**COUNCIL MEETING AGENDA**

**July 16, 2019**

**APPROVAL OF MINUTES**

**The Regular Meeting Minutes**

**of June 18, 2019**

**ORDINANCE CONTINUED FROM JUNE 18, 2019**

#63-26 Ordinance authorizing the West Price Street Redevelopment Plan for Block 252, Lots 11 and 12, and Block 253, Lots 40 and 41. (To be held to the July meeting, pending Planning Board review)

**ORDINANCE ON HEARING**

#63-28. 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.

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

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:**

**1301 Bower Street 1**

**(On Cleveland Avenue)**

**#63-29** 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 ad approved August 16, 1995.

**ADD:** Schedule 4-NN-6

#63-30 Bond ordinance providing an appropriation of $88,000 for citywide curb and sidewalk reconstruction and authorizing the issuance of $83,600 bonds or notes for the City for financing part of the appropriation.

#63-31 Bond ordinance authorizing various improvements and acquisition of various items of capital equipment for the Municipal Garage and appropriating $234,000 therefore and authorizing the issuance of $222,585 bonds or notes to finance part of the cost thereof.

#63-32 Bond ordinance providing an appropriation of $1,238,600 for the acquisition of various items of capital equipment for the Department of Public Works and authorizing the issuance of $1,176,670 bonds or notes of the City for financing part of the appropriation.

#63-33 An Ordinance creating the position of Parking Enforcement Officer.

**CONSENT ITEMS**

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

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

2019 Taxes $1,184,503.68

2018 Taxes $532,959.48

2017 Taxes $250.00

PILOT (MORNING STAR) $0.00

Municipal Lien Redemption $0.00

Garbage Fee $0.00

Duplicate Tax Sale Certificate $0.00

Tax Search $10.00

Lien Redemption Request Fee $50.00

Year End Penalty $14,884.81

Returned Check Fee Paid $40.00

Returned Sewer Clean out ($0.00)

Returned Sewer Interest ($0.00)

Returned Check 2019 ($6,001.02)

Returned Check Interest ($91.82)

Returned Online Payments 2019 Taxes ($4,792.36)

Returned Online Interest ($132.80)

Adv. Before Tax Sale $27,970.94

Premium $1,640.500.00

Sewer Clean out charge $2,500.00

DPW Reso payments $390.00

Interest $100,441.71

Total $3,493,482.62

**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**

8 21 6/13/19 18-00012 $300.00

150 3 6/12/19 18-00086 $100.00

180 31 6/25/19 18-00108 $1,300.00

183 3 7/8/19 18-00109 $500.00

229 19 6/24/19 18-00130 $600.00

388 18 6/18/19 18-00170 $1,300.00

389 34 6/12/19 18-00171 $2,000.00

457 29.01 6/12/19 18-00195 $1,600.00

475 4 6/20/19 18-00208 $6,000.00

524 61 6/24/19 18-00225 $1,300.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $15,000.00 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 2014, 2016, 2017 & 2019 tax sale on the

following block & lot.

**Block Lot Redemption Date CTF# Amount**

63 12 7/8/19 18-00037 $500.00

68 9 6/26/19 13-00086 $1,300.00

173 19 6/25/19 18-00101 $400.00

368 16 6/24/19 16-00243 $100.00

463 16 6/24/19 15-00260 $1,100.00

555 23 6/13/19 16-00350 $1,100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $4,500.00 payable to 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**

100 18 6/14/19 18-00050 $2,000.00

152 11 6/24/19 18-00088 $3,100.00

237 5 6/25/19 18-00132 $2,000.00

318 1 6/18/19 18-00152 $2,600.00

343 6 6/12/19 18-00155 $2,500.00

367 2 6/12/19 18-00161 $2,100.00

544 1 7/8/19 18-00233 $2,400.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $16,700.00 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 2019 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

131 8 6/12/19 18-00071 $2,800.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,800.00 payable to: KCC Promised Lands, LLC, 2560 Route 22 East, # 175, Scotch Plains, NJ 07076 charging same to account #-9-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2018 & 2019 tax sale on the following blocks

& lots.

**Block Lot Redemption Date CTF# Amount**

153 4 6/24/19 18-00091 $36,200.00

165 7 6/17/19 18-00098 $16,900.00

253 11 CA03 6/20/19 17-00199 $2,500.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $55,600.00 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 blocks & lots.

**Block Lot Redemption Date CTF# Amount**

281 7 6/20/19 17-00215 $1,100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,100.00 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 2018 & 2019 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

297 8 7/8/19 18-00147 $600.00

577 2 6/17/19 17-00354 $800.00

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: 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.

**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**

377 13 6/17/19 17-00257 $900.00

435 5.01 6/17/19 17-00279 $90,200.00

435 6.01 6/17/19 17-00280 $122,100.00

537 6 6/17/19 17-00323 $1,100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $214,300.00 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 2018 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

388 18 6/18/19 14-00261 $1,500.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,500.00, payable to: TTLBL, LLC, Attention: John Lemkey, 4747 Executive Drive, Suite 510, San Diego, CA 92121 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 block & lot.

**Block Lot Redemption Date CTF# Amount**

540 17 6/12/19 18-00232 $1,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,200.00 payable to: Changsheng Lu, 628 N. Butrick Street, Waukegen, IL 60085, charging same to account #-9-01-55-276-999-956.

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

**Block Lot Redemption Date CTF# Amount**

544 3 6/20/19 15-00315 $55,600.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $55,600.00 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.

**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**

577 12 6/12/19 18-00239 $12,400.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $12,400.00 payable to: Phoenix Funding, Inc, 1148 Springfield Avenue, Mountainside, NJ 07092 charging same to account #-9-01-55-276-999-956.

**Credit Balance** Block 542 Lot 4, Elizabeth Perez Torres - 49 W. Edgar Road, 2019 Tax payment error

There now exists a credit balance on the above referenced block & lot due to the owner making payments online towards the taxes that should have been paid on the 2019 sewer billing, I am requesting that this overpayment in the amount of $ 461.77 be refunded and made payable to LRSA (Linden Roselle Sewerage Authority) to apply to the 2019 amounts due.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $461.77 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-.

**Refund** Block 553 Lot 5, Cynthia Hus - 103 W. 11th Street

The above referenced owners taxes were paid in error by a mortgage company and the mortgage company is entitled a refund in the amount of $ 8,277.22.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $8,277.22, payable to Core Logic Tax Services, LLC, Attention: Centralized Refunds, 3001 Hackberry Road, Irving TX 75063-0156 charging same to account #-9-01-55-288-999-904.

**(\*\*\*) CITY CLERK’S OFFICE:**

1. First Baptist Church is requesting approval to close Dill Avenue between Carnegie and Lincoln Streets on August 9th and 10th, 2019 to hold their annual Community Cookout and Tent Service between the hours of 10am and 6pm. The Certificate of Liability Insurance has been supplied and the application has been reviewed and approved by the Chief of Police.

**(\*\*\*) LINDEN BOARD OF EDUCATION:**

1. Requesting approval of the following tax payments to the Board of Education:

July 2019 $7,851,326.33 January 2020 $7,851,326.33

August 2019 $7,851,326.33 February 2020 $7,851,326.33

September 2019 $7,851,326.33 March 2020 $7,851,326.33

October 2019 $7,851,326.33 April 2020 $7,851,326.33

November 2019 $7,851,326.33 May 2020 $7,851,326.33

December 2019 $7,851,326.33 June 2020 $7,851,326.37

**Total from July 2019 to June 2020 $94,215,916.00**

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

1. Requesting approval of the following refunds:
   1. Edward Carrion is entitled to a refund of $157.00 for a construction permit that was charged improperly. Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $157.00 payable to: Edward Carrion, 422 W. Linden Avenue, Linden, NJ 07036 charging same to 9-01-08-605-011.
   2. Buckeye Pipe Line Co. is entitled to a refund of $60.00 for a Permit for Certification of Inspection. Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $60.00 payable to: Buckeye Partners, One Greenway Plaza, Houston, TX 77046. Charging same to 9-01-09-699-069.
   3. Horizon BC/BS of NJ is entitled to a refund in the amount of $342.41 for service that was provided on 3/25/2019. 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 420, Newark, NJ 07101-0420 charging same to 9-01-08-629-011.
   4. Josephine Sotak is entitled to a refund in the amount of $89.03 for service that was provided on 3/26/2019. Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to: Josephine Sotak, 140 Springfield Rd., Linden, NJ 07036 charging same to 9-01-08-629-011.
   5. Andrea Rodriguez is entitled to a refund in the amount of $350.00 for service that was provided on 2/3/2017. Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to: Andrea Rodriguez, 11625 183rd St., Artesia, CA 90701 charging same to 9-01-08-629-011.

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

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

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

Fire Dept. Fred Cassel Fire Captain August 1, 2019  
Municipal Court Grace Baginski Clerk Typist Sept. 1, 2019

**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 for purchase for recreation playground equipment, in an amount not to exceed $20,305.63, through the ESCNJ, formerly the Middlesex Regional Educational Services Commission Co-Op for the Public Property Division, from Ben Shaffer Inc.
  2. Resolution requesting the Director of the Division of Local Government Services approve the insertion of an item of appropriation in the amount of $5,947.73, from the State of New Jersey Municipal Court Alcohol Education, Rehabilitation and Enforcement Fund.
  3. Resolution certifying certain payments made by the Municipal Treasurer during the month of June 2019 which do not appear on the Claims List.
  4. Resolution authorizing commencement of studies and the development of preliminary plans and specifications relating to the creation a Special Improvement District within the City in accordance with N.J.S.A. 40:56-70.
  5. Resolution designating the property commonly known on the City’s Tax Maps as Block 339, Lot 5 (A/K/A 327 West Saint George’s Avenue) on the City Tax Map as an “Area in Need of Redevelopment” (without condemnation) pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.
  6. Resolution authorizing the Mayor and Municipal Clerk to execute an agreement with the County of Union to modify the cooperative agreement dated June, 2014, as Amended in, 2017. (Community Development Block Grant Program)
  7. Resolution appointing Peter Matlosz as an alternate member of the Construction Board of Appeals, for a four year term, commencing May 16, 2019 and expiring May 15, 2023 and until his successor is appointed and qualifies.
  8. Resolution appointing Zbigniew Swierski as an alternate member of the Construction Board of Appeals, for a four year term, commencing May 16, 2019 and expiring May 15, 2023 and until his successor is appointed and qualifies.
  9. Resolution appointing Rick Zaccaro as an alternate member of the Construction Board of Appeals, for a four year term, commencing May 16, 2019 and expiring May 15, 2023 and until his successor is appointed and qualifies.
  10. Resolution awarding a contract, through the Union County Co-op, to Deer Carcass Removal Services, LLC, in an amount not to exceed $20,993.28, for the Division of Public Works.
  11. Resolution amending Resolution 2019-230 authorizing a shared services agreement with the City of Elizabeth for Fire Sub-Code services and inspections to extend the term to September 1, 2019, at an additional not to exceed of $900.00, bring the total contract to an not to exceed amount of $6,900.00.
  12. Resolution for the State Contract, Contract # A85578, purchase of LED Lighting from Jewel Electric, LLC for the Municipal Garage in an amount not to exceed $37,700.00.
  13. Resolution approving the award of a contract, in the amount of $92,575.00 to A&A Curbing, Inc. for the reconstruction of curbs & sidewalks at various locations in the City, the low bid.
  14. Resolution authorizing Norman W Albert, esq., as an acting municipal prosecutor for the Linden Municipal Court at a fee of $300.00
  15. Resolution waiving the fees for a Community wide garage sale to be held in the Fifth Ward on August 17, 2019 with a rain date of August 18, 2019
  16. Resolution appointing Robert Varady, Esq. of the firm La Corte, Bundy, Varady & Kinsella for special counsel services on as needed basis as determined by the City attorney at a fee not to exceed $5,000.00.

**ORDINANCES FOR INTRODUCTION**

There are no ordinances for introduction.