maintenance worker at the JTG Center for all of their assistance with a recent tricky tray fundraiser run by the Friends of the Linden Animal Shelter (FLOAS). She spoke about the helpfulness, and politeness of the maintenance worker. She also praised the police department and all of the individuals who attended the event. Ms. Murgo provided the Clerk with letters for two of the individual’s employee jackets. Ms. Murgo spoke about the role of FLOAS, in helping the animals, and noted that no member of FOLAS gets paid.

Jackie Williams, 1313 Hussa St. Ms. Williams stated that she was interested in what the proper procedure is for issuing tax waivers. President Alvarez asked her to speak to the tax collector’s office to obtain information on that subject. Ms. Williams noted a letter she had sent to the City Clerk and to all members of Council regarding a situation over her appointment to the Planning Board. She made allegation regarding the Mayor removing her from the Planning Board. She told her side of the situation, and stated that if the City was not going to address the situation, then she would be forced to take the matter up with the State. She gave the City seven days to respond or she would file her complaint with the State. Mr. Antonelli addressed the issues raised by Ms. Williams and noted that nothing improper was done.

Henry Mack, Linden. Mr. Mack addressed the Governing Body, on behalf of the people, on the issue of unity on the governing body.

Mr. Brown moved to close the public comment period. The motion was seconded by Mrs. Cosby-Hurling and was unanimously ordered approved by a roll call vote.

**COMMENTS BY THE GOVERNING BODY**

President Alvarez afforded each of the members of Council an opportunity to speak.

Mrs. Cosby-Hurling reflected on Mr. Mack’s comments on unity. She noted that she did acknowledge the email that Ms. Williams had spoken about.

Mrs. Yamakaitis and Mrs. Hickey thanked Mr. Mack for his inspiring speech.

**ANNOUNCEMENTS**

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

**\*Council Conference meeting:**

**Monday, June 15, 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, June 16, 2015 at 6:00 pm in the Council Conference Room, City Hall, 301 N. Wood Ave.**

**\*Council Meeting:**

**Tuesday, June 16, 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, Mrs. Cosby-Hurling moved to adjourn the meeting. The motion was seconded by Mrs. Yamakaitis and was ordered approved, with all voting yes except Mr. Brown who abstained. The meeting was adjourned at 8:42 pm.

Respectfully submitted,

Joseph C. Bodek

City Clerk