**Minutes of the Regular**

**Meeting of the 2019 Council of the**

**City of Linden, held Tuesday,**

**October 15, 2019**

The regular meeting of the 2019 Council of the City of Linden, was held in the Council Chambers in the City Hall on Tuesday, October 15, 2019 at 7:27 pm., prevailing time.

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

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

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

Council President Michele Yamakaitis 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 Michele Yamakaitis 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:

Councilwoman Lisa Ormon

Councilman Barry Javick

Peter Brown

“ Alfred Mohammed

Councilwoman Rhashonna Cosby

Councilman John F. Roman

Councilman Ralph Strano

Councilman Paul Coates

Councilwoman Gretchen Hickey

Council President Michele Yamakaitis

Mayor Derek Armstead

President Yamakaitis noted that Mr. Medina was excused.

**APPROVAL OF MINUTES**

Mrs. Ormon moved for approval of the minutes of the September 17, 2019 Council meeting. The motion was seconded by Mrs. Hickey and was approved by a roll call vote, with all voting in favor except Ms. Cosby and Mrs. Hickey, who abstained.

**PRESENTATIONS**

**HONORING MARGARET LAM AND PROSPERITY RESOURCE**

**INTERNATIONAL, INC.**

President Yamakaitis called upon Mayor Armstead to come forward and make a presentation to Margaret Lam of Prosperity Resource International, Inc. Mayor Armstead about the Linden’s unique mix of its business and residential communities and how they strengthen each other, and the role that Ms. Lam places in that mix. He then read the resolution honoring Ms. Lam and her company. Ms. Lam thanked the Mayor and spoke about what an honor this presentation was for her.

**BREAST CANCER AWARENESS MONTH**

**HONORING CAROLYN KONRAD FREES AS A 11 MONTH BREAST CANCER SURVIVOR**

**SUPPORTING OCTOBER 13, 2019 AS NATIONAL METASTATIC BREAST CANCER DAY**

President Yamakaitis called upon the Mayor and Ms. Cosby to make a presentation to Kelly Ann Frees, who was representing her mother, Carolyn, who could not be present. Mayor Armstead complimented Ms. Cosby on being very supportive of women with breast cancer. Ms. Cosby spoke about her history celebrating breast cancer survivors, since she got on Council 9 years ago, and read the resolution honoring Carolyn Frees. Ms. Frees noted her mother’s regrets for not being able to be present this evening, and spoke about how much the resolution meant not only to her mom, but to the entire family. She thanked the Mayor and members of Council.

President Yamakaitis called upon the Mayor, to make a presentation to Laura O’Brien, declaring October 13, 2019 as National Metastatic Breast Cancer Day in Linden. The Mayor read the resolution, and presented a copy to Ms. O’Brien. Ms. O’Brien spoke about various statistics pertaining to Metastatic Breast Cancer, and the lives of those affected. She thanked the Mayor and Council for the presentation.

**MISS NEW JERSEY PAGEANT**

**Viviana Parrilla**

President Yamakaitis called upon Mayor Armstead to make a presentation of Viviana Parrilla. The Mayor noted that Ms. Parrialla, was in the top ten finalist in the Miss New Jersey Pageant. He read the following proclamation honoring Ms. Parrilla.

PROCLAMATION

**WHEREAS**, Viviana Parrilla, was born on February 5th, 2014 and lives in the 10th Ward of Linden, and attends Kindergarten at St. John the Apostle School where she is practicing reading and writing the alphabet, while in Pre-School she had the opportunity to build on her social skills, basic vocabulary and help plant a class garden; and,

**WHEREAS**, Viviana Parrilla, in June she attended the Puerto Rican Flag raising ceremony in front of the Elizabeth City Hall and in July she waved on a float at the Puerto Rican Day Parade also in the City of Elizabeth; and,

**WHEREAS**, Viviana Parrilla, in August entered the Beauties of Puerto Rico Cultural Pageant held by the Puerto Rican Alliance of Elizabeth she represented the Pueblo of Vega Baja and performed a cultural dance to “It’s Almost Like Praying”, she also modeled a beautiful gown, sash and tiara during the walk on the red carpet; and,

**WHEREAS**, Viviana Parrilla in the Miss New Jersey Pageant for the Nation American Miss organization she placed overall top 10 & won Miss Personality, Most Promising Model and Best Resume, she earned the Spirit of American award and an invitation to compete in the National Finals, she also participated in the formal wear, professional interview, personal introduction, community service and casual wear modeling competitions; and,

**WHEREAS**, Viviana Parrilla will be representing Linden, New Jersey in the Miss National American Miss Pageant at Disneyland in Anaheim, California in November of this year, she will be competing in the Princess Category which is for ages 4 to 6; and,

**WHEREAS**, Viviana Parrilla was enrolled this past summer in the Jump Immersion Academy where she had the opportunity to enjoy the Spanish Language Immersion experience and she also attended several classes at the Linden Public Library in their Spanish Story-time program; and,

**WHEREAS**, Viviana Parrilla takes Ballet lessons, enjoys baking, singing, dancing, Paleontology, beauty and fashion and she loves to travel, she will be performing, as a member of the chorus, in her first musical at St. John’s the Apostle School in the musical Frozen, Jr. in the month of January 2020; and,

**NOW THEREFORE BE IT PROCLAIMED** that I, Derek Armstead, Mayor of the City of Linden, in the State of New Jersey on this the 15th day of October, do hereby proclaim that Viviana Parrilla is a little girl with big dreams and an even bigger heart, her smile and kind heart are huge and she believes “Big things come in small packages” and that she be recognized for her outstanding accomplishments thus far, congratulate her and wish her the best of luck in the future.

**ORDINANCE ON HEARING**

**President of Council Michele Yamakaitis announced that this is the date designated for the hearing and further consideration respecting an ordinance entitled:**

* 1. An ordinance to amend and supplement Chapter VII, Traffic, of an ordinance entitled, “An ordinance adopting and enacting the Revised General Ordinances of the City of Linden, 1999,” passed November 23, 1999 and approved November 24, 1999, and as amended and supplemented.

Section 1 That Chapter VII, Traffic, shall be and the same is hereby amended as follows:

**7-33 HANDICAPPED PARKING REGULATIONS**

7-33.1A Handicapped Parking On-Street

**DELETE:**

Name of Street No. of Spaces

217 Chandler Ave 1

300 Mitchell Ave 1

407 Washington Ave. 1

President of Council Michele Yamakaitis 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 Michele Yamakaitis inquired if there were any written objections.

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

There being no persons to be heard, Mrs. Ormon moved for approval of Ordinance #63-38. The motion was seconded by Mr. Mohammed and was unanimously ordered approved on a roll call vote.

**President of Council Michele Yamakaitis announced that this is the date designated for the hearing and further consideration respecting an ordinance entitled:**

**63-39** An ordinance to amend and supplement Chapter VII, Traffic, of an ordinance entitled, “An ordinance adopting and enacting the Revised General Ordinances of the City of Linden, 1999,” passed November 23, 1999 and approved November 24, 1999, and as amended and supplemented.

Section 1. That Chapter VII, Traffic Section 7-26, Loading Zone, shall be and the same is hereby amended as follows:

**7-26 LOADING ZONE**

Name of Street Time Side Location

**ADD:**

East Baltimore Ave All East Beginning at a point 260 feet north of the north

Curbline of Union Street and continuing 50 feet

In a northerly direction

Charles Street All West Beginning at a point 77 feet south of the south

Curbline of East St. Georges Avenue and

Continuing 50 feet in southerly direction.

President of Council Michele Yamakaitis 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 Michele Yamakaitis inquired if there were any written objections.

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

There being no persons to be heard, Mrs. Ormon moved for approval of Ordinance #63-39. The motion was seconded by Mr. Roman and was unanimously ordered approved on a roll call vote.

**President of Council Michele Yamakaitis announced that this is the date designated for the hearing and further consideration respecting an ordinance entitled:**

* 1. An ordinance to amend and supplement Chapter VII, Traffic, of an ordinance entitled, “An ordinance adopting and enacting the Revised General Ordinances of the City of Linden, 1999,” passed November 23, 1999 and approved November 24, 1999, and as amended and supplemented.

Section 1 That Chapter VII, Traffic, shall be and the same is hereby amended as follows:

**7-33 HANDICAPPED PARKING REGULATIONS**

7-33.1A Handicapped Parking On-Street

Name of Street Spaces

**ADD:**

1215 Bower Street 1

(on Cleveland Avenue)

1. West 12th Street 1

President of Council Michele Yamakaitis 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 Michele Yamakaitis inquired if there were any written objections.

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

There being no persons to be heard, Mrs. Ormon moved for approval of Ordinance #63-40. The motion was seconded by Mr. Mohammed and was unanimously ordered approved on a roll call vote.

**President of Council Michele Yamakaitis announced that this is the date designated for the hearing and further consideration respecting an ordinance entitled:**

* 1. An ordinance to amend and supplement Chapter VII, Traffic, of an ordinance entitled, “An ordinance adopting and enacting the Revised General Ordinances of the City of Linden, 1999,” passed November 23, 1999 and approved November 24, 1999, and as amended and supplemented.

Section 1 That Chapter VII, Traffic, shall be and the same is hereby amended as follows:

7-34 “Don’t Block the Box”

7-34B Critical Intersections

**ADD:**

S. Stiles St. and Gable Ln

President of Council Michele Yamakaitis 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 Michele Yamakaitis inquired if there were any written objections.

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

There being no persons to be heard, Mrs. Ormon moved for approval of Ordinance #63-41. The motion was seconded by Mr. Roman and was unanimously ordered approved on a roll call vote.

**President of Council Michele Yamakaitis announced that this is the date designated for the hearing and further consideration respecting an ordinance entitled:**

* 1. An ordinance to amend and supplement Chapter VII, Traffic, of an ordinance entitled, “An ordinance adopting and enacting the Revised General Ordinances of the City of Linden, 1999,” passed November 23, 1999 and approved November 24, 1999, and as amended and supplemented.

Section 1 That Chapter VII, Traffic, shall be and the same is hereby amended as follows:

**7-10 PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS**

**ADD:**

Name of Street Sides Location

Charles Street Both Between E. St. George Ave and Union St.

President of Council Michele Yamakaitis 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 Michele Yamakaitis inquired if there were any written objections.

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

There being no persons to be heard, Mrs. Ormon moved for approval of Ordinance #63-42. The motion was seconded by Mr. Mohammed and was unanimously ordered approved on a roll call vote.

**President of Council Michele Yamakaitis announced that this is the date designated for the hearing and further consideration respecting an ordinance entitled:**

* 1. Bond Ordinance providing an appropriation of $165,000. For improvements to Veteran’s Memorial Park and authorizing the issuance of $90,250. Bonds or notes of the City for financing part of the appropriation.

President of Council Michele Yamakaitis 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 Michele Yamakaitis inquired if there were any written objections.

None were presented and the Clerk stated that therefore none had been received. President of Council Michele Yamakaitis 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. Brown moved for approval of Ordinance #63-43. The motion was seconded by Mrs. Ormon and was unanimously ordered approved on a roll call vote.

**President of Council Michele Yamakaitis announced that this is the date designated for the hearing and further consideration respecting an ordinance entitled:**

* 1. An ordinance to amend and supplement Chapter II, Administration, of an ordinance entitled, “An Ordinance Adopting and Enacting the Revised General Ordinances of the City of Linden, 1999,” passed November 23, 1999 and approved November 24, 1999, and as amended and supplemented

Section 1. That Chapter II, Administration, Article VII, Boards, Committees, Commissions, and Authorities, shall be and the same is hereby amended as follows:

**DELETE SECTION 2-61** in its entirety,

**ADD NEW 2-61 AS FOLLOWS:**

**2-61 LINDEN CULTURAL AND HERITAGE COMMITTEE**

President of Council Michele Yamakaitis 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 Michele Yamakaitis inquired if there were any written objections.

None were presented and the Clerk stated that therefore none had been received. President of Council Michele Yamakaitis 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. Mohammed moved for approval of Ordinance #63-44. The motion was seconded by Mr. Javick and was unanimously ordered approved on a roll call vote.

**President of Council Michele Yamakaitis announced that this is the date designated for the hearing and further consideration respecting an ordinance entitled:**

* 1. An ordinance to amend an ordinance entitled, “An Ordinance establishing a schedule of titles, salary ranges and regulations for maintaining the classification and salary standardization plan of all employees of the City of Linden,” passed August 15, 1995 and approved August 16, 1995.

**ADD: Schedule 4-NN-7**

President of Council Michele Yamakaitis 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 Michele Yamakaitis inquired if there were any written objections.

None were presented and the Clerk stated that therefore none had been received. President of Council Michele Yamakaitis 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 for approval of Ordinance #63-45. The motion was seconded by Mr. Roman and was unanimously ordered approved on a roll call vote.

**President of Council Michele Yamakaitis announced that this is the date designated for the hearing and further consideration respecting an ordinance entitled:**

* 1. An ordinance to amend and supplement Chapter VII, Traffic, of an ordinance entitled, “An ordinance adopting and enacting the Revised General Ordinances of the City of Linden, 1999,” passed November 23, 1999 and approved November 24, 1999, and as amended and supplemented.

Section 1 That Chapter VII, Traffic, shall be and the same is hereby amended as follows:

**7-22.2 THREE-WAY STOP INTERSECTIONS**

**ADD:**

**Intersections** **Stop signs to be located on:**

E. Baltimore Avenue E. Baltimore Ave at Union St, both directions

And Union Street Union St. at E. Baltimore Ave.

President of Council Michele Yamakaitis 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 Michele Yamakaitis inquired if there were any written objections.

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

There being no persons to be heard, Mrs. Ormon moved for approval of Ordinance #63-46. The motion was seconded by Mr. Roman and was unanimously ordered approved on a roll call vote.

**President of Council Michele Yamakaitis announced that this is the date designated for the hearing and further consideration respecting an ordinance entitled:**

* 1. An ordinance to amend and create a new chapter entitled “Train Station Parking Fees of, “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.

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

Section 1 A new Chapter to be created entitled “Train Station Parking Fees”:

ADD NEW as follows:

* 1. Train Station Parking Fees.

President of Council Michele Yamakaitis 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 Michele Yamakaitis inquired if there were any written objections.

None were presented and the Clerk stated that therefore none had been received. President of Council Michele Yamakaitis 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. Brown moved for approval of Ordinance #63-47. The motion was seconded by Mrs. Ormon and was ordered approved by a roll call vote, with all voting yes with the exception of Ms. Cosby who voted no.

**President of Council Michele Yamakaitis announced that this is the date designated for the hearing and further consideration respecting an ordinance entitled:**

* 1. An Ordinance amending Chapter VII, Section 20 entitled “One-way Streets”

Section 1. That Chapter VII, Traffic, Section 7-20, One Way Streets, shall be and the same is hereby amended as follows:

**7-20- ONE WAY STREETS**

Name of Street Direction Parking Permitted

**ADD:**

E. Baltimore Ave. South E. St. George Ave. to Union St., but

Remove Union Street between E.

Baltimore Ave. & John St.

President of Council Michele Yamakaitis 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 Michele Yamakaitis inquired if there were any written objections.

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

There being no persons to be heard, Mrs. Ormon moved for approval of Ordinance #63-48. The motion was seconded by Mr. Brown and was unanimously ordered approved on a roll call vote.

**CONSENT AGENDA**

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

1. The amount of money collected during the month of September 2019 and turned over to the treasurer’s office is as follows:

2020 Taxes $67,945.20

2019 Taxes $1,558,389.25

2018 Taxes $125.00

PILOT (MORNING STAR) $0.00

Municipal Lien Redemption $0.00

Garbage Fee Late Fee $0.00

Duplicate Tax Sale Certificate $0.00

Tax Search $0.00

Lien Redemption Request Fee $0.00

Year End Penalty $0.00

Returned Check Fee Paid $80.00

Returned Sewer Clean out ($100.00)

Returned Sewer Interest ($6.58)

Returned Check 2019 ($7,239.86)

Returned Check Interest ($353.09)

Returned Online Payments 2019 Taxes ($3,645.94)

Returned Online Interest ($37.68)

Adv. Before Tax Sale $0.00

Premium $0.00

Sewer Clean out charge $2,100.00

DPW Reso payments $238.02

Interest $30,959.38

Total $1,648,453.70

**Tax Sale** Requesting the refund of the premium paid at the 2017 & 2019 tax sale on the

following block & lot.

**Block Lot Redemption Date CTF# Amount**

5 15 9/27/19 18-00006 $500.00

7 3 9/19/19 18-00009 $500.00

132 12 9/27/19 18-00075 $500.00

147 18.03 9/27/19 18-00080 $500.00

475 35 9/25/19 16-00300 $1,400.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $ 3,400.00 payable to Trystone Capital Assets, LLC., 575 Route #-70, 2nd Floor, P.O. Box 1030, Brick, NJ 08723, charging same to account #-9-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2019 tax sale on the following blocks & lots.

**Block Lot Redemption Date CTF# Amount**

7 18 9/23/19 18-00010 $2,200.00

62 3 9/23/19 18-00035 $6,000.00

85 5 10/1/19 18-00042 $3,600.00

92 5 9/27/19 18-00045 $1,600.00

99 5 10/1/19 18-00047 $1,600.00

104 6 10/1/19 18-00053 $2,400.00

148 1 9/27/19 18-00081 $2,000.00

151 7.01 10/1/19 18-00087 $3,600.00

154 14 9/23/19 18-00093 $4,600.00

159 2 9/27/19 18-00094 $1,800.00

164 2 9/27/29 18-00097 $8,500.00

173 23 10/1/19 18-00102 $4,100.00

178 7 9/27/19 18-00104 $1,600.00

178 18 9/11/19 18-00106 $1,700.00

179 12 9/27/19 18-00107 $1,600.00

196 26 9/10/19 18-00114 $2,400.00

207 5 10/1/19 18-00119 $1,700.00

210 14 10/1/19 18-00124 $7,400.00

212 1 10/1/19 18-00125 $5,000.00

279 19 10/1/19 18-00144 $1,600.00

359 44 9/27/19 18-00159 $1,700.00

379 4 10/1/19 18-00167 $1,700.00

393 1 9/19/19 18-00174 $2,000.00

399 10 10/1/19 18-00176 $2,100.00

430 15 9/10/19 18-00187 $1,900.00

440 10 9/27/19 18-00189 $1,800.00

463 31 9/27/19 18-00198 $2,400.00

468 2 9/25/19 18-00199 $2,100.00

482 31 9/19/19 18-00213 $1,800.00

495 3.02 9/19/19 18-00214 $1,900.00

524 21 9/11/19 18-00223 $2,100.00

527 15 9/27/19 18-00226 $1,600.00

537 3 10/1/19 18-00228 $2,300.00

538 19 10/1/19 18-00230 $17,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $107,400.00 payable to Greymorr, LLC, BMO 85, P.O. Box 1414, Minneapolis, MN 55480, charging same to account #9-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2018 tax sale on the following blocks

& lots.

**Block Lot Redemption Date CTF# Amount**

22 2 9/25/19 17-00021 $1,100.00

87 13 9/19/19 16-00066 $1,100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,200.00 payable to: Actlien Holding, US Bank Cust, Actlien Holding, 50 South 16th Street, Suite 2050, Philadelphia, PA 19102, charging same to account #-9-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2019 tax sale on the following blocks

& lots.

**Block Lot Redemption Date Cert# Premium**

121 8 9/25/19 18-00063 $1,300.00

205 23 9/16/19 18-00118 $600.00

479 19 9/19/19 18-00211 $1,300.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $3,200.00 payable to: Fig as Cust. for Fig NJ19, LLC, P.O. Box 54226, New Orleans, LA 70154, charging same to account #9-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2019 tax sale on the following blocks & lots.

**Block Lot Redemption Date CTF# Amount**

124 19 9/19/19 18-00065 $14,500.00

131 15 9/13/19 18-00072 $32,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $46,700.00 payable to: Lillian Zhang, 11 Walnut Street, Livingston, NJ 07039, charging same to account #9-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2018 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

184 10 9/9/19 17-00150 $9,100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $9,100.00 payable to: Sunshine State Certificates IV, LLLP, Bank United Trustee, 7900 Miami Lakes Drive West, Miami Lakes, FL 33016, charging same to account

#-9-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2018 tax sale on the following blocks & lots.

**Block Lot Redemption Date Cert# Premium**

200 48 9/25/19 17-00163 $1,400.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,400.00 payable to: Fig as Custodian for Fig NJ18, LLC, Secured Party, P.O. Box 54472, New Orleans, LA 70154, charging same to account #9-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2017 & 2018 tax sale on the following block

& lot.

**Block Lot Redemption Date CTF# Amount**

229 5 9/10/19 18-00129 $21,000.00

440 12 9/25/19 18-00190 $10,500.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the mount of $31,500.00 payable to: Christiana T C/F, CE/1 Firsttrust, P.O. Box 5021, Philadelphia, PA 19111-5021, charging same to account #-9-01-55-276-999-956.

**Overpayment** Block 138 Lot 4, Eric A. Nomafo - 801 Mc Candless Street

2019 overpayment

The above referenced owner’s prepaid the 2019 3rd quarter property taxes and the mortgage company have paid and the owner’s payment has created an overpayment in the amount of $1,829.56 and the owner is entitled a refund.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of 1,829.56, payable to: Eric A. Nomafo, 801 Mc Candless Street, Linden, NJ 07036, charging same to # 9-01-55-288-999-904.

**Credit Balance** Block 236 Lot 13, 39 Princeton Road - Garbage Fee Overpayment Refund to Sewer

There now exists a credit balance on the above referenced block & lot due to the owner paying additional garbage fees. The owner would like this applied to the sewer balance.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $10.00 payable to: Linden Roselle Sewerage Authority, Attention: Tax Collector, 301 N. Wood Avenue, Linden, NJ 07036, charging same to account #9-01-55-276-999-958.

**Overpayment** Block 485 Lot 8, Jean Marie Brigida - 628 Mc Gillvray Place, 2019 overpayment

The above referenced owner’s prepaid the 2019 3rd quarter property taxes and the mortgage company have paid and the owner’s payment has created an overpayment in the amount of $3,529.92 and the owner is entitled a refund.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $3,529.92, payable to: Jean Marie Brigida, 628 Mc Gillvray Place, Linden, NJ 07036, charging same to # 9-01-55-288-999-904.

**Overpayment** Block 580 Lot 31.06, HD Development of Maryland - 701-799 W. Edgar Road

Tax Court Docket #002076-2018

The above referenced property owners are entitled to a refund due to a Tax Court Judgment reducing the assessment by 1,128,100 for 2018 creating a total overpayment of $77,692.25.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $77,692.25 payable to: Bruce J. Stavitsky, Esq for the benefit of HD Development of Maryland, 350 Passaic Avenue, Fairfield, NJ 07004, charging same to account #9-01-55-275-999-000.

**Tax Sale** Requesting the refund of the premium paid at the 2019 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

235 15 9/25/29 18-00131 $29,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $29,200.00 payable to FNA DZ, LLC FBO WSFS,120 N. La Salle Street, Suite #-1220, Chicago, IL 60602charging same to account #-9-01-55-276-999-956.

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

1. Requesting approval of the following Refunds:

* 1. Service date of 2/23/2017

Horizon BC/BS of NJ is entitled to a refund in the amount of $379.20 for service that was provided on 2/23/2017. Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to: Horizon BC/BS of NJ, P.O. Box 1301, Neptune, NJ 07754-1301 charging same to 9-01-08-629-011.

* 1. Service date of 5/11/2019

Milada Hrabcakova is entitled to a refund in the amount of $25.00 for service that was provided on 5/11/2019.

Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to: Milada Hrabcakova, 319 West Linden Avenue, Linden, NJ 07036 charging same to 9-01-08-629-011.

* 1. Service date of 2/16/2019

Neil Marcus is entitled to a refund in the amount of $73.61 for service that was provided on 2/16/2019.

Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to: Neil Marcus, 1114 University Terrace, Linden, NJ 07036 charging same to 9-01-08-629-011.

**(\*\*\*) PERSONNEL:**

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

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

Public Property Philip Felice Laborer (Tier 2) Nov. 1, 2019

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

1. Advising that sixty-two (62) Certificates of Occupancy were issued during the month of September, 2019.

**(\*\*\*) CITY CLERK’S OFFICE:**

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

**Organization** **Raffle Type** **Fee**

Linden Presbyterian Church Tricky Tray $20.00

NJROTC (2) 50/50 & Prize $40.00

Mrs. Hickey moved for approval of Consent Items #1 through #5. The motion was seconded by Mrs. Ormon and was unanimously ordered approved by a roll call vote.

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

**First Ward**

Mrs. Ormon began by giving the report of the Division of Transportation and Parking for the month of September. A total of $91,799.86 was collected from all sources. She next gave a report, as library liaison, on various upcoming events that the Linden Library would be hosting. Ms. Ormon spoke about the recently completed work renovating Wilson Pond shelter and thanked Public Properties. She noted various activities that would be taking place at the shelter.

Mrs. Ormon informed all that a First Ward Community yard sale would be taking place on November 1st, and provided her contact information for those wanting to participate. She also provided information about a holiday craft event that would be taking place. She concluded by speaking about the upcoming leaf season, providing details on how to place leaves at the curb, and that she had a supply of leaf bags for First Ward residents.

**Second Ward**

Mr. Javick gave the report of the Fire Committee, noting that the Fire Prevention Bureau collected a total of $7,125. 30 for the month of September. Also the ambulance reimbursement system collected $45,480.00 for the month of September, bringing the year to date total to $523,515.22. He spoke about the success of fire prevention night and thanked all those that participated. Mr. Javick spoke about the recent first time Polish Festival, and its success with over 2,000 people in attendance.

Mr. Javick announced the details on the upcoming Latin festival. He then spoke about the Second Ward, and that he was looking forward to the year 2020 and the great things that would be happening in the Second Ward. He concluded by providing his contact information.

**Third Ward**

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

Approval is requested for the following finance actions:

1. The payment of bills totaling $1,623,096.02. Bills have been signed by the Mayor, Council President and Finance Chairman and a detailed check register and vouchers are on file in the Clerk’s Office.
2. We are in receipt of the investments made by the City Treasurer for the month of September at the rate of 2.75%.
3. In order to be in compliance with the City of Linden’s Best Practices, the Budget Review and Finance Committee met and discussed question 33 of the best practices related to the Linden Housing Authority. The consensus of the Committee was unanimous that the authority serves the public’s best interest after a thorough review of records and audits.
4. 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 30, 2019 deadline.

Mr. Brown moved for approval of the Finance Report. The motion was seconded by Mrs. Ormon and was ordered approved by a roll call vote, with all voting in favor except Mr. Roman and President Yamakaitis who abstained on item 1.

Mr. Brown spoke about the recent Polish Festival, and that a brainstorming session would be held in the near future so that they could be made better in the coming years. He noted that he wanted to see more of these types of events and the provided the reasons why.

**Fourth Ward**

Mr. Mohammed gave the monthly revenue report for the office of the City Clerk, for the month of September. A total of $31,116.67 was collected in City revenue. Next he gave the report of the City Clerk’s Licensing Division, where total revenue collected, for the month of September was $3,478.00.

Mr. Mohammed noted that all was well in the Fourth Ward, and provided his contact information. Lastly he spoke about the late Nancy Braxton, and offered his sympathy to her family.

**Fifth Ward**

Ms. Cosby began by speaking about the 4th annual cancer awareness walk, held in the Fifth Ward and tanked all those who participated. A total of $700 was raised, giving special thanks to the Braun family, who were big supporters walking in memory of the late Police Captain Eugene Braun. Next Ms. Cosby spoke about the Linden Housing Authority, that there was an opening for a commissioner on the Authority. She noted that anyone interested in serving should complete a Citizen Service form, and submit it to the Clerk’s office.

Ms. Cosby next spoke about the ordinances that would change the traffic patterns around the new development on St. Georges Ave. She asked that all be aware of the new signs, parking restrictions and traffic patterns that will be posted in the coming weeks. She the approved street light, for Mildred Ave and that it has yet to be installed by PSE&G. Next she talked about her efforts, with the Borough of Roselle to have a “push to stop” light installed on St. Georges Ave, in the area of the 1600 block.

Ms. Cosby talked about the upcoming 5th Ward Community meeting, and provided details, on the event, including the agenda for the evening. She spoke about the upcoming general election, the new voting machines that would be used, and reminded all Fifth Ward residents that they all vote in School #4, entering the building on Mildred Ave. She also noted that date for an upcoming free adult health screening that would be hosted by the Board of Health and several other groups.

Ms. Cosby noted that later this evening a resolution regarding a Municipal Investigatory Committee (MIC) would be on the agenda, and moved that Council establish a committee to investigate specific matters, in personnel, including hiring, promotions and so on. The motion was seconded by Mr. Roman. In response to a question, from Mr. Brown, Ms. Cosby spoke about the thorough investigation done by the other committee, and she wanted to investigate hiring, promotions, theft of time and our policies on hiring. She continued, there are a number of issues, and they go back a long time. President Yamakaitis called for discussion on the motion.

Mrs. Ormon stated that she would like to see more detail on who and what is being looked at. She added that she is not saying that this is not a good idea, but the way the motion is phased is too general, and detailed what she is looking for. President Yamakaitis asked Mr. Antonelli to comment. He stated that it is preferred that we have resolutions, in writing. He noted his concerns with this missing the various deadlines put out by the City Clerk’s Office. He recommended that the proper motion would be to add the resolution to the agenda. Ms. Cosby responded to Mr. Antonelli’s comments, and provided example of other resolutions that are made from the floor, all of the time. She explained her reasons for doing this resolution in this manner. She provided examples of her concerns and spoke about the qualifications that the members of the Committee should have.

President Yamakaitis asked that Ms. Cosby withdraw this resolution, and that a resolution, going through the proper channels, be placed on the agenda for next month. She added that the members of council should be able to read and comprehend the resolution. Mr. Brown provided his opinion as to the reasons why Ms. Cosby was no longer on the Personnel Committee. Mr. Roman noted that the comments, made by the Councilwoman, have been discussed thoroughly by Council, and when on to state that Council is picking and choosing what items and how they want to investigate them. He asked for a show of support on the issues that Councilwoman wants to discuss. Mr. Roman stated that the Council President can appoint the members of the Committee later, as well as the scope can be filled in later. President Yamakaitis noted that she does appoint the members of special committees, however the two resolutions appointing investigative committees, were specific as to what was being investigated and who the members of the Committee were. Mr. Antonelli weighed in explaining the requirements of the Statute in appointing an investigative committee. Ms. Cosby responded that she was afraid that if she was too specific things would be fixed before a real investigation could be done. She spoke about serving on the Personnel Committee, and what was accomplished. President Yamakaitis stated that if something was presented it would get the same consideration as the other two matters.

Mrs. Hickey stated that she wanted to let all know, who were watching that there certain individuals up here who are the best manipulators and speakers that she ever met in her life. She added that it is real funny that there are people, on investigative committees, that should be investigated themselves. She noted that she is a tough woman, but the last few months have been pretty tough, explaining that she did not come to last month’s council meeting because she was in fear for herself and her family. Mrs. Hickey detailed some incidents that occurred that made her feel that way. She continued that the problem is with the person, on this council, who has the issues and is running the committee. She called for the member to let the council move forward, by resigning, and spoke about his actions. Mrs. Hickey stayed that it was time for Mr. Brown to go.

Mrs. Cosby withdrew her resolution.

**Sixth Ward**

Mr. Roman noted that former Sixth Ward Councilman, Robert Sadowski, was in the room, and requested permission to allow him to speak for a few minutes. Mr. Sadowski informed all that a few weeks ago he had a stroke, noted the response from the City, how wonderful the care was that he received, and thanked the members of the Police and Fire department for that response.

Mr. Roman announced that he is thinking of doing a cleanup in a small area of the Sixth Ward that has been sore, in his eyes, for quite some time. He then talked about the recent paving of East Morris Ave, and the issue that is now occurring, as a result, with standing water, He informed all that the work will be redone. He talked about the project, on Stiles St., by the water company that is being done at nights.

Mr. Roman spoke about the removal of dead trees, in the Sixth Ward. He also informed all that he, and Mr. Chrobak, of the Engineering Division, were out and inspected sidewalks in the ward. He announced that he would be holding a Sixth Ward Community meeting, and spoke about the upcoming grand opening of the Walmart in Heritage Plaza. He assured the residents of Smith and Hampton Streets that he would be there with them to ensure they are not inconvenienced by the new Walmart store. Mr. Roman also talked about his efforts to address the issue of the train tracks and the trains operating behind these two streets.

Mr. Roman noted that Linden has the best fire department, in the County, let alone the State. He went to stated that whoever is appointed Chief, tonight, they have a very big task to restore the moral in that department. The new chief needs to understand the complaints of the firefighters.

**Seventh Ward**

Mr. Strano began by giving the following report of the Personnel Committee:

**PERSONNEL REPORT**

1. Fire Department

* 1. The appointment of William Hasko as Provisional Chief, subject to final certification by the Civil Service Commission, effective October 16, 2019 at the pro-rated salary of $172,300.00.
  2. Permission to interview and appoint 6 Firefighter candidates subject to successful completion of all pre-employment requirements.

1. Police Department
   1. The appointment of 2 Special Law Enforcement Officer Class III from the attached list effective November 1, 2019 at the rate of $30.00 per/hr pending successful completion of all pre-employment requirements.
   2. Accepting the resignation in good standing of Alexandra Pirozzoli, Public Safety Telecommunicator effective September 22, 2019.
   3. Accepting the resignation in good standing of Joseph Condora Jr., Public Safety Telecommunicator effective September 22, 2019.
2. Department of Community Service/Public Works:
   1. Approval of the termination of Michael Kossup, Laborer 1, effective August 22, 2019.
   2. Accepting the resignation in good standing of Hafeez Brown, Laborer 1, effective October 1, 2019.
   3. The appointments of Jalil Spann, James Gutauckis and Kalil McCloud as Laborer 1 (tier 2) at the rate of $15.00/hr effective October 28, 2019 pending the successful completion of all pre-employment requirements.
   4. The appointment of Martin Washington as Truck Driver (tier 2) at the rate of $21.00/hr effective October 28, 2019 pending the successful completion of all pre-employment requirements.
   5. Approve the promotion of Anthony Scesney to Maintenance Worker 1 Grounds (tier 2) at the rate of $17.00/hr effective November 1, 2019.
   6. Approve the promotion of Richard Vesci to Maintenance Worker 1 Grounds at the rate of $17.00/hr effective November 1, 2019.
   7. Approve the promotion of Alexandro Primavera to Tree Trimmer at the rate of $17.00/hr effective November 1, 2019.
   8. Approve the promotion of Adam Abuhamoud to Tree Trimmer at the rate of $17.00/hr effective November 1, 2019.
   9. Approve the promotion of Korey Higgs to Motor Broom Operator at the rate of $22.95/hr effective November 1, 2019.
   10. Permission to post for additional 4 Laborers in the Department of Community Services Vacancies created by transfer, resignations and terminations listed above

4. Engineering:

a. Approve the re-advertising of the position of Senior Engineer statewide due to the lack of qualified candidates.

1. Municipal Court:
   1. Accepting the resignation in good standing of Rebecca Casablanca, Temporary Clerk effective September 6, 2019.
   2. Accepting the resignation in good standing of DeAnna Williams, Clerk 1 effective September 25, 2019.
   3. The appointment of Tammy Langford-Henderson as Clerk 1 effective October 21, 2019, at the salary of $34,548.00 pending the successful completion of all pre-employment requirements.
   4. The appointments of Makiyah Wade-Passmore and Jarilyn Jiminez as Temporary Clerk 1 at the hourly rate of $18.00 per/hr effective October 21, 2019, pending the successful completion of all pre-employment requirements.

6. Construction Code:

a. Approve the increase of hours for Tom Gassler, Code Enforcement Officer, to not exceed 25 hours per week at no change in salary.

b. Approve the immediate posting for a Part Time Fire SubCode Official.

7. Recreation:

a. Approval of Recreation Seasonal list on file in the Clerk’s Office.

8. Treasury:

a. The appointment of Cineikwa Walcott as Student Assistant at the rate of $10.00/hr

not to exceed 20 hours per week, pending the successful completion of all

pre-employment requirements.

9. Personnel:

1. FMLA/NJFLA:

FMLA/NJFLA leave requests are on file with the Division of Personnel.

Mr. Strano asked if there were any questions on the Personnel Report.

Virginia Malik. Ms. Malik asked about item 2 a, what a SLEO was and how many hours per a week they would be working. Mr. Strano responded.

Mr. Strano moved for approval of the Personnel Report. The motion was seconded by Mrs. Ormon, and was ordered approved by a roll call vote, with all voting in favor except Ms. Cosby, who abstained, and Mr. Roman who voted yes to items 1b and 2a, and abstained on the rest.

Mr. Strano asked Chief Hasko to stand and be congratulated. He then spoke about Mr. Sadowski, how well he was looking, and some of that had to be attributed to the immediate care he received following the incident. Next he announced that Mount Moriah Baptist Church would be hosting a physician’s health ministry, he noted the program and other information on the event, and provided contact information for those who wanted to obtain more information.

Mr. Strano announced that the last of the four houses, acquired under the Blue Acres program were raised. The properties would then be restored to their natural conditions, under a contract awarded by the State of New Jersey, in an effort to alleviate flooding. He noted other efforts, in the area to help deal with flooding in the area. Mr. Strano noted that the last of the dirt, that had been stockpiled near the dog park, from various sewer projects, in the City, would be finally removed.

**Eighth Ward**

Mr. Coates noted that this would be his last day, on City Council, as his term is expiring. He noted that he had promised the Eighth Ward that this seat would not be left empty, and he had kept his promise. He thanked a number of departments and members of the public for all of their help during his tenure on Council. He noted that he approached the audience that came every month, to voice their opinion, and called them the real voice of Linden. Mr. Coates about the need for Linden to move forward, but only if all worked together as a team, and stopped the bickering. It is all personal and not about business.

Mr. Coates then spoke about Halloween, and provided several safety hints. He concluded by thanking Linden.

**Tenth Ward**

Mrs. Hickey thanked Mr. Coates for his service and wish him the best. She then gave a report on the first Sunnyside picnic, noting that all had enjoyed themselves, and pointed out some of the activities that had taken place. She then announced that the American Legion was having a Veterans Day service, provided details on the event and asked residents to come out and support them. She also announced that on the last Saturday, in January, the Linden Housing Authority would be hosting its annual Casino night. This one will be the Tenth time that it is held, and it will be a special event. She thanked Council for removing an item, from the agenda, regarding the Housing Authority.

Mrs. Hickey noted that she had welcomed the comments, by the Mayor, that she should serve on the Special Improvement District, and said that she wanted to work, with him. She invited him to meet her at schools in her ward so that they work to address some of the issues that exist. In this way great things can happen for the families and children.

Mrs. Hickey spoke about the Neighbor APP, and an issue that was occurring. She promised to be more responsive. She informed all about the Kiwanis Club annual Taste of the Towns, provided details on the event, and urged all to attend. Next she spoke about the great job that OEM was doing and noted the equipment that they need to have purchased. She also requested that a camera be placed outside of the OEM building.

Mrs. Hickey asked residents, in need of a tree to be trimmed to please email her. She thanked all for the birthday wishes, and extended her sympathy to the Braxton Family.

**MAYOR’S REPORT**

Mayor Armstead congratulated William Hasko on his promotion to Fire Chief, and added that he know that he knows that he would do a great job. Next he spoke about the Heritage Square Development, and announced that Chick-fil-a, Taco Bell and La Fitness have all received site plan approval, and would soon be opening. He talked about the planned grand opening, by Walmart, and the role that the Linden First Program had in filling the job openings for Walmart. The Mayor spoke about the Linden First job fair, how successful it was and provided statistics on the large number of employers and job seekers that attended.

Mayor Armstead spoke about the upcoming Latin Festival that the City would be hosting, for the first time. He provided details on the event and urged all to come out and enjoy. He informed all about the upcoming Fifth Annual Car Show that would be taking place at Aviation Plaza, and talked about how the funds raised would be used. The Mayor announced the plans for upcoming Harvest Party, which would be held at the Multi-Purpose Center, and explained how individuals could help out by making donations, and how to do that. In conclusion he announced that the Kiwanis Club would be sponsoring the Seventh Annual Taste of the Town. He noted the details, including the cost of tickets, and urged all to come out and attend this wonderful event.

President Yamakaitis spoke about the Harvest Party, and how donations of Candy for the event, could be made. Next she spoke about the recently held First Annual Polish Festival, the great success that it was and thanked the Department of Parks and Recreation, Nancy Braxton, for their help. She also thanked several others for their efforts in planning and putting this event together and making it a huge success.

**RESOLUTIONS**

President Yamakaitis made the following announcement:

President Yamakaitis noted that an additional resolution, 2019-392 was being added to the agenda, and had the clerk read the title (summary) of the resolution.

Public comments will be permitted for those specific resolutions to be removed from the consent approval. Each member of the public shall be given up to 3 minutes to speak on a resolution that they requested to be removed from the agenda. If they request more than one resolution to be removed, regardless of number, they will have a total of 5 minutes to speak on all.

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.

Mr. Javick moved to remove Resolutions 2019-384 and 2019-390 from consideration. The motion was seconded by Mrs. Hickey and was unanimously ordered approved by a roll call vote.

Craig Halloran asked to remove 2019-375 and 383.

Mr. Lindle asked to remove 2019-375.

Mr. Javick moved for approval of Resolutions 2019-373 through 2019-392, with the exception of 2019-375 and 2019-383. The motion was seconded by Mr. Brow.

President Yamakaitis asked for discussion on the motion.

Mr. Roman spoke on Resolution 2019-392. Mr. Roman noted the resolution was emailed to him at 1:02 pm, and he did not see it till sometime afterward, he noted that the Council President had sent it to the City Clerk at 12:23 pm. He noted that the Star Ledger did a story on this at 12:56 pm, despite the fact the document was marked confidential not for disclosure. He noted his concerns about what he was voting on, and the leaking of the document, well in advance, to the Star Ledger, and stated that he would be abstaining on this as a result. He noted that the report contained inaccuracies.

President Yamakaitis stated that the work of the committee was kept highly confidential. She noted that she had it supplied to every council member so that they had an opportunity to review it before tonight’s meeting. She noted the procedure that she used.

Mr. Brown noted that he knew all this was going to happen, and there is a lot of pointing of fingers. He explained that the committee had an attorney who was not tied to anyone politically, who has not made any campaign contributions. The report was not rushed, the material was sent to a third party auditor, an impartial firm. He stated that the report was not leaked by him, nor anyone here on the dais, the rest is all speculation, and that is dangerous. The information was confirmed by the court, and everything in it was documented. He noted that the individual missed 50% of his scheduled time, and if we are having a debate about the leaking of the report, we are having the wrong debate. He went on to detail the other alleged abuses that occurred, and the reasons that some members of council are arguing against the report. Mr. Brown noted that he wanted to talk about resolution 2019-377, Carolyn Frees, a women with breast cancer, who is part of the solution with moving the city forward. He noted her efforts, with the Polish Festival and the SID District. He stayed that we should be talking about the positivity and moving the City forward. He thanked Mrs. Frees and congratulated her for her efforts. He spoke about the stopping of cyberbullying and the back and forth. Several individual called the comments out of order. Mr. Antonelli noted what the council rules provide, and the proper method for making comment.

President Yamakaitis recognized Mr. Roman for a point of order. Mr. Roman stated that the Councilman’s comments were not about the resolution. A discussion followed about procedure and the right of rebuttal. Mr. Roman was permitted to respond to the comments made by Mr. Brown. He noted that injustice should be looked into, his objection was that he just received this report. He reiterated his earlier comments about the time frame that the report was received in and when the Star Ledger may have received it, and asked who leaked it.

Mrs. Cosby spoke about resolution 2019-386. She noted that Janet Bou was not able to come this evening. She spoke about Ms. Bou and the large amount of time that she volunteers to various causes. She noted a number of Ms. Bou’s attributes. Ms. Cosby then spoke about the diversity in her neighborhood, and noted that six years ago she began celebrating Hispanic heritage, and noted a number of the committees that Ms. Bou serves on, and thanked her for her service, as part of the Hispanic Heritage celebration.

Mayor Armstead spoke about resolution 2019-292, noting that the facts are the facts. Some can try to divert attention from what went on but the fact is that $147,000 worth of taxpayers’ dollars were not properly spent. He addressed Mr. Roman and stated that he understood the predicament Mr. Roman was in, working for the County under Laura Scutari. Mr. Roman responded, noting that the Mayor had just stopped working for the County and had been fired. Mayor Armstead stated that he left so that he could think independent, He spoke about why Mr. Roman could not make an independent decision. Mr. Roman and the Mayor continued a discussion between themselves.

President Yamakaitis ended the discussion and called for a roll call. The resolutions were approved with all voting in favor except Ms. Cosby who voted no to resolution 2019-380 and Mr. Roman who abstained on 2019-392.

**Resolution:2019-373**

**RESOLUTION HONORING MARGARET LAM AND PROSPERITY**

**RESOURCE INTERNATIONAL INC.**

**WHEREAS** Margaret Lam, a native of Hong Kong, has been the Chief Executive Officer of Prosperity Resource International, Inc. headquartered in Linden, New Jersey for thirteen years; and

**WHEREAS** Margaret Lam, while running a successful business, has been a community leader in in strengthening the relationship of all heritage Chinese people into American society; and

**WHEREAS** Margaret Lam founded the New Jersey Chinese Festival in 1989 and has continued as the festival leader for thirty years; and

**WHEREAS** Margaret Lam has voluntarily served on key state commissions included the Gubernatorial Ethnic Advisory Council (1992-1994), as a member of the Schools Ethics Commission (1998-2003), as President of the Northern New Jersey Chinese Association (five terms), and most recently as the founder and chair of the United Chinese American Associations of New Jersey (2017); and

**WHEREAS** Margaret Lam has engaged in significant charitable activities, notable of which was the establishment of the Center of Chinese Art at William Paterson University, as well as providing scholarship programs for Chinese-American students; and

**WHEREAS** Margaret Lam donated generously toward the Sichuan earthquake disaster relief in China, the typhoon disaster in Taiwan and tsunami relief in Asia; and

**WHEREAS** through her leadership, philanthropy and business expertise Margaret Lam has been awarded over eighty separate awards and recognitions from around the state and country, including the Ellis Island Medal of Honor (2004), the Citizen of the Year by the Montville Township Chamber of Commerce (2018), and as a Community Hero by the Museum of Chinese in America in New York City; and

**WHEREAS** such business, cultural and philanthropic activity brings great credit to the City of Linden and to all caring individuals advocating for a more inclusive and diverse American society;

**NOW BE IT RESOLVED** that the Mayor and Council of the City of Linden does hereby extend its heartfelt congratulations to Margaret Lam and Prosperity Resource International, Inc. for the years of economic contribution to the City of Linden and does formally express its appreciation to Margaret Lam for her lifelong dedication to improving the lives of others, engaging in meaningful public service and promoting vibrant cultural and heritage events with the goal of bringing us all together. E pluribus unum – Out of many, one.

**RESOLUTION: 2019-374**

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH**

**Z BROTHERS CONCRETE CONTRACTORS, INC. FOR THE RESURFACING OF PAL BALLFIELDS, MEMORIAL PARK AND MUNICIPAL GARAGE PARKING LOTS IN THE CITY OF LINDEN**

**WHEREAS**, the City Council of the City of Linden passed a Resolution No. 2019-224 on May 21, 2019 approving a contract to Z Brothers Concrete Contractors, Inc., for the resurfacing of PAL Ballfields, Memorial Park and Municipal Garage in the City of Linden in the amount of $184,887.35; and

**WHEREAS**, a change order in the amount of $33,279.72 is required for additional work; and

**WHEREAS**, inclusive of these additional funds the total expenditures for said contract is $218,167.07; and

**WHEREAS**, the Chief Financial Officer or her designee has certified to the availability of funds for this purpose, to be charged to Account No. C-04-55-901-703-919 ($33,279.72).

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the agreement awarded to Z Brothers Concrete Contractors, Inc., 304 Jernee Mill Road, Sayreville, New Jersey 08872 is hereby amended to increase the contract by the additional sum of $33,279.72, for a total contract of $218,167.07; and

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

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

**RESOLUTION: 2019-375**

**RESOLUTION SUPPORTING THE STATE HOUSE COMMISSION PRE-**

**APPLICATION TO THE NJDEP GREEN ACRES PROGRAM FOR**

**PROPOSED SUBDIVISION OF THE WOODROW WILSON MEMORIAL PARK**

WHEREAS, Block 274, Lot 2 is part of the City of Linden Woodrow Wilson Memorial Park which is encumbered with restrictions against disposal or diversion from recreation and conservation uses by the New Jersey Department of Environmental Protection’s Green Acres Program; and

WHEREAS, in conjunction with the proposed subdivision, it is necessary to remove the Green Acres restrictions from a 0.103 acre portion of Woodrow Wilson Memorial Park; and

WHEREAS, the removal of Green Acres restrictions from parkland requires the approval of the Commissioner of the Department of Environmental Protection and the State House Commission pursuant to N.J.A.C. 7:36-26; and

WHEREAS, the City of Linden wishes to apply for approval for the proposed subdivision as a minor disposal or diversion of parkland under N.J.A.C. 7:36-26; and

WHEREAS, the first step in the application process for approval of a minor disposal or diversion of parkland is the filing of a pre-application under N.J.A.C. 7:36-26.4; and

WHEREAS, in accordance with N.J.A.C. 7:36-26.4(d)10, it is necessary for the City of Linden to submit as part of the pre-application a Resolution endorsing the application to divert or dispose or parkland;

NOW THEREFORE, BE IT RESOLVED by the Planning Board of the City of Linden, in the County of Union, State of New Jersey as follows:

1. The City of Linden endorses the filing of a pre-application for the proposed subdivision of the Woodrow Wilson Memorial Park pursuant to N.J.A.C. 7:36-26;
2. The City of Linden hereby finds that the proposed subdivision of the Woodrow Wilson Memorial Park would meet the minimum substantive criteria at N.J.A.C. 7:36-26.1(d) by enabling the Linden Academy of Science and Technology to better serve the public school students through improved utilization of the school campus, including the potential construction of a building addition;
3. The City of Linden acknowledges that in order to obtain the approval of the proposed subdivision of the Woodrow Wilson Memorial Park would, all substantive and procedural requirements of N.J.A.C. 7:36-26 must be met, including compensation requirements at N.J.A.C. 7:36-26.5; and
4. The City of Linden acknowledges that in the event the Green Acres Program classifies the proposed subdivision of the Woodrow Wilson Memorial Park as a major disposal or diversion of parkland, additional application information will be required under N.J.A.C. 7:36-26 before the application can proceed.

**RESOLUTION: 2019-376**

**RESOLUTION AWARDED TO PRIMEPOINT LLC SOLICITED BY QUOTATIONS FOR THE IMPLEMENTATION OF PAYROLL AND HUMAN RESOURCE TIME AND LABOR SERVICES**

**WHEREAS**, the City of Linden wishes to retain services for the Implementation of payroll and human resource time and labor services for nonpublic safety employees; and

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

**WHEREAS,** Primepoint LLC, 2 Springside Road, Westampton, NJ 08060 was solicited for quotations; and

**WHEREAS,** Primepoint LLC, provided the most advantageous quote, price and others factors considered in the amount not to exceed $15,170.00; and

**WHEREAS**, the Chief Finance Officer has certified the availability of funds for this award, which will be charged to account #9-01-20-130-120-202; and

**NOW THEREFORE BE IT RESOLVED** Primepoint LLC, be awarded a contract for the Implementation of payroll and human resource time and labor services at the low quote of $15,170.00.

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

**Resolution:2019-377**

**RESOLUTION HONORING CAROLYN KONRAD FREES  
 AS AN 11 MONTH BREAST CANCER SURVIVOR**

**WHEREAS,** every 69 seconds, somewhere in the world, a woman dies of breast cancer; every three minutes, a woman in the United States is diagnosed with breast cancer; and every 13 minutes, a woman loses her battle with the disease; and

**WHEREAS,** worldwide, breast cancer is the most frequently diagnosed life-threatening cancer in women and the leading cause of cancer death among women; and

**WHEREAS,** increased public awareness and improved screening have led to earlier diagnosis and the survival rates for breast cancer have improved significantly; and

**WHEREAS,** Carolyn Konrad Frees has worked for the City of Linden for over 25 years in various positions throughout the City and is now enjoying work at the JTG Center; and

**WHEREAS,** Carolyn Konrad Frees was diagnosed with Breast Cancer in October 2018 after her yearly mammogram and ultrasound; and

**WHEREAS,** Carolyn had a mastectomy in November 2018 and reconstruction surgery in March 2019 with a future surgery scheduled next year; and

**WHEREAS,** Carolyn Konrad Frees’ mother, Joan McKittrick Konrad and sister are both over 20 year survivors of Breast Cancer; and

**WHEREAS,** Carolyn Konrad Frees is the wife to Robert Frees and the proud mother of Kathleen, Ryan, Kristin, Kara-Lynne and Kelly-Anne Frees and grandmother to Riley, Kaitlin, Donovan and Owen Frees-Kroboth; Tegan Frees and Korrin and Kennedy Spoganetz who bring her joy and are her greatest treasures; and

**WHEREAS,** this month Carolyn Konrad Frees celebrates eleven months of being cancer free; and

**WHEREAS,** Carolyn Konrad Frees encourages everyone to embrace life every day and to remember that no one is promised tomorrow; and

**WHEREAS,** the month of October has been declared Breast Cancer Awareness Month, nationwide.

**NOW THEREFORE BE IT RESOLVED,** by the Mayor and Council of the City of Linden recognize Carolyn Konrad Frees for her courage in fighting this disease and wish to thank her for her dedication to increasing awareness about breast cancer and early detection; and

**BE IT FURTHER RESOLVED,** that a copy of this resolution be placed in the minutes of the City Council of the City of Linden and be appropriately presented to Carolyn Konrad Frees

**RESOLUTION: 2019-378**

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH DLS CONTRACTING, INC. FOR THE RESURFACING OF SOUTH PARK AVENUE AND URBANOWITZ AVENUE IN THE CITY OF LINDEN**

**WHEREAS**, the City Council of the City of Linden passed a Resolution No. 2019-216 on May 21, 2019 approving a contract to DLS Contracting, Inc., for the resurfacing of South Park Avenue and Urbanowitz Avenue in the City of Linden in the amount of $256,387.00; and

**WHEREAS**, a change order in the amount of $46,149.66 is required for additional work; and

**WHEREAS**, inclusive of these additional funds the total expenditures for said contract is $302,536.66; and

**WHEREAS**, the Chief Financial Officer or her designee has certified to the availability of funds for this purpose, to be charged to Account No. C-04-55-901-687-919.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the agreement awarded to DLS Contracting, Inc., 271 US Highway 46, Suite D-205, Fairfield, New Jersey 07004 is hereby amended to increase the contract by the additional sum of $46,149.66, for a total contract of $302,536.66; and

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

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

**Resolution: 2019-379**

**Establishing a New Petty Cash Fund**

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash Fund in any county of municipality by application and resolution, and,

WHEREAS, it is the desire of the City of Linden, County of Union to establish such a fund for the Parks & Recreation Department in the amount of $200.00; and

WHEREAS, the custodian for this fund is, Ralph Dunhamn; Director of Parks & Recreation, who is bonded for the amount of $1,000.00; such custodian shall maintain records for this fund in a manner conducive to proper accounting and auditing procedures;

NOW, THEREFORE BE IT RESOLVED that the City of Linden hereby authorizes such action and that two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

**RESOLUTION: 2019-380**

**CITY OF LINDEN RAT RESOLUTION**

**WHEREAS,** there were certain payments made by the Municipal Treasurer during the month of September 2019 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:

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

9/6/2019 SHBP Retirees September Health Premium $410,537.58

9/6/2019 SHBP Active July Health Premium $676,664.08

9/6/2019 Elavon, Inc. Sept. Merchant Fee – Garage Sale $59.31

9/6/2019 Unity Bank Worker’s Comp 8/26 – 9/2 $15,336.91

9/6/2019 Payroll 9/10 Payroll – Current $1,890,161.82

9/6/2019 Payroll 9/10 Payroll – Trust $77,114.18

9/6/2019 Payroll 9/10 Payroll – Grant $7,580.35

9/6/2019 Payroll 9/10 Payroll – Capital $302.82

9/6/2019 Payroll 9/10 Payroll – Unemployment $297.48

9/11/2019 Express Scripts/Medco Prescription Claims 8/24 – 9/6 $50,655.22

9/11/2019 Vision Service Plan September Vision Claims $4,508.48

9/11/2019 Unity Bank Worker’s Comp 9/3 – 9/8 $6,882.34

9/11/2019 Express Scripts/Medco Prescription Claims 8/10 – 8/23 $61,092.43

174552 9/12/2019 Gary Hickman Medicare Reimbursement $812.00

174553 9/12/2019 Fig as Cust for Fig NJ19 Premium Tax Sale $15,000.00

174554 9/12/2019 Karen Pasek Karickter Jazz & R&B Concert $1,200.00

174555 9/12/2019 NJ Motor Vehicle Comm. Fire Boat Registration $52.00

174556 9/12/2019 Practice Assoc. Medical June 2019 Medical Services $1,425.00

174557 9/12/2019 State of New Jersey Random Drug Testing $225.00

174558 9/12/2019 Vera Horsch Medicare Reimbursement $666.00

174559 9/12/2019 Peter Zevlikaris Medicare Reimbursement $654.00

174560 9/12/2019 TTLBL Block 388 Lot 18 $1,500.00

9/13/2019 Depository Trust Co. GO Bonds 2015 Interest $137,000.00

9/20/2019 Delta Dental of NJ October Dental Claims – City $39,991.19

9/20/2019 Delta Dental of NJ October Dental Claims – Sewerage $3,126.94

9/20/2019 Delta Dental of NJ October Dental Claims – Housing $1,329.92

9/20/2019 Delta Dental of NJ October Dental Claims – Library $948.88

9/20/2019 Delta Dental of NJ October Dental Claims – Cobra $35.44

9/20/2019 Payroll 9/24 Payroll – Current $1,911,901.52

9/20/2019 Payroll 9/24 Payroll Trust $106,490.12

9/20/2019 Payroll 9/24 Payroll – Grant $7,958.92

9/20/2019 Payroll 9/24 Payroll – Capital $576.80

9/20/2019 Payroll 9/24 Payroll – Unemployment $228.71

9/24/2019 Unity Bank Worker’s Comp 9/9 – 9/15 $18,635.07

9/24/2019 Unity Bank Worker’s Comp 9/16 – 9/22 $21,018.52

174815 9/25/2019 NJ Motor Vehicle Comm. Ford Escape Titles $180.00

9/26/2019 Express Scripts/Medco Prescription Claims 8/24 – 9/20 $69,515.22

9/30/2019 US Bank Morningstar 2007 Debt Payment $369,947.50

9/30/2019 Depository Trust Co. GO Bonds 2018 Interest $381,475.00

9/30/2019 Webster Bank Landfill Bond 2016 Interest $3,579.75

9/30/2019 US Bank Refunding Bond 2003 Interest $75,569.50

**RESOLUTION: 2019-381**

**RESOLUTION ACCEPTING MONETARY DONATION FROM CONOCO PHILLIPS BAYWAY REFINERY TO THE LINDEN POLICE DEPARTMENT**

**WHEREAS**, Conoco Phillips Bayway Refinery, 1400 Park Avenue, Linden, New Jersey wishes to donate $35,000.00 to the Linden Police Department for traffic safety improvements; and

**WHEREAS**, the City of Linden is desirous of accepting the aforesaid donation.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF**

**THE CITY OF LINDEN** that the City of Linden shall accept the aforesaid donation; 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 as approved by the City of Linden Law Department.

**RESOLUTION: 2019-382**

**RESOLUTION ACCEPTING MONETARY DONATION FROM TARGET CORPORATION TO THE LINDEN POLICE DEPARTMENT**

**WHEREAS**, Target Corporation, PO Box 1296, Minneapolis, Mn wishes to donate $1,000.00 to the Linden Police Department to promote positive interactions between youth and public safety official by pairing them together for holiday shopping sprees in Target stores; and

**WHEREAS**, the City of Linden is desirous of accepting the aforesaid donation.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF**

**THE CITY OF LINDEN** that the City of Linden shall accept the aforesaid donation; 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 as approved by the City of Linden Law Department.

**RESOLUTION: 2019-383**

**RESOLUTION APPROVING A PRESCRIPTION DRUG**

**PROGRAM FOR THE CITY OF LINDEN**

**WHEREAS**, the City of Linden elects to provide a benefit program to its employees in the area of a Prescription Drug Program for a period commencing January 1, 2020 to December 31, 2020; and

**WHEREAS**, the Chief Financial Officer or his designee has certified as to the availability of funds for this purpose, which will be charged to account/line item No. 0-01-23-220-141-277, as attached hereto; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Extraordinary, Unspecifiable Services" without competitive bids and the contract itself must be available for public inspection; and

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

1. That Benecard Inc. through Brown & Brown Insurance shall be and hereby are engaged to administer a Fully Insured Prescription Drug Program for the City of Linden at a cost not to exceed $1,580,000.00 with a second year option to renew with a price increase not to exceed 8.5%.

2. This contract is awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" in accordance with N.J.S.A. 40A:11-5 (1) (a) (m) of the Local Public Contracts Law because Benecard Inc. offers the City of Linden extensive experience in the field of Prescription Drug programs. Benecard Inc. submitted the most favorable quotations affording the most coverage for the best interests of the City of Linden.

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

**RESOLUTION #2019-384 WAS REMOVED FROM CONSIDERATION**

**RESOLUTION: 2019-385**

**RESOLUTIOIN DECLARING OCTOBER 13, 2019 AS METASTATIC BREAST CANCER AWARENESS DAY**

**WHEREAS,** October is Breast Cancer Awareness Month, let it be known thatthe *City of LInden* is pleased to recognize and observe October 13, 2019 as Metastatic Breast Cancer Awareness Day and hereby recognizes **METAvivors of NJ** as thefirst state chapter of **METAvivor Research and Support, Inc;**

**WHEREAS**, breast cancer is the most common type of cancer among women in the United States, and second leading cause of cancer death, more than one in eight women and one in 833 men will be diagnosed with breast cancer in their lifetimes. In 2019, an estimated 271,270 Americans will be diagnosed with breast cancer including over 8,340 women in New Jersey; and

**WHEREAS**, Metastatic breast cancer occurs when breast cancer spreads to other parts of the body - including the bones, lungs, liver and brain - and has an average life expectancy of 26 months. Regardless of early detection, approximately 30% of stage 0 to III breast cancers will return as stage IV. Approximately 42,260 Americans will die from breast cancer in 2019, with 98% being from metastatic breast cancer. This is equivalent to 115 deaths per day; and

**WHEREAS, METAvivor** educates the public about metastatic breast cancer research, they prioritize converting the disease from terminal to chronic by hiking the current 5 percent of U.S. metastatic breast cancer research dollars for stage IV treatment to **30 percent**. This mission is captured in the **#DontIgnoreStageIV** national **s**ocial media campaign. Extensive research efforts are underway to save lives, including the ClinicalTrials.gov database and *Storm Riders Network* which both provide critical information about ongoing clinical research studies and metastatic breast cancer-specific trials; and

**WHEREAS** the **METAvivors of NJ** Facebook group was founded by Tami Bowling and Lauren O’Brien of Scotch Plains in April 2019as an active response to stage IV metastatic breast cancer patients and their communities in and around New Jersey. It is a central network to access current metastatic breast cancer information, calls to action, and opportunities for community engagement. It also serves as a source of hope for patients, family and friends impacted by the disease; and

**WHEREAS,** the pink ribbon is well-known for representing the fight against breast cancer, the **metastatic breast cancer awareness ribbon colors** only includes pink as a thin overlay to signify that the cancer originates in the breast. The addition of green and teal represents the triumph of spring over winter, life over death, renewal, hope, immortality, healing and spirituality.

**NOW, THEREFORE BE IT RESOLVED** that the *Mayor and Council of the City of Linden do* hereby join the nation to recognize October 13, 2019 as Metastatic Breast Cancer Awareness Day. Citizens are encouraged to join the effort towards awareness of metastatic breast cancer in October.

**BE IT FURTHER RESOLVED** that a copy of this Resolution be presented as a sincere token of this Council’s best wishes to our METAvivors of NJ representatives.

**RESOLUTION: 2019-386**

**RESOLUTION RECOGNIZING JANET BOU, A LONG TIME COMMUNITY VOLUNTEER AND CHILD ADVOCATE IN THE CITY OF LINDEN**

**WHEREAS,** September 15 to October 15 is designated as National Hispanic Heritage Month to celebrate the histories, cultures and contributions of American citizens whose ancestors came from Spain, Mexico, the Caribbean and Central and South America; and

**WHEREAS,** it also recognizes the contributions, made by Hispanics, that have had a profound and positive influence on our country through their strong commitment to family, faith, hard work and service; and

**WHEREAS, Janet Bou** is of Puerto Rican descent. She moved to Linden 25 years ago from Brooklyn, NY, and is married to Israel Sierra, and has three daughters Tiffany, who was the Miss NJUSA 2008, Melissa who’s is a teacher in the Perth Amboy school district and Vanessa who is a sophomore at Montclair State University

**WHEREAS,** Janet, realizing that by serving as a volunteer within the community she could make a lasting positive impact on those she serves she continues to volunteer; and

**WHEREAS,** Janet has over 15 years of experience as a community volunteer serving as PTA Vice President and President, the Linden Juvenile Conference Committee, and H.O.P.E; and

**WHEREAS,** Janet has been a champion for children for many years she has works tirelessly to enhance the educational, and social opportunities of each child she works with; and

**WHEREAS,** the hard work and dedication to ensuring that children have equal opportunities in education and in the juvenile justice system

**WHEREAS,** Janet has had a profound and positive influence on the children, parents and her peers in the Linden Community and proves that one person can change the world we live in, one person at a time; and

**WHEREAS,** the Mayor and Council of the City of Linden wish to recognize the efforts of Janet Bou as a Hispanic Hero who continues to go above and beyond for her community

**NOW THEREFORE BE IT RESOLVED,** by the Mayor and Council of the City of Linden that they hereby recognize Janet Bou for her efforts to shape the minds of our young people and help build their character through her service and leadership by example; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be place in the minutes of the City Council of the City of Linden in perpetual recognition of the accomplishment of Janet Bou and a copy be appropriately presented to her.

**RESOLUTION: 2019-387**

**RESOLUTION APPOINTING JENNIFER HONAN DEPUTY MUNICIPAL CLERK FOR THE CITY OF LINDEN**

**WHEREAS,** N.J.S.A. 40A:9-135 provides that a Governing Body may, by ordinance create the office of Deputy Municipal Clerk and provide for appointments thereto; and

**WHEREAS,** Municipal Ordinance 2-34 et seq. creates such position and provides for such appointment by Resolution of the City Council for a three (3) year term;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that Jennifer Honan, 136 Birchwood Road, Linden, New Jersey be and hereby is appointed Deputy Municipal Clerk of the City of Linden for a three (3) year term commencing November 1, 2019 and ending October 31, 2022; and

**BE IT FURTHER RESOLVED** that the salary of the Deputy Municipal Clerk shall be established by the applicable salary ordinance; and

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

**RESOLUTION:2019-388**

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

**DISPOSAL SYSTEMS, INC. FOR THE TRANSPORTATION & DISPOSAL OF SOUTH WOOD AVENUE SOIL PILE IN THE CITY OF LINDEN**

**WHEREAS,** sealed bids were received by the Purchasing Agent on October 9, 2019 for the transportation and disposal of S. Wood Avenue soil pile in the City of Linden; and

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

**WHEREAS,** the Chief Financial Officer or her designee has certified as to the availability of funds for this purpose, as attached hereto, which will be charged to account No. C-04-55-901-623-919; and

**WHEREAS**, Disposal Systems, Inc. was the sole responsible bidder at their bid of $22,950.00; and

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

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

1. A contract is awarded to Disposal Systems, Inc. at their bid of $22,950.00.

2. This Resolution is expressly contingent upon the negotiation and execution of the necessary contract documents between Disposal Systems, Inc. and the City of Linden.

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

**RESOLUTION: 2019-389**

**RESOLUTION APPROVING THE SUBMISSION OF A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR**

**THE LINDEN RAIL FREIGHT PROJECT**

WHEREAS, the City of Linden is requesting funding from the New Jersey Department of Transportation Rail Freight Assistance Program FY2020.

NOW, THEREFORE, BE IT RESOLVED that Council of the City of Linden formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as The Linden Rail Freight Project to the New Jersey Department of Transportation on behalf of the City of Linden.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Linden and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

RESOLUTION #2019-390 WAS REMOVED FROM CONSIDERATION

**RESOLUTION: 2019-391**

**RESOLUTION APPROVING THE SUBMISSION OF A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR**

**THE LOWER ROAD (SECTION 2) PROJECT**

WHEREAS, the City of Linden is requesting funding from the New Jersey Department of Transportation Local Freight Impact Fund Program.

NOW, THEREFORE, BE IT RESOLVED that Council of the City of Linden formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as LFIF-2020-Lower Road (Section 2)-00050 to the New Jersey Department of Transportation on behalf of the City of Linden.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Linden and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Craig Halloran, 2019-275 and 383. Mr. Halloran asked, on 275, what the purpose of the subdivision was, and on 383 what a EUS was. Mr. Antonelli responded to 275 and Ms. Zack responded to 383.

Michael Lindle, 2019-375. Mr. Lindle asked if the acreage being taken from Wilson Park, for use by the Board of Education use, would be replaced in another area of the City. Mr. Antonelli responded.

Mr. Javick moved for approval of resolutions 2019-375 and 2019-383. The motion was seconded by Mr. Mohammed and was unanimously ordered approved by a roll call vote.

President Yamakaitis announced that the ROTC was raising money, what the fundraiser was and what the funds would be used for.

**ORDINANCES FOR INTRODUCTION**

**An Ordinance entitled:**

* 1. Ordinance to adopt a second amendment to the redevelopment plan entitled “1001 West Elizabeth Avenue Redevelopment Plan – Block 423, Lot 4.02,” pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.

Ordinance #63-49 was introduced by Mrs. Ormon and was read on first reading by the Deputy Clerk.

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

ordered approved, with all voting yes, except Ms. Cosby, who abstained and Mr. Roman and Mr. Coates who voted no.

**An Ordinance entitled:**

* 1. Ordinance approving the application for a long term tax exemption and authorizing the execution of a financial agreement with Meridia 1001 Urban Renewal Linden, LLC.

Ordinance #63-51 was introduced by Mr. Brown and was read on first reading by the Deputy Clerk.

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

ordered approved, with all voting yes, except Ms. Cosby, who abstained and Mr. Roman, Mr. Coates, and Mrs. Hickey who voted no.

**An Ordinance entitled:**

* 1. Ordinance amending the Redevelopment plan for the South Wood Redevelopment project pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.

Ordinance #63-51 was introduced by Mrs. Ormon and was read on first reading by the Deputy Clerk.

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

ordered approved, with all voting yes, except Ms. Cosby, who ?? and Mr. Roman and Mr. Coates who voted no.

**An Ordinance entitled:**

**63-52** An ordinance to amend and supplement Chapter VII, Traffic, of an Ordinance entitled, “An Ordinance adopting and enacting the revised General Ordinances of the City of Linden, 1999,” Passed November 23, 1999 and approved November 24, 1999, and as amended and supplements

7-33 Handicapped Parking Regulations

7-33.1A Handicapped Parking On-Street

Name of Street Spaces No. of Location

**ADD:**

738 Dennis Place 1 On the northeasterly sideline of Dennis Place,

(opposite side of Street) 25 feet more or less northwesterly from the

Projection of the northwesterly curbline of Grier Avenue across from 738 Dennis Place for a length of 22 feet. The aforesaid space is specifically reserved and designated to a

Vehicle for Jussara Bastos to be identified by license plate number and placard to be issued by the City, and no other vehicle bearing or displaying handicapped license plates and/or placards, or not, shall be permitted to park in such space.

Ordinance #63-52 was introduced by Mrs. Ormon and was read on first reading by the Deputy Clerk.

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

unanimously ordered approved.

**PUBLIC COMMENT**

Craig Halloran, 120 Donaldson Place, Mr. Halloran thanked Mr. Javick for getting a “light traffic street” sign put up on Donaldson Place. He asked about the presentation that Mayor Armstead had promised regarding the Aries project, at the sewerage Authority. The Mayor responded that he will have it done at next month’s meeting. Mr. Halloran spoke about the process that he believes should be used to give out raises to City employees. Lastly he inquired as to the inspection of the sewer lines that was taking, place asking what the final cost to repair or replace them would be. Mr. Pantina would meet with him and discuss it.

Anthony Mislan, 444 Inwood Rd. Mr. Mislan spoke about the amount of time that was spent on the first presentation, this evening, and stated that he hoped that they did the same for Nancy Braxton. Next he spoke about the conduct of the meeting, noting that members of the audience are called out of order for shouting out, and yet members of Council are not when they shout at members of the public, from the dais.

Diane Wilverding, 150 East Morris Ave Ms. Wilverding spoke about Nancy Braxton, and suggested that the LMPC be named for her... She also suggested that the stage, at the Baurer Promenade be named for Mr. Luciano. She spoke about Anthony Chesney and acknowledge the landscaping work that he has done, and noted that the garden, at the Linden Library, needs to be weeded and maybe Mr. Chesney could be sent there to help out. She wished Mr. Coates the best.

Kelly Valsic, 30 West Curtis St. Ms. Valsic stated that you cannot be a good leader, without having good character, and if this is how the majority of the Council acts here in front of everyone, she could only imagine what goes on behind closed doors. If you want the citizens to work with you and respect you, it goes both ways. She termed it embarrassing. She spoke about the Council rules, and that they need to be applied across the board. She asked for order, at the meeting, and people should remain in their seats and not be on their phones, on the dais. Next she spoke about Wales Park. She noted, on a recent occasion, the number of times that the police had to be called to the park for a football game. She noted the number of inappropriate actives that were going on in the park. It was her opinion that it should be the job of the Councilperson to know what was going on in the park, and should do something about it. Ms. Valsic noted an individual and how members of the Council should be more like him. She also spoke about the opening of the new Walmart, and wondered what would happen to the shopping plaza where the current Walmart is located. She also was critical of the removal of the bus shelter where the homeless person was staying.

President Yamakaitis apologized if she missed something, inappropriate, that was going on from the dais, and asked that it be pointed out to her.

John Kaczor, 23 West Morris Ave. He congratulated Bill Hasko on his promotion. He went to inform Ms. Malik as to which schools the SLEO officers would assigned too, and repeated what was stated in the conference meeting. Mr. Kaczor stated that he was his own investigation committee and what he found was that Mr. Brown had ten weeks left and he is out of here. He went on to state that Councilwoman Cosby was completely being railroaded, and noted that she brings up valid points in her podcast. He noted some inconsistencies with the information on Mr. Scutari. Mr. Kaczor spoke about Mr. Sadowski and Mr. Roman and how they were great councilman. He noted that Mr. Roman functions almost as a councilman at large. He talked about Mr. Roman and what his prediction were for next year, when Mr. Roman was up for re-election. He criticized the Mayor for planning to run someone against Mr. Roman, and how it didn’t help Linden. Mr. Roman called Mr. Mohammed a hate monger, and urged Fourth Ward residents to vote for another candidate next year.

Jennifer Brook. Ms. Brook stated that she attended the Hooked on Fishing Jamboree. She noted that the City’s program had been started by Ms. Cosby. She noted that a city bus was used to attend the event, and regrettably on the way back the bus broke down. With the assistance of the Mayor, a bus from Villani bus came and took the children home. She thanked all involved.

Dawn Busial, 212 Yale Terr. Ms Busial spoke about the Hooked on Fishing, Not Drugs program. Gave a thank you to Ms. Cosby for starting the program, and thanked Sandy and Mike Jackson for their help with the program. She stated that she wished more kids, from the community would become involved.

Henry Mack . Mr. Mack began with a prayer and stated on behalf of the people he submits himself. He spoke about having reservations about peace arriving in Linden. He addressed the members of the Governing body and pointed out how could they serve the people of Linden when you cannot respedt each other. He told Mr. Coates that may God bless him and smile upon him.

Garnett Blaine. Mr. Blaine asked about the work being done on East Baltimore Ave, by PSE&G and if it was finished. Mr. Pantina responded noting that they may be done in the area, but were not with the project. Mr. Blaine thanked Chief Hart for the officers directing traffic for the project. He then asked about the development of the Town houses on the site of the old Park Plastics building. Mrs. Yamakaitis responded that land has not yet been turned over to the developer, noting that progress is being made. Mr. Blaine thanked Mr. Coast, noting that they had run against each other and there were no personal attacks.

Mrs. Ormon moved to close the public comment portion of the meeting. The motion was seconded by Ms. Cosby and was unanimously ordered approved.

**COMMENTS BY MEMBERS OF THE GOVERNING BODY**

Mr. Roman stated to Mr. Coates, that may God bless him. He then addressed Mr. Blaine, stating that he awaits the day, next month, when Mr. Blaine is up here, wished him luck and offered to help him in any way he could. He provided information about what would be happening to the other tenants in the current Walmart shopping center. Thanked the FMBA for their help with the September to Remember, and how the proceeds of the money raised would be used.

Ms. Cosby spoke about the renovations to the Fifth Ward Park. She noted, in response to Ms. Malick, that the City’s policy is not to name anything after an individual who was not an elected official, however maybe bench in the park could have a memorial placard for Nancy Braxton and the reasons why.

Mr. Brown spoke about the reasons why he is still on Council.

Mrs. Hickey stated that people in glass houses should not through stones. She noted that she has spoken to Union County about Stiles St and how the edges of the road is crumbling. She noted other work that needed to be done. She has been informed that North Stiles St. will be paved next year, and some of the other issues are already being addressed.

Mrs. Ormon thanked the Linden Police Department for protecting Wales Park and thanked Mr. Mack for making her smile this evening. (Mr. Roman left the meeting.)

President Yamakaitis thanked the public for their comments and asked that when they come up to the microphone that they be respectful.

**ANNOUNCEMENTS**

President Yamakaitis made the following announcements:

\*Council Conference meeting prior to the Council meeting.

Tuesday, November 12, 2019 at 5:00 pm in the Council Conference Room, City Hall, 301 N. Wood Ave.

\*Council Meeting: Tuesday, November 12, 2019 at 7:00 p.m. in the Council Chambers, City Hall, 301 N. Wood Ave.

**ADJOURN**

There being no further business to come before the governing body, Mr. Mohammed moved to adjourn the meeting. The motion was seconded by Mrs. Hickey and was unanimously ordered approved by a roll call vote. The meeting was adjourned at 10:39 pm.

Respectfully submitted,

Joseph C. Bodek

City Clerk

FIFTH WARD COUNCIL REPORT

Thank everyone who particpated in the 4th annual all cancer awareness walk.

We had a great turn out and raised funds that were donated to the Linden Lions to be given specically to a youth cancer survior. $700 was donated. Special thanks to the Braun family who were big supportors this year walking in the honor of the Late police Captain Eugene Braun.

From the housing authority- there is a public meeting tomorrow for anyone interested in attending and I can report that the parking lots have been paved in the past month.

There is an opening for commissioner on the Linden Housing Authority and anyone interested should send in a volunteer service form.  Contact the clerk's office or print the form from the city website.

In the 5th ward, ordinances  were adopted that will significantly change the traffic pattern and parking in district #4.  Chandler Ave, Union St and East Baltimore Ave. Please note the new signs, parking restrictions and traffic patterns that will be posted in the comming weeks.

We requested light installation Bernard  Ave has been installed and we are still waiting for the Mildred Ave. light to get installed.

There was a traffic operation in the area of 1600 E St georges ave where I initiated a request along with the Borough of Roselle to have a push to stop light installed.   The police will forward that data to the state DOT in an effort to expediate the request and firm up our assertion that there is indeed a need for a light at this location.

This Thursday is the 5th ward's regularly scheduled community meeting. 1025 John st it will be from 6:30 to 8 pm. We will celebrate hispanic heritage as we have for the past six years. This year we celebrate a humble unsung hero Mrs. Janet Bou- Sierra.  The board of elections will have the new voting machines that you are welcome to touch and feel. and I have invited all the candiates for the november 5th board of education election.

Reminder, the polling loaction for all of the 5th ward is located at school #4 and the entrance is in the rear on Mildred Ave.

Save the date Novemebr 10th  from 12 to 3 pm the Linden Board of Health, The linden Lions and the St John the Baptist church will have a free adult health screening that will include free eye exams and perscription for anyone who needs one.  Hearing screening, hypertension screening and flu shots.

the event is being held by the church located at 2018 Dewitt Terrace across from McManus  middle school.

Later tonight there will be a resolution that will come form the council investigative committee  after they concluded their investigation of a former employee. I move that  city council takes the same level zeal  that was put into the other committee and establish a committee to continue to investigate specific personnel matters including theft of time, hiring, promotions, and so on.