**Minutes of the Regular**

**Meeting of the 2016 Council of the**

**City of Linden, held Tuesday**

**January 3, 2017**

The regular meeting of the 2017 Council of the City of Linden, was held in the Council Chambers in the City Hall on Tuesday, January 3, 2017 at 7:00 pm., prevailing time.

The meeting was called to order by President of Council Jorge Alvarez and he 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 Jorge Alvarez informed those present of the proper procedures for exiting the room in the event of an emergency.

Council President Jorge Alvarez asked all members of the public, wishing to speak during the public comment session to please sign in on the sign-in white sheets provided in the front of the room.

Council President Jorge Alvarez asked all to place their cell phones on vibrate, and if they must take a call to please leave the room to do so.

President of Council Jorge Alvarez announced that the Members of Council who were elected in the November 3, 2015 General Election subscribed to their Oaths of Office prior to January 1, 2017, but, for the benefit of the public in attendance, the Officials will repeat the process.

Council President Alvarez called each of the following members up, one at a time and announced the details of those that would be participating in the swearing in.

COUNCILMAN OF THE SECOND WARD, Barry E. Javick – Was sworn-in by Judge William A. Daniel. Holding the Bible was his fiancée Debora Azevedo.

COUNCILMAN OF THE THIRD WARD, Peter Brown – Was sworn-in by Mayor Derek Armstead. Holding the Bible was his father, Peter Brown, Jr. His children, Peter Alexander Brown III, Andrew Constantine Brown and Arabella Maria Brown, also participated.

COUNCILMAN OF THE SEVENTH WARD, Ralph Strano – Was sworn-in by City Clerk Joseph C. Bodek. Holding the Bible was his wife, Marybeth Strano. Also participating was his daughters Lauren and Audrey Strano and his grandson Lucien Silakowski.

COUNCILWOMAN OF THE FIFTH WARD, Rhashonna Cosby-Hurling – Was sworn-in by Judge Carl L. Marshall. Holding the Bible was her sister, Mrs. Kim Cosby-Thomas. Will her children in attendance also came up to the podium.

President Alvarez recognized several dignitaries in the audience.

**PRESENTATION OF CERTIFICATES OF ELECTION**

President Alvarez called upon the City Clerk would be asked to present the certificates of election to those elected in the November 8, 2017 election. The Clerk then presented the certificates to each of the elected officials.

A roll call showed the following members were present:

Councilwoman Lisa Ormon

Councilman“ Barry Javick

Peter Brown

“ Monty Brooks

Councilwoman Rhashonna Cosby- Hurling

Councilman Robert Sadowski

“ Ralph Strano

Councilwoman Michele Yamakaitis

Councilman Armando Medina

Council President Jorge Alvarez

Mayor Derek Armstead

President Alvarez noted that Mrs. Hickey was absent due to a family emergency.

**STATE OF THE CITY ADDRESS**

President Alvarez called upon Mayor Derek Armstead to give his 2017 State of the City Address.

GOOD EVENING COUNCIL PRESIDENT, MEMBERS OF THE CITY COUNCIL, ELECTED OFFICIALS, FAMILY & FRIENDS, AND RESIDENTS.

BEFORE I BEGIN THE STATE OF THE CITY ADDRESS, I WOULD LIKE TO TAKE THIS OPPORTUNITY TO WELCOME NEWLY-ELECTED COUNCILMAN OF THE 2ND WARD, BARRY JAVICK; RALPH STRANO OF THE 7TH WARD, PETER BROWN WHO WAS RE-ELECTED TO THE 3RD WARD AND COUNCILWOMAN RHASHONNA COSBY-HURLING ON HER RE-ELECTION TO THE 5TH WARD.

I WANT ALL OF YOU TO KNOW THAT IT IS A GREAT HONOR FOR ME TO BE YOUR MAYOR AND UNDERTAKE THIS AWE INSPIRING TASK. I RECOGNIZE MORE CLEARLY THAN YOU MIGHT IMAGINE THAT WHAT AUTHORITY I HAVE IS SOLELY DERVIED FROM YOU, THE ELECTORATE.

EACH MAYOR, I AM SURE, COMES TO THIS OFFICE WITH VISIONS OF WHAT HE BELIEVES NEEDS TO BE DONE OR CHANGED OR WHAT INNOVATIONS MIGHT BE BENEFICIAL.

HOWEVER, NO ONE SHOULD SEEK CHANGE OR INNOVATIONS ONLY TO ESTABLISH THEMSELVES AS A LEADER. THE INTEREST OF THE CITY SHOULD BE THE EXCLUSIVE LIGHT TO GUIDING THE PATH. CONVERSELY, WE SHOULD NOT BE DETERRED FROM ALTERING PAST PRACTICES IF SOME NEW DIRECTION IS WARRANTED TO BETTER THE QUALITY OF LIFE FOR OUR RESIDENTS.

THE PATH MUST BE UNDERSTOOD BY OUR COUNCIL PRESIDENT AND MEMBERS OF THE GOVERNING BODY SO TOGETHER WE MAKE ABSOLUTELY SURE THAT LINDEN RECEIVES THE ABSOLUTE MAXIMUM PRODUCTIVITY AND ACCOUNTABILITY FOR ITS TAX DOLLARS.

WE HAVE NO CONTROL OVER THE BUDGET OF THE BOARD OF EDUCATION OR THE COUNTY, BUT WE DO CONTROL OUR CITY BUDGET. I FEEL MORE CONFIDENT THAT WE WILL STABILIZE OUR CITY TAXES. THE FURTHER BACKWARD WE LOOK, THE FURTHER FORWARD WE CAN SEE, SO WE DON’T REPEAT THE MISTAKES OF THE PAST AND WE LOOK TO THE FUTURE WITH CAUTIOUS OPTIMISM. OUR TAX BURDEN IS A MAJOR CONCERN. I DO NOT BELIEVE THAT INCREASED TAXES ARE A WAY OF LIFE. THE EQUATION IS SIMPLE- REDUCE OPERATING COSTS AND INCREASE REVENUE; THAT BEING SAID, THIS IS A FORMIDABLE TASK, BUT ONE THAT IS NOT INSURMOUNTABLE.

ONE OF MY PRIORITIES IS TO REPEAL THE GARBAGE TAX, THIS IS NOT GOING TO BE AN EASY UNDERTAKING BUT ONE THAT I WILL WORK DILIGENTLY ON WITH COUNCIL TO GET DONE.

I SEE A RENAISSANCE, OR RE-BIRTH, OF OUR CITY. I SEE A CITY THAT IS STRONGER AND MORE VIBRANT THAN EVER; A CITY UNDER WHICH WE WORK AND LIVE TOGETHER, RAISE OUR FAMILIES, AND RESPECT EACH OTHER.

SOMEONE ONCE TOLD ME THAT WHEN YOU ARE TALKING YOU ARE TEACHING; WHEN YOU ARE LISTENING, YOU ARE LEARNING. I HAVE LISTENED TO OUR RESIDENTS AND HAVE HEARD THEIR CONCERNS- - I ALONG WITH THE COUNCIL WILL DO EVERYTHING IN OUR POWER TO ADDRESS THESE CONCERNS. I AM ESPECIALLY CONCERNED ABOUT THE EFFECT OF THE TAX BURDEN ON OUR SENIORS AND THOSE ON A FIXED INCOME. WE MUST PROTECT THIS VALUED SEGMENT OF OUR CITY ALONG WITH ALL OF OUR RESIDENTS.

WHEN I STATED EARLIER THAT WE ARE EXPERIENCING A RENAISSANCE, IT’S WITH GOOD REASON:

1. ALL WAREHOUSES IN THE CITY ARE OCCUPIED
2. 801 LINDEN AVENUE WHICH HOUSES WAYFAIR, THIS WAREHOUSE GENERATES OVER OVER 1 MILLION DOLLARS IN TAX REVENUE.
3. A 500,000 SQ FT WAREHOUSE WILL BE COMPLETED AND OPENED MARCH 2017. THIS WILL HOUSE BLUE APRON, A FOOD DELIVERY COMPANY THAT SHIPS PRE-PORTIONED MEALS WITH RECIPES. BLUE APRON IS CURRENTLY HOLDING RECRUITING SESSIONS TO HIRE LINDEN RESIDENTS FOR THEIR MANY HOURLY AND SALARY POSITIONS AVAILABLE. THEY ARE LOOKING TO HIRE UP TO 3000 EMPLOYEES. ESTIMATED TAX REVENUE $1,300,000, NOT TO MENTION A BOAST TO OUR LOCAL ECONOMY.
4. THE CANTOR PROPERTY ON THE CORNER OF RTE 1 AND STILES STREET, HAS BEEN AN EYESORE AND THE SOURCE OF MANY COMPLAINTS. THIS PROPERTY HAS BEEN SOLD. CLEAN UP AND RENOVATIONS HAS BEGUN.
5. THE FORMER JTG SCAFFOLDING SITE HAS BEEN APPROVED FOR REDEVELOPMENT AND CONSTRUCTION WILL BEGIN THE 1ST QUARTER OF 2017.
6. THE PARK PLASTICS SITE THAT HAS BEEN AN EYESORE IN THE 8TH WARD, I AM HAPPY TO REPORT, AFTER 20 YEARS OF ABANDONMENT, HAS BEEN DEMOLISHED, AND APPROVED FOR HOUSING.
7. FIABILA, AN INTERNATIONAL COMPANY HAS EXPRESSED INTEREST TO PURCHASE THE 5 ACRE UNDERUTILIZED PROPERTY ADJACENT TO THE LANDFILL FOR EXPANSION OF THEIR EXISITING OPERATION. AND SPEAKING OF THE LANDFILL WE CURRENTLY HAVE PLANS TO INSTALL SOLAR PANELS ON IT WHICH WILL GENERATE 4000 MEGAWATTS OF ELECTRICITY A YEAR. THIS ELECTRIC WILL BE SOLD TO ADJACENT BUSINESSES AND WILL GENERATE APPROXIMATELY $400,000 IN TAX REVENUE ANNUALLY.
8. THE CLAYTON BLOCK PROPERTY IN TREMLEY POINT HAS BEEN LEASED TO A COMPANY THAT HAS SIGNED A 99 YEAR LEASE.
9. THE DUPONTPROPERTY IS BEING SOLD TO ADVANCE GREEK AND ONCE THEY CLOSE, THEY WILL START CONSTRUCTION ON 2 NEW WAREHOUSES.
10. THE OFFICE BUILDING ADJACENT TO THE PROMENADE HAS BEEN SOLD TO AMMON ANALYTICAL LABORATORY, A MEDICAL LABORATORY FACILITY. AMMON LABS WILL BE RE-LOCATING FROM THEIR SOUTH WOOD AVENUE ADDRESS.
11. UNITED LACQUER WHICH IS A 2 ACRE CONTAMINATED SITE ON WEST ELIZABETH AVE., IN THE 2ND WARD, HAS GONE OUT FOR PROPOSALS WHICH WILL INCLUDE CLEAN UP OF THE SITE FOR REDEVELOPMENT.
12. ST. GEORGES AVENUE, IN THE 4TH AND 5TH WARDS, IS AN AREA WHICH HAS BEEN BLIGHTED FOR MANY YEARS IT IS NOW BEING CONSIDERED FOR REDEVELOPMENT. THIS WILL BE MONUMENTAL TO OUR CITY.
13. WE ARE STILL LOOKING INTO A HAZARDOUS MATERIAL STORAGE AND EMERGENCY RESPONSE FEE. THIS COST WILL HELP REDUCE THE TAX BURDEN.
14. OUR VIRTUAL BLOCK WATCH PROGRAM HAS BEEN INITIATED WITH THE SUPPORT OF OUR LINDEN POLICE DEPARTMENT AND THIS PROGRAM WHEN UP AND RUNNING WILL HAVE OUR POLICE DEPT., BUSINESSES AND RESIDENTS WORKING TOGETHER FOR THE SAFETY OF OUR COMMUNITY.
15. THE HIRE LINDEN FIRST PROGRAM IS UP AND RUNNING UNDER THE MANAGEMENT OF PAMELA JONES AND HER STAFF AT CIC. SINCE ITS INCEPTION WE HAVE ENABLED 200 RESIDENTS OF LINDEN TO BECOME GAINFULLY EMPLOYED AND THAT NUMBER CONTINUES TO GROW.

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IT IS MOST IMPORTANT TO KEEP OUR BUSINESS COMMUNITY STRONG.

WE HERE IN LINDEN HAVE PROVEN THAT A BUSINESS COMMUNITY CAN LIVE SIDE BY SIDE WITH OUR RESIDENTIAL POPULUS IN A HARMONIOUS PARNTERSHIP.

LINDEN IS OPEN FOR BUSINESS. I WANT TO THANK RICHARD PURCELL AND THE ECONOMIC DEVELOPMENT COMMITTEE, WHO HAS WORKED CLOSELY WITH ME TO GROW OUR CITY AND ATTRACT NEW BUSINESS AND INDUSTRY.

THERE IS A NEW LEVEL OF COOPERATION WITH OUR SID PROGRAM; I HAVE MET WITH MICHAEL BONO, THE PROGRAM’S EXECUTIVE DIRECTOR, TO DISCUSS THEIR AGENDA FOR 2017. I HAVE DIRECTED HIM TO PREPARE A REPORT ON THEIR ACTIVITIES FOR THIS YEAR.

THE RESIDENTS OF OUR CITY MUST BE KEPT INFORMED. ABRAHAM LINCOLN ONCE SAID “I HAVE FAITH IN THE PEOPLE, THE DANGER IS THEY ARE MISLED, LET THEM KNOW THE TRUTH AND THE COUNTRY IS SAFE”. I PLEDGE TO KEEP YOU FULLY INFORMED THROUGH AN OPEN AND ACCESSIBLE ADMINISTRATION.

I WANT TO THANK OUR POLICE AND FIRE DEPARTMENTS WHO I BELIEVE ARE AMONG THE BEST IN OUR STATE. TO OUR DEPARTMENT HEADS AND STAFF; MY SINCERE THANKS FOR YOUR COOPERATION AND HARD WORK-IT IS GREATLY APPRECIATED.

A SPECIAL THANKS TO MY SECRETARY- REBECCA KERINS-TATTOLI FOR THE EXCEPTIONAL JOB THAT SHE CONTINUES TO DO FOR OUR CITY.

I WOULD BE REMISS IF I DID NOT THANK MY FAMILY AND FRIENDS FOR ALL OF THEIR SUPPORT. I AM A VERY LUCKY GUY TO HAVE A WIFE THAT SUPPORTS EVERYTHING I DO. THERE IS NO ONE LIKE HER AND I AM SO FORTUNATE TO HAVE HER.

IN CLOSING, LET ME SAY THAT THE ONLY LIMIT TO OUR REALIZATION OF TOMORROW WILL BE THE DOUBTS OF TODAY, I HAVE NO DOUBTS. LET US MOVE FORWARD TOGETHER WITH STRONG AND ACTING FAITH AND MAY I WISH EACH OF YOU AND YOURS A HAPPY, HEALTH, AND PEACEFUL NEW YEAR. MAY GOD BLESS ALL OF US AND GOD BLESS THE CITY OF LINDEN.

**PRESENTATION’S AND PUBLIC COMMENT**

Edward Malanda. Mr. Malanda noted that he was present representing Linden Democratic Chairman Nicholas Scutari to make presentation to the elected and re-elected members of Council. Mr. Malanda congratulated each on their victory and presented them with a gift.

Pat LaPlaca. Mrs. LaPlaca noted that she was the past president of the Fifth Ward Democratic Club, and tonight she was present to make a presentation on behalf of the Fifth Ward Democratic Club. She congratulated Mrs. Cosby-Hurling and presented her with a gift. (Mrs. Hickey arrived)

**COMMENTS FROM MEMBERS OF COUNCIL**

First Ward

Mrs. Ormon expressed her hopes that all had a wonderful holiday, and wished all of the residents of the First Ward a wonderful and prosperous New Year. Each extended her congratulations to the re-elected members of Council, and stated she was looking forward to working with them. She then congratulated Mr. Javick on his victory in the Second Ward, and spoke about her experiences in campaigning with Mr. Javick.

Fourth Ward

Mr. Brooks also congratulated the newly elected and re-elected members of council. He spoke about looking forward to working with them and all the members of Council. He noted that it was a great day for the City of Linden, referencing the Mayor’s speech. He wished all the very best, and a Happy New Year.

Sixth Ward

Mr. Sadowski wished all the best and offered his congratulations to the re-elected and elected members sworn-in this evening. He spoke about looking forward to working with these people.

Eighth Ward

Mrs. Yamakaitis also congratulated Mr. Javick and all of the re-elected members of Council. She noted that she was the senior member of Council, and offered her help to any that would need it. She spoke about working with the Mayor to accomplish the initiatives he referenced in his speech.

Ninth Ward

Mr. Medina stated that he could not agree more with the Mayor’s State of the City Speech and the comments made by Mrs. Yamakaitis about working together as a team to accomplish our initiatives. He added that the City was on a good road, with the team that was up on the dais. Mr. Medina congratulated everyone that was re-elected and elected. He stated that he was looking forward to a positive 2017 and wished all a prosperous and happy New Year.

Tenth Ward

Mrs. Hickey wished all a happy New Year and congratulated everyone on their election and re-election. She spoke about the strides that were made in the Tenth Ward, and she could not have done it without the help of the Tenth Ward residents, and the City employees. Mrs. Hickey noted that she was not voted on any committees, so she would have a lot more time to work on Casino night. She wished all a good night.

President Alvarez stated that he would like to congratulate all of the elected and re-elected Council persons, and called up each to say a few words.

Seventh Ward

Mr. Strano thanked all for their words of congratulation and the City Democratic Club and Committee for the gift. He congratulated the other elected and re-elected members of Council, and that he looked forward to working with them. Mr. Strano recognized some of the officials in the audience, and thanked his family for sticking with him. He also thanked his friends and political allies for being with him. He singled out Mayor Armstead, City Democratic Chairman Nick Scutari, and Democratic Club President Joe Bodek, and Freeholder Chris Hudak for special recognition. He thanked several other groups of people for their help in his election. Mr. Strano singled out former Seventh Ward Councilman Mike Minarchenko for recognition. He spoke about his hopes for the future of Linden and his commitment to the goals that the Mayor laid out. He also stated that he hoped to be able to work to bring all together. He concluded by giving a special salute to Patti Murgo.

Fifth Ward

Mrs. Cosby-Hurling made the following speech.

Thank you for your continued support and for your participation in the many successes that we have had this year. As the elected representative for the fifth ward I take my responsibilities seriously and I have been working to ensure that we here in the ward get the services we are entitled to. The residents in our ward have a voice within the governing body and I will continue to vote for what I believe to be in the best interest of the community.

My commitment to our ward continues to show by my efforts with the many improvements that we have seen; in our ward this year we saw steady improvements to road and pedestrian safety, neighborhood safety and tree planting. We also have had fun, healthful and educational programs through my on-going community programming initiatives.

This year, working with members of the governing body we achieved the following successes for the city of Linden:

Technology improvements for the DPW for reporting and work orders.

Management Training in skills and computer applications.

Hooked On Fish Not on Drugs Program for Linden Children

Recognition for our Let's Move activities to prevent childhood obesity

Senior in Motion Van- Approved and forthcoming in 2017

For my next term, I will continue to work with everyone for what is the best for our community and as always, I welcome your feedback and suggestions.

I will continue to bring fun, educational and cultural programs to the community through community meetings, cultural programs and annual family nights and BBQ events.

2017, will be a good year for all of us if we honestly and sincerely work towards our goals together.

Goals:

I will continue to work toward the establishment for structured after 3 programs for children city-wide which includes STEM and physical fitness.

Senior engagement with the senior in motion van, we can offer senior residents who do not have transportation opportunities to attend city and county events.

Transparent governing and accountability for our public employees. (This will take more than my one vote)

Community Oriented Policing Programs returning in our community.

As always, I can be reached via email at [rcosbyhurling@linden-nj.org](mailto:rcosbyhurling@linden-nj.org) or talk and text at 9087187933. If you prefer text message (140 characters or less) I have a totally FREE TEXT GROUP Text **07036** to **84483** to receive alerts.

Mrs. Cosby-Hurling noted the number of committees that some of the other members of Council are on, how many she was on, and how it gave her more time to spend with her family and to fish. She spoke about her support for her Fifth Ward community.

Happy New Year,

May the blessing of the Most High be upon us all.​

Third Ward

Mr. Brown congratulated the re-elected and elected members of Council. He thanked the Mayor for the help that the Mayor has given him over the past few years. He spoke about the turn around that he has seen in the City over the last couple of years, and stated his belief that a lot of positive things are going to happen in the City, and spoke about several of them. He thanked Patti Murgo, Rebecca Tattoli, Chris Hudak, and Joe Bodek for their help with this election, his third one. He also thanked Mike Bono for being a great friend. Mr. Brown spoke about his goals for this term. He thanked his children and best friend for being present this evening.

Second Ward

Mr. Javick began by offering his sincerest thanks to all of the residents of the Second Ward, who without them putting their trust in him, he would not be the Councilman of the Second Ward. He thanked the Second Ward Democratic Club for its endorsement, and City Democratic Chairman Nick Scutari for giving him the line. Next he thanked Mayor Armstead, and his wife, Dannie, for all of the support and time they put into his campaign. Mr. Javick thank Mr. Koziol for his support and his finance Debora Azevedo for her help. He stayed he was looking forward to working with Council to make Linden great again, and mentioned some of his goals. He concluded by providing his contact information.

President Alvarez welcomed County Clerk Joanne Rajoppi to the meeting.

**ELECTION OF PRESIDENT OF COUNCIL PRO TEMPORE**

President Alvarez spoke about the role of President of Council Pro Tempore. President Alvarez opened the floor for nominations for the office of President of Council Pro Tempore. Mr. Brown nominated Mrs. Yamakaitis as President of Council Pro Tempore. The nomination was seconded by Mr. Sadowski. There were no other nomination. Mrs. Yamakaitis was elected President of Council Pro Tempore by a roll call vote, with Mrs. Cosby absent from the room and Mrs. Yamakaitis abstaining. The City Clerk administered the oath of office to Mrs. Yamakaitis as President of Council Pro Tempore. Her sons Daniel and Thomas held the bible.

**CONSENT AGENDA**

There were no items on the consent agenda.

**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.

Mrs. Ormon moved for approval of Resolutions #2017-1 through #2017-25. The motion was seconded by Mr. Brown and was ordered approved with all voting yes to all except Mrs. Cosby-Hurling who abstained on Resolution #2017-9, Mr. Medina who voted no to Resolution #2017-17 and Mrs. Hickey who voted no to Resolution #2017-9.

**RESOLUTION: 2017-1**

**A RESOLUTION DESIGNATING OFFICIAL**

**NEWSPAPERS FOR THE YEAR 2015**

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

That the following newspapers be and they hereby are designated as the official newspapers for the City of Linden for the year 2016:

The Star Ledger

Union County Local Source

Home News Tribune

News Record/Patriot

**RESOLUTION: 2017-2**

**A RESOLUTION FIXING THE RATE OF INTEREST TO BE**

**CHARGED FOR THE NON-PAYMENT OF TAXES**

**OR ASSESSMENTS**

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

Section 1. That interest at the rate of eight percent (8%) per annum on the first $1,500.00 of delinquency and eighteen percent (18%) per annum on any amount in excess of $1,500.00, shall be charged for the non payment of taxes or assessments to be calculated from the date the taxes or assessments were payable until the date of actual payment, and an additional penalty of six percent (6%) of the amount of delinquency in excess of $10,000.00 on any delinquent balance remaining at the end of the calendar year.

Section. 2. That no interest be charged if payment of any installment of taxes is made within ten (10) days after the date upon which the same became due.

Section 3. All resolutions or parts of resolutions which are inconsistent with the provisions of this Resolution are hereby repealed to the extent of such inconsistency.

Section 4. This Resolution shall take effect pursuant to law.

**RESOLUTION: 2017-3**

**RESOLUTION APPOINTING A CHIEF PUBLIC**

**DEFENDER FOR 2017**

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

That **ANTHONY PALUMBO ESQ.,** an Attorney at Law of the State of New Jersey, is appointed to serve as Chief Municipal Public Defender for a one year term commencing January 1, 2017 and terminating December 31, 2017 and until his successor is appointed and qualifies.

**RESOLUTION: 2017-4**

**RESOLUTION APPOINTING A PUBLIC**

**DEFENDER FOR 2017**

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

That **MICHAEL SIMITZ, ESQ.,** an Attorney at Law of the State of New Jersey, is appointed to serve as Municipal Public Defender for a one year term commencing January 1, 2017 and terminating December 31, 2017 and until his successor is appointed and qualifies.

**RESOLUTION: 2017-5**

**RESOLUTION APPOINTING AN ASSISTANT MUNICIPAL PROSECUTOR FOR 2017**

**WHEREAS,** Assistant Municipal Prosecutors shall be appointed by the City Council for a term of one (1) year and shall receive such compensation as shall be provided by ordinance and by further resolution of the Council;

**NOW THEREFORE IT BE RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that **MOHAMED JALLOH, ESQ,** an Attorney at Law of the State of New Jersey, shall be and hereby is appointed Assistant Municipal Prosecutor of the City of Linden for the year 2017 and;

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

**RESOLUTION: 2017-6**

**RESOLUTION APPOINTING A**

**MUNICIPAL PROSECUTOR FOR 2017**

**WHEREAS,** pursuant to N.J.S.A. 2B:25-4, a municipality shall appoint a Municipal Prosecutor for a one year term;

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LINDEN** that Nicholas P. Scutari, Esq. be and hereby is designated and appointed Municipal Prosecutor for the City of Linden for the year 2017; and

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

**RESOLUTION: 2017-7**

**CITY OF LINDEN RESOLUTION TO**

**ESTABLISH THE CURRENT FUND**

**OPERATING BUDGET FOR THE PERIOD OF**

**JANUARY 1, 2017 THROUGH MARCH 31, 2017**

**WHEREAS,** N.J.S. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2017 Current Operating Budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

**WHEREAS,** the total appropriations in the 2016 Current Operating Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance, is the sum of $ 93,479,660.34 and

**WHEREAS,** three months of the total appropriations in the 2016 Current Operating Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said Current Operating Budget is the sum of $ 24,538,410.84; and

**NOW, THEREFORE, BE IT RESOLVED** that the following appropriations be made for current fund and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

**RESOLUTION: 2017-8**

**CITY OF LINDEN RESOLUTION TO**

**ESTABLISH THE SANITARY LANDFILL**

**UTILITY OPERATING BUDGET**

**FOR THE PERIOD OF**

**JANUARY 1, 2017 THROUGH MARCH 31, 2017**

**WHEREAS**, N.J.S. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2017 Sanitary Landfill Utility Operating Budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

**WHEREAS**, the total appropriations in the 2016 Sanitary Landfill Utility Operating Budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance, is the sum of $266,700.00; and **WHEREAS,** three months of the total temporary appropriations for the Sanitary Landfill Utility Operating Budget cannot exceed the sum of $66,675.00; and

**NOW, THEREFORE, BE IT RESOLVED** that the following temporary appropriations be made in the amount of $66,675.00 and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

**Resolution: 2017-9**

**A RESOLUTION APPOINTING THE MEMBERS**

**OF THE STANDING COMMITTEES OF THE**

**CITY COUNCIL**

**WHEREAS,**  municipal code, section 2-7.2 creates the following standing committees of the City Council: 1)Personnel; 2) Budget Review and Finance; 3) Public Works/Clean Communities; 4) Airport/Airport Lease; 5) Fire; 6) Construction Code/Lighting; 7) Engineering/Affordable Housing; 8) Public Property and Community Services; 9) Real Estate, Revenue Enhancement and Development; 10) Negotiations and Labor Relations; 11) Cable TV, Technology and Communications; 12) Law; and 13) Accident Review; and

**WHEREAS,**  Section 2-7.2 further provides that the membership of each standing committee shall be composed of three (3) or more members of the Council, but not to exceed four (4) members of Council; and

**WHEREAS,**  said section also provides that the membership of the standing committees shall be appointed by a majority of the members of Council then present and voting at the organizational meeting of the Council to serve until the next organizational meeting; and

**NOW THEREFORE BE IT RESOLVED,** that a majority of the members of the Council have determined that the membership of the Standing Committees of Council shall be appointed as per the attached list; and

**BE IT FURTHER RESOLVED,** that this resolution shall hereby take effect immediately.

**Resolution: 2017-10**

**A RESOLUTION ESTABLISHING AD HOC COMMITTEES**

**OF THE COUNCIL AND APPOINTING THEIR MEMBERS**

**WHEREAS,** municipal code 2-7.1 provides that a majority of the members of Council then present and voting at the annual reorganization meeting shall establish such ad hoc committees as they deem necessary and appoint the members thereof; and

**WHEREAS,** Council has determined that the need exists for the following Ad Hoc committees of Council: 1) Linden Landfill/Linden Greenway; 2) Scout Day Activities; 3) City Clerk; 4) FAA Committee Newark Airport Noise Pollution).

**NOW THEREFORE BE IT RESOLVED,** that the Council does hereby create the following Ad Hoc Committees of Council: 1) Linden Landfill/Linden Greenway; 2) Scout Day Activities; 3) City Clerk; 4) FAA Committee Newark Airport Noise Pollution;

**BE IT FURTHER RESOLVED,** that a majority of the members of Council have determined that the membership of the Ad Hoc Committees of Council shall be appointed as per the attached list: and

**BE IT FURTHER RESOLVED,** that this resolution shall hereby take effect immediately.

**RESOLUTION: 2017-11**

**RESOLUTION TO ESTABLISH A CASH MANAGEMENT PLAN FOR THE CITY OF LINDEN AND MAINTAIN BEST PRACTICES IN**

**THE CITY OF LINDEN DEPARTMENT OF FINANCE**

**BE IT RESOLVED** by the Council of the City of Linden, County of Union that for the year 2017, the following shall serve as the cash management plan of the City of Linden.

The Chief Financial Officer and/or Municipal Treasurer are directed to use this cash management plan as the guide in depositing and investing the City of Linden’s funds.

The following Government Unit Deposit Protection Act (GUDPA) approved bank are authorized depositories for deposit of funds:

Wells Fargo Bank

Northfield Savings

Bank of America

Bank of New York

TD Bank

JP Morgan Chase Bank

Capital One

Unity Bank

US Bank

Morgan Stanley Trust

Trust Company of New Jersey

Wilmington Trust

Regal Bank

All warrants or checks for the disbursement of money shall be made by any of the following officials and facsimile signatures may be used:

Derek Armstead, Mayor

Alexis Zack, CFO/Municipal Treasurer

Christine Figueiredo, Fiscal Analyst/ Assistant Municipal Treasurer – escrow accounts only

Department Turn Over ONLY for the following :

Joseph Bodek, Municipal Clerk/ Chairman of Insurance Commission

Jennifer Honan, Deputy Municipal Clerk

Joan Turbett, Licensing Clerk

Stacey Carron, Tax Collector

Cassandra Corbett, Municipal Judge

Jonathan Parham, Police Chief

Alfred MacDonald, Superintendent of Public Property

Mary Ellen Tango, Director of Community Services

Susan Sanchez, Municipal Court Administrator

Jessica Sheehy, Supervisor of Personnel/Insurance Commission Secretary

The Chief Financial Officer and/or Municipal Treasurer are empowered to invest cash funds as bank balances will allow from time to time in order to realize a revenue. The below stated officers are authorized to transfer funds electronically for the purpose of investments and payroll only:

Alexis Zack, CFO / Municipal Treasurer

Christine Figueiredo, Fiscal Analyst/ Assistant Municipal Treasurer

Janice Brown, Supervising Clerk

Stacey Carron, Tax Collector

The following are authorized as suitable investments:

\* Interest-bearing bank accounts in banks as authorized above for deposit of local unit funds (GUDPA approved).

\* Certificates of deposit in GUDPA approved banking institutions.

\* Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America. This includes instruments such as Treasury Bills, Notes and Bonds.

\* Government money market mutual funds that comply with N.J.S.A. 40A:5-15.1(e).

\* Any federal agency or instrumentality obligation authorized by Congress that matures within 397 days from the date of purchase, and has a fixed rate of interest not dependent on any index or external factors.

\* Bonds or other obligations of the local unit or school district of which the City is a part.

\* Any other obligations with maturities not exceeding 397 days, permitted by the State Division of Investments.

\* Local government investment pools which comply with N.J.S.A. 40A:5-15.1 (e) and conditions set by the Division of Local Government Services.

\* New Jersey Cash Management Fund.

\* Repurchase agreements (repos) of fully collateralized securities which comply with N.J.S.A. 40A:5-15.1(e).

There are no approved security broker/dealers. In the event that a security broker/dealer should be approved during the year, the registered principal of said brokerage firm so approved shall be provided with and sign an acknowledgment that they have seen and reviewed the cash management plan.

Each month, the Chief Financial Officer/Municipal Treasurer shall prepare a report for the Finance Committee and the Municipal Treasurer that consists of the following: Average rate of monthly investments.

This document shall constitute the cash management policy of the City of Linden.

Any official involved with the selection of depositories, investments, broker/dealers shall disclose any material business or personal relationship to the City Council and to the Local Finance Board or Local Ethics Board as applicable.

Any official who, in the course of his or her duties, deposits or invests in accordance with this plan shall be relieved of any liability for loss.

\* In keeping with the City of Linden Finance Department policies internal and external controls are constantly being reviewed and discussed best practices with the Finance/Budget Review Committee in accordance with the City’s best practices for financial planning and management.

\* The goal of the Finance Committee is to review and generate enough annual (surplus, and maintain a reasonable surplus balance as what was realized in the prior year’s budget.

\* During budget deliberations the Committee discusses the impact of the budget and evaluates the impact whether it is negative or positive on the tax payer.

\* Internal control processes are evaluated and updated on a continual basis.

\* Best Practices to be followed.

- Tax Assessor to notify CFO and City Council on any appeals filed and report monthly to both

- All City of Linden authorities liaisons will report monthly to City Council on their respective authority assignment. Review annually as the mission of the authority and efficiency of services being provided.

- The review of all PILOTS will consist of the CFO, Tax Assessor and Tax Collector. A quarterly meeting will be setup to review all PILOT agreements and report to City Council.

**Resolution: 2017-12**

**RESOLUTION TO ESTABLISH 2017 DEBT SERVICE CITY OF LINDEN**

**WHEREAS,** N.J.S. 40-A:4-19 provides authority for appropriating in a temporary resolution the permanent debt service requirements for the coming fiscal year providing that such resolution is not made earlier than December 20, of the year preceding the beginning of the fiscal year; and

**WHEREAS,** the date of this resolution is subsequent to December 20, 2016; and

**WHEREAS,** principal and interest will be due on various dates from January 1, 2017 to December 31, 2017, inclusive, on sundry bonds issued and outstanding:

**NOW, THEREFORE, BE IT RESOLVED** that the following appropriations be made to cover the period from January 1, 2017 to December 31, 2017 inclusive:

**DEBT SERVICE-CITY OF LINDEN BUDGET**

Payment of Bonds $3,000,000.00

Interest on Bonds $1,200,000.00

Interest on Notes $425,000.00

Payment of BANS $350,000.00

**DEBT SERVICE-GREEN TRUST LOAN PROGRAM**

Payment of Principal & Interest $100,000.00

**DEBT SERVICE-N.J. ENVIRONMENTAL INFRASTRUCTURE**

Payment of Principal & Interest $ 1,325,000.00

**DEBT SERVICE-UNION COUNTY IMPROVEMENT**

1998 Lease (Airport) $200,000.00

2010 Lease (Airport) $1,155,000.00

2003 Lease (P.A.L.) $135,000.00

2004 Lease (Wood Avenue) $250,000.00

Morningstar $465,000.00

2007 Lease Library Supplemental $385,000.00

Refunding Services 2016 $2,300,000.00

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be

transmitted to the Chief Financial Officer for his record

**RESOLUTION: 2017-13**

**RESOLUTION FOR EDMUNDS & ASSOCIATES, INC.**

**WHEREAS**, there exists a need to provide maintenance and technical support for the City of Linden’s Financial Accounting and Electronic Requisition System for the period of January 1, 2017 through December 31, 2017; and

**WHEREAS**, pursuant to NJSA 19-44A-20 et seq, the City Treasurer has determined and certified in writing that the anticipated value will not exceed $27,010.00; and

**WHEREAS,** Edmunds and Associates Inc 301 A Tilton Road Northfield, NJ 08225 has agreed to provide the necessary services as outlined in the sum not to exceed $27,550.00; and

**WHEREAS**, pursuant to NJSA 19:44A-20.4 Edmunds and Associates Inc is prohibited from making reportable contributions through the term of the contract to any political or candidate committee prohibited in the Business Entity Disclosure Certification; and

**WHEREAS**, the services required to be performed constitutes an exception to public bidding pursuant to the Local Public Contracts Law NJSA 40A:11-5 (1)(dd); and

**BE IT FURTHER RESOLVED**, that the said sum not to exceed $27,550.00 be charged to 7-01-20-131-113-273; and

**NOW THEREFORE BE IT RESOLVED**, by the City Council of the City of Linden that Edmunds and Associates is hereby awarded a contract to provide necessary services.

**RESOLUTION:** **2017-14**

**RESOLUTION ENGAGING GREENER BY DESIGN, LLC TO ASSIST THE CITY OF LINDEN IN REDEVELOPMENT SPECIALIST SERVICES FOR THE CITY OF LINDEN**

**WHEREAS**, there exists within the City of Linden the need for a consultant in order to continue various redevelopment specialist services and for the purpose of assisting the City of Linden with redevelopment projects within the City of Linden ; and

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

**WHEREAS**, Greener by Design, LLC submitted a qualification to the City and has qualified for the aforesaid services for 2017; and

**WHEREAS**, pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11‑1 et seq.), such services are considered "Professional Services" as within the scope of a licensed and regulated profession, and same may be awarded without competitive bidding; and

**WHEREAS**, Greener by Design, LLC, having offices at 94 Church Street, Suite 301, New Brunswick, New Jersey 08901, possesses the requisite professional certification and experience necessary to serve in said position; and

**WHEREAS**, funds will be made available for this purpose to be charged to Account No. 7-01-20-110-103-255;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that a contract for Professional Services be and hereby is awarded to Greener by Design, LLC at a fee of $7,000.00 per month, beginning January 1, 2017 through December 31, 2017 for a total not to exceed $84,000.00. These funds are to be reimbursed by redevelopment agreements made with the City of Linden; and

**BE IT FURTHER RESOLVED**, that the scope of such services shall include assisting the City of Linden in identifying Redevelopment Agreements and work on escrow account funding and assistance with respect to redevelopment programs that are responsive to the needs of the City of Linden; and

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk be and hereby are empowered and directed to execute a contract with Greener by Design, LLC to effectuate the foregoing; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution be published according to law.

**Resolution: 2017-15**

**A RESOLUTION AUTHORIZING THE MUNICIPAL TREASURER TO INVEST AND REINVEST FUNDS IN 2017 FOR THE CITY OF LINDEN**

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

That Alexis Zack, Chief Financial Officer / Municipal Treasurer, be and she is hereby authorized to invest and reinvest in treasury obligations of the United States, certificates of deposit and savings certificates at such time and in such amounts as she deems necessary.

**BE IT FURTHER RESOLVED** that the CFO/Treasurer shall make a monthly report to the City Council of the investments made by her.

**RESOLUTION:** **2017-16**

**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**

**WHEREAS**, there exists within the City of Linden the need for a consultant in order to continue to obtain grants and for the purpose of assisting the City of Linden in identifying state and federal funding programs; and

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

**WHEREAS**, Muller Bohlin Associates submitted a qualification to the City and has qualified for the aforesaid services for 2017; and

**WHEREAS**, pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11‑1 et seq.), such services are considered "Professional Services" as within the scope of a licensed and regulated profession, and same may be awarded without competitive bidding; and

**WHEREAS**, Muller Bohlin Associates, having offices at 101B North Wood Ave., Suite B, Linden, NJ 07036 possesses the requisite professional certification and experience necessary to serve in said position; and

**WHEREAS**, funds will be made available for this purpose to be charged to Account No: 7-01-20-110-103-256;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that a contract for Professional Services be and hereby is awarded to Muller Bohlin Associates at a fee not to exceed $110,000.00. These funds will be paid from the grants that Muller Bohlin brings into the City of Linden; and

**BE IT FURTHER RESOLVED**, that the scope of such services shall include assisting the City of Linden in identifying State, Federal & Local Grant funding sources and rendering technical advice and assistance with respect to identifying funding programs that are responsive to the needs of the City of Linden; and

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk be and hereby are empowered and directed to execute a contract with Muller Bohlin Associates to effectuate the foregoing; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution be published according to law.

**Resolution: 2017-17**

**RESOLUTION ENGAGING NW FINANCIAL GROUP INC. AS**

**FINANCIAL AND INVESTMENT ADVISORS TO THE CITY OF LINDEN**

**WHEREAS**, there exists within the City of Linden the need for a financial and investment advisors; and

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

**WHEREAS**, NW Financial, Inc. submitted a qualification to the City and has qualified for the aforesaid services for 2017; and

**WHEREAS**, pursuant to the Local Public Contracts Law (N.J.S.A. 40A:11 1 et seq.), such services are considered "Professional Services" as within the scope of a licensed and regulated profession, and same may be awarded without competitive bidding; and

**WHEREAS**, NW Financial, Inc., having offices at 3000 Atrium Way, Suite 240, Mount Laurel, New Jersey 08054, possesses the requisite professional certification and experience necessary to serve in said position; and

**WHEREAS**, funds will be made available for this purpose to be charged to Account No. 7-01-20-130-115-255;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that a contract for Professional Services be and hereby is awarded to NW Financial at a total sum not to exceed $35,000.00 for the term of January 1, 2017 through December 31, 2017; and

**BE IT FURTHER RESOLVED**, that the scope of such services shall include assisting the City of Linden as financial and investment advisors City of Linden; and

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk be and hereby are empowered and directed to execute a contract with NW Financial, Inc. to effectuate the foregoing; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution be published according to law.

**RESOLUTION: 2017-18**

**Resolution authorizing re-establishment of Petty Cash Funds**

Whereas, the Police Chief, Fire Chief, General Supervisor Public Works, Director of Public Property, Purchasing Agent and OEM Coordinator all have permission from the State of New Jersey, Division of Local Government Services to maintain petty cash funds; and

Whereas, in accordance with the law, all petty cash funds must be turned over to the Chief Financial Officer/Municipal Treasurer at the end of each year in the same amount as was originally issued.

Now therefore be it resolved by the Governing Body of the City of Linden that the Chief Financial Officer/Municipal Treasurer is hereby authorized to re-establish the petty cash funds for the year 2017 as follows:

Fire Chief Joseph Dooley $100.00

Police Chief Jonathan Parham $200.00

OEM Coordinator David Hart $100.00

Director of Public Property Alfred MacDonald $200.00

General Supervisor Public Works John Venditto $100.00

Purchasing Agent Annmarie Whelan $100.00

***RESOLUTION:* 2017-19**

***CITY OF LINDEN RESOLUTION TO ESTABLISH DEBT SERVICE FOR SANITARY LANDFILL***

**WHEREAS,** N.J.S. 40-A:4-19 provides authority for appropriating in a temporary resolution the permanent debt service requirements for the coming fiscal year providing that such resolution is not made earlier than December 20, of the year preceding the beginning of the calendar year; and

**WHEREAS,** the date of this resolution is subsequent to December 20, 2016; and

**WHEREAS,** principal and interest will be due on various dates from January 1, 2017 to December 31, 2017, inclusive, on sundry bonds issued and outstanding:

**NOW, THEREFORE, BE IT RESOLVED** that the following appropriations be made to cover the period from January 1, 2017 to December 31, 2017 inclusive:

**DEBT SERVICE-CITY OF LINDEN - DEDICATED LANDFILL BUDGET**

Payment of Bond Anticipation Notes $105,000.00

Interest on Notes $20,000.00

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be transmitted to the Chief Financial Officer for their record.

**Resolution: 2017-20**

**RESOLUTION OF THE CITY OF LINDEN TO AUTHORIZE PARTICIPATION IN THE STATE HEALTH BENEFITS PLAN**

**WHEREAS**, the City of Linden wishes to provide quality and affordable health benefits to eligible employees and retirees; and

**WHEREAS**, the City wishes to continue participation in the State Health Benefits Plan (SHBP) for medical benefits for eligible employees and retirees, based upon a review of marketplace options for the period January 1, 2017 through March 31, 2017, and

**WHEREAS**, the award of the health benefits services for the SHBP is done in accordance with state law for such professional services; and

**WHEREAS**, acceptance of this proposal shall result in the renewal of the existing medical plan;

**NOW, THEREFORE, BE IT RESOLVED**, the City of Linden wishes to continue enrollment in the SHBP in accordance with the following costs:

Health Insurance Premiums not to exceed $4,992,061.00

**RESOLUTION: 2017-21**

**RESOLUTION ENGAGING SUPLEE, CLOONEY & COMPANY AS AUDITORS**

**WHEREAS,** there exists within the City of Linden the need for a municipal auditor for the year 2017; and

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

**WHEREAS,** Suplee, Clooney & Company submitted a qualification to the City and has qualified for the aforesaid services: and

**WHEREAS,** pursuant to the Local Public Contracts Law (N.J.S. 40A:11-1 et seq.), such services are considered "Professional Services" as within the scope of a licensed and regulated profession, and same may be awarded without competitive bidding; and

**WHEREAS,** Registered Municipal Accountants, of Suplee, Clooney & Company, Certified Public Accountants, possesses the requisite professional certification and experience necessary to serve in said position; and

**WHEREAS,** the Finance Director has certified to the availability of funds for this purpose, to be charged to Account No. 7-01-20-135-114-255;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that a contract for Professional Services be and hereby is awarded to Suplee, Clooney & Company at a fee not to exceed $88,975.00; and

**BE IT FURTHER RESOLVED,** that the scope of such services shall include the audit; the rendition of financial advice; assistance in the preparation of the yearly financial statement and budget; and such other necessary services as may be required by the City within the limitations of the fee set forth above; and

**BE IT FURTHER RESOLVED**, that the Mayor and City Clerk be and hereby are empowered and directed to execute a contract with Suplee, Clooney & Company to effectuate the foregoing; and

**BE IT FURTHER RESOLVED,** that a copy of this Resolution be published according to law.

**RESOLUTION: 2017-22**

**RESOLUTION FOR ASSOCIATED HUMANE SOCIETIES, INC. FOR ANIMAL CONTROL SERVICES SOLICITED BY QUOTATIONS FOR THE CITY OF LINDEN**

**WHEREAS**, the City of Linden wishes to purchase animal control services from Associated Humane Societies Inc., 124 Evergreen Ave, Newark, NJ 07114 for the City of Linden; 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,** Associated Humane Societies, Inc. was solicited for quotations; and

**WHEREAS,** Associated Humane Societies, Inc. provided the most advantageous quote, price and others factors considered in the total amount not to exceed $120,000.00 for services rendered from January 1, 2017 through December 31, 2017; and

**WHEREAS**, the Chief Finance Officer has certified the availability of funds for this award, which will be charged to 7-01-27-340-187-271; and

**NOW THEREFORE BE IT RESOLVED** Associated Humane Societies, Inc. be awarded a contract to supply animal control services at the low quote not to exceed $120,000.00 for services rendered from January 1, 2017 through December 31, 2017.

**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: 2017-23**

**Resolution Authorizing a Change In Custodian Of Petty Cash Fund for the**

**Office of Emergency Management to Dave Hart**

WHEREAS, James Schulhafer, Police Chief was custodian of the Office of Emergency Management Petty Cash Fund, and

WHEREAS, in accordance with N.J.S.A. 40:5-21, the State of New Jersey, City of Linden is changing custodians to Captain Dave Hart; and

WHEREAS, Dave Hart is bonded in the amount of $200.00 by virtue of a surety bond.

NOW, THEREFORE, BE IT RESOLVED that the City of Linden, County of Union hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval Adopted this 3rd day of January 2017 Certified as a true copy of an original.

**Resolution: 2017-24**

**RESOLUTION AUTHORIZING AWARD**

**OF CONTRACT FOR PROFESSIONAL**

**SERVICES OF BOND COUNSEL**

**WHEREAS,** there exists the need for retaining the specialized legal services of bond counsel in connection with the authorization, issuance and sale of bonds or notes of the City of Linden in the County of Union, State of New Jersey, including the review of such procedures and the rendering of approving legal opinions acceptable to the financial community for the year 2017; and

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

**WHEREAS,** Gibbons, P.C. submitted a qualification to the City and has qualified for the aforesaid services: and

**WHEREAS,** Gibbons, P.C. is a law firm which can provide such specialized legal services as bond counsel; and

**WHEREAS,** the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that notice of the adoption of a resolution authorizing the award of a contract for professional services without competitive bids must be publicly advertised;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN IN THE COUNTY OF UNION AND STATE OF NEW JERSEY,** as follows:

**1.** The law firm of Gibbons, P.C., a Partnership including Professional Corporation, One River Front Plaza, Newark, New Jersey 07102 is hereby retained as Bond Counsel for the City to provide the specialized legal services necessary in connection with the authorization, issuance and sale of bonds or notes by the City.

**2.** The Mayor and City Clerk are hereby authorized and directed to execute and deliver on behalf of the City a contract with said Bond Counsel in the form attached to this resolution.

**3.** The contract is awarded without competitive bidding as a "professional service" under the provisions of the Local Public Contracts Law, (N.J.S.A. 40A:11-5 (1) (a)) because the contract is for specialized services to be performed by persons authorized by law to practice a recognized profession, whose practice is regulated by law.

**4.** A copy of this resolution, as well as the contract attached hereto, shall be placed on file in the office of the City Clerk.

**5.** A notice of contract award and the adoption of this resolution shall be published as required by law within ten (10) days of the passage of this resolution.

1. This resolution shall take effect immediately.

**RESOLUTION: 2017-25**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDEN, COUNTY OF UNION, NEW JERSEY REFERRING TO THE PLANNING BOARD FOR REVIEW AND COMMENT CERTAIN AMENDMENTS TO THE REDEVELOPMENT PLAN FOR THE ST. GEORGES AVENUE REDEVELOPMENT AREA – PHASE II, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, *N.J.S.A*. 40A:12A-1 *et seq.***

**WHEREAS,** the Local Redevelopment and Housing Law, *N.J.S.A.* 40A:12A-1 *et seq*. (the “Redevelopment Law”), authorizes a municipality to determine whether certain parcels of land in the municipality constitute “areas in need of rehabilitation” and/or “areas in need of redevelopment”; and

**WHEREAS**, in January 1998, the Redevelopment Plan for the St. Georges Avenue Redevelopment Area – Phase II was adopted by the City of Linden, New Jersey (the “**Redevelopment Plan**”); and

**WHEREAS** on April 19, 2011, the City Council adopted Ordinance No. 55-16 which served to replace the Redevelopment Plan with the an Amended Redevelopment Plan (“**Amended Redevelopment Plan**”); and

**WHEREAS**, the City Council has determined it to be in the City’s best interests to further amend the Amended Redevelopment Plan in order to effectuate redevelopment on certain parcels within the Redevelopment Area (“**Proposed Amendments**”); and

**WHEREAS**, the City Council desires to refer to the Planning Board certain amendments to the St. Georges Avenue Redevelopment Area – Phase II, as described on *Exhibit A* attached hereto, for its review and comment, pursuant to *N.J.S.A.* 40A:12A-7 of the Redevelopment Law.

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Linden, County of Union, New Jersey that:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. Pursuant to *N.J.S.A*. 40A:12A-7(e), the City Council hereby refers the amendments to the St. Georges Avenue Redevelopment Area – Phase II, as described on *Exhibit A* attached hereto, to the Planning Board for review and recommendation. The Planning Board shall prepare a report regarding its recommendations as to the aforementioned amendments to the St. Georges Avenue Redevelopment Area – Phase II and submit same to the City Council within 45 days after referral, as required by the Redevelopment Law.
3. The City Clerk shall forward a copy of this Resolution, and the proposed amendments to the St. Georges Avenue Redevelopment Area – Phase II attached hereto as *Exhibit A*, to the Planning Board for review.
4. This Resolution shall take effect immediately.

**ORDINANCES ON FIRST READING**

**AN ORDINANCE ENTITLED:**

**#61-1 AN ORDINANCE AMENDING THE REDEVELOPMENT PLAN FOR THE ST. GEORGES AVENUE REDEVELOPMENT AREA – PHASE II.**

Council President Alvarez asked if there were any comments from the public. There were none. Ordinance #61-1 was introduced by Mrs. Cosby-Hurling and was read on first reading by the Deputy Clerk.

Upon motion of Mrs. Cosby-Hurling, seconded by Mrs. Ormon the foregoing Ordinance was on roll call vote unanimously ordered approved.

**ANNOUNCEMENT**

**President Alvarez announced that on behalf of Mayor Armstead, himself, Councilwoman Ormon, Councilman Medina, the Linden City Democratic Committee, and Democratic Chairman Nicholas Scutari all are invited to the JTG Center for sandwiches and refreshments.**

**President Alvarez announced the following Council Meetings:**

**Conference meeting: Monday, January 16, 2017 at 6:00 p.m., Council Office, City Hall, Linden, NJ.**

**Conference meeting prior to the Council meeting: Tuesday, January 17, 2017 at 6:00 p.m., Council Office, City Hall, Linden, NJ.**

**Council meeting: Tuesday, January 17, 2017 at 7:00 p.m., Council Chambers, City Hall, Linden, NJ.**

**ADJOURNMENT**

**There being no further business to come before Council, Mr. Strano moved to adjourn the meeting. The motion was seconded by Mrs. Ormon, and was unanimously ordered approved by a roll call vote. The meeting was adjourned at 8:00 pm.**

**Respectfully submitted,**

**Joseph C. Bodek**

**City Clerk**