**COUNCIL MEETING AGENDA**

**January 15, 2019**

**APPROVAL OF MINUTES**

**The Regular Meeting Minutes**

**Of December 18, 2018 and the**

**Re-organization Meeting of January 2, 2019**

**PROCLAMATION**

**School Board Recognition Month**

**ORDINANCE ON HEARING**

**NONE**

**CONSENT ITEMS**

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

1. The amount of money collected during the month of December 2018 and turned over to the treasurer’s office is as follows:

2019 Taxes $1,073,147.51

2018 Taxes $956,637.76

2017 Taxes $198.51

2017 Garbage Fee Balance $0.00

Municipal Lien Redemption $0.00

Duplicate Tax Sale Certificate $0.00

Tax Search $10.00

Lien Redemption Request Fee $50.00

Year End Penalty $0.00

Returned Check Fee Paid $0.00

Returned Sewer Clean out ($0.00)

Returned Sewer Interest ($0.00)

Returned Check 2018 ($2,339.74)

Returned Check Interest ($96.72)

Returned Online Payment 2018 Taxes ($0.00)

Returned Online Payments 2019 Taxes ($0.00)

Returned Online Interest ($0.00)

Adv. Before Tax Sale $0.00

State Audit Payment $0.00

Premium $0.00

Sewer Clean out charge $2,925.36

DPW Reso payments $350.00

Interest $34,688.58

Total $2,065,571.26

**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**

214 10 12/13/18 17-00180 $1,100.00

308 15 12/13/18 17-00229 $1,400.00

320 3 12/27/18 17-00234 $1,100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $3,600.00 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 2017 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

289 18 1/2/19 16-00202 $13,800.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $13,800.00 payable to: Ripple Creek Investors of New Jersey, LLC, P.O. Box 144, LaFox, IL 60167 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**

359 10 12/27/18 17-00251 $800.00

550 1 12/13/18 17-00339 $1,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,800.00 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 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

392 9 12/26/18 16-00259 $100.00

486 4 12/13/18 15-00284 $14,400.00

538 6 12/27/18 15-00310 $37,600.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $52,100.00 payable to: US Bank Cust for PC6, LLC Sterling National, 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 2018 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

475 25 12/26/18 17-00301 $1,000.00

562 17 12/13/18 17-00345 $900.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,900.00 payable to: US Bank Cust for PC7, LLC Firstrust Bank, 50 South 16th Street, Suite #2050, Philadelphia, PA 19102, charging same to account #-9-01-55-276-999-956.

**Credit Balance** Block 374 Lot 13, Robert Katz - 2018 Tax overpayment Refund

There now exists a credit balance on the above referenced block & lot due to the owner making payments towards the Sewer Clean out fee (104.76) & Sewer (331.86) online on the property taxes creating these overpayments, I am requesting that this overpayment in the amount of $ 331.86 be refunded and made payable to LRSA (Linden Roselle Sewerage Authority) to apply to the 2018 amounts due and $104.76 payable to City of Linden Tax Collector for the Sewer Clean out fee balances.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of following: $331.86 payable to: L.R.S.A., 5005 South Wood Avenue, P.O. Box 4118, Linden, NJ 07036, charging same to account #-9-01-55-288-999-904 and $104.76 payable to City of Linden Tax Collector, 301 N. Wood Avenue, Linden, NJ 07036 charging same to account # #9-01-55-288-999-904.

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

1. Requesting approval of the following refunds:
2. Horizon BCBS of NJ is entitled to a refund in the amount of $77.28 for service that was provided on 01/29/2016. Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to: Horizon BCBC of NJ, PO Box 420, Newark, NJ 07101-0420 charging same to account 9-01-55-401-999-918.
3. Horizon BCBS of NJ is entitled to a refund in the amount of $665.82 for service that was provided on 9/12/2018. Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to: Horizon BCBC of NJ, PO Box 420, Newark, NJ 07101-0420 charging same to account 9-01-55-401-999-918.

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

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

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

DPW Edward Parfit Supervisor of PW Jan. 1, 2019

Public Property Dwayne Cipas Electrician Jan. 1, 2019

Municipal Garage Llyod Roberts Senior Mechanic Feb. 1, 2019

**(\*\*\*) PLANNING BOARD:**

1. Advising that Mayor Armstead has appointed the following individuals to serve on the Planning Board:

Michael Manganello to serve as a Class IV Member to replace Alex Lospinoso. His term shall be effective January 8, 2019 and terminate December 31, 2022.

Nicholas Pantina, as City Engineer to serve as a Class II Member. His term shall be effective January 14, 2019 and terminate January 13, 2022.

**(\*\*\*) CITY CLERK’S OFFICE:**

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

**Application Organization Raffle Fee**

RA-1900 PTSA Linden HS Tricky Tray $20.00

RA-1901 PTSA Linden HS Tricky Tray $20.00

RA-1902 PTSA Linden HS 50/50 $20.00

RA-1903 PTA Soehl MS Bingo $20.00

RA-1904 PTA Soehl MS 50/50 $20.00

RA-1905 PTA Soehl MS 50/50 $20.00

**RESOLUTIONS**

**PUBLIC COMMENTS WILL BE PERMITTED FOR THOSE SPECIFIC RESOLUTIONS TO BE REMOVED FROM THE CONSENT APPROVAL. PLEASE READ THE SYNOPSIS OF THE RESOLUTIONS, WHICH HAVE BEEN PREPARED BY THE CITY CLERK’S OFFICE. EACH IS INFORMATIVE AND SELF-EXPLANATORY. HOWEVER, IF YOU WISH TO ADDRESS A SPECIFIC RESOLUTION, THE COUNCIL, WILL ENTERTAIN QUESTIONS ON IT.**

* 1. Resolution appointing Barry Javick, a Member of the Governing Body as a Class III member of the Planning Board for a one year term beginning January 1, 2019 and terminating December 31, 2019, and until their successor is appointed and qualifies.
  2. Resolution appointing Peter Brown, as a member of the Linden District Management Corporation (SID) for a one year term commencing January 1, 2019 and expiring December 31, 2019, and until their successor is appointed and qualifies.
  3. Resolution appointing Peter Brown, as Chairperson of the Linden District Management Corporation (SID) for a one year term commencing January 1, 2019 and terminating December 31, 2019 and until their successor is appointed and qualifies.
  4. Resolution appointing Lisa Ormon a member of the Cultural and Heritage Commission for a one year term commencing January 1, 2019 and terminating December 31, 2019, and until their successor is appointed and qualifies.
  5. Resolution appointing Derek Armstead to the Union County Community Development Revenue Sharing Committee as an alternate member for a one year term commencing January 1, 2019 and terminating December 31, 2019 and until their successor has been appointed and qualifies. (No stipend).
  6. Resolution appointing Joseph Chrobak to the Union County Community Development Revenue Sharing Committee for a one year term commencing January 1, 2019 and terminating December 31, 2019 and until his successor has been appointed and qualifies. (With a stipend of $2,500.)
  7. Resolution appointing Christine Figueiredo to the Union County Community Development Revenue Sharing Committee as an alternate member for a one year term commencing January 1, 2011 and terminating December 31, 2019 and until her successor has been appointed and qualifies. (No Stipend)
  8. Resolution approving the award of a contract, at a fee not to exceed $10,000.00 to Appraisal Consultants Corp. for real estate appraiser services for State Court Tax Appeals for 2019.
  9. Resolution approving the award of a contract, at a fee not to exceed $15,000.00 to Sockler Realty Group for real estate appraiser services for State Court Tax appeals for 2019.
  10. Resolution awarding State Contract A83889 to Queues Enforth Development Inc. for maintenance services in the Police and Fire systems for 2019 in an amount not to exceed $48,324.00.
  11. Resolution granting permission to AT&T to utilize poles within the public right-or-way in the City of Linden as mini cell towers and requiring them to indemnify the City of Linden.
  12. Resolution engaging Skoloff & Wolfe as Special Tax Counsel in the amount not to exceed $185,000.00 for the year 2019 and certifying funds of $40,000.00 pursuant to the temporary budget with the balance subject to the adoption of the permanent budget.
  13. Resolution to transfer 2018 appropriations.
  14. Resolution authorizing a contract, in an amount not to exceed $15,000.00, with Robert Varady, Esq. of the firm La Corte, Bundy, Varady & Kinsella for special counsel services on an as needed basis as determined by the City Attorney.
  15. Resolution awarding a contract in the amount of $40,000.00, non-public safety and $50,200.00 public safety to Pascack Data Services for computer consulting services.
  16. Resolution authorizing a voluntary furlough program to the City of Linden Employees.
  17. Resolution authorizing a shared services agreement with the City of Elizabeth for license inspectors for taxicabs and limousine enforcement services for the period of December 15, 2018 through December 14, 2019 in the amount of $10,000.00.
  18. Resolution approving a contract, at a fee not to exceed $169,390.00 with Remington & Vernick Engineers for engineering services associated with the 2018 NJDOT Local Freight Impact Fund resurfacing of South Wood Avenue.
  19. Resolution approving certain payments made by the Municipal Treasurer during the month of December 2018 which do not appear on the Claims list.
  20. Resolution reappointing Annmarie Whelan as Qualified Purchasing agent and establishing a bid threshold of $40,000.00 and a quotation threshold of $6,000.00 pursuant to N.J.S.A 40A:11-3(a).
  21. Resolution for the purchase of one automated sanitation/recycling truck, in an amount not to exceed $310,859.00, to be purchase through a national co-op, Sourcewell (formerly National Joint Powers Alliance) and award it to Sanitation Trucks Corp.
  22. Resolution of award to Route 23 Automall for the purchase of one Ford Escape through the Morris County Co-Op for the Linden Police Department Community Service in an amount not to exceed $25,000.00.
  23. Resolution awarding a contract to Northern Screening & Crushing for the services of screening compost for the Public Works Department at their low quote of an amount not to exceed $25,000.00.
  24. Resolution awarding a state contract purchase, Contract #17-FLEET-00089, to Draeger Safety Diagnostics Inc. for an Alcotest Breathalyzer Machine for the Linden Police Department in an amount not to exceed $18,400.00.
  25. Resolution approving a contract, in the amount of $30,000.00, with Ricci Planning for on-call planning services in accordance with their proposal dated November 20, 2018.
  26. Resolution authorizing the City Engineer to act as the City’s Council representative in consenting to various businesses submitting applications to the New Jersey Department of Environmental Protection.
  27. Resolution appointing George Vircik to the Union County Community Development Revenue Sharing Committee for a one year term commencing January 1, 2019 ant terminating December 31, 2019 until his successor has been appointed and qualifies (No stipend).
  28. Resolution appointing Chasan Lamparello Mallon & Cappuzzo, PC, as special counsel to the Clerk’s office for OPRA Services at a fee not to exceed $17,500.00.
  29. Resolution authorizing a contract with Trinitas Regional Medical Center, at a cost not to exceed $12,500.00 for Employee Assistance Program for the City of Linden.
  30. Resolution engaging AHS Hospital Corp to provide medical services for the year 2019 at a fee not to exceed $30,000.00 (random drug testing, employment examinations for new employees, C.D.L. driver examinations and for other medical examinations as required).
  31. Resolution approving the appointment of Donald Bladzinski as a member of the Zoning Board of Adjustment for a four year term commencing January 1, 2019 and terminating December 31, 2022, and until his successor is duly appointed and qualifies.
  32. Resolution approving the appointment of Gregory Cierpial as a member of the Zoning Board of Adjustment for a four year term commencing January 1, 2019 and terminating December 31, 2022, and until his successor is duly appointed and qualifies.
  33. Resolution approving the appointment of Salvatore Renna as Alternate Member No. 2 of the Zoning Board of Adjustment for a two year term commencing January 1, 2019 and terminating December 31, 2020, and until his successor is duly appointed and qualifies.
  34. Resolution authorizing a contract with ETI Management for the recruitment of a Director Parks and Recreation in the amount of $5,750.00.
  35. Resolution authorizing non-bargaining unit department head employees and other unaffiliated employees to receive a salary increase of 2.5% retroactive to January 1, 2018.
  36. Resolution approving the wage scale for adult school crossing guards retroactive to January 1, 2018 and establish a starting wage for school crossing guards, in 2018.
  37. Resolution engaging Muller Bohlin Associates, Inc. to assist the City of Linden in identifying state, federal, & local funding sources and to render technical advice, program management and assistance with respect to identifying funding programs that are responsive to the needs of the City of Linden, on a per diem basis, at a fee not to exceed $20,000.00.
  38. Resolution awarding a contract to Wells Fargo Advisors for the Hartford Retirement Planning Specialist Services for 2019 at no cost to the City.
  39. Resolution approving the award of an Extraordinary, Unspecifiable Services Agreement for dental care through Delta Dental for a period commencing January 1, 2019 to December 31, 2019 at a cost not to exceed $550,000.00 per year.
  40. Resolution approving a State Contract Award with Pascack Data Services for the purchase of Network Infrastructure for the Police and Fire Departments for electronic storage in an amount not to exceed $27,917.50.
  41. Resolution approving the award of an Extraordinary, Unspecifiable Services Agreement with Brown and Brown to serve as Risk Manager for the period of January 1, 2019 to December 31, 2019.
  42. Resolution approving the award of an Extraordinary, Unspecifiable Services Agreement with RD Parisi Associates and Brown & Brown to serve as insurance broker for employee, medical, prescription and voluntary benefits for the period of January 1, 2019 to December 31, 2019.
  43. Resolution approving the award of a Professional Services Agreement with Communities In Cooperation, Inc., to provide consulting services for Linden First Employment Readiness Program for the period of January 1, 2019 through March 31, 2019 in an amount not to exceed $10,000.00.
  44. Resolution authorizing a flexible spending account and using the services of Benefit Resource, Inc. for this service in an amount not to exceed $15,000.00.
  45. Resolution authorizing RD Parisi Associares and Brown & Brown to place the City of Linden’s Life Insurance Program through Metlife Insurance Company for the period of February 1, 2019 to January 31, 2020 in an amount not to exceed $79,000.00.
  46. Resolution appointing Daniel Antonelli, Esq. as the Municipal Attorney to a three year term commencing on January 1, 2019 and expiring on December 31, 2021, and until his successor or successors has been appointed and qualified, and granting a waiver of the residency requirement
  47. Resolution appointing Tracey S. Cosby, Esq. as an assistant Municipal Attorney to a three year term commencing on January 1, 2018 and terminating December 31, 2020, and until her successor or successors has been appointed and qualified, at the annual salary of $70,000.00, and granting a waiver of the residency requirement.
  48. Resolution appointing Deirdre Mason, Esq. as an assistant Municipal Attorney to a three year term commencing on January 1, 2019 and terminating December 31, 2021, and until her successor or successors has been appointed and qualified, at the annual salary of $70,000.00, and granting a waiver of the residency requirement.
  49. Resolution appointing Deirdre Mason, Esq. as the Chief Municipal Prosecutor for the City of Linden for a one year term commencing on January 1, 2019 and shall terminate on December 31, 2019, and until his successor or successors has been appointed and qualified.
  50. Resolution appointing Mohamed Jalloh, Esq. as the Assistant Municipal Prosecutor for the City of Linden for a one year term commencing on January 1, 2019 and shall terminate on December 31, 2019, and until his successor or successors has been appointed and qualified.
  51. Resolution appointing Jill Ann Lazare, Esq. as Chief Public Defender, to a one year term commencing on January 1, 2019 and terminating December 31, 2019, until her successor or successors has been appointed and qualified, at the annual salary of $30,000.00 and granting a waiver of the residency requirement.
  52. Resolution appointing Michelle Welsh, Esq. to serve as the Assistant Public Defender, for a one year term commencing January 1, 2019 and terminating December 31, 2019, and until her successor is appointed and qualifies as a salary of $20,500.00 and granting a waiver of the residency requirement.
  53. Resolution authorizing a contract with Apruzzese, McDermot, Masto & Murphy, P.C., in the amount of $15,000.00, for special labor counsel services on an as needed basis as determined by the City Attorney.
  54. Resolution to keep the 8th ward Council seat vacant until the vacancy is filled in the November, 2019 General Election.
  55. Resolution authorizing the re-solicitation of proposals submitted in response to request for proposals to design, build, own, operate, maintain and finance a solar farm on the former City Landfill.

**ORDINANCES FOR INTRODUCTION**

* 1. An ordinance to amend and supplement Chapter XIV, Fire Prevention and Protection of an Ordinance entitled, “An ordinance adopting and enacting the revised general ordinances of the City of Linden, 1999” passed November 23, 1999 and approved November 24, 1999, and as amended and supplemented. (Adopting the International Fire Code NJ 2015)
  2. 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:

Chapter VII, Traffic

7-33 HANDICAPPED PARKING REGULATIONS

7-33.1A Handicapped Parking On-Street

Name of Street Spaces

DELETE:

1. Chandler Avenue 1

2609 Grasselli Avenue 1

(for 108 Buchanan Street)

63-3 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 7-10, Parking Prohibited at All Times on Certain Streets, shall be and the same is hereby amended as follows:

Name of Street Side Location

ADD:

E. Gibbons St South From a point 280 feet east of east curbline of North  
 Wood Avenue and continuing 120 feet in easterly

Direction.

Karen Terrace North From west curbline of North Stiles Street for a

Distance of 526 feet to east curbline of Debra Dr.

Donna Ct/Karen Terr. West side of From a point 290 feet south of south curbline of

Intersection Debra Drive continuing in a south/southeastern

Direction for a distance of 153 feet ending the

South curbline of Karen Terrace.

* 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 No. Of Spaces

ADD:

1100 Passaic Ave 1

306 East Price St (2nd Floor) 1

517 Moore Place (2nd Floor) 1

* 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.

ADDING: Schedule 4-NN-1

* 1. An ordinance of the City of Linden creating a new chapter entitled, “Sale of Electronic Smoke Devices” (The purpose of this ordinance is to license establishments that sell electronic smoking devices, establish a fee for said license, and dedicate the funds to certain programs.)
  2. An ordinance to adopt an 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. (increasing the number of units to 402 residential units, as previously agreed upon)
  3. An ordinance authorizing the execution of a lease agreement between the City of Linden and the Police Athletic League for the facility at 400 Maple Avenue, Linden, for a term of ten (10) years at the nominal consideration of $1.00 per year.