**Minutes of the Regular**

**Meeting of the 2017 Council of the**

**City of Linden, held Tuesday**

**March 21, 2017**

The regular meeting of the 2017 Council of the City of Linden, was held in the Council Chambers in the City Hall on Tuesday, March 21, 2017 at 7:00 pm. The meeting was called to order by Council President Jorge Alvarez and she 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 Jorge 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:

**ROLL CALL**

Councilwoman Lisa Ormon

Councilman Barry Javick

“ Monty Brooks

“ Peter Brown

Councilwoman Cosby-Hurling

Councilman Robert Sadowski

Councilman Ralph Strano

Councilwoman Michele Yamakaitis

Councilman Armando Medina

Councilwoman Gretchen Hickey

Council President Jorge Alvarez

Mayor Derek Armstead

**APPROVAL OF MINUTES**

Mrs. Yamakaitis moved for approval of the minutes of the February 21, 2017 Council Meeting. The motion was seconded by Mr. Strano and was unanimously ordered approved by a roll call vote.

**PRESENTATIONS**

*Women’s History Month*

Ada Brunner

Sheila Fall

Sylvia Weisbrot

President Alvarez called upon Mrs. Cosby-Hurling and Mrs. Hickey to do the presentations for Women’s History Month. Mrs. Cosby-Hurling spoke about Women’s History Month, noted the desire to honor women from our community for their gifts and talents to the community. Mrs. Cosby-Hurling began by reading the resolution honoring Pastor Sheila Fall. She spoke about how the Pastor inspired her in what she does. Pastor Fall spoke next and thanked God for his guidance, and thanked others for assisting her in what she does. Next Mrs. Hickey read the resolution honoring Ada Brunner for her accomplishments. Mrs. Brunner spoke and noted that volunteer work is the best possible work that one can do, as you get more out of it then you give. She thanked all for the resolution. Mrs. Hickey then read the resolution honoring Sylvia Weisbrot. Ms. Hickey noted that these three woman are all remarkable, and thanked them for all that they do. Ms. Weisbrot spoke about what she tries to teach the children of Linden, about the environment, urged all to get involved, and thanked everyone for the recognition.

*Linden High School*

Varsity Basketball Team

For an

Outstanding Season

President Alvarez called up Mayor Armstead to make the presentation. Mr. Alvarez spoke about being a coach and how some coaches just keep winning, winning and winning, with Coach Coluccio being one. Mayor Armstead began by congratulated the three women honored for Women’s History Month. He also spoke about his long relationship with Pastor Fall in helping the community, and told a story. He urged those looking for a place to volunteer to call the pastor. Mayor Armstead noted that Wood Ave has been named Coach Coluccio Way, and the reasons why. He spoke about Coach Coluccio’s love for his players and how they work so hard, for him, because they love him back. The Mayor noted his love of basketball, and the excellence of the Linden basketball program. Mayor then read the resolution honoring Coach Coluccio and the Linden High School Boys basketball teams accomplishments. The Mayor then presented copies of the resolution to all of the coaches, team and support staff. There was brief pause while the Mayor took pictures with the team.

Mayor’s Proclamation

To

Total Lubricants USA

for 10th years of no lost time due to injury in the workplace

Bernie Kordelski, Quality, Health, Safety & Environment Mgr.

Steve Dalvert, VP of Human Resources

President Alvarez called up Mayor Armstead to make a presentation to Bernie Kordelski and Steve Dalvert of Total Lubricants USA on their outstanding safety record. He read the resolution, which detailed a history of the company, noting some of the unique items that they produce, and their history of employee safety. The Mayor noted the generosity of this company to the youth of Linden. Mr. Kordelski and Mr. Dalvert thanked the Mayor.

**ORDINANCE ON HEARING**

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

further consideration respecting an ordinance entitled:

#61-5 Bond Ordinance authorizing the resurfacing of various streets in the City of Linden and appropriating $2,530,000 therefore and authorizing the issuance of $2,403,500.00 bonds or notes to finance part of the cost thereof.

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. Javick 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:

#61-6 Bond Ordinance amending Bond Ordinance Number 57-45 (Transit Village Enhancement) finally adopted on August 20, 2013. (changing the appropriation to $1,446,000.00 from $,1,046,000.00 and deleting the reference to $600,000.00 expected to be received from the NJ DOT – Federal Transportation Enhancement in connection with the improvement described in Section 3(a)(1) of the Bond Ordinance and substituting in lieu therefor “$1,000,000.00.”)

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

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

Virginia Malik, 1633 Lenape Rd. Ms. Malik asked for a clarification on the ordinance. Mrs. Zack explained that the City was receiving an additional $400,000.00.

There being no other persons to be heard, Mr. Javick 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:

#61-7 An Ordinance to amend and supplement Chapter VII, Traffic:

7-33 Handicapped Parking Regulations

7-33.1A Handicapped Parking On-Street

Name of Street Spaces

ADD

Academy Terrace 1

(For 1125 DeWitt Terrace)

DELETE

1. Richford Terrace 1

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. Ormon 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:

#61-8 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,” adding Schedule 4-LL-2.

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 Mrs. Ormon 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:

#61-9 Bond Ordinance amending Bond Ordinance Number 59-44 (Disaster Recovery Project) finally adopted on November 10, 2015. (Changing the appropriation to $687,500.00 from $605,000.00; changing the down payment from $30,250.00 to $34,375.00 and changing the Section 20 costs from $60,500.00 to $68,000.00.

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

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

There being no persons to be heard, Mr. Medina 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:

#61-10 Bond Ordinance providing an appropriation of $500,000.00 for closure of the Linden Sanitary Landfill for and by the City of Linden, and authorizing the issuance of $475,000.00 Bonds or Notes of the City for Financing Part of the Appropriation.

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.

Diane Wilverding, 150 E. Morris Ave. Ms. Wilverding commented on how the dump drives her insane. She asked council to hire an employee to oversee the landfill, and asked what the funds were going to be used for. Mr. Vircik explained the uses of the funds. He noted this bond issue was funding the resolutions, later in the agenda, regarding the landfill. Mrs. Zack also spoke about the purpose of the bond ordinance. Mrs. Wilverding asked council to hire an engineer, as an employee to do this work. Mr. Brown responded that it has been looked at, and why it did not happen.

Virginia Malik, 1633 Lenape Rd. Ms. Malik asked when the landfill was officially closed and capped. Mr. Vircik responded. Ms. Malik offered her opinion of what the language in the ordinance should say in order to avoid confusion.

There being no persons to be heard, Mr. Strano moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mrs. Ormon 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:

#61-11 Bond Ordinance authorizing brook, storm and sanitary improvements and removal of underground storage tanks at various locations citywide in and for the City of Linden, appropriating $1,045,000.00 therefore and authorizing the issuance of $992,750.00 bonds or notes to finance part of the cost thereof.

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.

Ed Kaminski, Maple Ave. Mr. Kaminski asked if the underground tanks removal was for Linden residents or for City owned property. Mr. Vircik responded for City property.

There being no persons to be heard, Mr. Javick 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.

**CONSENT AGENDA**

**(\*\*\*) Tax Collector:**

1. The amount of money collected during the month of February 2017 and turned over to the treasurer’s office is as follows:

2017 Taxes $28,574,142.22

2016 Taxes $276,880.73

2015 Taxes $1,338.51

Garbage Fee Payments $291,818.85

Garbage Fee Penalty $1,430.00

Municipal Lien Redemption $0.00

Duplicate Tax Sale Certificate $0.00

Tax Search $0.00

Lien Redemption Request Fee $0.00

Year End Penalty $1,449.78

Returned Check Fee Paid $20.00

Returned Check Fee Garbage Paid $20.00

Returned Check 2017 (10,634.76)

Returned Check 2016 ($0.00)

Returned Check Interest ($0.00)

Returned Online Payment 2017 Taxes ($5,054.39)

Returned Online Interest ($0.00)

Returned Check Garbage Fee ($120.00)

Returned Check Garbage Fee Penalty ($5.00)

Adv. Before Tax Sale $0.00

Premium $0.00

Sewer Clean out charge $2000.00

DPW Reso payments $255.00

Interest $25,062.93

Total $29,158,603.87

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

Block Lot Redemption Date CTF# Amount

48 5 3/8/17 14-00042 $1,600.00

85 9.02 2/21/17 14-00064 $3,800.00

87 9 2/21/17 13-00108 $2,600.00

245 1 2/24/17 13-00277 $3,000.00

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: TTLBL, LLC, Attention: John Lemkey, 4747 Executive Drive, Suite 1, San Diego, CA 92121 charging same to account #-7-01-55-276-999-956.

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

lot.

Block Lot Redemption Date CTF# Amount

52 6 3/8/17 14-00043 $1,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,000.00 payable to: US Bank Cust for PC5 Sterling National, 50 South 16th Street, Suite #2050, Philadelphia, PA 19102, charging same to account #-7-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2014 & 2016 tax sale on the following

blocks & lots.

**Block Lot Redemption Date Cert# Premium**

97 10 3/7/17 13-00118 $1,700.00

106 17 3/10/17 15-00064 $1,000.00

154 11 2/16/17 13-00201 $1,300.00

159 4 3/7/17 13-00207 $1,300.00

197 15 3/10/17 15-00130 $1,000.00

315 13 2/21/17 15-00195 $1,500.00

335 12 3/8/17 14-00235 $1,300.00

514 6 3/8/17 15-00301 $1,400.00

545 38.01 3/8/17 15-00316 $1,300.00

552 1 3/7/17 15-00324 $5,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $16,800.00 payable to: MTAG Cust Fig Cap Invest NJ, 13, P.O. Box 54472, New Orleans, LA 70154, charging same to account #7-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2016 tax sale on the following block &

lot.

**Block Lot Redemption Date CTF# Amount**

120 2 3/8/17 15-00082 $1,100.00

163 23 3/10/17 15-00110 $1,400.00

342 7 2/28/17 15-00203 $1,100.00

550 2 2/24/17 15-00323 $1,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $4,600.00 payable to: FWDSL & Associates, LP, Attention: Jared Cucci, 17 W. Cliff Street, Somerville, NJ 08876 charging same to account #-7-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2016 tax sale on the following block &

lot.

Block Lot Redemption Date CTF# Amount

152 19 2/27/17 15-00105 $2,400.00

174 27 2/14/17 15-00118 $2,300.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $4,700.00 payable to US Bank Cust BV002 Trst & Crdtrs, 50 South 16th Street, Suite #2050, Philadelphia, PA 19102, charging same to account #-7-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2013 tax sale on the following blocks

& lots.

**Block Lot Redemption Date CTF# Amount**

532 3.01 3/9/17 12-00261 $31,900.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $31,900.00 payable to: Ace Plus, LLC, 1416 Ave L, Brooklyn, NY 11230, charging same to account #-7 -01-55-276-999-956.

**Credit Balance** Block 174 Lot 5, 309 Roselle Street

2017 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: Joseph & Frances Slugai, 309 Roselle Street, Linden, NJ 07036 charging same to account #7-01-08-607-011.

**Tax Court** Block 432 Lot 2.02, Bach Realty, LLC

**Judgement** 2411 Urbanowitz Avenue

The above referenced property owners are entitled to a refund due to a Tax Court of New Jersey judgment reducing the assessment by 25,000 for the tax years 2012, 2013 & 2016 creating a total overpayment of $4,541.25 ($1,426.00 + 1,483.75 + 1,631.50).

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $4,541.25 payable to Bach Realty, LLC C/O Zipp, Tannenbaum & Caccavelli, LLC Attorney Trust Account, 280 Raritan Center Parkway, Edison, NJ 08837, charging same to account #7-01-55-275-999-000.

**Tax Court** Block 433 Lot 1.02, Pearce Realty, LLC

**Judgement** 2400 Urbanowitz Avenue

The above referenced property owners are entitled to a refund due to a Tax Court of New Jersey judgment reducing the assessment by 10,000 for the tax years 2012, 2013, 2014 & 2015 creating a total overpayment of $2,407.10 ($570.40 + 593.50 + 615.50 + 627.70).

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,407.10 payable to Pearce Realty, LLC C/O Zipp, Tannenbaum & Caccavelli, LLC Attorney Trust Account, 280 Raritan Center Parkway, Edison, NJ 08837, charging same to account #7-01-55-275-999-000.

**Tax Court** Block 433 Lot 3, New Birch Realty, LLC

**Judgement** 400 Aston Avenue Rear

The above referenced property owners are entitled to a refund due to a Tax Court of New Jersey judgment reducing the assessment by 25,000 for the tax years 2012, 2013, 2014 & 2015 creating a total overpayment of $ 6,017.75 (1,426.00 + 1,483.75 + 1,538.75 + 1,569.25).

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $ 6,017.75 payable to: New Birch Realty, LLC C/O Zipp, Tannenbaum & Caccavelli, LLC Attorney Trust Account, 280 Raritan Center Parkway, Edison, NJ 08837, charging same to account #7-01-55-275-999-000.

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

**Balance** 2017 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 2017.

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 #-7-01-08-607-011.

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

2017 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 2017.

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 #-7-01-08-607-011.

**Credit Balance** Block 465 Lot 14, 210 Jefferson Avenue

2017 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 2017.

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: Marion Reeber, 210 Jefferson Avenue, Linden, NJ 07036 charging same to account #-7-01-08-607-011.

**Credit** Block 525 Lot 9, 914 Woodlawn Avenue

2017 Garbage Fee Appeal

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 2017 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: Evelyn Marchine, 914 Woodlawn Avenue, Linden, NJ 07036, charging same to account #-7-01-08-607-011.

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

2017 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 #-7-01-08-607-011.

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

1. Advising that he has made the following appointments to the Environmental Commission:

Appointing Judy Miller, effective April 1, 2017 and terminating March 31, 2020

Re-Appointing Mary Purves, effective April 1, 2017 and terminating March 31, 2020

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

1. Advising that the following City of Linden employee has filed for retirement:

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

Police Department Peter Matlosz Police Officer April 1, 2017

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

1. Requesting approval of the following refunds:
2. Charles Leverette is entitled to a refund in the amount of $1.00 for service that was provided on 11/2/2016. Therefore, it would be in order of the council to authorize the treasurer to issue a check payable to Charles Leverette, 327 W. Runoyn, Apt. 2, Newark, NJ 07108.
3. Margaret Smith is entitled to a refund in the amount of $50.00 for service that was provided on 1/1/2016. Therefore, it would be in order of the council to authorize the treasurer to issue a check payable to Margaret Smith, 818 Allen St., Apt K, Linden, NJ 07036.
4. Simon Thomas is entitled to a refund in the amount of $100.00 for service that was provided on 6/27/2016. Therefore, it would be in order of the council to authorize the treasurer to issue a check payable to Simon Thomas, 930 Bergen Ave, Linden, NJ 07036.
5. Albert Innamorato is entitled to a refund in the amount of $15.00 for service that was provided on 9/1/2016. Therefore, it would be in order of the council to authorize the treasurer to issue a check payable to Albert Innamorato, 61 Herding Ave., Clark, NJ 07066.
6. Peter Cataldo is entitled to a refund in the amount of $200.00 for service that was provided on 5/20/2010. Therefore, it would be in order of the council to authorize the treasurer to issue a check payable to Peter Cataldo, 31 Highland Dr., Jackson, NJ 08527.
7. Anthony Bestreski is entitled to a refund in the amount of $66.00 for service that was provided on 11/24/2015. Therefore, it would be in order of the council to authorize the treasurer to issue a check payable to Anthony Bestreski, 1190 W. St. George Ave., Apt. A37, Linden, NJ 07036.
8. CSDCMAC Refund – Luis Pachon is entitled to a refund of $125.00 for a Certificate of Smoke Detector and Carbon Monoxide Alarm Compliance that was already completed and paid for by the previous bank owner. Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $125.00 payable to Luis Pachon, 327 Edgewood Road, Linden, NJ.

**(\*\*\*) CITY CLERK:**

1. Requesting approval of the following bingo/raffle applications which have been submitted to the City Clerk’s Office.

**Application #** **Organization** **Fees**

RA-1606 Somerset Home for $20.00

Displaced Children

RA-1607 FOLAS $20.00

RA-1608 FOLAS $20.00

1. **GALLOPING HILL CRUISERS CAR SHOW:**

Requesting approval to hold Classic Car Shows on Monday evenings from May 8th through October 30, 2017 from 5pm to 9pm at Aviation Plaza. The event will be held in conjunction with the Mayor, Council and City of Linden. The requirements of municipal code section 4-21 shall be waived and the insurance certificate shall be provided by the City of Linden as co-sponsors.

Mr. Brown moved for approval of Consent items #1 through #6. The motion was seconded by Mr. Brooks, and was unanimously ordered approved by a roll call vote.

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

FIRST WARD

Mrs. Ormon wished everyone a happy spring. She next gave a report of the Revenue Enhancement Committee, noting that a lot of projects have been started, but are not moving the way the Committee had hoped. The Committee, Mayor and team are committed to putting the iron to the fire to get the projects moving. Next Mrs. Ormon reported on a meeting the Mayor had with the grant writer, to discuss a possible grant for another supermarket to locate into the former Pathmark site. She explained the basis for the grant and why the City may qualify.

Mrs. Ormon informed all about the local paper shredding event that would be held this weekend and provided the details on the event, and how this event came about. She then spoke about a house break-in, in the First Ward and spoke about public safety, as it relates to this type of event. She commended the Linden Police Department for all that they did in apprehending the suspect. She provided hints on how resident can keep themselves safe. Mrs. Ormon provided details on how residents could contact her. Lastly she invited First Ward residents to participate in her annual Easter egg hunt and provided details on that event.

SECOND WARD

Mr. Javick spoke about the recent snow storm and the job done by DPW for cleaning up the town. Next he talked about the potholes that were developing and asked residents of the Second Ward to report the potholes, in their neighborhood to him, so that he can get them fixed. He also provided details on the paper shredding event and invited residents to participate.

Mr. Javick informed all about a tricky tray fundraiser for the Friends of the Linden Animal Shelter (FOLAS), and provided details on it. He next reported on the Landfill project, and talked about how it was going to help with the burdensome cost of the landfill closure. He then reported acts of vandalism that has occurred at the Hawk Rise. He asked all to be vigilant and report anything that they see.

THIRD WARD

Mr. Brown had no report.

FOURTH WARD

Mr. Brooks gave the report of the Transportation and Parking Division. The total collected, from all sources, for the month of February 2017 was $60,794.64. Next he gave the report of the City Clerk’s Office for the month of January 2017. A Total of $4,422.48 was collected from all sources in City Revenue and $600.00 in State fees.

Mr. Brooks reported on the recent Fourth Ward Community meeting he held at the LMPC. He added that he holds these community meetings monthly. Next he provided an update on the work being done at Dr. Martin Luther King Park, and the delay’s caused by the weather. He described the work that will be done and that it will be done prior to the start of summer programs. Next Mr. Brooks spoke about the roof at the LMPC center, leaking, and the roof repair work that was being done. He noted the work and equipment repairs that were taking place with in the building.

Mr. Brooks thanked the member of Emanuel Tabernacle Church for allowing him to have a financial aid workshop there. He provided details on the workshop and its attendance. Next he spoke about the need to be a good neighbor, what that involves, and applied it to an issue at Hattie Johnson Park. He noted that the park is not a place to walk or curb your dog. It is a small park and children play there. He informed all that he has asked the neighbors to report those who are curbing their dog. Mr. Brooks outlined a specific area of the Fourth Ward, noted that it was not a dumping ground and asked residents, of the area, to call him to report any illegal dumping going on. He asked if possible to get a license plate number, but not to confront anyone. He provided his contact information.

FIFTH WARD

Mrs. Cosby-Hurling gave the report of the Construction Code Department. A total of $84,804.00 was collected for permits and certificates issued for the month of February 2017. She noted that she was liaison to the Linden-Roselle Sewerage Authority, but there meeting was until tomorrow, so she would have a report next month. She also noted that she was liaison to the Linden Housing Authority, provided the date of their next meeting, and explained that they have not met since January.

Mrs. Cosby-Hurling next gave a report on Fifth Ward items. She informed all that the cardboard cutout dogs, for Iozzi Park, to chase the geese, have been received, and will be placed soon. She also explained that a trash can would be placed in the park for people walking their dogs to place the dog waste in. Next she spoke about areas of the Fifth Ward that were dark, and see if increased street lighting could be installed. Mrs. Cosby-Hurling announced that the community garden would be coming back to Iozzi Park this spring, and further information would be forthcoming.

Mrs. Cosby-Hurling talked about missing street signs in the Fifth Ward, and a project, started last year, by Engineering to help document the signs in town, so that when they are missing they can be easily replaced. Next she announced a number of activities that she was requesting Fifth Ward residents save the date for. The first was that of the community meeting, the topic of discussion would be reactivating the 5th Ward block watch program. She then spoke about a fundraiser for the American Cancer Society to be held at Linden Lanes and a paint party to raise money for the 5th Ward Friends of Life, American Cancer Society Team. Mrs. Cosby-Hurling provided details on the Linden High School Tricky Tray, and the annual NAACP dinner. Last month, she had conducted the annual Black History Program, and spoke about those honored and the reasons why.

Mrs. Cosby-Hurling urged residents to stop at the multi-purpose center to see the awesome display, created by Mildred Curry Ford on the history of the center. She then spoke about her activities in conjunction with read across America day, provided her contact information and explained how 5th Ward residents could get alert system updates. Mrs. Cosby-Hurling concluded by speaking about an additional fundraiser for the American Cancer Society. She spoke about three restaurants, in town that were selling “Stars,” the money would be donated to the Society and what would be done with the “Stars.”

SIXTH WARD

Mr. Sadowski gave the report of the Fire Committee. The Fire Prevention Bureau collected $5,976.85 for the month of February 2017. The ambulance reimbursement system collected a total of $67,046.06 for the month of February, 2017, bringing the year to date total to $126,633.86. Next Mr. Sadowski spoke about the FMBA locals 34 and 234 awards dinner held in February. He detailed the awards given, and noted that there will be Linden firefighters who will be recognized at the State FMBA awards dinner. Mr. Sadowski announced that the Linden Fire Department volunteers, in conjunction with the American Red Cross will be canvasing sections of the Sixth and Seventh Ward to provide and install smoke detectors to residents. He provided details on the program. He also praised the Fire Department, and Police Department, for their quick response to a medical emergency in his ward.

Mr. Sadowski announced that the automated garbage collection will be coming to the Sixth Ward, and the cans for that collection will be provided to residents in the spring, early summer. He then addressed the issue of tractor trailers parking illegally on Linden Avenue and the ordinance introduced tonight to deal with this issue. Mr. Sadowski informed residents that if they need a special trash pickup to call the DPW to make arraignments, and provided the phone number to use.

Mr. Sadowski noted that he was a member of the Sewerage Authority and reported on the reorganization of the Authority. He spoke about the Linden Senior Men’s Club, which has both male and female members, and urged eligible city residents to join. He provided information on the club.

SEVENTH WARD

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

1. The payment of bills totaling $1,021,542.25, 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 March at the rate of .50%

Mr. Strano moved for approval of the report. The motion was seconded by Mr. Medina and was ordered approved by a roll call vote, with all voting in favor except Mrs. Hickey who abstained.

Mr. Strano announced that ordinance #61-28 being introduced tonight, would correct the parking regulations on South Wood Avenue, between Route 1 and 21st Street. He provided the details on what was being done. He thanked John Venditto and Daniel Antonelli for getting this issue corrected for the residents of the Seventh Ward.

EIGHTH WARD

Mrs. Yamakaitis gave the following report of the Personnel Committee:

1. From the Personnel Division:
   * 1. FMLA/NJFLA requests:

Employee ID#908713, NJFLA leave from February 10, 2017 to May 20, 2017

Employee ID#000562, FMLA leave from March 8, 2017 to June 7, 2017

Employee ID#000724, intermittent FMLA Leave from 1/1/17 to 12/31/17

* 1. Accept the retirement of Lt. Jeff Clark effective July 1, 2017

1. In the Department of Public Property, Division of Municipal Garage, the provisional appointment of John Sheehy as a mechanic effective February 23, 2017.
2. In the Department of Police the hiring of five Public Safety Telecommunicator Trainees pending the successful completion of their background investigation effective April 3, 2017 at the starting salary of $35,000.00:
   1. Alexandra Pirozzoli
   2. Cyntasia Battle
   3. Michael Clemendore
   4. Ericka Payne
   5. Diarra Askew
   6. Elizabeth Simoes
3. Permission is granted to post the following positions:
   1. Post for two Diesel Mechanics for the DPW Garage
   2. Post for a Welder tier 2
   3. Post for an Electrician
   4. Post for an Electrical Sub code Official/Electrical Inspector
4. In the Department of Public Property, the Division of Recreation the seasonal hiring of the following:
   1. Velvet Becton, Recreation Leader, LMPC at the rate of $12 per hour
   2. Kevin Garganta, Lights Operator/Bathroom, Memorial Park rate of $8.38 per hour
   3. Jake Orcutt, Lights Operator/Bathroom, Memorial Park rate of $8.38 per hour

Mrs. Yamakaitis moved for approval of the Personnel Report. The motion was seconded by Mrs. Ormon and was ordered approved, by a roll call vote, with all voting in favor, except for Mrs. Cosby-Hurling, who voted no to Item #2. Mrs. Cosby-Hurling gave her reasons for voting no to item #2.

Mrs. Yamakaitis gave her 8th Ward report. She began by announcing the details of the 8th Ward Easter Egg hunt. She then explained that she was receiving calls about the street markings, on Bedle Place, and explained their purpose, that the utility lines will be placed underground. Mrs. Yamakaitis announced that a blinking stop sign has been placed at Bachelor Ave. She noted her efforts to get a four-way stop sign at that location, but it did not meet the criteria. She added that she has requested traffic studies, in other areas of the ward, and is still awaiting their completion.

Mrs. Yamakaitis announced the details of the April community meeting, and the topics that will be covered. She gave a special thank you to Sinai Christian Academy, for allowing residents to park their cars in the parking lot so that the streets can be cleared for plowing. She spoke about how good of neighbors they were. She noted an issue that occurred, as a result of the school leaving their gates open.

NINTH WARD

Mr. Medina began with his library report. He announced various programs and fundraisers that were being sponsored by the Friends of the Linden Library. He noted that the Friends has adopted an Air Force group that is being deployed to Afghanistan, and explained how residents can assist. He asked residents to consider joining the Friends, and volunteering to help.

Mr. Medina spoke about request he gets, in the 9th Ward, for four-way stop signs, and like Mrs. Yamakaitis, the traffic study doesn’t always bear out the need. The blinking stop signs do help prevent accidents. Next he talked about streets, in the 9th Ward that will be paved, and will post the list on various websites. He then addressed the issue of potholes. Mr. Medina thanked DPW for the job they did in last week’s snow storm, and provided his contact information.

TENTH WARD

Mrs. Hickey gave a report on this year’s Union County St. Patrick’s Day Parade. She spoke highly of the parade. Next she spoke about the Linden Housing Authority, and a Linden couple who volunteer to cook corn beef meals, for two days, for the residents of the buildings. She thanked them. Mrs. Hickey spoke about the recent snow storm, and thanked the residents who got their cars off the streets. She asked residents not to throw snow back into the streets, and spoke about issues related to parking at the Lincrest Apartments.

Mrs. Hickey noted that all of the Council members contact information is available on the City website. She added that she tries to get back to all of her residents as quickly as possible. She discussed further the issue of parking during snow storms. Mrs. Hickey spoke about her leaving last month’s Council meeting, her leaving early, due to a bomb scare in the Tenth Ward. She praised the first responders, and called them fabulous. She discussed issues related to the evacuations of residents due to a possible bomb, and how it was a learning experience. She thanked 7-11 for taking in the residents and providing them with food and shelter. She also talked about possible ways to be better prepared in the future.

Mrs. Hickey discussed issues related to her requesting funding for OEM, and that it was not the case that it prevented the hiring of firemen. She spoke about the importance of OEM. Lastly, Mrs. Hickey noted that the ROTC was having its last fundraiser of the year, and provided details on it.

**MAYOR’S REPORT**

Mayor Armstead reminded everyone about the Linden First Program, and obtaining employment for Linden residents. He explained that in meeting with the City’s grant writers, the City because of the numbers in this program, maybe eligible for a grant to provide employment training. The Mayor announced the details of the paper shredding event that would be held this Saturday. He also announced that the date of the Kids in Park program, and provided details on it.

Mayor Armstead reminded all that the second anniversary of the tragic death of two Linden residents in a motor vehicle accident, and asked for a moment of silence, in their memory. He informed residents, that since becoming a full time mayor he has an open door policy, for all residents, and if they cannot come in he will also respond quickly to their emails.

Mayor Armstead announced that a Galloping Hill Cruisers car show would be coming, on a weekly basis to Aviation Plaza. The City of Linden is one of the sponsors. He provided details on the event and noted that there is no charge. The Mayor also spoke about a resolution, on tonight’s agenda, which will authorize the City to study the current Walmart shopping center property and possibly turning it into warehouse space. He further spoke about a second resolution, to study the old Cantor property, to determine if it can be declared an area in need of redevelopment and the reasons for this being done. Mayor Armstead also reported on the St. Georges Ave redevelopment property, and how the efforts to develop it are moving forward.

Mayor Armstead spoke about his Uncle Maurice, and his uncle spending five years in jail for a crime he did not commit. He noted that if surveillance camera’s had existed then as they do today, it might not have happened. He stressed the importance of camera’s and how their existence can stop people from making false accusations, or proving accusations to be false. Cameras don’t lie.

**COUNCIL PRESIDENT’S REPORT**

President Alvarez thanked DPW for the job they did in removing snow during the last snow storm. He spoke about St. Patrick’s Day, hoping that all stayed safe. President Alvarez wished Ninth Ward resident, McKenzie Honan a Happy Eleventh Birthday, and noted that it falls on St. Patrick’s Day.

**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.

Virginia Malik, 1633 Lenape Rd asked to remove Resolution #2017-144

John Roman, 15 W. Linden Ave. asked to remove Resolution #2017-148

John Principato 1706 Westover Rd. asked to remove Resolution #2017-148

Diane Wilverdine, 150 E. Morris Ave. Asked to remove Resolutions #2017-147 & 148

Edward Kaminski, 201 Maple Ave., asked to remove Resolution #2017-149

Mr. Brooks moved for approval of Resolutions #2017-131 through #2017-170, with the exception of 2017-144, 2017-147, 2017-148 and 2017-149. The motion was seconded by Mr. Brown and was ordered approved by a roll call vote, with all voting in favor except Mrs. Cosby-Hurling who voted no to 2017-142, and #2017-155, and abstained on 2017-152; and Mr. Strano who abstained on 2017-143.

**RESOLUTION: 2017-131**

**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:**

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| 2 | HP Compaq DC7900 - MXL9281L9X, MXL9281L9L | | | | | |
| 2 | HP Workstation xw4300 - 2UA62404ZT, 2UA62404ZM | | | | | |
| 1 | HP Color LaserJet CM2320nf MFP - CNF9C19XHX | | | | | |
| 1 | HP OfficeJet 6210 - CN5BBEG1XF | | | |  |  |
| 1 | HP LaserJet M1522nf - CNF893T22J | | | |  |  |
| 1 | HP LaserJet 1022n - VNB3D29857 | | | |  |  |
| 1 | HP LaserJet P2035 - CNB9G38988 | | | |  |  |
| N |  |  |  |  |  |  |

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| 1 | Dell Inspiron 5100 - 1YQPN31 | | | | |  |  |  |
| 1 | Dell E173FPb - CN-OU4931-46633-49K-26FS | | | | | | |  |
| 1 | Dell 1707FPc - CN-0CC532-64180-632-0G9S | | | | | |  |  |
| 1 | Dell PowerEdge 860 - 14GMZD1 |  |  |  |  |  |  |  |
| 1 | Dell B3460dn - 82DKSS1 | | | | |  |  |  |
| 2 | Dell C3760dn - 9S5WXS1, BS5WXS1 | | | | |  |  |  |
| 2 | Dell C3765dnf - FG75WW1, F5B5WW1 | | | | |  |  |  |
| 2 | Panasonic Toughbook CF-30 - 9HKYA77909, 9HKYA77893 | | | | | | | |
| 1 | A Open F7SJS - 50800288LE49 | | | | |  |  |  |
| 1 | Epson Stylus Photo 1400 - JN7E071751 |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |
| 1 | HP L1945w - 3CQ9195FPQ |  |  |  |  |  |  |  |

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

**RESOLUTION: 2017-132**

**RESOLUTION FOR BUS TRANSPORTATION FOR VILLANI BUS COMPANY BY QUOTATIONS FOR THE CITY OF LINDEN**

**WHEREAS**, the City of Linden wishes to purchase bus transportation services for the City of Linden; and

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

**WHEREAS,** Villani Bus Company, 811 E. Linden Avenue, Linden, NJ 07036 was solicited for quotations; and

**WHEREAS,** Villani Bus Company provided the most advantageous quote, price and others factors considered in the amount not to exceed $32,205.00; and

**WHEREAS**, the Chief Finance Officer has certified the availability of funds for this award, which will be charged to the following:

7-01-28-370-199-271 $17,285.00

T-14-56-850-000-107 14,920.00

**NOW THEREFORE BE IT RESOLVED** Villani Bus Company be awarded a contract to supply bus transportation services at the low quote of $32,205.00.

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

**RESOLUTION: 2017-133**

**RESOLUTION AUTHORIZING THE USE OF A STATE CONTRACT FOR THE PROVISION OF SOFTWARE LICENSES AND RELATED SERVICES DELL MARKETING, LP**

**WHEREAS**, the City of Linden wishes to obtain licensing and various services from an authorized vendor under the State of New Jersey contract A89850 (M0003) awarded to Dell Marketing, LP, One Dell Way, Round Rock, Texas 78682 an authorized vendor and,

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and,

**WHEREAS**, Dell marketing, LP has been awarded Contract No A89850 (M0003) for the provision of software license and related services; and,

**WHEREAS**, the Purchasing Agent recommends the utilization of this contract on the grounds that it represents the best means available to obtain services for; and,

**WHEREAS**, the amount of the service is not to exceed $41,343.33 and,

**WHEREAS**, the Chief Finance Officer has certified the availability of funds for this contract, which will be charged to account number 7-01-22-295-207-272.

**NOW THEREFORE BE IT RESOLVED** by the City of Linden that Dell Marketing, LP be awarded a contract for a term of one year or until new awards are made; and,

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

**RESOLUTION: 2017-134**

**STATE CONTRACT RESOLUTION FOR MAINTENANCE SERVICES - POLICE & FIRE SYSTEMS FROM QUEUES ENFORTH DEVELOPMENT, INC.**

**WHEREAS**, the City of Linden wishes to obtain maintenance services for Police and Fire systems from an authorized vendor under the State of New Jersey contract A83889 awarded to Queues Enforth Development, Inc., 92 Montvale Avenue Suite 4350, Stoneham, MA 02180-3647 an authorized vendor and,

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and,

**WHEREAS**, Queues Enforth Development, Inc. has been awarded Contract No A83889 for the provision of radio communications accessories and service; and,

**WHEREAS**, the Purchasing Agent recommends the utilization of this contract on the grounds that it represents the best means available to obtain services for; and,

**WHEREAS**, the amount of the service is not to exceed $43,036.00 and,

**WHEREAS**, the Chief Finance Officer has certified the availability of funds for this contract, which will be charged to account number 7-01-25-250-314-273.

**NOW THEREFORE BE IT RESOLVED** by the City of Linden that Queues Enforth Development, Inc. be awarded a contract for a term of one year or until new awards are made; and,

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

**RESOLUTION: 2017-135**

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

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

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

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

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

Block 78 Lot 3 1116 E. Blancke Street

Block 51 Lot 2 1206 E. St. Georges Avenue

Block 385 Lot 23 2844 N. Stiles Street

Block 178 Lot 19 1112 Walnut Street

Block 207 Lot 24 830 N. Wood Avenue

Block 500 Lot 4 924 Worth Avenue

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

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

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

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

Block 78 Lot 3 1116 E. Blancke Street $650.00

Block 51 Lot 2 1206 E. St. Georges Avenue $210.00

Block 385 Lot 23 2844 N. Stiles Street $435.00

Block 178 Lot 19 1112 Walnut Street $320.00

Block 207 Lot 24 830 N. Wood Avenue $750.00

Block 500 Lot 4 924 Worth Avenue $240.00

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

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

**RESOLUTIION: 2017-136**

**CITY OF LINDEN**

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

**WHEREAS**, a tax sale certificate #12-00105 on block 137 lot 1 was sold on June 14, 2013;

**WHEREAS**, a premium of $ 10,300.00 was paid on this certificate; and

**WHEREAS**, Stacey L. Carron, Tax Collector has verified that no redemption has taken place, and the lien holder of tax sale certificate #12-00105, DBW TL HOLDCO 2013 LLC, US BANK Has foreclosed on February 16, 2017 and recommends said premium, totaling $10,300.00, be canceled and turned over the City Treasurer.

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

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

**RESOLUTION: 2017-137**

CITY OF LINDEN

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

**WHEREAS**, a tax sale certificate #12-00268 on block 545 lot 5 was sold on June 14, 2013;

**WHEREAS**, a premium of $ 4,100.00 was paid on this certificate; and

**WHEREAS**, Stacey L. Carron, Tax Collector has verified that no redemption has taken place, and the lien holder of tax sale certificate #12-00268,US BANK CUST BVTRST 2015-1/ QUEEN EQUITIES, LLC has foreclosed on June 30, 2016 and recommends said premium, totaling $4,100.00, be canceled and turned over the City Treasurer.

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

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

**RESOLUTION: 2017-138**

**RESOLUTION FOR STATE CONTRACT PURCHASE OF DUTY WEAPONS AND HOLSTERS FOR THE POLICE DEPARTMENT FROM ATLANTIC TACTICAL**

**WHEREAS**, the City of Linden wishes to purchase Police Department Duty Weapons and Holsters from an authorized vendor under the State of New Jersey contract A81319/A82102, awarded to Atlantic Tactical, 14 Worlds Fair Drive, Somerset, NJ 08873, an authorized vendor and,

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and,

**WHEREAS**, Atlantic Tactical has been awarded Contract # A81319/A82102 for the provision of Police and Homeland Security equipment/supplies supplemental; and,

**WHEREAS**, the Purchasing Agent recommends the utilization of this contract on the grounds that it represents the best means available to obtain services for; and,

**WHEREAS**, the amount of the service is not to exceed $94,140.00 and,

**WHEREAS**, the Chief Finance Officer has certified the availability of funds for this contract, which will be charged to account number C-04-55-902-654-919.

**NOW THEREFORE BE IT RESOLVED** by the City of Linden that Atlantic Tactical be awarded a contract for a term of one year or until new awards are made; and,

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

**RESOLUTION: 2017-139**

**RESOLUTION AMENDING A RESOLUTION ENTITLED “RESOLUTION APPOINTING GEORGE KOSTREY**

**A MEMBER OF THE CONSTRUCTION BOARD OF APPEALS”, PASSED NOVEMBER 11, 2014 AND APPROVED NOVEMBER 12, 2014**

**WHEREAS,** the City of Linden a passed Resolution 2014-407 at its November 11, 2014 Council Meeting entitled, “Resolution appointing George Kostrey a member of the Construction Board of Appeals”; and

**WHEREAS,** said appointment was not consistent with N.J.S.A. 52:27D-127a; and

**NOW, THEREFORE** **BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN:** said Resolution is amendedas follows:

That George Kostrey**,** residing in the City of Linden, County of Union and State of New Jersey, being a qualified as a Fire Protection Subcode Official, be and he hereby is appointed business/professional member of the Construction Board of Appeals of the City of Linden pursuant to N.J.S.A. 52:27D-127a and an ordinance entitled, "AN ORDINANCE OF THE CITY OF LINDEN ESTABLISHING A STATE UNIFORM CONSTRUCTION ENFORCING AGENCY, A CONSTRUCTION FEE SCHEDULE AND A CONSTRUCTION BOARD OF APPEALS PURSUANT TO CHAPTER 217, LAWS OF NEW JERSEY 1975 AND TITLE 5, CHAPTER 23 OF THE NEW JERSEY ADMINSTRATION CODE", passed December 21, 1976 and approved December 22, 1976, as amended, and A RESOLUTION APPOINTING MEMBERS OF THE CONSTRUCTION BOARD OF APPEALS PURSUANT TO CHAPTER 217, LAWS OF NEW JERSEY 1975 AND TITLE 5, CHAPTER 23 OF THE NEW JERSEY ADMINISTRATIVE CODE, passed November 8, 1978 and approved November 9, 1978, to serve a four (4) year term, commencing November 8, 2015 and expiring November 8, 2019 until his successor is appointed and qualifies.

**RESOLUTION: 2017-140**

**RESOLUTION AMENDING A RESOLUTION ENTITLED “RESOLUTION APPOINTING AN ALTERNATE MEMBER TO THE CONSTRUCTION BOARD OF APPEALS”, PASSED FEBRUARY 16, 2016 AND APPROVED FEBRUARY 17, 2016**

**WHEREAS,** the City of Linden a passed Resolution 2016-113 at its February 16, 2016 Council Meeting entitled, “Resolution appointing an Alternate Member to the Construction Board of Appeals”; and

**WHEREAS,** said appointment was not consistent with N.J.S.A. 52:27D-127a; and

**NOW, THEREFORE** **BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN:** said Resolution is amendedas follows:

That Zbigniew Swierski**,** residing in the City of Linden, County of Union and State of New Jersey, being a Journeyman (Plumbing Alternate), be and he hereby is appointed a member of the Construction Board of Appeals of the City of Linden pursuant to N.J.S.A. 52:27D-127a and an ordinance entitled, "AN ORDINANCE OF THE CITY OF LINDEN ESTABLISHING A STATE UNIFORM CONSTRUCTION ENFORCING AGENCY, A CONSTRUCTION FEE SCHEDULE AND A CONSTRUCTION BOARD OF APPEALS PURSUANT TO CHAPTER 217, LAWS OF NEW JERSEY 1975 AND TITLE 5, CHAPTER 23 OF THE NEW JERSEY ADMINSTRATION CODE", passed December 21, 1976 and approved December 22, 1976, as amended, and A RESOLUTION APPOINTING MEMBERS OF THE CONSTRUCTION BOARD OF APPEALS PURSUANT TO CHAPTER 217, LAWS OF NEW JERSEY 1975 AND TITLE 5, CHAPTER 23 OF THE NEW JERSEY ADMINISTRATIVE CODE, passed November 8, 1978 and approved November 9, 1978, to serve a four (4) year term, commencing May 16, 2016 and expiring May 15, 2020 until his successor is appointed and qualifies.

**RESOLUTION: 2017-141**

**RESOLUTION AMENDING A RESOLUTION ENTITLED “RESOLUTION APPOINTING GREGORY ZYCHOWSKI A MEMBER TO THE CONSTRUCTION BOARD OF APPEALS”, PASSED NOVEMBER 11, 2014 AND APPROVED NOVEMBER 12, 2014**

**WHEREAS,** the City of Linden a passed Resolution 2014-417 at its November 11, 2014 Council Meeting entitled, “Resolution appointing Gregory Zychowski a Member to the Construction Board of Appeals”; and

**WHEREAS,** said appointment was not consistent with N.J.S.A. 52:27D-127a; and

**NOW, THEREFORE** **BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN:** said Resolution is amendedas follows:

That Gregory Zychowski**,** residing in Monmouth Junction, County of Middlesex and State of New Jersey, being qualified as an Electrical Subcode Inspector, be and he hereby is appointed as the Electrical Subcode member of the Construction Board of Appeals of the City of Linden pursuant to N.J.S.A. 52:27D-127a and an ordinance entitled, "AN ORDINANCE OF THE CITY OF LINDEN ESTABLISHING A STATE UNIFORM CONSTRUCTION ENFORCING AGENCY, A CONSTRUCTION FEE SCHEDULE AND A CONSTRUCTION BOARD OF APPEALS PURSUANT TO CHAPTER 217, LAWS OF NEW JERSEY 1975 AND TITLE 5, CHAPTER 23 OF THE NEW JERSEY ADMINSTRATION CODE", passed December 21, 1976 and approved December 22, 1976, as amended, and A RESOLUTION APPOINTING MEMBERS OF THE CONSTRUCTION BOARD OF APPEALS PURSUANT TO CHAPTER 217, LAWS OF NEW JERSEY 1975 AND TITLE 5, CHAPTER 23 OF THE NEW JERSEY ADMINISTRATIVE CODE, passed November 8, 1978 and approved November 9, 1978, to serve a four (4) year term, commencing November 8, 2016 and expiring November 7, 2020 until his successor is appointed and qualifies.

**RESOLUTION: 2017-142**

**RESOLUTION AMENDING THE CITY OF LINDEN OEM POLICY**

**BE IT RESOLVED** that the City hereby approves the amended City of Linden OEM Policy (attached) and approves its distribution to all staff.

This resolution is effective immediately.

**RESOLUTION: 2017-143**

**RESOLUTION AUTHORIZING PAYMENT TO DONALD STULTZ FOR LINDEN HISTORICAL ARTIFACTS, ACCEPTING THE RELEASE OF ARTIFACTS FROM THE ESTATE OF BEATRICE BERNZOTT AND REIMBURSING MARYBETH STRANO FOR PAYMENT OF STORAGE FEES PAID BY HER RELATED TO SAID ARTIFACTS**

**WHEREAS**, the City of Linden is desirous of obtaining Linden historical artifacts including but not limited to file cabinets, photographs, and a display case from the estate of Beatrice Bernzott; and

**WHEREAS,** said artifacts have been in storage and paid for by Mr. Donald Stultz and Marybeth Strano; and

**WHEREAS,** the City of Linden has offered to pay $2,500.00 for said artifacts to Mr. Stultz and reimburse Mrs. Strano $695.00 for her partial payment of storage fees; and

**WHEREAS,** Donald Stultz has agreed to release said artifacts from the estate of Beatrice Bernzott, and has agreed to release all findings related to the history of the City of Linden which are in said storage to the City of Linden for the purposes of historic preservation; and

**WHEREAS,** the Chief Financial Officer or her designee has certified as to the availability of funds for this purpose, which will be charged to account/line item No: 7-01-20-155-123-255.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LINDEN** that the City of Linden will take possession of all artifacts relating to the history of the City of Linden from said storage and agrees to pay a total sum not to exceed $2,500.00 to Donald Stultz, 608 W. Elizabeth Avenue, Apt 1, Linden, New Jersey 07036 for said artifacts.

**BE IT FURTHER RESOLVED** Donald Stultz has authorized the release of said artifacts to the City of Linden for the purposes of historic preservation.

**BE IT FURTHER RESOLVED** that the City of Linden agrees to reimburse Marybeth Strano, 2703 Grasselli Avenue, Linden, New Jersey 07036 a total sum not to exceed $695.00 for the partial payment of storage fees regarding the preservation of said artifacts.

**BE IT FURTHER RESOLVED** that this Resolution shall take effect pursuant to law.

**RESOLUTION: 2017-144**

**RESOLUTION AUTHORIZING THE CITY OF LINDEN TO ENTER INTO AN AGREEMENT WITH THE DEFENSE LOGISTICS AGENCY (DLA), DISPOSITION SERVICES TO RECEIVE ONE (1) MINE RESISTANT AMBUSH PROTECTION (MRAP) MAX-PRO VEHICLE FOR THE CITY OF LINDEN POLICE DEPARTMENT**

**WHEREAS,**  on May 19, 2015, the City of Linden passed Resolution No. 2015-225 authorizing the enrollment into the Law Enforcement Support Office (LESO) 1033 Program; and

**WHEREAS,** said program permits local law enforcement agencies to acquire/purchase personal property of the U.S. Department of Defense to be used for public safety and counter-terrorism purposes; and

**WHEREAS,** the City of Linden is desirous of entering into an agreement with the Law Enforcement Support Office (LESO) 1033 Program to acquire one (1) Mine Resistant Ambush Protection (MRAP) Max-Pro vehicle.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the City of Linden hereby enter into an agreement with the Law Enforcement Support Office (LESO) 1033 Program for the acquisition of one (1) Mine Resistant Ambush Protection (MRAP) Max-Pro vehicle.

**BE IT FURTHER RESOLVED** the Mayor and City Clerk be and hereby are directed, empowered and authorized to execute said agreement on behalf of the City of Linden.

**BE IT FURTHER RESOLVED** that this Resolution shall take effect pursuant to law.

Virginia Malik, 1633 Lenape Rd. In response to questions from Ms. Malik, Chief Parham explained what the vehicle was and how it would be used.

**FOR ROLL CALL REFER TO RESOLUTION #2017-149**

**RESOLUTION: 2017-145**

**RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN VISITING NURSE AND HEALTH SERVICES, INC., D/B/A HOLY REDEEMER HOME CARE AND THE LINDEN BOARD OF HEALTH FOR 2017**

**WHEREAS,** the City of Linden is desirous of entering into a contract with Visiting Nurse and Health Services, Inc., d/b/a Holy Redeemer Home Care-NJ North for health educator services; and

**WHEREAS,** pursuant to N.J.S.A. 40A:11-5(2), said contract is exempt from the bidding requirements of the Local Public Contracts Law; and

**WHEREAS,** funds are available for this purpose, to be charged to account/line item No. 7-01-27-330-183-255;

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

1. The City of Linden and the Linden Health Department hereby approve the 2016 Health Educator Agreement between the City of Linden and Visiting Nurse and Health Services, Inc., d/b/a Holy Redeemer Home Care-NJ North, attached hereto and made a part hereof, in the amount of $73.00 per hour, totaling $7,300.00, for a maximum amount of 100 hours, effective January 1, 2017 through December 31, 2017.

2. The Mayor and City Clerk be and hereby are directed, empowered and authorized to execute said 2017 Health Educator Agreement on behalf of the City of Linden.

3. This Resolution shall take effect pursuant to law.

**RESOLUTION: 2017-146**

**RESOLUTION AUTHORIZING LETTER OF AGREEMENT**

**BETWEEN THE CITY OF LINDEN BOARD OF HEALTH AND THE**

**CITY OF ELIZABETH DEPARTMENT OF HEALTH AND HUMAN SERVICES, IN CONJUNCTION WITH TRINITAS HOSPITAL FOR**

**2017 FOR STD CLINIC SERVICES**

**WHEREAS,** the City of Linden is desirous of entering into a contract with the City of Elizabeth Health Department, in conjunction with Trinitas Hospital, for STD testing; and

**WHEREAS,** pursuant to N.J.S.A. 40A:11-5(2), said contract is exempt from the bidding requirements of the Local Public Contracts Law; and

**WHEREAS,** funds are available for this purpose, to be charged to account/line item No. 7-01-27-330-183-255;

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

1. The City of Linden and the Linden Health Department hereby approve the Letter of Agreement between the City of Linden and the City of Elizabeth, Department of Health and Human Services providing for STD testing, attached hereto and made a part hereof, in an amount of $150.00 per patient, not to exceed $4,500.00.

2. The Mayor and City Clerk be and hereby are directed, empowered and authorized to execute said Letter of Agreement on behalf of the City of Linden.

3. This Resolution shall take effect pursuant to law.

**RESOLUTION: 2017-147**

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH STILO EXCAVATION, INC. FOR RESURFACING OF THREE PARKING LOTS AND INSTALLATION OF SPEED HUMPS IN THE CITY OF LINDEN**

**WHEREAS**, the City Council of the City of Linden passed a Resolution No. 2016-163 on April 19, 2016 approving an award of a contract to Stilo Excavation, Inc. for the resurfacing of Three Parking Lots & Installation of Speed Humps in the City of Linden in the amount of $118,860.11; and

**WHEREAS**, a change order in the amount of $2,144.15 is required to extend the project; and

**WHEREAS**, inclusive of these additional funds the total expenditures for said contract is $121,004.26; and

**WHEREAS**, the Chief Financial Officer or her designee has certified to the availability of funds for this purpose, to be charged to Account No. C-04-55-901-638-919;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the agreement awarded to Stilo Excavation, Inc. , 2907 S. Clinton Avenue, South Plainfield, New Jersey 07080 is hereby amended to increase the contract by the additional sum of $2,144.15, for a total contract of $121,004.26; and

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

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

Diane Wilverding, 150 E. Morris Ave. In response to Ms. Wilverdine, Mr. Vircik noted the location of the three parking lots to be paved, and where the speed bumps would be located.

**FOR ROLL CALL REFER TO RESOLUION #2017-149**

**RESOLUTION: 2017-148**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDEN, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, AUTHORIZING THE ACQUISITION OF THE PROPERTY IDENTIFIED ON THE TAX MAPS AS BLOCK 457, LOT 40, ALSO KNOWN AS 16 S. WOOD AVENUE, LINDEN FOR PUBLIC USE**

**WHEREAS,** pursuant to N.J.S.A. 40A:12A-8(c), a municipality may acquire by condemnation, any land or building which is necessary for a redevelopment project, pursuant to the provisions of the Eminent Domain Act of 1971, P.L.1971, C.361 (C.20:3-1 et seq.); and

**WHEREAS,** the property identified on the Tax Maps of the City of Linden as Block 457, Lot 40, also known as 16 S. Wood Avenue, Linden and as more specifically described in Schedule A, attached hereto (the “Property”), is located in a designated Redevelopment Area, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.; and

**WHEREAS,** the City of Linden (the “City”) desires to acquire fee simple interest in the Property; and

**WHEREAS,** pursuant to N.J.S.A. 40A:12A-8(c) and the Eminent Domain Act of 1971, N.J.S.A. 20:3-1 et seq*.* (the “Eminent Domain Act”), the City is authorized to acquire the Property for a public purpose.

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

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. The City is hereby authorized to acquire the Property.

Section 3. The acquisition of the Property may be achieved by (i) consummation of a purchase and sale contract through negotiations with the property owner, or (ii) condemnation proceedings pursuant to N.J.S.A. 40A:12A-8(c) and the Eminent Domain Act.

Section 4. The Mayor, Business Administrator, Municipal Attorney and Redevelopment Counsel (collectively, the “Authorized Persons”) are hereby authorized and directed to take, or cause to be taken, any and all actions necessary to initiate and acquire fee simple title to the Property, including but not limited to obtaining any studies, surveys, tests, soundings, borings, appraisals, title searches and title reports, as necessary to determine the fair market value, property boundary, property interests and rights, or environmental condition regarding said property.

Section 5. Any and all actions previously taken by the Authorized Persons in connection with the acquisition of the Property are hereby ratified.

Section 6. If any part(s) of this resolution shall be deemed invalid, such part(s) shall be severed and the invalidity thereof shall not affect the remaining parts of this resolution.

Section 7. This resolution shall take effect immediately.

Diane Wilverding, 150 E. Morris Ave. In response to Ms. Wilverding, Mr. Antonelli noted the location of the property and what the property would be used for. Ms. Wilverding questioned the use of the property due to its small size. Mr. Antonelli noted that the cost of acquiring this property would be borne by the developer.

John Roman, 15 W. Linden Ave. Mr. Roman noted that his questions were answered. He then spoke about the need to redevelop the site, and spoke about its condition. He made recommendations as to its use.

**FOR ROLL CALL REFER TO RESOLUTION #2017-149**

**RESOLUTION: 2017-149**

**RESOLUTION FOR APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH UNION COUNTY FOR MATCHING FUNDS FOR THE IMPROVEMENTS TO MAPLE AVENUE**

**WHEREAS,** Union County has provided $1,500,000 in matching funds for the improvement of municipal infrastructure; and

**WHEREAS,** Maple Avenue from Hussa Street to Jackson Avenue has deteriorated to a point of being unsafe to the traveling public; and

**WHEREAS**, a cost for said improvements has been estimated at $300,000.00;

**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 $150,000; 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.

Edward Kominski, Maple Ave. Mr. Kominski asked what the work detailed, besides the repaving. Mr. Vircik responded.

Mr. Brooks moved for approval of Resolutions #2017-144, #2017-147, #2017-148, and #2017-149. The motion was seconded by Mrs. Cosby-Hurling and was unanimously ordered approved by a roll call vote.

**RESOLUTION: 2017-150**

**A RESOLUTION TO RESCIND RESOLUTION NO. 2016-114 ENTITLED,**

**“APPOINTING RICK ZACCARO AN ALTERNATE MEMBER TO THE CONSTRUCTION BOARD OF APPEALS” PASSED FEBRUARY 16, 2016**

**AND APPROVED FEBRUARY 17, 2016**

**WHEREAS**, at the February 16, 2016 Council Meeting, City Council passed Resolution No. 2016-114 appointing Rick Zaccaro an Alternate Member to the Construction Board of Appeals; and

**WHEREAS**, said Resolution was created in error as the number of appointments for the Construction Board of Appeals was satisfied; and

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

1. That Resolution No. 2016-114 entitled **"** APPOINTING RICK ZACCARO AN ALTERNATE MEMBER TO THE CONSTRUCTION BOARD OF APPEALS” passed February 16, 2016 and approved February 17, 2016 shall be and the same is hereby rescinded.

2. This Resolution shall take effect immediately.

**RESOLUTION: 2017-151**

**RESOLUTION APPROVING A SUBORDINATION OF MORTGAGE FOR 2017 DILL AVENUE IN THE CITY OF LINDEN**

**WHEREAS,** the City of Linden through the Neighborhood Preservation Program holds a mortgage with a perpetual lien on the property known as 2017 Dill Avenue, 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 2017 Dill Avenue the new first mortgage; and

**WHEREAS,** it is in the best interests of the City to subordinate its mortgage on 2017 Dill Avenue to the new first mortgage issued by Quicken Loans, Inc.;

**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 2017 Dill Avenue to Quicken Loans, Inc.

2. This Resolution shall take effect immediately.

**RESOLUTION: 2017-152**

**CITY OF LINDEN RESOLUTION TO**

**ESTABLISH THE CURRENT FUND**

**OPERATING BUDGET FOR THE PERIOD OF**

**JANUARY 1, 2017 THROUGH APRIL 30, 2017**

**WHEREAS,** N.J.S. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2017 Current Operating Budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

**WHEREAS,** the total appropriations in the 2016 Current Operating Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund, pension, and public assistance, is the sum of $93,479,660.34 and

**WHEREAS,** four months of the total appropriations in the 2016 Current Operating Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund, pension, and public assistance in said Current Operating Budget is the sum of $28,442,596.78; and

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

**RESOLUTION: 2017-153**

**CITY OF LINDEN RESOLUTION TO**

**ESTABLISH THE SANITARY LANDFILL**

**UTILITY OPERATING BUDGET**

**FOR THE PERIOD OF**

**JANUARY 1, 2017 THROUGH APRIL 30, 2017**

**WHEREAS**, N.J.S. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2017 Sanitary Landfill Utility Operating Budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

**WHEREAS**, the total appropriations in the 2016 Sanitary Landfill Utility Operating Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance, is the sum of $226,700.00; and **WHEREAS,** four months of the total temporary appropriations for the Sanitary Landfill Utility Operating Budget cannot exceed the sum of $88,900.00; and

**NOW, THEREFORE, BE IT RESOLVED** that the following temporary appropriations be made in the amount of $88,900.00 and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

**RESOLUTION: 2017-154**

**A RESOLUTION APPOINTING PATRICK J. CERRA AS AN ALTERNATE MEMBER OF THE LINDEN-ROSELLE**

**SEWERAGE AUTHORITY**

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

Section 1. That pursuant to the Ordinance entitled “ORDINANCE CREATING THE LINDEN ROSELLE SEWERAGE AUTHORITY”, approved December 3, 1947, a certified copy whereof was duly filed by the City Clerk in the Office of the Secretary of the State of New Jersey, **Patrick J. Cerra,** residing in Linden, New Jersey, be and he/she hereby is appointed an alternate member of the Linden Roselle Sewerage Authority to serve a term which commences May 1, 2017 and terminates April 30, 2021 and until his/her successor has been appointed and qualifies, to exercise and perform all the rights, powers and duties provided in the Ordinance hereinbefore mentioned, and in N.J.S.A. 40:14A-1 et seq., and the amendments and supplements thereto.

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

**RESOLUTION: 2017-155**

**CITY OF LINDEN RESOLUTION**

**WHEREAS,** there were certain payments made by the Municipal Treasurer during the month of February, 2017 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**

2/1/17 Medco claims 72,818.04

2/2/17 Vision Service Plan claims 4,191.06

2/8/17 Worker’s Comp. claims 6,699.48

2/8/17 Talx Express claims 1,320.66

2/8/17 Gateway Regional tickets 390.00

2/8/17 Lt. Abdul Williams buy money 5,000.00

2/8/17 NJ Transit 4th quarter 59,770.48

2/8/17 Automated Trans. Court transcripts 250.00

2/8/17 Rahway Post Office annual notice 3,471.23

2/10/17 Dental City Feb. claims 38,178.84

2/10/17 Dental Sewerage Feb. claims 3,264.52

2/10/17 Dental Housing Feb. claims 1,453.39

2/10/17 Dental Library Feb. claims 849.43

2/10/17 Dental Cobra Feb. claims 314.18

2/10/17 Payroll payroll 1,762,698.52

2/14/17 County of Union County taxes 6,941,896.27

2/14/17 County of Union Open Space 4,997.46

2/14/17 County of Union Open Space 199,163.79

2/14/17 County of Union Added & Omitted 176,365.76

2/14/17 SHBP Retiree’s Feb. premium 615,439.89

2/14/17 SHBP Active’s Dec. premium 659,690.96

2/15/17 Worker’s Comp. claims 33,857.18

2/15/17 Medco claims 95,668.33

2/23/17 Worker’s Comp. claims 11,219.09

2/24/17 Payroll payroll 1,746,539.76

**TRUST**

2/10/17 Payroll payroll 162,800.05

2/24/17 Payroll payroll 97,912.97

**GRANT**

2/10/17 Payroll payroll 10,563.83

2/24/17 Payroll payroll 2,180.20

**SANITARY LANDFILL**

2/10/17 Payroll payroll 2,560.00

2/24/17 Payroll payroll 2,560.00

**NP**

2/8/17 County of Union Recap funds 20,299.00

**UNEMPLOYMENT**

**RESOLUTION: 2017-156**

**RESOLUTION APPOINTING ROBERT VARADY, ESQ. TO SERVE AS SPECIAL COUNSEL IN THE APPEAL OF A GUN PERMIT DENIAL MATTERS FOR 2017**

**WHEREAS,** the City of Linden has denied some applicants firearms ID cards and permits to purchase handguns; and

**WHEREAS,** said applicants of denials sometimes file an appeal with the Superior Court of New Jersey on these matters; and

**WHEREAS,** Robert Varady, Esq., of the firm LaCorte, Bundy, Varady & Kinsella, will serve in the capacity of Special Counsel in the aforementioned matters for 2017; 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,** 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**, the Chief Financial Officer or his designee has certified to the availability of funds for this purpose, to be charged to Account No. 7-01-20-155-123-255;

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

1. Robert Varady, Esq. shall serve as Special Counsel for the City of Linden, in Superior Court, as aforesaid and shall be paid a fee not to exceed $5,000.00

2. This Resolution is expressly contingent upon the negotiation and execution of the necessary contract documents between Robert Varady, Esq. 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: 2017-157**

**RESOLUTION APPROVING A CONTRACT TO CME ASSOCIATES FOR THE SAMPLING AND ANALYSIS OF WELLS AND PIEZOMETERS, AIR PERMITTING AND REPORTING, LEACHATE MONITORING AND ACO COMPLIANCE SERVICES AT THE LINDEN LANDFILL FOR THE YEAR 2017**

**WHEREAS**, there exists a need for consulting services for various services at the City of Linden Landfill: 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**, CME Associates, submitted a qualification to the City and has qualified for the aforesaid services for 2017; 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-04-55-907-614-919;

**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 CME Associates, 3759 Highway 1 South, Suite 100, Monmouth Junction, New Jersey 08852, at a fee not to exceed $220,275.00 in accordance with their proposal dated December 8, 2016; and

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

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

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

**RESOLUTION: 2017-158**

**RESOLUTION AUTHORIZING THE CITY OF LINDEN TAX ASSESSOR ALONG WITH SKOLOFF & WOLFE, PC. TO FILE TAX APPEALS ON BEHALF OF THE CITY OF LINDEN**

**WHEREAS,** it has come to the attention of the Tax Assessor that some tax assessments on industrial properties in the City of Linden are under assessed; and

**WHEREAS,** the City of Linden has hired the firm Skoloff & Wolfe, P.C. to assist the Tax Assessor in all proceedings regarding county and state tax appeals in accordance with Resolution No.: 2017-42, passed at the January 17, 2017 council meeting.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** the City hereby authorizes the City of Linden Tax Assessor along with Skoloff & Wolfe, P.C. to file tax appeals with regard to said properties.

**RESOLUTION: 2017-159**

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH FAI-GON ELECTRIC, INC. FOR BALLFIELD LIGHTING AT TREMLEY PARKS IN THE CITY OF LINDEN**

**WHEREAS**, the City Council of the City of Linden passed a Resolution No. 2015-385 on November 10, 2015 approving an award of a contract to Fai-Gon Electric, Inc. for the Ballfield Lighting at Memorial and Tremley Parks in the City of Linden in the amount of $701,935.00; and

**WHEREAS**, a change order in the amount of $19,475.00 is required to extend the project; and

**WHEREAS**, inclusive of these additional funds the total expenditures for said contract is $721,410.00; and

**WHEREAS**, the Chief Financial Officer or her designee has certified to the availability of funds for this purpose, to be charged to Account No. C-04-55-901-638-919;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the agreement awarded to Fai-Gon Electric, Inc. , 140 11th Street, Piscataway, New Jersey 08854 is hereby amended to increase the contract by the additional sum of $19,475.00, for a total contract of $721,410.00; and

**BE IT FURTHER RESOLVED** that this Resolution is expressly contingent upon the negotiation and execution of the necessary amended contract documents between Fai-Gon Electric, 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 an amendatory agreement with Fai-Gon Electric, Inc.; and

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

**RESOLUTION: 2017-160**

**RESOLUTION SUPPORTING THE NATIONAL SEA GRANT COLLEGE PROGRAM**

**WHEREAS**, the National Sea Grant College Program is a joint federal-state investment at supports the health and resilience of the Nation’s coastal communities, yielding quantifiable economic, social, and environmental benefits at the national, regional, state, and local levels; and

**WHEREAS,** there have been proposed cuts in federal funding for said program for FY 2018 for said program; and

**WHEREAS**, the City of Linden hereby acknowledges that the residents of the City of Linden desire a stable, sustainable future for themselves and future generations; and

**WHEREAS**, City of Linden wishes to support the National Sea Grant College Program which benefits our residents now and far into the future by conducting oceanic and atmospheric research; and

**NOW THEREFORE BE IT RESOLVED** **BY THE CITY COUNCIL OF THE CITY OF LINDEN** it hereby supports the National Sea Grant College Program.

**RESOLUTION: 2017-161**

**RESOLUTION ENGAGING MOTT MACDONALD FOR A HYDRAULIC STUDY OF MARSHES CREEK IN THE CITY OF LINDEN**

**WHEREAS,** there exists a need for a hydraulic study of Marshes Creek in relation to a Rutgers University Grant; 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**, Mott Macdonald submitted a qualification to the City and has qualified for the aforesaid services for 2017; 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. 7-01-20-165-124-255;

**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 Mott Macdonald, 111 Wood Avenue, South, Iselin, New Jersey 08830, at a fee not to exceed $22,000.00, in accordance with their proposal dated March 20, 2017 ; and

**BE IT FURTHER RESOLVED** that this Resolution is expressly contingent upon the negotiation and execution of the necessary contract agreements between Mott Macdonald 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 Mott Macdonald to effectuate the foregoing; and

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

**RESOLUTION: 2017-162**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDEN, COUNTY OF UNION, NEW JERSEY AUTHORIZING THE PLANNING BOARD TO INVESTIGATE WHETHER THE PROPERTY COMMONLY KNOWN ON THE CITY’S TAX MAPS AS BLOCK 580, LOTS 13 AND 14 SHOULD BE DESIGNATED AS AN AREA IN NEED OF REDEVELOPMENT, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, *N.J.S.A*. 40A:12A-1, *et seq.***

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

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

**WHEREAS,** the City Council believes it is in the best interest of the City that an investigation occur with respect to certain parcels within the City and therefore authorizes and directs the Planning Board to conduct an investigation of the property commonly known on the City tax maps as Block 580, Lots 13 and 14 (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; and

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

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

**WHEREAS**, the City Council has determined that it is in the best interests of the City to direct the Planning Board to undertake a preliminary investigation of the Study Area pursuant to the procedures of the Redevelopment Law, provide its recommendations to the City Council, and prepare a draft redevelopment plan for same, if redevelopment designation is recommended.

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

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

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

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

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

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

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

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

Section 8. This Resolution shall take effect immediately.

**RESOLUTION: 2017-163**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDEN, COUNTY OF UNION, NEW JERSEY AUTHORIZING THE PLANNING BOARD TO INVESTIGATE WHETHER THE PROPERTY COMMONLY KNOWN ON THE CITY’S TAX MAPS AS BLOCK 469, LOTS 31.01, 33.01, 34, 35.01, AND 36.01 SHOULD BE DESIGNATED AS AN AREA IN NEED OF REDEVELOPMENT, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, *N.J.S.A*. 40A:12A-1, *et seq.***

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

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

**WHEREAS,** the City Council believes it is in the best interest of the City that an investigation occur with respect to certain parcels within the City and therefore authorizes and directs the Planning Board to conduct an investigation of the property commonly known on the City tax maps as Block 469, Lots 31.01, 33.01, 34, 35.01, and 36.01 (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; and

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

**WHEREAS,** if the Study Area is determined to meet the criteria for designation as an area in need of redevelopment, the City Council further authorizes the City to use all of those powers provided under the Redevelopment Law for use in a redevelopment area, including the power of eminent domain pursuant to *N.J.S.A.* 40A:12A-8(c) (as designated, a “**Condemnation Redevelopment Area**”); and

**WHEREAS**, the City Council has determined that it is in the best interests of the City to direct the Planning Board to undertake a preliminary investigation of the Study Area pursuant to the procedures of the Redevelopment Law, provide its recommendations to the City Council, and prepare a draft redevelopment plan for same, if redevelopment designation is recommended.

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

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

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

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

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

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

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

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

Section 8. This Resolution shall take effect immediately.

**RESOLUTION:** **2017-164**

**RESOLUTION ENGAGING APPRAISAL CONSULTANTS CORP. TO CONDUCT AN**

**APPRAISAL ON BLOCK 91, LOT 4 MORE COMMONLY KNOWN AS 1109 UNION STREET IN THE CITY OF LINDEN**

**WHEREAS**, there exists within the City of Linden the need for a consultant in order to conduct an appraisal on block 91, lot 4, more commonly known as 1109 Union Street; and

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

**WHEREAS**, Appraisal Consultants Corp. submitted a qualification to the City and has qualified for the aforesaid services for 2017; 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**, Appraisal Consultant Corp., having offices at 293 Eisenhower Parkway, Suite #200, Livingston, NJ., 07039, possesses the requisite professional certification and experience necessary to serve in said position; and

**WHEREAS**, funds will be made available for this purpose to be charged to Account No: 7-01-20-155-123-255;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that a contract for Professional Services be and hereby is awarded to Appraisal Consultant Corp. at a fee not to exceed $3,500.00.

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

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

**RESOLUTION HONORING SHEILA FALL**

**DURING WOMAN’S HISTORY MONTH 2017**

**Whereas** American women of every race, class, and ethnic background have made historic contributions to the growth and strength of our Nation in countless recorded and unrecorded ways;

**Whereas** American women have played and continue to play a critical economic, cultural, and social role in every sphere of the life of the Nation by constituting a significant portion of the labor force working inside and outside of the home;

**Whereas** American women have played a unique role throughout the history of the Nation by providing the majority of the volunteer labor force of the Nation;

**Whereas** American women of every race, class, and ethnic background served as early leaders in the forefront of every major progressive social change movement;

**Whereas** American women have been leaders, not only in securing their own rights of suffrage and equal opportunity, but also in the abolitionist movement, the emancipation movement, the industrial labor movement, the civil rights movement, and other movements, especially the peace movement, which create a more fair and just society for all; and

**Whereas** despite these contributions, the role of American women in history has been consistently overlooked and undervalued, in the literature, teaching and study of American history; and

**Whereas**, Sheila Fall is one such individual, who serves the City of Linden and other communities throughout the state of New Jersey through her countless hours of volunteering; and

**Whereas,** Sheila volunteers with the Emergency Food Pantry, Warm Heart Operation, hosted Youth Summer Camp for over twelve years, participated in the International Walk-a-Thon, 100 Women Empowerment, Back to School Youth Rallies, Annual Christmas Toy Giveaway; and

**Whereas**, Sheila Fall serves as Senior Pastor of Temple of God Church, Linden, NJ, is the founder and president of Sisters & Brothers Outreach Ministries, Inc., is an ordained Chaplin and is affiliated with the Linden Interfaith Council of Churches; and

**Now Therefore be it Resolved** that the Mayor and Council of the City of Linden that they do hereby congratulate Pastor Sheila Fall on her many accomplishments and recognize her as a woman of achievement during Women’s History Month, 2017.

**Be It Further Resolved** that a copy of this resolution be placed in the Minutes of the City Council of the City of Linden, and a copy be fittingly presented to her.

**RESOLUTION HONORING ADA BRUNNER**

**DURING WOMAN’S HISTORY MONTH 2017**

**Whereas** American women of every race, class, and ethnic background have made historic contributions to the growth and strength of our Nation in countless recorded and unrecorded ways;

**Whereas** American women have played and continue to play a critical economic, cultural, and social role in every sphere of the life of the Nation by constituting a significant portion of the labor force working inside and outside of the home;

**Whereas** American women have played a unique role throughout the history of the Nation by providing the majority of the volunteer labor force of the Nation;

**Whereas** American women of every race, class, and ethnic background served as early leaders in the forefront of every major progressive social change movement;

**Whereas** American women have been leaders, not only in securing their own rights of suffrage and equal opportunity, but also in the abolitionist movement, the emancipation movement, the industrial labor movement, the civil rights movement, and other movements, especially the peace movement, which create a more fair and just society for all; and

**Whereas** despite these contributions, the role of American women in history has been consistently overlooked and undervalued, in the literature, teaching and study of American history; and

**Whereas**, Ada Brunner is one such woman; and

**Whereas,** Ada Brunner graduated for the University of Pittsburgh and worked all of her adult life as a reporter, feature writer and editor with the Linden Leader and Union Leader; and

**Whereas,** Ada Brunner has been a member of the League of Women Voters for a number of years, serves on the League of Women Voters New Jersey Natural Resources Committee; and

**Whereas**, Ada Brunner has volunteered with Friends of Linden Animal Shelter and People for Animals located in Hillside, New Jersey; and

**Now Therefore be it Resolved** that the Mayor and Council of the City of Linden that they do hereby congratulate Ada Brunner on her many accomplishments and recognize her as a woman of achievement during Women’s History Month, 2017.

**Be It Further Resolved** that a copy of this resolution be placed in the Minutes of the City Council of the City of Linden, and a copy be fittingly presented to her.

**RESOLUTION: 2017-167**

**RESOLUTION**

**TEMPORARY CAPITAL BUDGET FOR 2017**

**WHEREAS,** the City of Linden desires to introduce the 2017 Temporary Capital budget of said municipality.

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the City of Linden introduces the 2017 Temporary Capital Budget follows:

**Section 1.** The 2017 Temporary Capital Budget of the City of Linden is hereby introduced to read as follows:

**METHOD OF FINANCING**

**Est. Budget Capital Grant Debt**

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

Amending acq of various $82,500.00 $82,500.00 $4,125.00 $0.00 $78,375.00

Equipment for the police dept

Ord#60-25

Public Safety Technology Upgrade $ 93,500.00 $93,500.00 $4,675.00 $88,825.00

(4) Sport Utility Vehicles for Patrol $242,000.00 $242,000.00 $12,100.00 $229,900.00

**Section 2.** The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services, Department of Community Affairs, State of New Jersey, within three days after the adoption of these projects for 2017 Capital Budget, to be included in the 2017 Capital Budget as adopted.

**RESOLUTION HONORING SYLVIA WEISBROT**

**DURING WOMAN’S HISTORY MONTH 2017**

**Whereas** American women of every race, class, and ethnic background have made historic contributions to the growth and strength of our Nation in countless recorded and unrecorded ways;

**Whereas** American women have played and continue to play a critical economic, cultural, and social role in every sphere of the life of the Nation by constituting a significant portion of the labor force working inside and outside of the home;

**Whereas** American women have played a unique role throughout the history of the Nation by providing the majority of the volunteer labor force of the Nation;

**Whereas** American women of every race, class, and ethnic background served as early leaders in the forefront of every major progressive social change movement;

**Whereas** American women have been leaders, not only in securing their own rights of suffrage and equal opportunity, but also in the abolitionist movement, the emancipation movement, the industrial labor movement, the civil rights movement, and other movements, especially the peace movement, which create a more fair and just society for all; and

**Whereas** despite these contributions, the role of American women in history has been consistently overlooked and undervalued, in the literature, teaching and study of American history; and

**Whereas**, Sylvia Weisbrot is one such woman; and

**Whereas,** Sylvia who has shown an interest in fighting for the environment from the time she was a child graduated from Montclair College with a Master’s degree in Environmental Education which teaches the importance of integrating trees, people and the environment; and

**Whereas,** Sylvia, a Master Tree Steward with the Cooperative Extension of Union County Program sponsored by Rutgers and the Union County Board of Chosen freeholders visits 4th grade classroom’s throughout Union County to teach the importance of trees; and

**Whereas**, Sylvia has spent countless hours volunteering with SARA cat rescue group, People for Animals, past member of the Linden Shade Tree Commission, serves on the Board of the Natural Resources Committee and has been a member of the League of Women Voters for over 30 years; and

**Now Therefore be it Resolved** that the Mayor and Council of the City of Linden that they do hereby congratulate Sylvia Weisbrot on her many accomplishments and dedication to the environment and recognize her as a woman of achievement during Women’s History Month, 2017.

**Be It Further Resolved** that a copy of this resolution be placed in the Minutes of the City Council of the City of Linden, and a copy be fittingly presented to her.

**LINDEN HIGH SCHOOL 2016-2017 VARSITY BOYS BASKETBALL TEAM**

**WHEREAS,** under the direction of Coach Phil Colicchio, the **2016-2017 Linden High School Varsity Boys Basketball Team** had a very exciting and successful basketball season; and

**WHEREAS,** the **Linden High School Varsity Boys Basketball Team** arethe Union County Conference Watchung Division Champions. Through their hard work they were able to win the North Jersey Section II, Group IV Championship for the fifth year in a row, North Jersey Group IV Champions, and New Jersey Group IV Championship for the second year in a row; and

**WHEREAS,** the **LHS Basketball Team** was able to achieve these accomplishments with a dedicated team of staff under the guidance of Coach Colicchio; Assistant Coaches Anthony Drejaj, Marty Luc, Michael Pozyc, Desmond Wade, and Mike Campo; Managers Ariana Eastwood, Amir Bryant, Steve Dodge; and Athletic Trainer Roger Rotondi.

**WHEREAS, Linden High School Varsity Boys Basketball Team 2016-2017** team roster:

Deandre Clark, Jaylin Coper-Reid, Khalief Crawford, Dane Doyle, Robert Gaudenzi, Tavon Jones, Joey Krempa, Abraham Kromah, Derrick Lewis, Marcellus Livingston, Markel McDuffie, Jordan Ragland, Luis Rodriguez, Mikey Watkins, Kyree Rogers, Reggie Winston.

**NOW, THEREFORE, I DEREK ARMSTEAD, MAYOR OF THE CITY OF LINDEN,** do hereby congratulate the **LINDEN HIGH SCHOOL VARSITY BOYS BASKETBALL TEAM AND STAFF** on their successful basketball season. This 2016-2017 basketball team and season will be remembered for many years.

**RESOLUTION: 2017-170**

**RESOLUTION AMENDING A RES OLUTION ENTITLED “RESOLUTION APPOINTING ANDREW SANDOUKAS AS A MEMBER TO THE CONSTRUCTION BOARD OF APPEALS”, PASSED NOVEMBER 11, 2014 AND APPROVED NOVEMBER 12, 2014**

**WHEREAS,** the City of Linden a passed Resolution 2014-416 at its November 11, 2014 Council Meeting entitled, “Resolution appointing Andrew Sandoukas as a to the Construction Board of Appeals”; and

**WHEREAS,** said appointment was not consistent with N.J.S.A. 52:27D-127a; and

**NOW, THEREFORE** **BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN:** said Resolution is amendedas follows:

That Andrew Sandouka**,** residing in the Township of Cranford, County of Union and State of New Jersey, being qualified as a Fire Protection Subcode Official, duly be and he hereby is appointed business/professional member of the Construction Board of Appeals of the City of Linden pursuant to N.J.S.A. 52:27D-127a and an ordinance entitled, "AN ORDINANCE OF THE CITY OF LINDEN ESTABLISHING A STATE UNIFORM CONSTRUCTION ENFORCING AGENCY, A CONSTRUCTION FEE SCHEDULE AND A CONSTRUCTION BOARD OF APPEALS PURSUANT TO CHAPTER 217, LAWS OF NEW JERSEY 1975 AND TITLE 5, CHAPTER 23 OF THE NEW JERSEY ADMINSTRATION CODE", passed December 21, 1976 and approved December 22, 1976, as amended, and A RESOLUTION APPOINTING MEMBERS OF THE CONSTRUCTION BOARD OF APPEALS PURSUANT TO CHAPTER 217, LAWS OF NEW JERSEY 1975 AND TITLE 5, CHAPTER 23 OF THE NEW JERSEY ADMINISTRATIVE CODE, passed November 8, 1978 and approved November 9, 1978, to serve a four (4) year term, commencing November 8, 2013 and expiring November 7, 2017 until his successor is appointed and qualifies.

**ORDINANCES ON FIRST READING**

**An Ordinance entitled:**

#61-12 An ordinance to amend an ordinance entitle, “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

Adding Schedule 4-LL-3

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

Ordinance #61-12 was introduced by Mrs. Yamakaitis and was read on first reading by the Deputy Clerk.

On motion of Mrs. Yamakaitis, seconded by Mrs. Ormon the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-13 Ordinance to Establish a CAP Bank for the calendar year 2017 as provided for in N.J.S.A. 40A:4-45.24.

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

Ordinance #61-13 was introduced by Mr. Strano and was read on first reading by the Deputy Clerk.

On motion of Mr. Strano, seconded by Mr. Sadowski the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-14 Bond Ordinance amending Bond Ordinance Number 60-25 finally adopted by the City Council of the City of Linden, on April 19, 2016. Amending the appropriation to $159,500 and the estimated amount of bond or notes to $151,525 and substituting $7,975 as the amount of the down payment and changing the Section 20 costs to $14,500. (Ordinance is for the purchase of various items of capital equipment for the Police Department)

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

Ordinance #61-14 was introduced by Mr. Strano and was read on first reading by the Deputy Clerk.

On motion of Mr. Strano seconded by Mr. Brown the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-15 An ordinance to amend and supplement Chapter VII, traffic as follows:

That Chapter VII, Section 7-13, Parking Prohibited for Street Cleaning and Maintenance, shall be and the same is hereby amended as follows:

DELETE:

**STREET SIDE HOURS DAYS LOCATION**

S. Wood Ave 7:00 am to 8:00 am Highway to 21st Street

Windsor Rd South 7:00 am to 11:00 am Thursday Linden Ave to 21st Street

Wood Avenue North 7:00 am to 11:00 am Tuesday Linden Ave to 21st Street

Wood Avenue South 7:00 am to 11:00 am Friday Linden Ave to 21st Street

ADD:

Windsor Road South 7:00 am to 11:00 am Thurs Stiles Street to Stiles St.

Bedle Place East 11:00 am to 3:00 pm Mon From Allan St. to Park Ave.

Bedle Place West 11:00 am to 3:00 pm Thrus From Allan St. to Park Ave.

President Alvarez asked if there were any comments from the public.

There was a brief discussion on whether there was a mistake on one of the streets. Mr. Antonelli noted that there was a mistake, in the code book, and this was correcting it.

Ordinance #61-15 was introduced by Mr. Medina and was read on first reading by the Deputy Clerk.

On motion of Mr. Medina, seconded by Mrs. Ormon the foregoing Ordinance was on roll call vote

Unanimously Ordered approved, with Mrs. Cosby-Hurling absent from the room.

**An Ordinance entitled:**

#61-16 An Ordinance to amend and supplement Chapter VII, Traffic, as follows:

That Chapter VII, Traffic, Section 7-13, Parking Prohibited for Street Cleaning and Maintenance.

DELETE:

**Street SIDE Hours DAYS LOCATION**

Linden Avenue South 11:00 am to 3:00 pm Pleasant Street to

Stiles St.

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

Ordinance #61-16 was introduced by Mr. Medina and was read on first reading by the Deputy Clerk.

On motion of Mr. Medina, seconded by Mrs. Ormon the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-17 An Ordinance to amend and supplement Chapter VII, Traffic, as follows:

That Chapter VII, Traffic, Section 7-11, Stopping or Standing Prohibited, shall be and the same is hereby amended as follows:

ADD:

**Street SIDE LOCATION**

Linden Avenue South From S. Stiles St. to Pleasant Street

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

Ordinance #61-17 was introduced by Mr. Medina and was read on first reading by the Deputy Clerk.

On motion of Mr. Medina, seconded by Mrs. Ormon the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-18 An Ordinance to amend and supplement Chapter VII, Traffic, as follows:

That Chapter VII, Traffic, Section 7-14, Parking Prohibited During Certain Hours on Certain Streets, shall be and the same is hereby amended as follows:

ADD:

**STREET SIDE HOURS DAYS LOCATION**

S. Wood Ave West 1:00 pm to 2:00 pm Tuesday 21st Street to U.S. No. 1

(Edgar Road)

S. Wood Ave East 1:00 pm to 2:00 pm Friday 21st Street to U.S. No. 1

(Edgar Road)

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

Ordinance #61-18 was introduced by Mr. Medina and was read on first reading by the Deputy Clerk.

On motion of Mr. Medina, seconded by Mrs. Ormon the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-19 An Ordinance to amend and supplement Chapter VII, Traffic, as follows:

That Chapter VII, Traffic, Section 7-26 Loading Zone, shall be and the same is hereby amended as follows:

**AMEND SECTION 7-26.1, Pickup and Drop OFF Zones – Schools**

**DELETE:**

**NAME OF STREET TIME SIDE LOCATION**

Lafayette Street Monday – Friday East Beginning at a point 36 feet north of the

8:00 am to 9:00 am north curbline of W. Blancke Street and

Extending to a point 168 feet northerly

2:30 pm to 3:30 pm therefrom.

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

Ordinance #61-19 was introduced by Mr. Medina and was read on first reading by the Deputy Clerk.

On motion of Mr. Medina, seconded by Mrs. Ormon the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-20 An ordinance to amend and supplement Chapter II, Administration.

ADD NEW SECTION: 2-66, Linden Historical Society Committee as follows:

* 1. Linden Historical Society for Historic Preservation Committee

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

Ordinance #61-20 was introduced by Mr. Brooks and was read on first reading by the Deputy Clerk.

On motion of Mr. Brooks, seconded by Mr. Javick the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-21 An ordinance to Amend and Supplement Chapter XXXI, Zoning.

That Chapter XXXI, Zoning, Section 6, Reserved, shall be and the same and is hereby amended as follows:

DELETE 31-6, RESERVED

ADD NEW SECTION, 31-6 TEMPORARY STORAGE UNITS OR PODS

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

Ordinance #61-20 was introduced by Mrs. Cosby-Hurling and was read on first reading by the Deputy Clerk.

On motion of Mrs. Cosby-Hurling, seconded by Mr. Strano the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-22 An Ordinance to Amend and Supplement Chapter IV, General Licensing.

Section 1. That Chapter IV, General Licensing, shall be and the same is hereby amended

As follows:

Amend Chapter IV, General Licensing, Section 4.1, General Provisions as follows:

Section 4.1-1, Provisions.

Delete Section 4-33 Reserved

ADD Section 4-33, Permit Requirement to Operate a Crane.

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

Ordinance #61-22 was introduced by Mrs.Cosby-Hurling and was read on first reading by the Deputy Clerk.

On motion of Mrs. Cosby-Hurling, seconded by Mr. Strano the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-23 Bond Ordinance providing an appropriation of $335,500 for the acquisition of various items of capital equipment for the Police Department and authorizing the issuance of $318,725 bonds or notes for financing part of the appropriation.

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

Ordinance #61-23 was introduced by Mr. Strano and was read on first reading by the Deputy Clerk.

On motion of Mr. Strano, seconded by Mr. Brown the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-24 An Ordinance authorizing exemptions from taxes and the execution of tax agreements for the payments in Lieu of Taxes for new industrial structures on an individual basis after review, evaluation and approval of each application by the City Council pursuant to N.J.S.A. 40A:21-7. (Five year short term tax abatement)

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

Ordinance #61-24 was introduced by Mrs. Ormon and was read on first reading by the Deputy Clerk.

On motion of Mrs. Ormon, seconded by Mr. Brooks the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-25 An Ordinance to amend and supplement Chapter II, Administration of an ordinance entitled, “An ordinance adopting and enacting the revised general ordinances of the City of Linden, 1999,” passed November 23, 1999 and approved November 24, 1999, and as amended and supplemented.

Delete Section 2-13.5B Third Party Payment Plan for Emergency Medical Services.

Add Section 2-13.5B Third Party Payment Plan for Emergency Medical Services.

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

Ordinance #61-25 was introduced by Mr. Sadowski and was read on first reading by the Deputy Clerk.

On motion of Mr. Sadowski, seconded by Mr. Brooks the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-26 An Ordinance to amend and supplement Chapter XIV, Fire Prevention and Protection of an ordinance entitled, “an ordinance adopting and enacting the revised general ordinances of the City of Linden, 1999,” passed November 23, 1999 and approved November 24, 1999,, and as amended and supplemented.

Delete Section 14-1.12, Permits

Add Section 14-1.12, Permits.

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

Ordinance #61-26 was introduced by Mr. Sadowski and was read on first reading by the Deputy Clerk.

On motion of Mr. Sadowski, seconded by Mr. Brooks the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-27 An Ordinance to Amend and Supplement Chapter VII, Traffic:

That Chapter VII, Traffic, Section 7-10, Parking Prohibited at All Times on Certain Streets, shall be and the same is hereby amended as follows:

Name of Street Side Location

DELETE:

Elizabeth Avenue South From a point 500 feet east of Wood Avenue to a point

500 feet west of Wood Avenue.

ADD:

Elizabeth Avenue South From a point 720 feet east of Wood Avenue to a point

500 feet west of Wood Avenue.

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

Ordinance #61-27 was introduced by Mr. Brown and was read on first reading by the Deputy Clerk.

On motion of Mr. Brown, seconded by Mrs. Ormon the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-28 An Ordinance to Amend and Supplement Chapter VII, Traffic

Section 1. That Chapter VII, Traffic, Section 7-12, Parking Time Limited shall be and the same is hereby amended as follows:

7-12.1, Two Hour Parking

Two Hour Parking

DELETE:

Street Side Hours Days Location

E. Elizabeth Ave. South 8:00 am to 6:00 pm Mon-Sat From a point 362 feet east of

(except Friday) Wood Ave to a point 424 feet east of

Wood Ave and from a point 720

Feet east of Wood Ave to a

Point opposite Todd Place

E. Elizabeth Ave. South 8:00 am to 9:00 pm Friday From a point 362 feet east of

Wood Ave to a point 424 feet east of Wood Ave and from a point 720 Feet east of Wood Avenue to a Point opposite Todd Place

ADD:

Street Side Hours Days Location

E. Elizabeth Ave. South 8:00 am to 6:00 pm Mon-Sat From a point 720 feet east of Wood (except Fri) Ave to a point opposite Todd Place

E. Elizabeth Ave South 8:00 am to 6:00 pm Friday From a point 720 feet east of

Wood Avenue to a point opposite

Todd Place.

Section 2. That Chapter VII, Traffic, Section 7-12, Parking Time Limited, shall be and the same is

Hereby amended as follows:

7-12.2B1 Two Hour Zones

DELETE:

Street Side Hours Days Location

E. Elizabeth Ave South 8:00 am to 6:00 pm Mon-Sat From a point 362 feet east of Wood Ave

(Except Friday) to a point 424 feet east of Wood Ave

And from a point 720 east of Wood

Avenue to a point opposite Todd Place

E. Elizabeth Ave South 8:00 am to 9:00 pm Friday From a point 362 feet east of Wood

Ave. to a point 424 feet east of Wood

Ave. and from a point 720 feet east of

Wood to a point opposite Todd Place

ADD:

Street Side Hours Days Location

E. Elizabeth Ave South 8:00 am to 6:00 pm Mon-Sat From a point 720 feet east of Wood

(except Friday) Ave to a point opposite Todd Place

E. Elizabeth Ave South 8:00 am to 9:00 pm Friday From a point 720 feet east of Wood

Ave to a point opposite Todd Place.

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

Ordinance #61-28 was introduced by Mr. Brown and was read on first reading by the Deputy Clerk.

On motion of Mr. Brown, seconded by Mrs. Ormon the foregoing Ordinance was on roll call vote

Unanimously Ordered approved.

**An Ordinance entitled:**

#61-29 An Ordinace to Amend and Supplement Chapter VII, Traffic

Section 1. That Chapter VII, Traffic, Section 7-15, Parking by Permit Only in Designated Residential

Areas, shall be and the same is hereby amended as follows:

7-15.1e Parking Decals:

DELETE:

East Elizabeth Avenue, South Side, from a point 424 feet east of Wood Avenue to a point 720 feet

East of Wood Avenue.

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

Ordinance #61-29 was introduced by Mr. Brown and was read on first reading by the Deputy Clerk.

On motion of Mr. Brown, seconded by Mrs. Ormon the foregoing Ordinance was on roll call vote

Ordered approved, with all voting in favor, except Mrs. Cosby-Hurling who voted no.

**An Ordinance entitled:**

#61-30 An Ordinance to Amend and Supplement Chapter II, Administration.

Section 1. That Chapter II, Administration, Article IV, Department Established, Section 2-27.3,

Division of Public Works, shall be and the same is hereby amended as follows:

Delete: Section 27.3, Division of Public Works in its entirety.

Add: Section 2-28, Department of Public Works.

President Alvarez asked if there were any comments from the public.

Mrs. Cosby-Hurling noted that this ordinance had previously not been supported by the majority of Council, and that she would not be supporting it, as Linden is a Civil Service Community. She explained that by creating this position we would be eliminating the opportunity for existing employees to have an in-line promotional opportunity. Mrs. Cosby-Hurling also spoke about a petition, from a majority of the employees, in public works who did not support this. A brief discussion occurred between the Council President and Mrs. Cosby-Hurling over the purpose of the ordinance. Mrs. Cosby-Hurling spoke about the work over the last three years regarding this ordinance.

Mr. Brown – Stated that the ordinance would eliminate a division of public works and create a department of public works. He spoke about the previous ordinance which took a number of departments and made them divisions in a larger department. He spoke about the purpose of the ordinance, and making the department one that is reactive and making it proactive, again.

Mr. Strano – Noted that this is not an uncommon practice, and he believed it to be in the best interest of the City. He explained his opposition to the head of the department, under Civil Service, to be promoted, and then becoming permanent in the position in ninety days. The way this ordinance is drafted does not eliminate anyone from the position. It creates a fair and open process. He noted this would not be any different than the process used in appointing a CFO or a City Clerk

John Principato, 1706 Westover Rd. Mr. Principato asked if the person, to be appointed, would be a Linden resident. Mr. Principato stated that as a Linden resident, and taxpayer, he along with other taxpayers would want to see a Linden resident appointed to that position. He spoke about elevating from within and the reasons why. Mr. Principato also spoke about the ordinance that prohibits employees from moving out of Linden, and his support for hiring from within.

Mayor Armstead spoke about the person, hired to run DPW, had to come before the Council, every year, you can be sure they would do a good job. He compared it to what would occur, now, without the change and how this provided the opportunity to make things better. The Mayor noted that this does not preclude anyone.

President Alvarez stated that no one was precluded from applying for this job. He added that he believed the persons there were doing a good job, but if someone could do a better job, show him.

Ordinance #61-30 was introduced by Mr. Javick and was read on first reading by the Deputy Clerk.

On motion of Mr. Javick, seconded by Mr. Strano the foregoing Ordinance was on roll call vote

Ordered approved with all voting yes, except for Mr. Brooks, Mrs. Cosby-Hurling, Mr. Medina, Mrs. Hickey and President Alvarez, who voted no. Mr. Sadowski clarified his vote, stating that he was voting for the ordinance because it was open to everyone.

**PUBLIC COMMENT**

Michelle Candia, 1301 Middlesex St. Mrs. Candia spoke about the gunshots that were fired on her block on February 27th, there were twenty to thirty something gun shots fired in her neighborhood. She stated that she wanted to put a face to one of the persons that this happened to. She detailed how the shooting impacted her, and how she never saw something like this in Linden. Mrs. Candia commended Chief Parham, Captain Turbett, Captain Sake, She noted in the increase in patrols in the area since then, and that we all live in Linden, we are one City. Ms. Candia spoke about her reactions and what has to be done in the future to improve lives in Linden. She concluded by noting that crime happens every day, and no matter what area of Linden you live in you can be subject to it.

Deon Candia, 1301 Middlesex St. Mr. Candia noted that he was the husband of the previous speaker. He stated that he, and his wife have been thinking a lot about what happened, explaining that they are very involved in the community, the different activities that go on. He stated that they are not politicians, but one thing that tears at the fabric of the town is non-responsive campaigning. He asked each to not go against each other. Makes for a lack of trust. He asked that council be more responsible in their campaigning. After the politics there is regular life and Linden has quality life.

Manuel Donaldson, 717 Academy Terrace. Mr. Donaldson congratulated the boys’ basketball team. He then stated that he wanted to repeat what the Candia’s said so well. We all need to work together. He spoke about his work, in the community and that he is here to do his part. He stated that his concern is God’s business, and he is here to do God’s work. He spoke about the program that he had run for the children of the community. He stated that he wanted to be part of the solution, and let him know anything that he could do to be part of the solution.

Ayanna Brant, 1300 Middlesex St. Ms. Brant and Christopher Kowalic of Linden High School announced that the LHS IV students will be doing a community service project of organizing an Easter event. The event will be held at the Linden Multipurpose Center and provided details on it. He asked for the Mayor and Council to help spread the word on the event. Ms. Brant explained the program, and its community service requirements. President Alvarez asked they provide details, on the event, to the City Clerk, who would place it on the City website and Linden TV.

Ed Kaminski, Maple Ave. Mr. Kaminski lauded the Candia’s for their comments. He stated that he came up for the same general comments, the tone and how we work and talk to each other. He then spoke about the employee tip line, the reasons for having it and talked in support of it. He stressed the need to have something like this in place and the reasons why. He thanked the Candia’s for starting this conversation tonight.

John Francis Roman, 15 W. Linden Ave. Mr. Roman, stated that he has had an experience with almost everyone on Council, he added that he was born and raised in Linden, provided a history of his growing up in Linden and spoke about his love of the town. He noted that each of the members of the governing body love Linden, too, and provided some examples. Mr. Roman thought that Council was losing focus of what they had come up here to do, asking if it they had come up here to argue. He spoke about his individual experience campaigning with members of Council. He questioned whether the form of government works, any more, and made suggestions to improve relationships between council members. He urged them to find things to agree on. Mr. Roman asked members of Council to work together, instead of working against each other.

John Principato, 1706 Westover Road. Mr. Principato, spoke about a situation to what the Candia’s experienced when he lived on 16th Street, about seventeen years ago, when the his house got shot up. He commended the Candia’s for what they said. Next he spoke about Public Works, and the need for the workers to have something to strive for by promoting from within. Mr. Principato stated that he would continue to talk to the guys from Public Works every day. He talked about his disagreement with going outside of the town to hire in Public Works. Mr. Principato asked the Mayor questions about the development of some of the properties that the Mayor had spoken about earlier. He went on to speak about Linden being a desirable place to be, the reasons why, and that there is no need to give developers tax incentives to be here. Mr. Principato implored the Mayor not to give anything away, as had been done in the past, and do what needs to be done to bring down taxes.

Mrs. Cosby Hurling moved to close the Public Comment portion of the meeting. The motion was seconded by Mrs. Ormon and was unanimously ordered approved by a roll call vote.

**COMMENTS FROM MEMBERS OF THE GOVERNING BODY**

Mr. Medina acknowledged Mr. and Mrs. Candia and the Reverend Donaldson and thanked them for coming and putting a face to the incident. He noted his picking Linden as a place to live and raise a family, how going for one area of town to the next, there is no area that looks blighted as people take pride in their homes.

Mr. Brown also thanked the Candia’s for their comments. He noted that a lot of people know what the problems are, but don’t talk about the solutions. He spoke about the new police chief, the hiring of additional officers and making more money available so that the police can increase their resources. Council is heading in the right direction in addressing these issues. The problems are not being ignored, and as much as council bickers, there are a lot of positive things going on in town.

Mrs. Ormon agreed with the comments made by Mr. Medina and Mr. Brown regarding crime. She then spoke about the issue regarding DPW and explained what her problems were, particularly with making someone permanent in ninety days. She talked about raising the bar and striking for excellence.

Mayor Armstead spoke about raising the bar. He said that there seems to be some confusion on what is trying to be accomplished in DPW, and the need to hold people accountable. The City needs to move forward in all directions that goes for all departments. Next the Mayor addressed the issue of development and not giving the City away, made earlier. He spoke about the need for PILOTs in reaching redevelopment agreements and banks, in providing financing to developers want to see stability.

Mrs. Cosby-Hurling explained that New Jersey is an at will state of employment, whether you have a bargaining unit, or civil service. Employees are held accountable. She added that the treasurer and clerk are statutory by statue, and that is why it takes five years to reach tenure, all other positions, in the City of Linden are a ninety day position. She spoke about Civil Service and the evaluation process. She stated she wasn’t sure if we were raising the bar, or making it easy for someone to come from the outside in. Mrs. Cosby-Hurling stated there should be a criteria for a job, and no one should be appointed unless they need the criteria.

Mr. Sadowski spoke about the Candia’s and the talk that gave. He suggested, if it was possible, to have them tape a session where they speak on these issues and then have it played on Linden TV for all of the residents.

Mr. Brooks also addressed the Candia’s, all those that spoke, and members of Council. He stated that it does not take a cell phone to talk to each other. It has made talking to each other a lost art. With that comes the lost art of diplomacy, the ability to negotiate with each other, and reach a decision with each other. Mr. Brooks noted that even though we may not agree, if we sit down and talk to each other we may reach an agreement. In that way we can move forward. We need to sit and communicate with each other, face to face, person to person.

President Alvarez stated that with all of the comments made this evening, when you put a group together they are going to argue. We have to stop picking on the little things, we need to maintain normality and civility. There will always be different opinions, otherwise there would only be one person up here. President Alvarez stated that we have to move past the arguing.

**ANNOUNCEMENTS**

President Alvarez announced the following:

\*Council Conference meeting:

Monday, April 17, 2017 at 6:00 pm in the Council Conference Room, City Hall, 301 N. Wood Ave.

\*Council Conference meeting prior to the Council meeting:

Tuesday, April 18, 2017 at 6:00 pm in the Council Conference Room, City Hall, 301 N. Wood Ave.

\*Council Meeting: Tuesday, April 18, 2017 at 7:00 p.m. in the Council Chambers, City Hall, 301 N. Wood Ave.

There being no further business to come before the Governing Body, Mr. Brown moved to adjourn the meeting. The motion was seconded by Mr. Sadowski and was unanimously ordered approved by a roll call vote. The meeting was adjourned at 10:36 pm.

Respectfully submitted,

Joseph C. Bodek

City Clerk