**COUNCIL MEETING AGENDA**

**October 15, 2019**

**APPROVAL OF MINUTES**

**The Regular Meeting Minutes**

**of September 17, 2019**

**PRESENTATIONS**

**HONORING MARGARET LAM AND PROSPERITY RESOURCE**

**INTERNATIONAL, INC.**

**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**

**MISS NEW JERSEY PAGEANT**

**Viviana Parrilla**

**ORDINANCE ON HEARING**

* 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

**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.

* 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
   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

* 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.

* 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.
  2. 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**

* 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**

* 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.

* 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.
  2. 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.

**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

**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.**

2019-373 Resolution honoring Margaret Lam and Prosperity Resource International, Inc. for its

years of economic contributions to the City of Linden.

2019-374 Resolution authorizing an amendment, in the amount of $33,279.72, to the contract with Z Brothers Concrete Contractors, Inc. for the Resurfacing of PAL Ball fields, Memorial Park and Municipal Garage Parking lots. Inclusive of the change the total amount of the contract is $218,167.07.

2019-375 Resolution supporting the State House Commission Pre-Application to the NJDEP Green Acres program for a proposed subdivision of the Woodrow Wilson Memorial Park.

2019-376 Resolution to award to Primepoint LLC, a contract in the amount of $15,170.00, the low quote, for the implementation of payroll and human resource time and labor services. (Time clock and payroll accountability system).

2019-377 Resolution honoring Carolyn Konrad Frees as an 11 Month Breast Cancer Survivor.

2019-378 Resolution authorizing an amendment, in the amount of $46,149.66, to the contract with DLS Contracting, Inc. for the resurfacing of South Park Avenue and Urbanowitz Avenue. Inclusive of the change the total amount of the contract is $302,536.66.

2019-379 Resolution establishing a new petty cash fund in the amount of $200.00 in the Department of Parks & Recreation and naming Ralph Dunhamn as the custodian for the fund.

2019-380 Resolution ratifying certain payments made by the Municipal Treasurer during the month of September 2019 that do not appear on the Claims List.

2019-381 Resolution accepting a monetary donation of $35,000.00 to the Linden Police Department from Conoco Phillips Bayway Refinery for traffic safety improvements.

2019-382 Resolution accepting a monetary donation of $1,000.00 to the Linden Police Department from Target Corporation to promote positive interactions between youth and public safety officials.

2019-383 Resolution approving a fully insured prescription drug program, with Benecard, Inc., through Brown & Brown Insurance Brokers, for the period January 1, 2020 to December 31, 2020, at a cost not to exceed $1,580,000, with a second year option with a price increase no to exceed 8.5%. This contract is awarded as an “Extraordinary, Unspecifiable Service.”

2019-384 Resolution appointing Peter Matlosz a member of the Linden Housing Authority for a five year term effective June 15, 2019 and terminating June 14, 2025 and until his successor shall have been appointed and shall have been qualified.

2019-385 Resolution declaring October 13, 2019, as Metastatic Breast Cancer Awareness Day.

2019-386 Resolution recognizing Janet Bou, a longtime community volunteer and child advocate on the occasion of Hispanic Heritage Month.

2019-387 Resolution appointing Jennifer Honan as Deputy Municipal Clerk for a three year term commencing November 1, 2019 and ending October 31, 2022.

2019-388 Resolution approving the award of a contract to Disposal Systems, Inc. for the Transportation & Disposal of South Wood Avenue soil pile at their low bid of $22,950.00.

2019-389 Resolution approving the submission of a grant applications and execute a grant agreement with the New Jersey Department of Transportation for the Linden Rail Freight Project.

2019-390 Resolution adopting the 2019 personnel policy for the City of Linden.

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 (Section2) Project.

**ORDINANCES FOR INTRODUCTION**

* 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.
  2. 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.
  3. 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.

**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.