**Minutes of the Regular**

**Meeting of the 2017 Council of the**

**City of Linden, held Tuesday**

**September 19, 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, September 19, 2017 at 7:05 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. President Alvarez asked for all to remain standing for a moment of silence for those affected by natural disasters in Texas, Florida and the islands.

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

Peter Brown

Councilman Monty Brooks

Councilwoman Rhashonna Cosby-Hurling

Councilman Robert Sadowski

Councilman Ralph Strano

Councilwoman Michele Yamakaitis

Councilman Armando Medina

Councilwoman Gretchen Hickey

Council President Jorge Alvarez

Mayor Derek Armstead

**APPROVAL OF MINUTES**

Mr. Javick moved for approval of the minutes of the August 15, 2017 Regular Council Meeting. The motion was seconded by Mrs. Ormon and was ordered approved by a roll call vote, with all voting in favor except Mrs. Cosby-Hurling who abstained.

**PRESENTATION**

**PULASKI PARADE COMMITTEE**

President Alvarez called up Mr. Sadowski, Mrs. Yamakaitis, Mayor Armstead, Chris Lukenda, Barbara Zawlock, 2017 Linden Contingent Marshal, and Adrianna Sabat, 2017 Linden Miss Polonia. He noted that Adriana Brenycz is the Linden Junior Miss Polonia, but was not able to be present this evening. Mrs. Yamakaitis read the resolution honoring Barabara Zawlock, and presented her a copy of it. Next she read the resolution honoring Adrianna Sabat, and present it to her. Mrs. Yamakaitis also read the resolution Adrianna Brenycz and presented it to her grandmother, Barbara Zawlock. Mrs. Yamakaitis announced the details of the parade and invited Linden residents to march. Mayor Armstead congratulated all on their achievements.

**NATIONAL HONOR SOCIETY**

President Alvarez requested that Mayor Armstead and Mr. Brown do the presentation to the National Honor Society. Mr. Brown noted that we are here this evening to honor those students who have become members of the National Honor Society, stating that we have a lot of students, in Linden High School, who are bright and academically gifted and they need to be recognized for their achievements. We need to be proud of these students, and recognize them, as we recognize those who have achieved in sports. Mayor Armstead noted the importance of academics. The Mayor read the resolution, honoring these students, and called each of the students up and presented them with a copy of the resolution. The Mayor also recognized the teachers who work with these young people to help mold their future.

**NEW JERSEY WOMAN AMERICAN BEAUTIES PLUS**

President Alvarez called upon Mrs. Cosby-Hurling to do the presentation, with Mr. Brooks. Mrs. Cosby-Hurling called upon Cynthia Strickland to join them. Mrs. Cosby-Hurling spoke about her interactions with Ms. Strickland, and then read the resolution honoring her as New Jersey’s representative to Woman American Beauties Plus National competition. Mrs. Cosby-Hurling congratulated Ms. Strickland on being chosen to represent plus sized women, from New Jersey, in the national competition. Ms. Strickland thanked all for this honor tonight, and spoke about the upcoming national competition.

**ORDINANCE HELD FROM THE AUGUST 15, 2017 MEETING**

#61-48 A bond ordinance authorizing various capital improvements at the Linden Train Station, and appropriating $1,000,000.00 therefore and authorizing the issuance of $950,000. Bonds or notes to finance part of the cost thereof.

Mrs. Ormon moved to continue the Ordinance until the October meeting. The motion was seconded by Mr. Strano and was unanimously ordered approved by a roll call vote.

**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:

#61-51 Bonds ordinance providing an appropriation of $223,300 for the acquisition of various items of capital equipment for the Fire Department and authorizing the issuance of $212,135 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.

There being no persons to be heard, Mr. Sadowski moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mr. Strano and on a roll call vote the foregoing ordinance was ordered approved, with all voting in favor except Mr. Brooks and Mrs. Cosby-Hurling, who abstained.

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

further consideration respecting an ordinance entitled:

#61-52 Bond ordinance providing an appropriation of $52,000 for renovations to the Police Department’s fitness room and authorizing the issuance of $49,400 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.

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 Mr. Brown and on a roll call vote the foregoing ordinance was ordered approved, with all voting in favor except Mr. Brooks and Mrs. Cosby-Hurling, who abstained.

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

further consideration respecting an ordinance entitled:

#61-53 An ordinance to amend and supplement Chapter XXXI, Zoning.

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

Section 1. That Chapter XXXI, Zoning shall be and the same is hereby amended as follows:

Delete Section 31-2 Definitions in it’s entirety:

Add Section 31-2 Definitions:

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. Strano and on a roll call vote the foregoing ordinance was ordered approved, with all voting in favor except Mr. Brooks and Mrs. Cosby-Hurling, who abstained.

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

further consideration respecting an ordinance entitled:

#61-54 An ordinance of the City Council of the City of Linden vacating the perpetual easement reserved for the benefit of public utility companies on a portion of Lumber Street Pursuant to N.J.S.A. 40:67-1 et seq.

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 ordered approved, with all voting in favor except Mr. Brooks and Mrs. Cosby-Hurling., who abstained.

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

further consideration respecting an ordinance entitled:

#61-55 An ordinance of the City Council of the City of Linden vacating a portion of John Street pursuant to N.J.S.A. 40:67-1 et seq.

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 ordered approved, with all voting in favor except Mr. Brooks and Mrs. Cosby-Hurling, who abstained.

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

further consideration respecting an ordinance entitled:

#61-56 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 Location

**DELETE:**

424 Ainsworth St 1 Northeasterly sideline, 258 feet more or less

Southeasterly from the projection of the south- easterly curbline of West Elm Street, for a length of 22 feet.

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. Medina and on a roll call vote the foregoing ordinance was ordered approved, with all voting in favor except Mr. Brooks and Mrs. Cosby-Hurling, who abstained.

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

further consideration respecting an ordinance entitled:

#61-57 An ordinance to amend and supplement Chapter VII, Traffic

7-22-1 Four-Way Stop Intersections

Intersections Stop signs to be located on:

**ADD:**

W. Price Street and Lumber Street W. Price Street and Lumber Street

Lumber Street and W. Price Street

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

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

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 Mrs. Ormon and on a roll call vote the foregoing ordinance was ordered approved, with all voting in favor except Mr. Brooks and Mrs. Cosby-Hurling, who abstained.

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

further consideration respecting an ordinance entitled:

#61-58 An ordinance to amend and supplement Chapter XII, Property Maintenance for nonresidential properties

**AMEND SECTION 12-10 ADMINISTRATIVE PROVISIONS** as follows:

**ADD SECTION 12-10.14 COMMERCIAL CONTINUED CERTIFICATE OF OCCUPANCY**

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.

John Principato, 1706 Westover Road. Mr. Principato asked for an explanation as to what the ordinance was about. Mr. McCarthy and Mrs. Cosby-Hurling responded with the explanation. The ordinance will require commercial properties to obtain a certificate of occupancy whenever they change hands, and there is a fee involved.

There being no other persons to be heard, Mr. Medina moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mr. Strano and on a roll call vote the foregoing ordinance was ordered approved, with all voting in favor except Mr. Brooks, who abstained. Mrs. Cosby-Hurling noted that she voted yes, because this was introduced through her committee and she is fully aware of what it is about.

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

further consideration respecting an ordinance entitled:

#61-59 Bond Ordinance providing an appropriation of $265,000 for various improvements for the Recreation Department and authorizing the issuance of $180,500 Bonds or notes of the City for Financing Part of the appropriation. (Hagel, Melnyk and Memorial Park Improvements)

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

None were presented and the Clerk stated that therefore none had been received. President of Council Jorge Alvarez inquired if there was anyone who desired to be heard concerning the Ordinance read by the Clerk. Mr. Strano questioned which parks were involved, to which Mrs. Zack responded.

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 Mr. Javick and on a roll call vote the foregoing ordinance was ordered approved, with all voting in favor except Mr. Brooks who abstained.

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

further consideration respecting an ordinance entitled:

#61-60 Bond Ordinance providing an appropriation of $357,500 for the acquisition of various items of Capital Equipment for the Department of Public Works and authorizing the issuance of $339,625 bonds or notes of the City for financing part of the appropriation. (Purchase of Street Sweeper and Stump Cutter)

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. Strano 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 ordered approved, with all voting in favor except Mrs. Cosby-Hurling, who abstained.

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

further consideration respecting an ordinance entitled:

#61-61 Bond Ordinance providing an appropriation of $55,000 for various non-public safety informational technology upgrades for the Finance Department and authorizing the issuance of $52,250 bonds or notes of the City for financing part of the appropriations.

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.

John Principato, 1706 Westover Road. Mr. Principato asked what this involves. Mrs. Zack responded with the answer.

There being no other persons to be heard, Mr. Strano moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mr. Javick and on a roll call vote the foregoing ordinance was ordered approved, with all voting in favor except Mr. Brooks and Mrs. Cosby-Hurling, who abstained.

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

further consideration respecting an ordinance entitled:

#61-62 An ordinance to amend an Ordinance entitles, “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.

**Amending Schedule 4-LL-5**

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 ordered approved, with all voting in favor except Mr. Brooks and Mrs. Cosby-Hurling, who abstained.

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

further consideration respecting an ordinance entitled:

#61-63 An ordinance authorizing the acquisition of the properties identified on the tax maps of the

City of Linden as Block 238, Lot 34 for public use. (1300 Orchard Terrace)

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.

John Principato, 1706 Westover Road. Mr. Principato asked if the City is going to purchase this property. President Alvarez responded yes. Mr. Principato asked what the use was going to be, to which Mr. McCarthy and President Alvarez responded. The Mayor also commented on the proposed use, as did Mr. Brown. Mr. Principato asked additional questions, regarding the loss of taxes, with the property becoming City owned. A discussion followed as to whether this was an appropriate site for the uses proposed. Mrs. Ormon spoke on the need for a park for special needs children, as a parent of children with special needs. Mrs. Yamakaitis also spoke about the proposed uses for the property.

Diane Wilverding, 150 E. Morris Ave. Ms. Wilberding spoke about creating a park for handicapped children here, but also equipping some of the other parks throughout the City, She described what she has observed in parks in other towns.

There being no other persons to be heard, Mr. Sadowski moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mr. Strano and on a roll call vote the foregoing ordinance was ordered approved, with all voting in favor except Mr. Brooks and Mrs. Cosby-Hurling, who abstained.

**CONSENT AGENDA**

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

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

2018 Taxes $300.00

2017 Taxes $21,579,543.43

2016 Taxes $2,026.75

Garbage Fee Payments $29,378.76

Garbage Fee Penalty $1,310.00

Municipal Lien Redemption $0.00

Duplicate Tax Sale Certificate $0.00

Tax Search $0.00

Lien Redemption Request Fee $150.00

Year End Penalty $0.00

Returned Check Fee Paid $80.00

Returned Check Fee Garbage Paid $0.00

Returned Check 2017 ($32,081.60)

Returned Check Interest ($16.29)

Returned Online Payment 2017 Taxes ($1,176.34)

Returned Online Interest (.28)

Returned Check Garbage Fee ($0.00)

Returned Check Garbage Fee Penalty ($0.00)

Adv. Before Tax Sale $0.00

Premium $0.00

Sewer Clean out charge $900.00

DPW Reso payments $0.00

Interest $21,596.69

Total $21,602,011.12

**Tax Sale** Requesting the refund of the premium paid at the 2017 tax sale on the following block &

lot.

**Block Lot Redemption Date CTF# Amount**

8 16 8/10/17 16-00007 $400.00

16 1 8/21/17 16-00011 $800.00

76 12 8/21/17 16-00061 $800.00

89 1 8/28/17 16-00070 $800.00

137 14.01 8/21/17 16-00107 $1,100.00

143 5 8/23/17 16-00111 $800.00

147 18.03 8/21/17 16-00114 $800.00

148 2 8/23/17 16-00116 $800.00

152 6 8/25/17 16-00122 $800.00

178 23 8/10/17 16-00142 $1,100.00

308 14 8/11/17 16-00216 $800.00

341 24 8/21/17 16-00226 $1,100.00

354 7 9/8/17 16-00231 $800.00

354 25 8/11/17 16-00234 $100.00

356 12 8/21/17 16-00235 $800.00

359 25 9/6/17 16-00237 $800.00

386 14 8/21/17 16-00252 $800.00

389 1 8/21/17 16-00256 $1,300.00

421 32 8/11/17 16-00274 $1,100.00

470 38 8/21/17 16-00295 $1,300.00

563 5 8/31/17 16-00357 $800.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $17,900.00 payable to Trystone Capital Assets, LLC., 575 Route #-7, 2nd Floor, P.O. Box 103, Brick, NJ 08723, charging same to account #-7-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2013 & 2017 tax sale on the following block

& lot.

**Block Lot Redemption Date CTF# Amount**

10 22 8/21/17 16-00009 $1,600.00

13 1 8/21/17 12-00008 $5,900.00.

13 2 8/21/17 12-00009 $5,500.00

29 17 8/30/17 16-00020 $1,400.00

109 6 8/21/17 16-00079 $1,400.00

150 9 8/21/17 16-00119 $20,100.00

169 14 8/11/17 16-00136 $1,400.00

218 6 8/21/17 16-00171 $1,400.00

247 19 8/11/17 16-00186 $1,400.00

279 19 8/14/17 16-00197 $1,100.00

280 15 8/11/17 16-00198 $1,400.00

354 20 8/31/17 16-00233 $1,400.00

388 16 8/21/17 16-00254 $1,400.00

416 8 8/21/17 16-00270 $1,400.00

421 42 8/11/17 16-00275 $1,600.00

440 10 8/14/17 16-00283 $2,100.00

478 20 8/21/17 16-00307 $1,400.00

527 8 8/14/17 16-00327 $1,400.00

537 6 8/11/17 16-00334 $1,100.00

560 2.02 8/11/17 16-00355 $1,400.00

563 21 9/6/17 16-00358 $1,400.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $57,200.00 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 2017 tax sale on the following blocks & lots.

**Block Lot Redemption Date CTF# Amount**

40 34 8/23/17 16-00029 $2,100.00

88 1 8/7/17 16-00067 $1,600.00

100 8.02 8/21/17 16-00074 $1,600.00

129 20 8/21/17 16-00099 $1,600.00

194 9 8/21/17 16-00153 $1,700.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $8,600.00 payable to: Actlien Holding, US Bank Cust, Actlien Holding, Tower DBW VI 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 2017 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

64 3 8/21/17 16-00051 $1,000.00

73 3 8/8/17 16-00057 $1,200.00

85 5 8/21/17 16-00064 $1,600.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $3,800.00 payable to: TWR as CST for Ebury Fund 2 NJ, LLC, P.O. Box 54908, 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 2017 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

88 5 8/14/17 16-00069 $100.00

164 2 8/14/17 16-00135 $1,000.00

292 8 8/11/17 16-00205 $1,000.00

298 5.01 8/14/17 16-00210 $1,000.00

308 15 8/21/1 16-00217 $1,000.00

361 5 9/5/17 16-00240 $1,000.00

376 14 9/5/17 16-00244 $1,000.00

403 2 8/11/17 16-00265 $4,600.00

410 7 8/14/17 16-00268 $1,000.00

430 15 9/8/17 16-00277 $1,000.00

475 25 8/21/17 16-00304 $100.00

549 15 8/14/1 16-00348 $1,000.00

562 17 8/21/17 16-00356 $100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $13,900.00 payable to: US Bank Cust for PC6, LLC 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 2015 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

103 6 8/21/17 14-00073 $47,700.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $47,700.00 payable to: PFS Financial 1, LLC US Bank Custodian, 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 2017 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

111 1 8/14/17 16-00080 $6,900.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $6,900.00 payable to: KCC Promised Lands, LLC, 2560 Route 22 East, # 175, Scotch Plains, NJ 07076 charging same to account #-7-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2017 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

120 23 8/8/17 16-00089 $28,600.00

264 12 8/10/17 16-00193 $10,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $38,800.00 payable to: Christiana T C/F, CE/1 Firsttrust, P.O. Box 5021, Philadelphia, PA 19111-5021, charging same to account #-7-01-55-276-999-956.

**Tax Court** Block 130 Lot 11

**Judgment** Gogol Properties & George Kantor

The above referenced property owners are entitled to a refund due to a Tax Court Judgment reducing the assessment for 2014 by 59,300, 2015 by 51,900 and 48,600 for 2016 creating a total overpayment of $ 10,079.32 ($3,649.92 + $3,257.76 + $3,171.64).

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $ 10,079.32 payable to: Mc Kirdy & Riskin, P.A., Thomas Olson, 136 South Street, P.O. Box 2379, Morristown, NJ 07962-2379, charging same to account #7-01-55-275-999-000.

**Refund** Block 403 Lot 4

1217 W. Curtis 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 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: Helen Klutkoski, 1217 W. Curtis Avenue, Linden, NJ 07036 charging same to account #-7-01-08-607-011.

**Cancellation & Refund of Property Taxes**

Block 138 Lot 2

Charles White

811 Mc Candless Street

2 Family home

2017 Refund and Cancellation

This property owner was deemed a 100% Disabled Veteran by the V.A. as of February 26, 2013, and purchased this property on March 9, 2017 and is entitled to the refund of 50% of the taxes from the date of purchase as this is a 2 family home. This property will be tax exempt going further for the portion of the 2 family in which Mr. White resides. The property owner is entitled to a refund of $2,054.98

2017 Refund $-2,054.98

2017 4th Cancel due to partial exemption-$3,466.09

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,054.98, payable to: Charles White, 811 Mc Candless Street, Linden, NJ 07036, charging same to account #-7-01-55-288-999-904.

**Cancellation & Refund of Property Taxes**

Block 305 Lot 13

Donald Lombardi

231 Yale Terrace

This property owner has been deemed a 100% Disabled Veteran by the V.A. as of July 21, 2016. Mr. Lombardi is entitled to the 100% Disabled Veteran Status for part of 2016 per Michael Frangella. The mortgage company and State of New Jersey Homestead Benefit have been applied and need to be refunded. This will be tax exempt going further. The property owner is entitled to a refund in the amount of $2,983.35.

2017 1st Paid $2,202.53

NJ Homestead $780.82

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,983.35 payable to: Donald Lombardi, 231 Yale Terrace, Linden, NJ 07036, charging same to account #-7-01-55-288-999-904.

**Refund of Property Taxes**

Block 366 Lot 26

Rouland Christel

1920 Verona Avenue

This property owner has been deemed a 100% Disabled Veteran by the V.A. as of December 30, 2013. Mr. Christel and is entitled to the 100% Disabled Veteran Status and the State of New Jersey has forward the Homestead Benefit Credit that should have been mailed directly to the owner. The property owner is entitled to a refund in the amount of $ 591.41

2014 Homestead Benefit

**Refund $591.41**

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $591.41, payable to: Rouland Christel, 1920 Verona Avenue Linden, NJ 07036, charging same to account #-7-01-55-288-999-904.

**Cancellation & Refund of Property Taxes**

Block 394 Lot 8

Manuel Figueirdo

1549 Cornell Drive

This property owner has been deemed a 100% Disabled Veteran by the V.A. as of June 8, 2016. Mr. Figueirdo is entitled to the 100% Disabled Veteran Status for 50 % exempt status for part of 2016 per Michael Frangella. The following is the amount paid by the mortgage company and the property owner is entitled to a refund in the amount of $5,122.91.

Mortgage Company overpaid

**Refund $5,122.91**

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $5,122.91 payable to: Manuel Figueirdo, 1549 Cornell Drive, Linden, NJ 07036, charging same to account #-7-01-55-288-999-904.

**Cancellation & Refund of Property Taxes**

Block 550 Lot 11

Ricardo Simmons

1920 S. Wood Avenue

2 Family home

2017 Refund and Cancellation

This property owner was deemed a 100% Disabled Veteran by the V.A. as of May 24, 2014, and is entitled to the refund of 50% of the taxes as this is a 2 family home for 2016 & 2017 per City Ordinance #56-65. This property will be tax exempt going further for the portion of the 2 family in which Mr. Simmons resides. The property owner is entitled to a refund of $6,422.71.

2016 Refund $4,267.00

2017 Refund $2,155.71

2017 4th Cancel due to partial exemption-$2,253.96

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $6,422.71, payable to: Ricardo Simmons, 1920 S. Wood Avenue, Linden, NJ 07036, charging same to account #-7-01-55-288-999-904.

**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**

243 17 9/8/17 14-00197 $1,600.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,600.00, payable to: TTLBL, LLC, Attention: John Lemkey, 4747 Executive Drive, Suite 510, 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 2017 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

464 17 8/21/17 16-00289 $10,800.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $10,800.00 payable to: MTAG Cust for Empire VIII NJ Portfolio, P.O. Box 2208, Hicksville, NY 11802, 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 blocks & lots.

**Block Lot Redemption Date Cert# Premium**

376 15 9/1/17 14-00252 $35,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $35,000.00 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 2017 tax sale on the following blocks & lots.

**Block Lot Redemption Date CTF# Amount**

197 27 C015 8/21/17 16-00155 $4,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $4,200.00 payable to: Tower DBW VII Trust 2017-1, 500 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 2015 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

149 5 8/21/17 14-00116 $900.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $900.00 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.

**(\*\*\*) Municipal Treasurer:**

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

**Department Employee Title Date**

Municipal Court Nancy Jones Sr. Clerk Oct. 1, 2017

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

1. Requesting approval of the following reimbursements:
2. Cigna is entitled to a refund in the amount of $320.18 for service provided on 11/5/2016.

Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to Cigna, PO Box 182223, Chattanooga, TN 37422 charging same to 7-01-08-629-011.

1. Carol Lawson is entitled to a refund in the amount of $9.69 for service that was provided on 1/11/2017. Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to Carol Lawson, 513 E. Elizabeth Ave., Apt. 1, Linden, NJ 07036 charging same to 7-01-08-629-011.
2. Group Health, Inc., is entitled to a refund in the amount of $84.27 for service that was provided on 9/20/2016. Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to GHI, PO Box 2814, New York, NY 10116-2814 charging same to 7-01-08-629-011.
3. Horizon is entitled to a refund in the amount of $65.00 for service that was provided on 1/31/2017. Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to Horizon, PO Box 24077, Newark, NJ 07101-0406 charging same to account 7-01-08-629-011.
4. Biagia Currenti is entitled to a refund in the amount of $88.60 for service that was provided on 5/2/2017. Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to Biagia Currenti, 122 Raritan Road, Linden, NJ 07036 charging same to account 7-01-08-629-011.
5. Clean Harbor Environmental Services, Inc. is entitled to a refund in the amount of $600.00 for a fire safety permit. Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to Clean Harbors Environmental Services, 42 Longwater Dr., PO Box 9149, Norwell, MA 02199 charging same to account 7-01-08-629-011.

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

1. Requesting approval of the following bingo/raffle applications which have been

submitted to the City Clerk’s Office

**Application # Organization Raffle Fees**

RA-1615 Kiwanis Club 50/50 $20.00

RA-1616 Kiwanis Club 50/50 $20.00

BA-1617 Highland Ave PTA Bingo $20.00

RA-1618 Highland Ave PTA 50/50 $20.00

RA-1619 Highland Ave PTA 50/50 $20.00

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

1. Advising that the Board of Health issued sixty-eight (68) certificates of occupancy during the month of August 2017.

Mr. Medina moved for approval of the Consent Agenda, items #1 through #5. The motion was seconded by Mr. Strano, and was ordered approved, with all voting in favor except Mr. Brooks and Mrs. Cosby-Hurling, whom abstained, and Mrs. Hickey who was absent from the room.

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

First Ward

Mrs. Ormon spoke about the recent fire at Wales Park, informed residents that the city is waiting for the insurance payment, and addressed the issue of the eyesore that the park has become, because of the cutting of the hedges. She apologized to the residents, on that block, for it being an eyesore. Next Mrs. Ormon informed all that there is someone interested in opening a supermarket at the old Pathmark site. The individuals have not informed the City as to which chain it would be. Next she reported that the Mandee’s store, on St. Georges Ave, has closed. The building is being renovated and will become some type of medical facility, and will continue to be a tax revenue to the City. She spoke about a few issues at the site.

Mrs. Ormon spoke about street repairs, in the First Ward. She added that each ward gets a limited budget, for street repairs, every other year. She asked those with concerns, over the condition of their street to give her a call. She explained what the decision would be based on. Next Mrs. Ormon noted that traffic, coming off of Perdue Place., can only turn one way onto Academy Terrace, a right, as it is a one way. She explained that making a left possess a safety hazard, and has asked that the police issue summons to those making that left. Mrs. Ormon noted several streets, in the First Ward, and informed the residents, of those streets, that she has not forgotten their parking situation. She spoke about her plans for a community meeting on this subject.

Mrs. Ormon talked about an issue regarding graffiti, in the First Ward, and corrected the information, about it, that was incorrectly posted on a Facebook site. Next she announced details on the Ward wide yard sale that was planned for the First Ward. Lastly she urged all to be careful about speeding, especially with schools back in session.

Second Ward

Mr. Javick informed Second Ward residents that the final role out of the new trash containers has occurred. He spoke about some issues, regarding the distribution, and asked those with problems to reach out to him, so that he could have it corrected. He noted that pickup dates in the Second Ward. Next he noted that he had received calls about street sweeping not being done, and the reason for this is that DPW is down one sweeper, leaving only two. Mr. Javick talked about the parking problems, around City Hall, and that he is actively looking at solutions to that.

Mr. Javick reported that there is a lot of interest, by companies, in locating a solar farm at the landfill. He stated that it would help cut the expense of operation, at that site. He also talked about the ongoing development of the Hawk Rise Sanctuary, and it becoming a model to other communities. He concluded by urging all to work together, and to keep the City clean. He thanked all that participated in the City’s 911 ceremonies.

Third Ward

Mr. Brown stated that the repaving of Maple and Middlesex streets should begin in October. With the completion of the Wood Ave street scape project, Wood Ave should also be paved, in October. He spoke about a number of issues that have to be addressed, before the street scape project will be completed.

Mr. Brown noted that the City is waiting to hear, from NJ Transit, so that some of the issues, at the train station can be addressed. Mr. Brown also announced that the City would be partnering with SID to get two part time employees to keep Wood Ave clean. He also announced several other initiatives for Wood Ave that SID would be undertaking.

Fourth Ward

Mr. Brooks announced that residents would soon be able to obtain their dog licenses and garage sale permits through an online process. He then gave the report of the City Clerk’s office for the month of August. A total of $5,042.77 in revenue was collected. Mr. Brooks gave the monthly report of the Division of Transportation and Parking. A total of $48,246.44 was collected for the month of August. Lastly he gave the report of the City Clerk’s Licensing Division. A total of $2,599.00 from all sources.

Mr. Brooks gave an update on the renovations to Dr. King Park, and had Mr. MacDonald speak on the delays of the project. Mr. Brooks informed all that last month he had a family emergency, causing him to miss last month’s council meeting, and thanked the Council for being understanding.

Fifth Ward

Mrs. Cosby-Hurling noted that the report of the Construction Code Department is on file in the City Clerk’s office. She also spoke about GovPilot and how pleased she was that dog licensing and garage sale permits would be available online to residents. Mrs. Cosby-Hurling announced that the Board of Health was registering residents for the annual flu vaccination program. The dates for the program are not yet set. She provided information on how to register and who qualifies for it.

Mrs. Cosby-Hurling announced that the Fifth Ward had a ward wide garage sale, in June, however it was negatively affected by the weather that day. As a result a second sale is being scheduled on October 21st. Next she spoke about the Cancer Awareness Walk, and noted a few errors, on her website, about it. She provided further details on the event.

Mrs. Cosby-Hurling noted that there are lots of issues in her ward, and she does follow up on them. She commented on filming of a video concerning dumping in the Fifth Ward. She spoke about holding people accountable, and the need to make employees to step up to the plate.

Sixth Ward

Mr. Sadowski gave the report of the Fire Department, a total of $6,441.75 was collected for the month of August. The ambulance reimbursement system collected a total of $600,433.46 for the mouth of August, bringing the total, for the year, to $5,035,197.88. He also announced that the 2017 Fire Prevention Night will be Friday, October 13th in front of City Hall.

Mr. Sadowski gave a report on the activities of the Rahway/Linden Sewerage Authority. He also announced that the Sixth Ward have received the new garbage cans, and will begin using the automated collection system. He asked residents to read the sheets, with the collection schedules, that were provided with the cans. He then spoke about the issue of trucks hitting the railroad overpass on Wood Ave, noting that Wood Ave is a County Road, and the County is planning new signage and other steps to try and address the issue. Mr. Sadowski concluded by urging all to be careful as school has started again.

Seventh Ward

Mr. Strano gave the following report of the Finance Committee:

*Approval is requested for the following finance actions:*

The payment of bills totaling $3,431,242.00 in 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.

We are in receipt of the investments made by the City Treasurer for the month of August at the rate of 1.00%

In the Department of Finance the approval is granted for the CFO to submit the Best Practices worksheet to the Division of Local Government Services by the October 20, 2017 deadline.

Mr. Strano moved for approval of the Finance Report. The motion was seconded by Mr. Brown and was ordered approved with all voting in favor, except Mrs. Cosby-Hurling who voted no.

Eighth Ward

Mrs. Yamakaitis gave the following Personnel Report:

1. From the Division of Personnel – The following FMLA/NJFLA leave requests:
2. Employee #091144 – Approved leave of absence subject to filing for disability retirement
3. Employee #909085 – Intermittent FMLA/NJFLA leave from August 11, 2017 through February 11, 2018
4. Employee #090893 – FMLA leave from July 24, 2017 through October 16, 2017
5. Employee #909392– FMLA/NJFLA leave intermittent from August 10, 2017 through August 9, 2018
6. Employee #000650 – FMLA leave from August 3, 2017 through November 2, 2017
7. Employee #909398 – FMLA leave from June 22, 2017 through September 1, 2017
8. Employee #000793 – FMLA leave from July 31, 2017 through August 11, 2017
9. Employee #000789 – Approved leave of absence subject to filing for disability retirement
10. In the Department of Public Works – the voluntary transfer of Andrew Zimmerman from Mechanic to Laborer Tier 2 with the new salary rate of $15.00 per hour effective September 20, 2017.
11. In the Department of Public Works – the appointment of William Lupkovich as a seasonal laborer at the salary rate of $10.00 per hour subject to the completion of the City’s employment background check, effective October 1, 2017
12. In the Department of Public Works – the appointment of Eric Haefner as a Part Time Sanitation Laborer (Wood Avenue) at the salary rate of $15.00 per hour, not to exceed 20 hours per week subject to the completion of the City’s employment background check, effective October 2,
13. In the Department of Public Works – the appointment of Alexander Ventura as a Part Time Sanitation Laborer (Wood Avenue) at the salary rate of $15.00 per hour, not to exceed 20 hours per week subject to the completion of the City’s employment background check, effective October 2, 2017.
14. In the Fire Department – the appointment of 6 of the following 10 names of fire fighter candidates at the probationary rate of $40,000.00, subject to completion of all City pre-employment conditions, effective October 2, 2017:
    1. Highlander Castaneda
    2. Jorge Zeballos
    3. Brian McGuire
    4. Luis Cortez
    5. Jonathan Ferretti
    6. Vincent Guarino
    7. Michael Wronski
    8. Zachary Modrak
    9. Glenn Matuska
    10. Joseph Conte
15. In the Office of the Mayor – the appointment of Loretta Amaral, as an unpaid student intern, not to exceed 20 hours per week, subject to completion of the City’s employment background check, effective October 2, 2017
16. In the Office of the Mayor – the appointment of Krystian Nycz, as an unpaid student intern, not to exceed 20 hours per week, subject to completion of the City’s employment background check, effective October 2, 2017
17. In the Office of the Mayor – the appointment of Jesumene Noel, as an unpaid student intern, not to exceed 20 hours per week, subject to completion of the City’s employment background check, effective October 2, 2017
18. In the Police Department – the appointment of Amanda Williams, as an unpaid student intern, not to exceed 20 hours per week, subject to completion of the City’s employment background check, effective October 2, 2017.

Mrs. Yamakaitis moved for approval of the Personnel Report. The motion was seconded by Mr. Strano, and was ordered approved by a roll call vote, with all voting yes except Mr. Brooks who voted yes on item #6 and abstained on the rest, Mrs. Cosby-Hurling who abstained on voting, and Mrs. Hickey who voted no to item #2, and yes to the rest.

Mrs. Yamakaitis announced that the Police Department is looking for individuals to serve as crossing guards. She provided details on the duties and qualifications for the job. She explained how to apply and that currently the positions are open to Linden residents only.

Mrs. Yamakaitis informed all that tonight she attended a meeting, with the Port Authority and the NJDOT, regarding the next part of the Goethals Bridge project, called the Missing Link. She explained the goal of the project. They shared various plans, with those in attendance, and were looking for feedback. As a result of that feedback, they will review their plans, and then have another meeting in the near future.

Mrs. Yamakaitis reported on the summer concert series, and what a fabulous season they had. She gave special thank you’s to a number of individuals involved with the concert series. She also noted that the rest of the 8th Ward had received the garbage collection cans, and will be going online with them. Mrs. Yamakaitis announced that she will be holding an 8th Ward community meeting and provided details on the event. She also spoke about the 8th Ward yard sale, and provided details on it.

Ninth Ward

Mr. Medina reported that school is back in session, and with that the library will begin their various children’s programs. He informed residents on how they could obtain a schedule of the events. He detailed a number of other events that the library or the Friends of the Linden Library, would be hosting.

Mr. Medina announced that there was a misprint in the refuse/recycling collections schedule for the Ninth Ward. He noted that the correct information is on the City’s web page, and provided a brief summary of them. Next he spoke about schools being open, and issues regarding the dropping of children at the two schools located in the Ninth Ward, urging parents not to rush. Mr. Medina spoke about the Fifth Annual Rosewood Terrace block party that he was invited to, and how he looks forward to it every year.

Mr. Medina announced that the First, Ninth, and Tenth Wards would be having a yard sale on the same day. He provided details on the event.

Tenth Ward

Mrs. Hickey noted that by the time it is her term almost everything has been said. She then spoke about all of the construction going on by the utility companies in the Tenth Ward. She thanked Tenth Ward residents for their patience and understanding while this work is going on. She noted some of the issues of concern to the residents. Mrs. Hickey also spoke about issues with tree trimming and street sweeping in the Tenth Ward.

Mrs. Hickey spoke about her attending the last Board of Education meeting to speak about the issues with the maintenance of the property around McManus School. She detailed the issues and that the same issues are not occurring with the other schools located nearby. She noted the issue of litter, and people not cleaning up after themselves.

Mrs. Hickey announced that she would be having a meeting with OEM to get an update on some of things going on. She noted that Captain Hart has been doing an amazing job. She assured all that with all of the natural disasters that have been occurring, Linden is in good hands and is well prepared. Mrs. Hickey reminded all that schools are open, and asked those attending School #9 to be considerate of the neighbors around the school, and provided a number of suggestions.

**MAYOR’S REPORT**

Mayor Armstead spoke about parking problems, around City Hall, the reasons for them, and plans to address the problems. Next he announced that he would be meeting with the owners of Blue Apron to address the complaints, from area residents, regarding employees of Blue Apron. The employees need to respect the neighborhood. He also spoke about the issue of the food truck situation, around Blue Apron.

Mayor Armstead announced that he had good news, as there is a company very interested in purchasing the old Pathmark site and opening a supermarket there. He noted that the individual does have high level of interest in the site. The Mayor also announced that RFQ’s, for the placement of solar panels, at the Landfill are going out. Currently there are at least twenty people interested in the proposal.

Mayor Armstead spoke about the redevelopment of St. Georges Ave, and Ordinance 61-55, approved earlier, for the vacating of a portion of John’s St. He hoped that there would be a shovel, in the ground, for this project, by the end of the year. Next he spoke about the City’s budget, the elimination of the garbage fee, and the message that was being sent to the residents. Work has begun on the budget for next year, and that he is working, with Mrs. Zack, so that there is no increase in taxes, next year. The Mayor reminded all that the tax bill, includes taxes for the Board of Education and the County of Union. He urged residents to call their Freeholders and Board of Education Members, and impress upon them the importance of keeping taxes down. He noted that the residents can no longer afford to pay the kind of taxes that we are paying. He expressed the opinion that Linden does not get the kind of services, from the County, that justifies the kind of taxes we are paying the County. He was critical of the Board of Education for creating new additional administrative positions. The Mayor did not believe them necessary, and thought that the money would be better spent in the classrooms.

Mayor Armstead stated that he did not think it is proper to take video’s and call out City employees on social media. He spoke about his efforts to get employees to work harder and do more for the City. He provided examples, and criticized Mrs. Cosby-Hurling for opposing some of those efforts. He then spoke about another video, posted by the Councilwoman that it was ok to run from police officers. He thought this a terrible message to send and stated that it was not ok for anyone to run from police officers. He stated how individuals should act and the dangers of following the recommendations made in the video.

President Alvarez clarified that it was not the council woman who said to flee from the police, but a judge in Massachusetts. The councilwoman posted what the judge said. President Alvarez stated that it was not ok to run from the police. Mayor Armstead stated that if she copied the post to her site she was suggesting it was ok to run from the police.

President Alvarez announced that a Spanish Hertigage Day would be held at the Linden Multi-Purpose center, and provided details on the event. He also announced that members of the Police Department would be raising money, for the Special Olympics by pulling an airplane at Newark Airport. He provided details on the event. He urged all to help by making a donation, and explained how that could be done.

President Alvarez spoke about the September to Remember festival on Wood Ave, provided details on the event, and urged residents to stop by.

**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 Road removed resolutions #2017-325 and #2017-327.**

Mrs. Ormon moved for approval of resolutions #2017-304 through #2017-332, with the exception of resolutions 2017-325 and 2017-372. The motion was seconded by Mr. Javick and ordered approved with Mr. Brooks abstaining on all, Mrs. Cosby-Hurling abstaining on all except 2017-310 to which she voted no, Mr. Sadowski voted yes to all except 2017-313 to which he abstained and Mrs. Yamakaitis voted yes to all except 2017-312 to which she abstained.

**RESOLUTION: 2017-304**

**CITY OF LINDEN**

**RESOLUTION CHAPTER 159**

**DRIVE SOBER OR GET PULLED OVER LABOR DAY**

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

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

**WHEREAS,** the City of Linden will receive $5,500.00 from the State of New Jersey Law and Public Safety and wishes to amend its 2017 Budget to include this amount as a revenue, and

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the City of Linden hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2017 in the sum of $5,500.00 which item is now available as a revenue from:

Miscellaneous Revenues

Special items of General Revenue Anticipated with

Prior Written Consent of the Director of Local

Government Services:

Public and Private Revenues off-set with Appropriations:

DRIVE SOBER OR GET PULLED OVER LABOR DAY

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

General Appropriations

(A) Operations excluded from "CAPS"

Public and Private Programs off-set by revenues:

DRIVE SOBER OR GET PULLED OVER LABOR DAY

**RESOLUTION: 2017-305**

**RESOLUTION TO AMEND**

**THE 2017 CAPITAL BUDGET**

**WHEREAS,** the City of Linden, New Jersey desires to amend the 2017 Capital Budget of said municipality by inserting thereon or correcting and deleting the items therein as shown in such budget.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Linden of the County of Union as follows:

**Section 1.** The 2017 Capital Budget of the City of Linden is hereby amended by adding thereto a Schedule to read as follows:

**AMEND THE**

**CAPITAL BUDGET OF THE**

**CITY OF LINDEN, NEW JERSEY**

**Projects Schedules for 2017**

**Method of Financing**

**Est. Budget Capital Grants General**

**Project Cost Approp. Imp. Fund In Aid Bonds**

Pay Per Space Kiosk (5) $ 57,200.00 $ 57,200.00 $ 2,860.00 $ 54,340.00

**RESOLUTION: 2017-306**

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH ABHZEEN DESIGN, INC. FOR RECONSTRUCTION OF CURBS & WALKS IN THE CITY OF LINDEN**

**WHEREAS**, the City Council of the City of Linden passed a Resolution No. 2016-400 on November 22, 2016 approving an award of a contract to Abhzeen Design, Inc. for the reconstruction of curbs and walks in the City of Linden in the amount of $13,975.00; and

**WHEREAS**, a change order in the amount of $1,163.00 is required to extend the project; and

**WHEREAS**, inclusive of these additional funds the total expenditures for said contract is $15,138.00; and

**WHEREAS**, the Chief Financial Officer or her designee has certified to the availability of funds for this purpose, to be charged to Accounts No. C-04-55-901-656-919 ($790.33) and C-04-55-901-671-919 (372.67);

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the agreement awarded to Abhzeen Design, Inc., 2152 Whitesville Road, Toms River, NJ 08755 is hereby amended to increase the contract by the additional sum of $1,163.00 for a total contract of $15,138.00; and

**BE IT FURTHER RESOLVED** that this Resolution is expressly contingent upon the negotiation and execution of the necessary amended contract documents between Abhzeen Design, 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 Abhzeen Design, Inc.; and

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

**RESOLUTION: 2017-307**

**RESOLUTION AMENDING A RESOLUTION APPOINTING AN ACTING PUBLIC DEFENDER FOR 2017**

**WHEREAS,** the City Council of the City of Linden passed Resolution No. 2017-82 on January 17, 2017 retaining the services Edward Cooper, Esq., as temporary public defender in Linden Municipal Court; and

**WHEREAS,** because of the ongoing nature of the services for Edward Cooper, Esq., there is a need for additional funds not to exceed $5,000.00 for legal services relative to the aforesaid matter; and

**WHEREAS,** inclusive of these additional funds the total expenditures paid to date to Edward Cooper, Esq. for services rendered under the original or substantially related contract is $15,000.00; 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. T-03-56-806-000-126**;**

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

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

**RESOLUTION: 2017-308**

**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 241 Lot 12 821 N. Wood Avenue

Block 178 Lot 19 1112 Walnut Street

Block 58 Lot 10 217 Cranford Avenue

Block 539 Lot 21 1829 S. Wood Avenue

Block 480 Lot 9 847 Dennis Place

**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 241 Lot 12 821 N. Wood Avenue $675.00

Block 178 Lot 19 1112 Walnut Street $150.00

Block 58 Lot 10 217 Cranford Avenue $445.00

Block 539 Lot 21 1829 S. Wood Avenue $435.00

Block 480 Lot 9 847 Dennis Place$280.00

**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 property; and

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

**RESOLUTION:2017-309**

**RESOLUTION FOR APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE N.J. DEPARTMENT OF TRANSPORTATION FOR IMPROVEMENTS TO DALZIEL ROAD, WILLOW GLADE ROAD AND PENNSYLVANIA AVENUE**

**WHEREAS,** the N.J. Department of Transportation Trust Fund Authority Act provides for the improvement of municipal roads; and

**WHEREAS,** Dalziel Road, Willow Glade Road and PennsylvaniaAvenue have deteriorated to a point of being unsafe to the traveling public; and

**WHEREAS**, a cost for said improvements has been estimated at $425,000.00;

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

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk are hereby authorized to submit an electronic grant application identified as MA-2018, SAGE APPLICATION \_\_\_\_\_\_\_\_, Linden City to the New Jersey Department of Transportation on behalf of the City of Linden; and

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

**RESOLUTION: 2017-310**

**CITY OF LINDEN RESOLUTION**

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

8/1/17 Worker’s Comp. claims 19,183.05

8/1/17 Vision Ser Plan claims 4,465.74

166842 8/4/17 Linden Dist. Mgmt. claims 97,850.00

166843 8/4/17 Filing Fee claims 20.00

166847 8/4/17 Sharel Gilmor refund 627.00

166844 8/4/17 JP Monzo claims 50.00

166845 8/4/17 NJMVC registration 120.00

8/9/17 Worker’s Comp. claims 17,625.13

8/9/17 Worker’s Comp. claims 1,288.00

8/10/17 Worker’s Comp. claims 644.00

166850 8/10/17 NJDMV registration 60.00

166848 8/10/17 NJDMV registration 60.00

166849 8/10/17 Division of ABC license 150.00

8/10/17 SHBP Retirees August premium 659,315.38

8/10/17 SHBP Active June premium 621,530.00

8/11/17 Dental City premium 39,556.76

8/11/17 Dental Sewerage 3,018.83

8/11/17 Dental Housing 51.72

8/11/17 Dental Library 900.31

8/11/17 Dental Cobra 172.42

8/11/17 Medco claims 129,260.43

8/11/17 Payroll payroll 1,814,759.21

8/14/17 County of Union County taxes 7,540,912.90

8/14/17 County of Union open space 216,071.96

8/16/17 Worker’s Comp. claims 31,441.17

8/16/17 Medco claims 54,121.14

167090 8/24/17 REPLACEMENT CHECK claims 280.00

167090 8/24/17 REPLACEMENT CHECK claims 369.85

8/25/17 Payroll payroll 1,808,787.80

8/29/17 Vision Service Plan claims 4,438.92

8/29/17 Worker’s Comp. claims 31,801.06

**TRUST**

8/11/17 Payroll payroll 84,444.98

8/25/17 Payroll payroll 27,310.79

**GRANT**

8/11/17 Payroll payroll 10,214.63

8/25/17 Payroll payroll 7,107.41

**SANITARY LANDFILL**

8/11/17 Payroll payroll 2,560.00

8/25/17 Payroll payroll 2,560.00

**CAPITAL**

8/11/17 Payroll payroll 1,485.26

8/25/17 Payroll payroll 504.70

**UNEMPLOYMENT**

8/11/17 Payroll payroll 344.24

8/25/17 Payroll payroll 299.92

**RESOLUTION: 2017-311**

**RESOLUTION AUTHORIZING A SHARED SERVICES**

**AGREEMENT WITH THE LINDEN BOARD OF EDUCATION FOR**

**NURSING SERVICES FOR THE YEAR 2017-2018**

**WHEREAS**, in accordance with Chapter 226, Laws of 1991, approved July 26, 1991, money is appropriated to local Boards of Education to provide nursing services to non-public schools; and

**WHEREAS**, the Linden Board of Education has chosen to have the Board of Health of the City of Linden provide these nursing services to Sinai Christian Academy, and will forward the appropriated money to the City of Linden;

**WHEREAS,** at the Board of Education meeting held on August 30, 2017, the Board approved the acceptance of funds in the amount of $8,342.00 for the 2017-2018 school year for non-public nursing;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that the Mayor and City Clerk be and hereby are directed and authorized to enter into an Shared Services Agreement with the Linden Board of Education for the aforementioned nursing services to non-public schools for the 2017-2018 school year and will forward to the City of Linden Municipal Treasurer the appropriated amount of $8,342.00; and

**BE IT FURTHER RESOLVED** that a duly executed copy of this Resolution be forwarded to Kathleen A. Gaylord, Business Administrator/Board Secretary of the Linden Board of Education; and

**BE IT FURTHER RESOLVED** that this Resolution be published and take effect pursuant to law.

**RESOLUTION: 2017-312**

**RESOLUTION APPOINTING DANIEL YAMAKAITIS AS A MEMBER OF THE LINDEN SOCIETY FOR HISTORIC PRESERVATION**

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

That **DANIEL YAMAKAITIS,** a resident of the City of Linden, be and he hereby is appointed a member of the Linden Society for Historic Preservation according to an ordinance entitled, " AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER II, ADMINISTRATION, OF AN ORDINANCE ENTITIELD, “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” Ordinance No. 61-20, adopted on April 18, 2017, to serve a four (4) year term, commencing September 1, 2017 and expiring August 31, 2021, and until his successor is appointed and qualifies.

**RESOLUTION: 2017-313**

**RESOLUTION APPOINTING ROBERT SADOWSKI AS A MEMBER OF THE LINDEN SOCIETY FOR HISTORIC PRESERVATION**

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

That **ROBERT SADOWSKI,** a resident of the City of Linden, be and he hereby is appointed a member of the Linden Society for Historic Preservation according to an ordinance entitled, " AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER II, ADMINISTRATION, OF AN ORDINANCE ENTITIELD, “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” Ordinance No. 61-20, adopted on April 18, 2017, to serve a four (4) year term, commencing September 1, 2017 and expiring August 31, 2021, and until his successor is appointed and qualifies.

**RESOLUTION: 2017-314**

**A RESOLUTION HONORING BARBARA ZAWLOCKA AS THE**

**2017 LINDEN CONTINGENT MARSHAL TO THE**

**PULASKI DAY PARADE IN NEW YORK CITY.**

**WHEREAS, Barbara Zawlocka** has been selected to serve as the 2017 Marshal to the 80th Annual Pulaski Day Parade, in New York City on Sunday, October 1, 2017 by the General Pulaski Memorial Parade Committee of St. Theresa’s Linden, Inc., to represent thousands of Linden, and Union County residents, of Polish decent; and

**WHEREAS,** Barbara Zawlocka was born in Bronowo, Poland and immigrated to the United States in 1975; and

**WHEREAS,** she graduated from the High School of Tadeusz Kosciuszko in Lomza, Poland, in 1975; and

**WHEREAS,** upon immigrating to the United States she completed certification at The Center for Financial Planning Atlantic States; and

**WHEREAS,** Barbara Zawlocka began her employment with the Polish & Slavic Federal Union in 1987 and served in multiple locations performing various duties, until 2003, when she was promoted to Branch Manager of the Linden Branch and where she continues to serve; and

**WHEREAS,** Barbara is active in the Polish community, severing as a member of the Pulaski Parade Committee, Polish Children Heartline, the Polish Cultural Foundation, she also serves as a Lector and is the Finance Council President at St. Theresa of the Child Jesus; and

**WHEREAS,** Barbara was honored by being awarded the Knight’s Cross of the Order of Merit of the Republic of Poland by the President of the Republic of Poland, Andrzej Duba, for her long and dedicated service to the Polish-American Community; and

**WHEREAS,** Barbara is the mother of Elizabeth Brenycz, and Mariusz Zawlocki and proud grandmother to Adriana, Isabella, Maximillian and Gabriel; and

**WHEREAS,** it is proper and fitting that Barbara Zawlocka be recognized for the honor bestowed upon her to represent the City of Linden and its Pulaski Day Parade contingent at the 80th Annual Parade in New York City.

**NOW THEREFORE BE IT RESOLVED,** by the Mayor and Council of the City of Linden that they do hererby congratulate Barbara Zawlocka on being selected as the 2017 Linden Pulaski Parade Marshal and thank her for long and dedicated service to the Polish-American community; and

**BE IT FURTHER RESOLVED** that this Resolution be entered in the minutes of the Council of the City of Linden, and a copy be presented to Barbara Zawlocka in recognition of the foregoing.

**RESOLUTION: 2017-315**

**A RESOLUTION HONORING ADRIANNA SABAT AS**

**THE 2017 LINDEN CONTINGENT MISS POLONIA**

**TO THE PULASKI PARADE**

**WHEREAS,** the General Pulaski Memorial Parade Committee of St. Theresa’s Linden, Inc. recently crowned **Adrianna Sabat** as the 2017 Miss Polonia to represent Linden at the   
Annual Pulaski Day Parade in New York City on Sunday, October 1, 2017; and

**WHEREAS,** Adrianna is the daughter of Barbara and Stanislaw Sabat, and is a lifelong resident of the City of Linden; and

**WHEREAS,** Adrianna is a graduate of the Union County Vocational Technical High School where she led the student body as Class President; and

**WHEREAS,** Adrianna is currently attending the New Jersey Institute of Technology where she is pursuing a degree in Bachelor of Architecture; and

**WHEREAS,** Adrianna is a proud member of the Polish Community, having attended Polish School in Elizabeth and CCD at St. Theresa’s, was part of a youth group, representing St. Theresa’s at the World Youth Day in Madrid, Spain, in 2011, and is a “harcerka” in the Polish Scouting Organization (ZHP) in Clark, NJ; and

**WHEREAS,** Adrianna Sabatattributes her accomplishments to the Polish Community and how it shaped her into the person she is today; and

**WHEREAS,** the Mayor and Council of the city of Linden are proud to have Arianna Sabat representing the City of Linden as the 2017 Miss Polonia at the Annual Pulaski Day Parade in New York City.

**NOW THEREFORE BE IT RESOLVED,** by the Mayor and Council of the City of Linden that they do hereby congratulate **Adrianna Sabat** for being selected the 2017 Miss Polonia to represent the City of Linden at the Pulaski Parade in New York City; and

**BE IT FURTHER RESOLVED,** that a copy of this resolution be entered into the minutes of the Council of the City of Linden and that a copy hereof be presented to **Adrianna Sabat** in recognition of this prestigious honor.

**RESOLUTION: 2017-316**

**A RESOLUTION HONORING ADRIANA BRENYCZ AS**

**THE 2017 LINDEN CONTINGENT JUNIOR MISS POLONIA**

**TO THE PULASKI PARADE**

**WHEREAS,** the General Pulaski Memorial Parade Committee of St. Theresa’s Linden, Inc., recently crowned **Adriana Brenycz** as the 2017 Junior` Miss Polonia to represent Linden at the   
Annual Pulaski Day Parade in New York City on Sunday, October 1, 2017; and

**WHEREAS,** Adrianna is the daughter of Elizabeth and Mark Brenycz, granddaughter of 2017 Linden Marshal Barbara Zawlocka, and is a resident of Hillsborough, New Jersey; and

**WHEREAS,** Adriana is nine years old and attends the Woodfern Elementary School, where her favorite subject is writing; and

**WHEREAS,** Adriana has a passion for dancing since she was two years old, and is currently attending Flair Dance Academy, where she takes Ballet, Tap, Xtreme Conditioning, Ballet Bare, Lyrical, Acro, Hip Hop, POM and Jazz and is part of the Flair Competition Dance Company Jazz, lyrical, Hip Hop, Production, Tap and Musical Theater; and

**WHEREAS,** Adriana**,** in her free time enjoys surfing, swimming, and fashion;and

**WHEREAS** Adriana recognizes the importance of family and heritage, and loves learning about ancestral home and keeping her family traditions alive; and

**WHEREAS,** the Mayor and Council of the city of Linden are proud to have Ariana Brenycz representing the City of Linden as the 2017 Junior Miss Polonia at the Annual Pulaski Day Parade in New York City.

**NOW THEREFORE BE IT RESOLVED,** by the Mayor and Council of the City of Linden that they do hereby congratulate **Adriana Brenycz** for being selected the 2017 Junior Miss Polonia to represent the City of Linden at the Pulaski Parade in New York City; and

**BE IT FURTHER RESOLVED,** that a copy of this resolution be entered into the minutes of the Council of the City of Linden and that a copy hereof be presented to **Adriana Brenycz** in recognition of this prestigious honor.

**RESOLUTION: 2017-317**

**RESOLUTION APPROVING THE AWARD OF A CONTRACT TO ABRAHAM GENERAL CONSTRUCTION, LLC FOR THE RECONSTRUCTION OF CURBS AND WALKS THROUGHOUT THE CITY OF LINDEN**

**WHEREAS**, sealed bids were received by the Purchasing Agent on September 6, 2017 for the reconstruction of curbs and walks throughout the City of Linden; and

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

**WHEREAS**, the Chief Financial Officer or her designee has certified as to the availability of funds for this purpose, as attached hereto, which will be charged to account/line item No. C-04-55-901-671-919; and

**WHEREAS,** Abraham General Construction LLC was the lowest responsible bidder at their bid of $63,300.00; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that Council pass a Resolution authorizing the award of contracts;

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

1. A contract is awarded to Abraham General Construction LLC at their bid of $63,300.00

2. This Resolution is expressly contingent upon the negotiation and execution of the necessary contract document between Abraham General Construction LLC and the City of Linden.

3. The Mayor and City Clerk are hereby authorized to execute all documents to effectuate the purposes herein above expressed.

**RESOLUTION: 2017-318**

**RESOLUTION AMENDING A CONTRACT WITH MOTT MACDONALD FOR SERVICES RELATED TO A HYDRAULIC STUDY OF MARSHES CREEK IN THE CITY OF LINDEN**

**WHEREAS,** the City Council of the City of Linden passed a resolution on March 21, 2017, No. 2017-161, retaining the services related to a Hydraulic Study of Marshes Creek in the City of Linden; and

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

**WHEREAS**, Mott MacDonald, 111 Wood Avenue South, Iselin, NJ 08830 submitted a qualification to the City and has qualified for the aforesaid services for 2017; and

**WHEREAS**, due to the ongoing nature of the work, it is necessary to provide for additional funds for said purpose in an amount not to exceed $10,000.00; and

**WHEREAS**, inclusive of these additional funds the total expenditures paid to date to Mott MacDonald for services rendered under the original or substantially related contract is $32,000.00; and

**WHEREAS,** Chief Financial Officer or her designee has certified as to the availability of funds for this purpose, as attached hereto, which will be charged to Account No. 7-01-20-165-124-255.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that they do hereby approve the additional amount not to exceed $10,000.00 for services rendered by Mott MacDonald for the City of Linden; and

**BE IT FURTHER RESOLVED** that this Resolution is expressly contingent upon the negotiation and execution of the necessary contract 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 an amendatory agreement consistent with the above; and

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

**RESOLUTION: 2017-319**

**RESOLUTION RECOGNIZING THE MEMBERS OF THE LINDEN HIGH SCHOOL**

**2017-2018 NATIONAL HONOR SOCIETY**

**WHEREAS,** in 1921 Linden High School established a National Honor Society to recognize those students whose personal achievements reflect the criteria standards of character, scholarship, leadership and service; and

**WHEREAS,** members of the Linden High School Chapter of the National Honor Society are carefully selected, membership is both an honor and a commitment. Honor Society members must exhibit academic achievement, leadership, honorable and admirable character, as well as service demonstrating that the member is willing to use their talents and skills for the improvement of society; and

**WHERERAS,** the following students have been chosen as distinguished members of the National Honor Society and pledge to uphold the purpose and principles of the society;

**Daniel Abrantes, Heidy Roxanne Alvarado, Alexandra Marie Alvarez, Karina Amaral, Dina Bader, Taylor R. Battle, Christina Beviano, Ayanna Monae Brant, Karolina Budkiewicz, Miesha Burnam, Janali Janiece Casanas, Izabela Dubiel, Lydia Efobi, Emily Estrada, Robins Etienne, Denise Franco, Toni C. Frino, Aleksandra Galka, Vikas Gogna, Ashanti Haley, Loveline Jean Charles, Samantha Jezowicz, Christopher Kawalec, Steven Mendez, Jennyfer Mendoza, Christopher Morales, Geraldine Moreno, Andrew Pachon, Bermuda Pierre, Kristeen N. Piloto, Michal Patrick Pudlik, Keshni Rajeswaran, Kevin Reyes, Melanie Lillian Robinson, Jade Nicole Rodrigues, Claudia Rusin, Daniela Sanchez, Brian O. Scarpelli, Salwa Shafiq, Dylan Simoes, Alexander Tarnawski, Roselande Thomas, Jet’Aime Thompson, Cineikwa Akayla Walcott, and Jada Symone Yarborough.**

**NOW, THEREFORE, BE IT RESOLVED** that the City Council, City of Linden,do hereby congratulate the **2017-2018 LINDEN HIGH SCHOOL NATIONAL HONOR SOCIETY** members for their exceptional accomplishments and commend them for their efforts in earning recognition as a member of the National Honor Society.

**BE IT FURTHER RESOLVED,** that a copy of this resolution be placed in the minutes of the City Council of the City of Linden to mark in perpetuity the accomplishments of theses honor society members and that a copy of this resolution be fittingly present to them.

**RESOLUTION: 2017-320**

**RESOLUTION PROHIBITING NEGOTIATIONS WITH A PROSPECTIVE DEVELOPER FOR ANY NEW REDEVELOPMENT PROJECT WHEN THAT DEVELOPER IS DELINQUENT WITH THEIR FINANCIAL OBLIGATIONS UNDER AN EXISTING REDEVELOPMENT AGREEMENT, FINANCIAL AGREEMENT OR WHEN ANY OTHER FUNDS ARE DUE AND OWING TO THE CITY REMAIN UNPAID**

**WHEREAS,** the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., as amended from time to time (“Act”), provides a process for municipalities to participate in the redevelopment and improvement of areas in need of redevelopment; and

**WHEREAS,** pursuant to the Act, the Redevelopment Agreement or Financial Agreement between the City and the Developer may require funds to be paid to the City from time to time or other financial obligations may arise that require funds to be paid to the City of Linden; and

**WHEREAS**, in order to ensure the City is not in a position to be negotiating with a Developer while that Developer owes funds to the City, the City Council wishes to adopt a policy preventing this practice through the adoption of this Resolution; and

**WHEREAS**, the City of Linden is prohibited from entertaining negotiations with a prospective Developer for any new redevelopment project when that Developer is delinquent with their financial obligations under an existing Redevelopment Agreement, Financial Agreement or when any other funds are due and owing to the City and remain unpaid.

**NOW THEREFORE BE IT RESOLVED** that the City Council does hereby adopt this Resolution prohibiting the City of Linden from entertaining negotiations with a prospective Developer for any new redevelopment project when that Developer is delinquent with their financial obligations under an existing Redevelopment Agreement, Financial Agreement or when any other monies are due and owing to the City and remain unpaid.

**RESOLUTION: 2017-321**

**RESOLUTION APPROVING THE DONATION OF EIGHT (8) HT-1250 portable radios TO THE CITY OF LINDEN BOARD OF EDUCATION**

**WHEREAS,** the City of Linden wishes to donate eight (8) HT-1250 portable radios to the City of Linden Board of Education as listed below

|  |
| --- |
| 749THCG091 |
| 749THCG172 |
| 749THCG001 |
| 749THCG074 |
| 749THCG004 |
| 749THCG084 |
| 749THCF994 |
| 749THCF999 |

; and

**WHEREAS,** the City of Linden Board of Education is desirous of accepting the aforesaid donation; and

**NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL OF THE CITY OF LINDEN** that the City of Linden shall donate said radios to the City of Linden Board of Education; and

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

**RESOLUTION: 2017-322**

**RESOLUTION AMENDING A PRIOR RESOLUTION APPROVING A PRESCRIPTION DRUG**

**PROGRAM FOR THE CITY OF LINDEN**

**WHEREAS**, the City Council of the City of Linden adopted Resolution 2015-71 which provided a benefit program to its employees in the area of a Prescription Drug Program for a period commencing January 1, 2015 to December 31, 2017; and

**WHEREAS,** on January 19, 2016, the City Council adopted Resolution 2016-74 again amending the contract with Express Scripts to extend the expiration date through December 31, 2019; and

**WHEREAS**, it is in the best interests of the City of Linden to further amend said contract in order to receive additional savings as explained in Exhibit A attached hereto.

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

1. That the City of Linden accepts the amendment with Express Scripts, and authorizes the Mayor and City Clerk, or their designees, to execute said amendment attached hereto as Exhibit A.

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

**RESOLUTION: 2017-323**

**RESOLUTION CHAPTER 159**

**DRUNK DRIVING ENFORCEMENT FUND**

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

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

**WHEREAS,** the City of Linden has received $14,294.61 from the State of New Jersey Law and Public Safety and wishes to amend its 2017 Budget to include this amount as a revenue, and

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the City of Linden hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2017 in the sum of $14,294.61 which item is now available as a revenue from:

Miscellaneous Revenues

Special items of General Revenue Anticipated with

Prior Written Consent of the Director of Local

Government Services:

Public and Private Revenues off-set with Appropriations:

Drunk Driving Enforcement Fund

**BE IT FURTHER RESOLVED** that a like sum of $14,294.61 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations excluded from "CAPS"

Public and Private Programs off-set by revenues:

Drunk Driving Enforcement Fund

**RESOLUTION: 2017-324**

**RESOLUTION HONORING CYNTHIA, “CEE” STRICKLAND THE NEW JERSEY**

**REPRESENTATIVE IN THE NATIONAL AMERICAN BEAUTIES PLUS PAGEANT**

**WHEREAS,** Cynthia Strickland, was born and raised in Essex County New Jersey, and has resided in Linden, since 1998, raising her family and working in the community; and

**WHEREAS,** Cynthia Strickland is the mother of three young women, Kadajah, Janae and Raquele in whom she has instilled the value of literacy, community service; and

**WHEREAS,** Cynthia Strickland’s official state title is New Jersey Woman American Beauties Plus and she represents full figured women size 12 & up and women ages 40-50; and

**WHEREAS,   American Beauties Plus Pageants** offers women of all ages, sizes, colors and backgrounds the opportunity to celebrate their individual accomplishments, community involvement and service to others, vehicle for personal development, promotion of personal platforms, and community involvement.

**WHEREAS,** Cynthia Strickland places an immense value on literacy; and

**WHEREAS,** Since 1995, Cynthia Strickland has been spreading the joy of reading by giving away free & gently used books throughout the State of New Jersey; and

**WHEREAS,**her  association with local libraries as well as  through the non-profit organization she founded, Cee & Learn Literacy many people have been encouraged to read more; and

**WHEREAS,** as a result of her dedication and commitment to eliminating illiteracy one child at a time,   and using the national forum of the pageant to share her mission of “eliminating illiteracy one child at a time

**WHEREAS,** the Mayor and Council, of the City of Linden, wish to recognize the many accomplishments of Linden resident Cynthia Strickland in her quest to improve literacy, and her being selected New Jersey Woman American Beauties Plus.

**NOW THEREFORE BE IT RESOLVED,** by the Mayor and Council of the City of Linden that they do hereby congratulate Cynthia Strickland on being selected to represent New Jersey in the American Beauties Plus Pageant and thank her for the many services that she helps provide to Linden Community and the many communities that she works in here in New Jersey

**BE IT FURTHER RESOLVED,** that a copy of this resolution be placed in the minutes of the City Council of the City of Linden to mark in perpetuity the accomplishments of Cynthia Strickland and that a copy of this resolution be fittingly present to her.

**RESOLUTION: 2017-325**

**RESOLUTION EXPRESSING OPPOSITION TO LEGISLATIVE PROPOSALS REGARDING THE OPEN PUBLIC MEETINGS ACT AND OPEN PUBLIC RECORDS ACT**

**WHEREAS**, the New Jersey Senate Budget and Appropriations Committee took action on Senate Bill Nos. 1045 and 1046, which amend the Open Public Meetings Act and Open Public Records Act, respectively, on June 29, 2017; and

**WHEREAS**, the Committee released the bills to the full Senate without recommendation because the bills are unnecessary, unpopular with the public, and would result in significant financial and administrative burdens on municipalities; and

**WHEREAS**, the bills fail to adequately protect taxpayers, municipalities and, especially, municipal clerks from abusive, harassing, and purposefully confrontational individuals who submit voluminous requests for no legitimate reason; and

**WHEREAS**, the legislation would expand the Open Public Meeting Act to create impractical and burdensome requirements with respect to subcommittees and working groups established by the entire governing body, which would effectively limit the ability of small groups of local officials discussing issues of public concern for the purposes of informing the governing body; and

**WHEREAS**, under the bills, the responsibilities of municipal clerks, who the Legislature has already loaded with responsibilities beyond the scope of their office, would be stretched even further than current law requires without a single dollar of additional resources provided to, or authorized to be collected by, municipalities; and

**WHEREAS**, the bills would impose a financial burden on municipalities that would not be offset by a revenue source other than the property tax, making the bills unfunded mandates prohibited by the New Jersey Constitution; and

**WHEREAS**, some municipalities are more equipped than others to meet the burdens that would be imposed by Senate Bill Nos. 1045 and 1046, however, without assistance of any kind from the States or the courts, every municipality would be on its own to meet the myriad new requirements of the law.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Linden, that the Legislature is strongly urged to reject Senate Bill Nos. 1045 and 1046 and draft new legislation to modernize OPRA and OPMA while providing municipalities and clerks with the resources to effectuate these changes for the benefit of the public.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be filed with the legislative sponsors of Senate Bill Nos. 1045 and 1046 and Assembly Bill Nos. 2697 and 2699, the Speaker of the General Assembly, the President of the Senate, and the Governor, and all parties are urged to listen to the concerns of local officials and prevent Senate Bill Nos. 1045 and 1046 from becoming law.

Virginia Malik, 1633 Lenape Road. Ms. Malik asked what changes were being proposed for the OPMA. Mr. Bodek responded, noting what they were, and also some of those proposed to the OPRA. He offered to provide Ms. Malik a packet of information on this subject.

**RESOLUTION: 2017-326**

**RESOLUTION APPOINTING JOSEPH BODEK AS CERTIFYING OFFICER**

**WHEREAS** the City of Linden, as a Civil Service Jurisdiction, is required to have a Certifying Officer in order to provide the ministerial task of executing the determinations of the City’s appointing authorities.

**THEREFORE BE IT RESOLVED**, that Joseph Bodek, CMC, City Clerk, is appointed as the Certifying Officer; and

**BE IT FURTHER RESOLVED** that Jessica Sheehy, Personnel Officer, and Allan Roth, Labor Relations Specialist, are appointed as alternate Certifying Officers; and

**BE IT FURTHER RESOLVED** that the City of Linden directs that Joseph Bodek notify the Civil Service Commission of these appointments; and

**BE IT FURTHER RESOLVED** that this Resolution is effective immediately.

See the vote below Resolution 2017-327.

**RESOLUTION: 2017-327**

**RESOLUTION APPOINTING LAUREN YATES AS A MEMBER OF THE LINDEN SOCIETY FOR HISTORIC PRESERVATION**

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

That **LAUREN YATES,** a resident of the City of Linden, be and he hereby is appointed a member of the Linden Society for Historic Preservation according to an ordinance entitled, " AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER II, ADMINISTRATION, OF AN ORDINANCE ENTITIELD, “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” Ordinance No. 61-20, adopted on April 18, 2017, to serve a four (4) year term, commencing September 1, 2017 and expiring August 31, 2021, and until her successor is appointed and qualifies.

Virginia Malik 1633 Lenape Road. Ms. Malik asked how this differed from the Linden Historical Society. Mr. Bodek provided a brief history on the various groups that dealt with Linden history, and how this was being combined into one, under the asepsis of governing body. He explained who would constitute the membership of the Linden Society for Historical Preservation. He also answered questions relative to ownership of the material held by the different organizations.

Mrs. Ormon moved for approval of resolutions #2017-325 and #2017-327. The motion was seconded by Mr. Javick and approved by a roll call vote with all voting yes, except Mr. Brooks who abstained on all, and Mrs. Cosby-Hurling who voted yes to 327 and abstained on 325.

President Alvarez announced that there were further resolutions for consideration, and that the clerk would read each.

**RESOLUTION: 2017-328**

**RESOLUTION APPOINTING RICHARD KOZIOL AS A MEMBER OF THE LINDEN SOCIETY FOR HISTORIC PRESERVATION**

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

That **RICHARD KOZIOL,** a resident of the City of Linden, be and he hereby is appointed a member of the Linden Society for Historic Preservation according to an ordinance entitled, " AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER II, ADMINISTRATION, OF AN ORDINANCE ENTITIELD, “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” Ordinance No. 61-20, adopted on April 18, 2017, to serve a four (4) year term, commencing September 1, 2017 and expiring August 31, 2021, and until his successor is appointed and qualifies.

**RESOLUTION: 2017-329**

**RESOLUTION WAIVING FEES FOR A COMMUNITY WIDE GARAGE SALE**

**TO BE HELD IN THE NINTH AND TENTH WARDS**

WHEREAS, the City Council has determined to allow a community wide garage sale in the Ninth and Tenth Wards on October 14, 2017 with a rain date of October 15, 2017; and

WHEREAS, the City of Linden shall waive all fees for permits for a garage sale including the completion of an application form pursuant to City Code 4-3.1 entitled “Garage Sales”; and

WHEREAS, the city wide garage sale shall not impact a resident’s right to conduct up to two garage sales in a year; and

WHEREAS, chapter 4-3.6 shall still apply, limiting one singled faced sign containing not more than four square feet in total area to be placed upon the premises where the sale is being conducted, and further prohibiting any other signs and either public or private property.

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

1. The City of Linden hereby waives fees for permits for a community wide garage sale in the Ninth and Tenth Wards to be held on October 14, 2017 with a rain date on October 15, 2017.
2. The city wide garage sale shall not impact a resident’s right to conduct up to two garage sales in a year.
3. Chapter 4-3.6 shall still apply, limiting one singled faced sign containing not more than four square feet in total area to be placed upon the premises where the sale is being conducted, and further prohibiting any other signs and either public or private property.
4. This Resolution shall take effect pursuant to law.

**Resolution: 2017-330**

**RESOLUTION AUTHORIZING EMERGENCY APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-46 DUE TO WORKERS COMP INSURANCE CLAIMS**

WHEREAS, an emergency has arisen with respects to expenses related to the cost of workers comp insurance claims and no adequate provision was made in the 2017 budget for the aforesaid purpose, and N.J.S. 40A:4-46 provides for the creation of an emergency appropriation for the purpose above mentioned, and

WHEREAS, the total amount of emergency appropriations created including the appropriation to be created by this resolution is $500,000.00 and three percent of the total operations in the budget for the year 2017 is $ 3,280,140.47 and

WHEREAS, the foregoing appropriation together with prior appropriations does not exceed three percent of the total current appropriations in the budget for the year 2017,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN, IN THE COUNTY OF UNION, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

1. An emergency appropriation be and the same is hereby made pursuant to N.J.S.A. 40A:4-46 for funding of expenses related to workers comp insurance claims in the amount of $500,000.00

2. That said emergency appropriation shall be provided in full in the 2017 budget, except if financing of such emergency appropriation shall have been made from other funds or by authorization of notes or bonds pursuant to N.J.S.A. 40A:2-3 or 40A:2-51.

3. That two certified copies of this resolution be filed with the Director of Local Government Services.

Mrs. Ormon moved for approval of resolution 2017-330. The motion was seconded by Mrs. Hickey and was ordered approved by a roll call vote, with all voting in favor, except Mr. Brooks and Mrs. Cosby-Hurling who abstained.

**Resolution: 2017-331**

**RESOLUTION WAIVING FEES FOR A COMMUNITY WIDE GARAGE SALE**

**TO BE HELD IN THE FOURTH AND FIFTH WARD**

WHEREAS, the City Council has determined to allow a community wide garage sale in the Fourth and Fifth Ward on October 21, 2017 with a rain date of October 22, 2017; and

WHEREAS, the City of Linden shall waive all fees for permits for a garage sale including the completion of an application form pursuant to City Code 4-3.1 entitled “Garage Sales”; and

WHEREAS, the city wide garage sale shall not impact a resident’s right to conduct up to two garage sales in a year; and

WHEREAS, chapter 4-3.6 shall still apply, limiting one singled faced sign containing not more than four square feet in total area to be placed upon the premises where the sale is being conducted, and further prohibiting any other signs and either public or private property.

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

1. The City of Linden hereby waives fees for permits for a community wide garage sale in the Fourth and Fifth Wards to be held on October 21, 2017 with a rain date on October 22, 2017.
2. The city wide garage sale shall not impact a resident’s right to conduct up to two garage sales in a year.
3. Chapter 4-3.6 shall still apply, limiting one singled faced sign containing not more than four square feet in total area to be placed upon the premises where the sale is being conducted, and further prohibiting any other signs and either public or private property.
4. This Resolution shall take effect pursuant to law.

Mrs. Cosby-Hurling moved for approval of resolution 2017-331. The motion was seconded by Mrs. Ormon, and unanimously ordered approved by a roll call vote.

**Resolution: 2017-332**

**RESOLUTION WAIVING FEES FOR A COMMUNITY WIDE GARAGE SALE**

**TO BE HELD IN THE FIRST WARD**

WHEREAS, the City Council has determined to allow a community wide garage sale in the First Ward on October 14, 2017 with a rain date of October 15, 2017; and

WHEREAS, the City of Linden shall waive all fees for permits for a garage sale including the completion of an application form pursuant to City Code 4-3.1 entitled “Garage Sales”; and

WHEREAS, the city wide garage sale shall not impact a resident’s right to conduct up to two garage sales in a year; and

WHEREAS, chapter 4-3.6 shall still apply, limiting one singled faced sign containing not more than four square feet in total area to be placed upon the premises where the sale is being conducted, and further prohibiting any other signs and either public or private property.

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

1. The City of Linden hereby waives fees for permits for a community wide garage sale in the First Wards to be held on October 14, 2017 with a rain date on October 15, 2017.
2. The city wide garage sale shall not impact a resident’s right to conduct up to two garage sales in a year.
3. Chapter 4-3.6 shall still apply, limiting one singled faced sign containing not more than four square feet in total area to be placed upon the premises where the sale is being conducted, and further prohibiting any other signs and either public or private property.
4. This Resolution shall take effect pursuant to law.

Mrs. Ormon moved for approval of resolution #2017-332. The motion was seconded by Mr. Javick, and was unanimously ordered approved by a roll call vote.

**ORDINANCES FOR INTORDUCTION**

**An Ordinance entitled:**

#61-64 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, 199 and approved November 24, 1999, and as amended and supplemented.

DELETE:

Section 14-1.9, Additional Inspections and Fees in its entirety.

ADD:

New Section 14-1.9 Additional Required Inspections and Fees.

President Alvarez asked if there were any comments from the public. Ordinance #61-64 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:**

#61-65 Bond ordinance providing an appropriation of $57,200 for acquisition of Pay per Space Kiosk Stations for and by the City of Linden and authorizing the issuance of $54,340 bonds or notes of the City for financing part of the appropriation.

President Alvarez asked if there were any comments from the public. Ordinance #61-64 was introduced by Mr. Strano and was read on first reading by the Deputy Clerk.

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

ordered approved, with all voting in favor, except Mr. Brooks, who abstained.

**PUBLIC COMMENT**

Henry Mack. Mr. Mack stated that he peoples told him to come and talk to the Council members and the Mayor. It is crystal clear to the City of Linden that we are doing a job that is right. He spoke about meeting with a number of the Mayor and City officials, yesterday. This made his job easy. He urged governing body members to stop talking behind each other’s back, and tell each other the truth. He noted that the people are sick and tired of each of you talking behind each other’s back. He discussed his concerns at length.

John Principato, 1607 Westover Road. Mr. Principato stated that he saw the video that Mrs. Cosby-Hurling posted on her Facebook, regarding the dumping of debris on roads in her ward. He noted his concern regarding other areas, and asked, that with today’s technology, why we cannot have cameras to record license plates so that we can fine them. He provided a number of suggestions to deal with the situation. Next Mr. Principato spoke about the other video that Mrs. Cosby-Hurling had posted, that the Mayor had spoken about, regarding running from the police. He disagreed with the Mayor’s interpretation of the video and suggested that he owe Mrs. Cosby-Hurling an apology. Mr. Principato spoke about the new sidewalks, on Wood Ave, in complimentary terms, but noted an issue, with one block regarding the need for businesses to clean up their mess. He talked about a Local Source article, rating the towns in Union County, and Linden did not fare well. He asked the governing body to work on improving Linden’s ratings. In conclusion Mr. Principato talked about the food truck’s parking around Blue Ribbon foods, and the need to enforce the City ordinance that they move every twenty minutes.

Mrs. Ormon moved to close the public comment portion of the meeting. The motion was seconded by Mr. Brown, and was ordered approved by a roll call vote, with all voting in favor, except Mr. Strano who voted no.

**COMMENTS FROM MEMBERS OF THE GOVERNING BODY**

Chief Dooley thanked the governing body for supporting the hiring of six firefighters.

Mayor Armstead stated that he was going to go home tonight, and put on Facebook about having coffee with a police officer, and he assured all that it would not posted with anything that speaks about running from a police officer. He noted that the police chief had called him, because the chief had a problem with the video that had been posted. He agreed with the chief.

Mrs. Ormon stated that she had also viewed the post, and that when the post was originally made, there was no mention of having coffee with a cop. She stated that coffee with a cop was edited in, afterwards. She added that if she places, on her Facebook, a post, by someone, else then she would be owning that statement, adding that we have to be careful about what we put out there as elected officials.

Mr. Brown stated that the post was also brought to his attention, and that in watching it, it says that it is ok for African-American males to run from the police. It is the wrong message to send and explained why.

Mrs. Cosby-Hurling announced that she would be collecting, for hurricane victims, at the Linden Multi-purpose center, on John St. She provided details on the drive. She also announced that the regularly stated community meeting would be on Tuesday, the 24th.

President Alvarez stated that he agreed with what the Mayor said about not running away from the police. He spoke about respecting the police officer, and how to deal with issues with the police. He stated he disagreed with the video, done by the judge. He noted that there are bad cops, but there are a lot more good ones then bad ones.

**ANNOUNCEMENTS**

President Alvarez announced that the following Council Meetings:

\*Council Conference meeting, Monday, October 16, 2017 in the Council Conference Room, City Hall, 301 N. Wood Ave.

\*Council Conference meeting prior to the Council meeting:

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

\*Council Meeting: Tuesday, October 17, 2017 at 7:00 p.m. in the Council

There being no further business to come before the governing body, Mrs. Cosby-Hurling moved to adjourn the meeting. The motion was seconded by Mrs. Ormon and was unanimously ordered approved by a roll call vote. The meeting was adjourned at 10:00 pm.

Respectfully submitted,

Joseph C. Bodek

City Clerk