**COUNCIL MEETING**

**AGENDA MARCH 15, 2016**

**APPROVAL OF MINUTES**

**Regular Meeting Minutes of**

**February 16, 2016**

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**PRESENTATIONS**

**Women’s History Month**

**Raquele Strickland**

**Mary Kostiushko**

**2016 Unity Award for Achievement**

**Joann Fruciano**

**Lori Gonzalez**

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**ORDINANCE TABLED AT THE MEETING OF FEBRUARY 16, 2016**

**#60-3** AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER XXXI, ZONING, OF AN ORDINANCE ENTITLED AN ORDINANCE ADOPTING AND ENACTING THE REVISED GENERAL ORDINANCES OF THE CITY OF LINDEN, 1999.

Delete Section 31-25.5, General Regulations and add new section 31-25.5 (Signs)

**ORDINANCE – HEARING**

**#60-6** Bond ordinance authorizing the resurfacing of various streets in and for the city of Linden and appropriating $2,640,000.00 therefore and authorizing the issuance of $2,508,000.00 in bonds or notes to finance part of the cost thereof.

**#60-7** An ordinance to amend and supplement Chapter VII, traffic, Section 7-10, Parking prohibited at all times on certain streets shall be and the same is hereby amended as follows:

DELETE Side Location

Linden Ave. East Between Carteret St and Park Ave.

ADD:

East Linden Ave. South Beginning at a point 400 feet east of

Carteret St and continuing to Park Ave.

**#60-8** An ordinance to amend and supplement Chapter VII, Section 7-12, Parking Time Limited, shall be and the same is hereby amended as follows:

**DELETE:**

*Street Side Hours Days Location*

East Linden Avenue Both 6:00 am to 5:00 pm Mon-Fri From S. Wood Avenue to the 300 block of E. Linden Avenue

**ADD:**

*Street Side Hours Days Location*

East Linden Avenue Both 6:00 am to 5:00 pm Mon-Fri From S. Wood Avenue to a point 400 feet east of Carteret Street

**#60-9** An ordinance to amend and supplement Chapter VII, Traffic, Section 7-26 Loading Zone, shall be and the same is hereby amended as follows:

**AMEND SECTION 7-26.1**

Name of Street Time Side Location

Spruce Street Monday-Friday West Beginning at a point 96 feet north of

7:00 a.m. to 9:00 a.m the northerly curb-line of W. Blancke St. and

2:30 p.m. to 4:00 p.m. extending to a point 270 feet north W. Blancke

St.

#**60-10** An ordinance to amend and supplement Chapter VII, Traffic, Section 7-33.1A

Handicapped Parking On-street as follows: ADD:

Name of Street Spaces

119 E. Henry St 1

20 E. Curtis St. 1

513 Alexander Ave 1

500 W. Blancke St. 1

S. Wood Ave (3203 Tremley Point Rd) 1

**#60-11**  An ordinance to amend and supplement Chapter VII, Traffic, Section 7-33.1A

Handicapped Parking on Street as follows: Delete:

Name of Street Spaces

119 E. Henry St. 1

4 Clinton St. 1

45 W. 12th St 1

513 Alexander Ave 1

**#60-12** 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 by adding schedule 4-KK-1.

**#60-13** An Ordinance to amend and supplement a Chapter VII, Traffic. That Chapter VII,

Traffic, Section 7-7.3, Temporary Parking Prohibition for Snow Plowing and Removal, shall be and the same is hereby amended.

**CONSENT AGENDA**

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

1. The amount of money collected during the month of February 2016 and turned over to the treasurer’s office is as follows:

2016 Taxes $30,269,400.61

2015 Taxes $349,297.11

2014 Taxes $0.00

Garbage Fee Payments $194,246.01

Garbage Fee Penalty $2,290.00

Municipal Lien Redemption $28,089.04

Duplicate Tax Sale Certificate $0.00

Tax Search $10.00

Lien Redemption Request Fee $0.00

Year End Penalty $6,039.18

Returned Check Fee Paid $20.00

Returned Check Fee Garbage Paid $0.00

Returned Check 2015 ($0.00)

Returned Check 2016 ($0.00)

Returned Check Interest ($0.00)

Returned Online Payment 2016 Taxes ($40,290.50)

Returned Online Interest ($0.00)

Returned Check Garbage Fee ($170.00)

Returned Check Garbage Fee Penalty ($15.00)

Arrears $0.00

Sewer Clean out charge $2,250.00

DPW Reso payments $675.55

Interest $46,014.99

Total $30,857,856.99

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

**Block Lot Redemption Date CTF# Amount**

1 2 2/12/16 14-00001 $1,300.00

24 9 2/16/16 14-00021 $1,400.00

86 4 2/12/16 14-00065 $1,300.00

334 23 2/12/16 14-00234 $1,300.00

421 21 2/16/16 13-00380 $2,400.00

557 10 3/4/16 14-00352 $3,800.00

565 20 3/1/16 14-00359 $1,600.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $13,100.00 payable to: TTLBL, LLC, Attention: John Lemkey, 4747 Executive Drive, Suite 1, San Diego, CA 92121 charging same to account #-6-01-55-276-999-956.

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

**Sale**

**Block Lot Redemption Date CTF# Amount**

137 13 2/22/16 14-00104 $1,200.00

232 3 2/17/16 14-00192 $1,100.00

243 26.01 2/19/16 14-00198 $1,000.00

554 11 2/11/16 14-00343 $1,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $4,500.00 payable to: US Bank Cust for PC5 Sterling National, 50 South 16th Street, Suite #2050, Philadelphia, PA 19102, charging same to account #-6-01-55-276-999-956.

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

**Sale**

**Block Lot Redemption Date CTF# Amount**

154 8 3/1/16 11-00086 $11,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $11,000.00 payable to: Amaco, 125 Rockey Blvd # 623, Bear, DE 19701, charging same to account #-6-01-55-276-999-956.

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

**Sale Block Lot Redemption Date CTF# Amount**

182 3 2/23/16 13-00229 $200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $200.00 payable to US Bank Cust BV Trst 2015-1, 50 South 16th Street, Suite #19, Philadelphia, PA 19102, charging same to account #-6-01-55-276-999-956.

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

**Block Lot Redemption Date CTF# Amount**

278 15 2/25/16 13-00288 $1,000.00

319 1 3/1/16 13-00311 $1,000.00

356 12 3/1/16 13-00331 $900.00

582 5 2/23/16 13-00498 $900.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $3,800.00 payable to: MTAG Cust Fig Cap Invest NJ, 13, P.O. Box 54472, New Orleans, LA 70154, charging same to account #6-01-55-276-999-956.

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

**Sale**

**Block Lot Redemption Date CTF# Amount**

490 6 2/22/16 13-00432 $100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $100.00 payable to: US Bank Cust for Pro Cap 4 & Crdtrs, 50 South 16th Street, Suite #2050, Philadelphia, PA 19102, charging same to account #-6-01-55-276-999-956.

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

**Sale Block Lot Redemption Date CTF# Amount**

537 5 3/7/16 14-00327 $5,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $5,000.00 payable to: PFS Financial 1, LLC US Bank Custodian, 50 South 16th Street-Suite 2050, Philadelphia, PA 19102 charging same to account #6-01-55-276-999-956.

**Refund** Block 165 Lot 14, Old Owner: Joan Beaucamp

New Owner: Vincenzo Bonello - 560 Cleveland Avenue

The above referenced owners Mortgage Company and the title agency have paid the 2015 4th quarter property taxes creating this overpayment and the old owner’s mortgage company is entitled a refund in the amount of $3,006.58.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $ 3,006.58 payable to: Lereta, LLC, Returns & Refunds, 1123 Park View Drive, Covina, Ca 91724 charging same to # 6-01-55-288-999-904.

**Refund** Block 234 Lot 13, A Medina & R. Martinez

1706 Orchard Terrace

The above referenced owners Mortgage Company and the title agency have paid the 2016 1st quarter property taxes creating this overpayment and the owner is entitled a refund in the amount of $2,040.03.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $ 2,040.03 payable to: A. Medina & R. Martinez, 1706 Orchard Terrace, Linden, NJ 07036 charging same to # 6-01-55-288-999-904.

**Refund** Block 305 Lot 10, Nydia L. Vergara

1306 De Witt Terrace

The above referenced owner has paid a partial amount of $300.00, this should have been applied the Linden Roselle Sewerage Authority balance due and was applied to the taxes creating this overpayment and the owner is entitled a refund in the amount of $300.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $300.00 payable to: Nydia L. Vergara, 1306 De Witt Terrace, Linden, NJ 07036, charging same to account #6-01-55-288-999-904.

**Credit** Block 368 Lot 34, Old Owner: Federal National Mortgage

**Balance** New Owner: James Park, 515 Amherst Road

There now exists a credit balance on the above referenced block & lot due to an overpayment by the mortgage company and the title agency on the 2016 1st quarter. The overpayment amount is $2,182.83.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,182.83 payable to: Greater NJ Title Agency, 4 Bridge Street, Metuchen NJ 08840, charging same to account #-6-01-55-288-999-904.

**Refund** Block 570 Lot 31, Former Owner: Librado Zapata

Current Owner: US Bank NA Trustee, 2705 Grasselli Avenue

The above referenced owners Mortgage Company and the title agency have paid the 2015 4th quarter property taxes creating this overpayment and the owner is entitled a refund in the amount of $1,256.69.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $ 1,256.69 payable to Core Logic Tax Services, Attention: Kathy Bishop, 92-16 220th Street, Queens Village, NY 11428 charging same to account #6-01-55-288-999-904.

**(\*\*\*) CITY CLERK’S OFFICE:**

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

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

RA-1503 LHS PTA 50/50 $20.00

RA-1504 LHS PTA Tricky Tray $20.00

RA-1505 FOLAS 50/50 $20.00

RA-1506 FOLAS Tricky Tray $20.00

RA-1507 School #9 PTA 50/50 $20.00

RA-1508 LHS NJROTC 50/50 $20.00

RA-1509 Vietnam Veterans 50/50 $20.00

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

1. Requesting approval to issue a refund to Teamcare in the amount of $649.70 for ambulance services that were provided on December 13, 2014. Payable to Teamcare, PO Box 5126, Des Plains, IL 60017-5126.

Requesting approval to issue a refund to UHC Community Plan in the amount of $65.50 for ambulance services that were provided on November 15, 2013. Payable to UHC Community Plan, Box 31364, Salt Lake City, UT 84131.

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

1. Advising the forty-six (46) Certificates of Occupancy were issued during the month of February, 2016.

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

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

Ron Damerau, as an alternate member beginning April 1, 2016 and terminating March 31, 2018.

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

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

**Department** **Employee** **Title** **Date**

DPW Wayne Szuba Sr. Laborer March 1, 2016

Public Property Joseph Luciano Rec. Supervisor April 1, 2016

Police Department James Maroney Police Officer April 1, 2016

DPW Carolyn Bobenchik Supervising Clerk April 1, 2016

**RESOLUTIONS**

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

2016-131 Resolution awarding a Contract to Villani Bus Company for Bus Transportation at their low quote of $31,915.00

* 1. Resolution approving payments made by the Municipal Treasurer during the month of February 2016 that do not appear on the claims list.

2016-133 Resolution authorizing the issuance of bonds in an aggregate principal amount of $969,000.00 for the purpose of orderly marketing of said bonds into one consolidated issue of $969,000.00

2016-134 Resolution designating the property commonly known as Block 496, Lot 3 on the City Tax Maps as “an area in need of Redevelopment” pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (Known as the Duke Property)

2016-135 Resolution amending Resolution No. 2016-79 to add Mark Clark as the designated Voya Financial Services Financial Planner for the City of Linden City Hall

2016-136 Resolution authorizing the Mayor and City Clerk to execute a deed with City of Linden Board of Education to remove a deed restriction on property previously transferred to the Board of Education. (Sunnyside Library)

2016-137 Resolution approving the award of a contract, in an amount not exceed $16,000.00 to Charles E. Heck to assist the Tax Assessor in the defense of Tax Board Appeals for 2016.

* 1. Resolution authorizing a refund of $1,910.00 to Vinvint Solar, Sayreville, New Jersey, for four (4) residential construction permits.

2016-139 Resolution establishing the current fund operating budget for the period of January 1, 2016 through April 31, 2016 in the sum of $27,209,713.46.

* 1. Resolution establishing the sanitary landfill utility operating budget for the period of January 1, 2016 through April 31, 2016 in an amount not to exceed the sum of $77,533.33.
  2. Resolution introducing the 2016 Temporary Capital Budget:

**Est. Budget Capital Grant Debt**

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

Wood Avenue Streetscape $990,000.00 $990,000.00 $49,500.00 $940,500.00

4 SUV’s – Police Department $198,000.00 $198,000.00 $9,900.00 $188,100.00

Citywide Vehicles $226,800.00 $226,800.00 $11,340.00 $215,460.00

Dell Laptops & Vehicle Mounts $176,000.00 $176,000.00 $8,800.00 $167,200.00

VDI Upgrade w/10BG NIC Cards $154,000.00 $154,000.00 $7,700.00 $146,300.00

ICOP Wireless Upgrade $88,000.00 $88,000.00 $4,400.00 $83,600.00

Police Dept Exterior Vault, Evidence $77,000.00 $77,000.00 $3,850.00 $73,150.00

Lockers, refrigerated Storage Units

Assessment & Planning Study $55,000.00 $55,000.00 $2,750.00 $52,250.00

for the LPD

HVAC Conversion at Firehouses $44,000.00 $44,000.00 $2,200.00 $41,800.00

(2) Automated Sanitation Trucks $803,000.00 $803,000.00 $40,150.00 $762,850.00

With Plows

95 Gallon Garbage Carts $369,600.00 $369,600.00 $18,480.00 $351,120.00

Asphalt $110,000.00 $110,000.00 $5,500.00 $104,500.00

2016-142 Resolution approving the transfer of 2015 appropriations in the amount of $232,400.00 in accordance with the provisions of the Revised Statute 40A:4-58.

* 1. Resolution authorizing the filing of a Municipal Recycling Grant application form with the New Jersey Department of Environmental Protection and Energy, Office of Recycling for year 2015.
  2. Resolution amending resolution 2015-225 authorizing the participation in the United States Department of Defense 1033 Program to include a specific piece of equipment.

2016-145 Resolution honoring RAQUELE STRICKLAND during Woman’s History Month 2016.

* 1. Resolution authorizing the cancelation of tax sale certificate premium monies.
  2. Self-Examination of Budget Resolution.
  3. Resolution approving the introduction of the Calendar Year 2016 Special Improvement District Budget and setting the hearing date on the Budget.
  4. Resolution honoring Mary Kostiushko during Woman’s History Month 2016
  5. Resolution amending Resolution 2016-87 and authorizing the Planning Board to investigate whether the property commonly known on the City’s Tax Maps as Block 469, Lot 38.03 should be designated as an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq.
  6. Resolution appointing Brown and Brown as risk manager for the City of Linden for 2016.

**ORDINANCES FOR CONSIDERATION AT THE**

**MARCH 15, 2016 COUNCIL MEETING**

#60-14 Bond ordinance authorizing the HVAC conversion at firehouses and appropriating $44,000.00 therefore and authorizing the issuance of $41,800.00 in bonds or notes to finance part of the cost thereof.

#60-15 Bond ordinance authorizing the acquisition of Asphalt for the Public Works Department and appropriating $110,000.00 therefore and authorizing the issuance of $104,500.00 in bonds or notes to finance part of the cost thereof.

#60-16 Bond ordinance authorizing the acquisition of sport utility vehicles for the Police Department and appropriating $198,000.00 therefore and authorizing the issuance of $188,100.00 in bonds or notes to finance part of the cost thereof.

#60-17 Bond ordinance authorizing the implementation of a streetscape project along the Wood Avenue corridor and appropriating $990,000.00 therefore and authorizing the issuance of $940,500.00 in bonds or notes to finance part of the cost thereof.

#60-18 Bond ordinance authorizing the acquisition of various items of capital equipment for the Public Works Department and appropriating $1,172,600.00 therefore and authorizing the issuance of $1,113,970.00 in bonds or notes to finance part of the cost thereof.

#60-19 An ordinance to establish a CAP Bank for Calendar Year 2016.

#60-20 An ordinance to amend and supplement CHAPTER VII, TRAFFIC, SECTION 7-42 PARKING FINES, 7-42.1 FINES ESTABLISHED SHALL BE AMENDED AS FOLLOWS: Amend various Parking Fine Amounts.

#60-21 An ordinance to amend and supplement Chapter X, Building and Housing. Section 1. Chapter X, Building and Housing, 10-2.1 Sub code Fees, shall be and the same is hereby amended and supplemented as follows:

Delete Section 10-2.1.1h (1), Building Sub code Fees, in its entirety:

Add Section 10-2.1.1h (1), Building Sub code Fees as follows:

1. Plan Review, Twenty Fire (25%) percent of amount charged for new construction permit in accordance with N.J.A.C. 5-23-4.18(b)1. Said amount is non-refundable in the event the permit is cancelled for any reason.

#60-22 An ordinance to amend and supplement Chapter VII Traffic, 7-33 Handicapped Parking Regulation, 7-33.1A Handicapped Parking On-Street

* 1. Delete: No. of Spaces
     1. Maple Avenue 1

#60-23 Bond ordinance authorizing the acquisition of various items of technology equipment for the Police Department and appropriating $418,000.00 therefore and authorizing the issuance of $397,100.00 in bonds or notes to finance part of the cost thereof.

#60-24 Bond ordinance authorizing an assessment and planning study for the improvement of the Police Department Headquarters and appropriating $55,000.00 therefore and authorizing the issuance of $52,250.00 bonds or notes to finance part of the cost thereof.

#60-25 Bond ordinance authorizing the acquisition of various items of capital equipment for the Police Department and appropriating $77,000.00 therefore and authorizing the issuance of $73,150.00 bonds or notes to finance part of the cost thereof.

#60-26 Bond ordinance authorizing the acquisition of various vehicles for and by the City of Linden and appropriating $226,800.00 therefore and authorizing the issuance of $215,460.00 in bonds or notes to finance part of the cost thereof.

#60-27 An ordinance to amend and supplement Chapter IV, General Licensing as follows:

4-35 Licensing of Taxi Cabs, Delete Section 4-35.1 Definitions

Add Section 4-35.1, Definitions