**Minutes of the Regular**

**Meeting of the 2017 Council of the**

**City of Linden, held Tuesday**

**October 17, 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, October 17, 2017 at 7:10 pm. The meeting was called to order by Council President 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.

A roll call showed the following members were present:

**ROLL CALL**

Councilwoman Lisa Ormon

Councilman Barry Javick

Peter Brown

“ Monty Brooks

Councilwoman Cosby

Councilman Robert Sadowski

Councilman Ralph Strano

Councilwoman Michele Yamakaitis

Councilwoman Gretchen Hickey

Council President Jorge Alvarez

Mayor Derek Armstead

Mr. Medina was excused from the meeting.

**APPROVAL OF MINUTES**

Mrs. Ormon moved for approval of the minutes of the September 19, 2017 Council meeting. The motion was seconded by Mrs. Hickey and was unanimously ordered approved by a roll call vote.

**PRESENTATIONS**

**2017**

**Police Officer of the Year**

**Peter Hammer**

President Alvarez called upon Mayor Armstead and Chief Parham to make a presentation to police officer Peter Hammer. Mayor Armstead noted that a resolution had been prepared for Officer Hammer, but the words in the resolution cannot compare to the type of police officer that Officer Hammer is. The Mayor spoke about the incident that earned Officer Hammer this recognition, and the type of officer, and person that the Officer is. The Mayor read the resolution, presented it to Officer Hammer, and thanked him for being a great police officer in Linden. Officer Hammer spoke, noting that he was not a public speaker, but was here to do his job, the best job he could do. Chief Parham spoke about the incident, about the kind of man he is, and the kind of police officer he is. The Chief stated that Officer Hammer truly is the guy, who does not run from the fight, but runs toward it. He concluded by stating how proud he was of Officer Hammer.

**Breast Cancer Awareness Month**

**Nancy Braxton**

President Alvarez called upon Mayor Armstead, Ms. Cosby, and Mrs. Hickey, a breast cancer survivor, to make the presentation to Nancy Braxton. Ms. Cosby called upon Ms. Braxton to come forward. She noted that Ms. Braxton was a two time survivor, and spoke about the reasons for recognizing Ms. Braxton. Ms. Cosby read the resolution honoring Ms. Braxton. Mayor Armstead spoke about how tough Ms. Braxton was. Ms. Braxton, thanked everyone, and thanked God for pulling her out of the fire, twice. She also spoke about what it is like to have breast cancer, and stressed the importance of all woman getting checked, as early detection is the key to survival.

**ORDINANCE HELD FROM THE SEPTEMBER 19, 2017 MEETING**

**#61-48 A bond ordinance authorizing various capital improvements at the Linden Train Station, and appropriating $1,000,000.00 therefore and authorizing the issuance of $950,000. Bonds or notes to finance part of the cost thereof.**

Mrs. Ormon moved to hold the Ordinance #61-48. The motion was seconded by Mr. Strano and was unanimously ordered approved by a roll call vote.

**ORDINANCE ON HEARING**

President of Council Jorge Alvarez announced that this is the date designated for the hearing and

further consideration respecting an ordinance entitled:

**#61-64 An ordinance to amend and supplement Chapter XIV, Fire Prevention and Protection of an ordinance entitled, “An Ordinance adopting and enacting the revised General Ordinances of the City of Linden, 1999, “ passed November 23, 1999 and approved November 24, 1999, and as amended and supplemented.**

**DELETE:**

**Section 14-1.9, Additional Inspections and Fees in its entirety.**

**ADD:**

**New Section 14-1.9 Additional Required Inspections and Fees.**

President of Council Jorge Alvarez announced that the hearing was now open, that all persons interested would be given an opportunity to be heard concerning the Ordinance and the Clerk will read the Ordinance. Thereupon President of Council Jorge Alvarez inquired if there were any written objections.

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

There being no persons to be heard, Mr. Sadowski moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mrs. Yamakaitis and on a roll call vote the foregoing ordinance was unanimously ordered approved by a roll call vote.

President of Council Jorge Alvarez announced that this is the date designated for the hearing and

further consideration respecting an ordinance entitled:

**#61-65 Bond ordinance providing an appropriation of $57,200 for acquisition of Pay per Space Kiosk Stations for and by the City of Linden and authorizing the issuance of $54,340 bonds or notes of the City for financing part of the appropriation.**

President of Council Jorge Alvarez announced that the hearing was now open, that all persons interested would be given an opportunity to be heard concerning the Ordinance and the Clerk will read the Ordinance. Thereupon President of Council Jorge Alvarez inquired if there were any written objections.

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

There being no persons to be heard, Mr. Strano moved that the hearing be closed and the ordinance be adopted. The motion was seconded by Mrs. Ormon and on a roll call vote the foregoing ordinance was unanimously ordered approved by a roll call vote.

**CONSENT AGENDA**

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

1. The amount of money collected during the month of September 29, 2017 and turned over to the treasurer’s office is as follows:

2018 Taxes $2,054.96

2017 Taxes $977,315.12

2016 Taxes $1,000.95

Garbage Fee Payments $47,086.52

Garbage Fee Penalty $845.00

Municipal Lien Redemption $0.00

Duplicate Tax Sale Certificate $0.00

Tax Search $0.00

Lien Redemption Request Fee $50.00

Year End Penalty $0.00

Returned Check Fee Paid $80.00

Returned Check Fee Garbage Paid $0.00

Returned Check 2016 (Disallowed) ($250.00)

Returned Check 2017 ($4,390.44)

Returned Check Interest ($133.37)

Returned Online Payment 2017 Taxes ($0.00)

Returned Online Interest (S0.00)

Returned Check Garbage Fee ($0.00)

Returned Check Garbage Fee Penalty ($0.00)

Adv. Before Tax Sale $0.00

State Audit Payment $1,750.00

Premium $0.00

Sewer Clean out charge $1,400.00

DPW Reso payments $1,400.00

Interest $22,782.97

Total $1,050,991.71

**Tax Sale** Requesting the refund of the premium paid at the 2013, 2016 & 2017 tax sale on the

following block & lot.

**Block Lot Redemption Date CTF# Amount**

3 10 9/21/17 16-00001 $1,400.00

99 11.01 9/21/17 16-00073 $1,400.00

124 19 9/26/17 16-00093 $1,100.00

281 7 9/21/17 16-00199 $1,400.00

312 10 9/11/17 16-00219 $1,400.00

399 16 9/14/17 15-00233 $1,400.00

549 6.01 9/21/17 14-00336 $4,200.00

567 8 10/3/17 16-00361 $1,100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $13,400.00 payable to: FWDSL & Associates, LP, Attention: Jared Cucci, 17 W. Cliff Street, Somerville, NJ 08876 charging same to account #-7-01-55-276-999-956.

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

lot.

**Block Lot Redemption Date CTF# Amount**

22 16 9/22/17 16-00012 $1,000.00

41 19 9/19/17 16-00031 $1,000.00

155 20 9/21/17 16-00129 $1,000.00

190 10 9/25/17 16-00148 $100.00

260 4 9/22/17 16-00192 $1,000.00

277 4 9/21/17 16-00195 $100.00

487 3 9/21/17 16-00318 $1,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $5,200.00 payable to: US Bank Cust for PC6, LLC Sterling National, 50 South 16th Street, Suite #2050, Philadelphia, PA 19102, charging same to account #-7-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2017 tax sale on the following blocks & lots.

**Block Lot Redemption Date CTF# Amount**

40 1 9/27/17 16-00028 $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: Actlien Holding, US Bank Cust, Actlien Holding, Tower DBW VI 50 South 16th Street, Suite 2050, Philadelphia, PA 19102, charging same to account #-7-01-55-276-999-956.

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

**Block Lot Redemption Date CTF# Amount**

51 33 9/15/17 16-00037 $7,800.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $7,800.00 payable to: MTAG Cust for Empire VIII NJ Portfolio, P.O. Box 2208, Hicksville, NY 11802, charging same to account #7-01-55-276-999-956.

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

**Block Lot Redemption Date Cert# Premium**

155 15 10/3/17 15-00106 $1,800.00

393 26 9/19/17 15-00231 $1,500.00

504 1 9/14/17 15-00290 $17,700.00

577 13 10/5/17 15-00343 $1,500.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $22,500.00 payable to: MTAG Cust Fig Cap Invest NJ, 13, P.O. Box 54472, New Orleans, LA 70154, charging same to account #7-01-55-276-999-956.

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

**Block Lot Redemption Date CTF# Amount**

158 11 9/14/17 16-00131 $800.00

178 9 9/21/17 16-00141 $1,100.00

198 35 9/28/17 16-00156 $800.00

201 11 C0042 10/3/17 16-00162 $100.00

223 7 9/21/17 16-00173 $100.00

377 24 9/21/17 16-00246 $1,100.00

415 15 10/3/17 16-00269 $800.00

471 6 9/19/17 16-00296 $100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $4,900.00 payable to Trystone Capital Assets, LLC., 575 Route #-70, 2nd Floor, P.O. Box 103, Brick, NJ 08723, charging same to account #-7-01-55-276-999-956.

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

**Block Lot Redemption Date CTF# Amount**

163 13 9/20/17 16-00134 $7,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $7,200.00 payable to: KCC Promised Lands, LLC, 2560 Route 22 East, # 175, Scotch Plains, NJ 07076 charging same to account #-7-01-55-276-999-956.

**Credit Balance** 2034 Ingalls Avenue

There now exists a credit balance on the above referenced block & lot due to an overpayment by old owners Mortgage Company paid twice 2017-3rd quarter. The overpayment amount is $2,011.84.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,011.84, payable to Core Logic Tax Services, Attention: Kathy Bishop, 92-16 220th Street, Queens Village, NY 11428 charging same to account #7-01-55-288-999-904..

**Credit Balance** 423 Bernard Avenue

The above referenced owners Mortgage Company and the new owner’s title agency have paid the 2017 3rd quarter property taxes creating this overpayment and the old owner’s mortgage company entitled a refund in the amount of $1,980.27.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,980.27, payable to Core Logic Tax Services, Attention: Kathy Bishop, 92-16 220th Street, Queens Village, NY 11428 charging same to account #-7-01-55-288-999-904.

**Tax Sale** 1618 Essex Avenue

The above referenced owners Mortgage Company and the new owner’s title agency have paid the 2017 1st quarter property taxes creating this overpayment and the old owner’s mortgage company entitled a refund in the amount of $1,881.12.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,881.12, payable to Core Logic Tax Services, Attention: Kathy Bishop, 92-16 220th Street, Queens Village, NY 11428 charging same to account #-7-01-55-288-999-904.

**Credit Balance** 1156 Passaic Avenue

The above referenced old owner’s Mortgage Company and the owner have paid part of the 2011 4th quarter property taxes creating this overpayment and the new owner’s mortgage company is entitled a refund in the amount of $2,000.00.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,000.00 payable to: Lereta, LLC, Returns & Refunds, 1123 Park View Drive, Covina, CA 91724 charging same to # 7-01-55-288-999-904.

**Credit Balance** 915 Union Street

The above referenced owners Mortgage Company and the new owner’s title agency have paid the 2017 3rd quarter property taxes creating this overpayment and the old owner’s mortgage company entitled a refund in the amount of $1,634.73.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,634.73, payable to Core Logic Tax Services, Attention: Kathy Bishop, 92-16 220th Street, Queens Village, NY 11428 charging same to account #-7-01-55-288-999-904.

**Tax Sale** 915 Carnegie Street

There now exists a credit balance on the above referenced block & lot due to an overpayment by old owners Mortgage Company paid and the new owner have paid the 2017-3rd quarter. The overpayment amount is $2,259.15.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,259.15, payable to Core Logic Tax Services, Attention: Kathy Bishop, 92-16 220th Street, Queens Village, NY 11428 charging same to account #7-01-55-288-999-904..

**Overpayment** 613 Carnegie Street

2017 3rd qtr overpayment

The above referenced owner’s Mortgage Company and the owner have paid the 2017 3rd quarter property taxes creating this overpayment and the owner is entitled a refund in the amount of $2,481.91.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,481.91.payable to: Brian Lee & Melissa Garcia, 613 Carnegie Street, Linden, NJ 07036, charging same to # 7-01-55-288-999-904.

**Block 121 Lot 11**

**906 Mc Candless Street**

**Posting Error**

There now exists a credit balance on the above referenced block & lot due to a posting error paid towards the Garbage Fee instead of the Sewer billing. The overpayment amount is $59.25.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $59.25 payable to L.R.S.A., 5005 South Wood Avenue, P.O. Box 4118, Linden, NJ 07036 charging same to account #7-01-08-607-011.

**Overpayment** 728 Bergen Avenue

The above referenced owners Mortgage Company and the new owner’s title agency have paid the 2017 1st quarter property taxes creating this overpayment and the old owner’s mortgage company entitled a refund in the amount of $3,034.59.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $3,034.59, payable to Core Logic Tax Services, Attention: Kathy Bishop, 92-16 220th Street, Queens Village, NY 11428 charging same to account #-7-01-55-288-999-904.

**Refund of Property Taxes** Block 154 Lot 5

Nathaniel Johnson Jr.

801 Bower Street

This property owner has been deemed a 100% Disabled Veteran by the V.A. as of March 7, 2016. Mr. Johnson is entitled to the 100% Disabled Veteran Status from this date on per Michael Frangella. The Homestead Benefit for 2014 was forwarded to the City and the property owner is entitled to a refund in the amount of $441.53.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $441.53, payable to: Nathaniel Johnson Jr., 801 Bower Street, Linden, NJ 07036, charging same to account #-7-01-55-288-999-904.

**Credit Balance** Block 201 Lot 11- C022

104 E. Elizabeth Avenue, Unit #220

There now exists a credit balance on the above referenced block & lot due to an estimated overpayment by the title agency on the 2016 4th.The overpayment amount is $2,085.84.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,085.84 payable to: Key Settlements, Inc., 1719 Route 10 East, Suite #-307, Parsippany, NJ 07054 charging same to account #-7-01-55-288-999-904.

**Overpayment** Block 201 Lot 11- C048

104 E. Elizabeth Avenue, Unit #412

2014 & 2015 Overpayments

The above referenced owner’s Mortgage Company and the owner’s title agency have paid the 2014 3rd quarter & the 2015 1st quarter property taxes creating this overpayment and the owner is entitled refund in the amount of $906.61.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $906.61 payable to: Bastiaan G. Schuttevaer, 104 E. Elizabeth Avenue, Unit #412, Linden, NJ 07036, charging same to account #-7-01-55-288-999-904.

**Refund of Overpayment** Due to Homestead Benefit Credit

Block 229 Lot 8

Estate of John H. & Patricia L. Birch

40 Elmwood Terrace

There now exists a credit balance on the above referenced block & lot due to the payment of the 2014 1st taxes prior to the Homestead Benefit Credit being issued by the State of New Jersey. Required the Homestead Benefit Credit was applied to the 2014 1st quarter, and the Executor& Executrix are entitled to the refund.

Therefore, it would be in order for the council to authorize the treasurer to issue a check

in the amount of $430.18payable: Joe Birch & Carole Birch, 625 Beechwood Road, Linden, NJ 07036 refunds charging same to account # 7-01-55-288-999-904.

**Credit Balance** 317 Helen Street

There now exists a credit balance on the above referenced block & lot due to an overpayment by owner paid towards the property taxes since the time of a fire. The Tax Assessor has reduced the assessment for 2017. The overpayment amount is $4,339.18.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $4,339.18, payable to Edgar Quinonez, 15 Morris Avenue, Edison, NJ 08837 charging same to account #7-01-55-288-999-904.

**Refund** 123 Edgewood Road

2017 3rd qtr overpayment

The above referenced owner’s Mortgage Company and the owner have paid the 2017 3rd quarter property taxes creating this overpayment and the owner is entitled a refund in the amount of $2,245.12.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,245.12.payable to: Joseph Spiekerman, 123 Edgewood Road, Linden, NJ 07036, charging same to # 7-01-55-288-999-904.

**Overpayment** Block 330 Lot 1

Estate of Perry Meyer

2217 De Witt Terrace

2017 2nd qtr. overpayment

The above referenced owner’s Mortgage Company and the owner’s Estate Administrator have paid the 2017 2nd quarter property taxes creating this overpayment and the owner is entitled a refund in the amount of $2.519.03.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,519.03.payable to: Estate of Perry Meyer, John L. Pritchard, P.O. Box 2225, Union, NJ 07083, charging same to # 7-01-55-288-999-904.

**Credit Balance** Block 334 Lot 3

1503 De Witt Terrace

There now exists a credit balance on the above referenced block & lots due to the attorney and the new owner’s mortgage company paying the 2017 2nd quarter taxes in the amount of $2,623.45.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,623.45, payable to: The Batista Law Firm, 900 Westminster Avenue, Hillside, NJ 07205, charging same to account #-7-01-55-288-999-904.

**Credit Balance** Block 334 Lot 15

1416 Thelma Terrace

The above referenced owners Mortgage Company and the owner’s title agency have paid the 2017 1st quarter property taxes creating this overpayment and the old owner’s mortgage company entitled a refund in the amount of $2,054.59.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,054.59, payable to Core Logic Tax Services, Attention: Kathy Bishop, 92-16 220th Street, Queens Village, NY 11428 charging same to account #-7-01-55-288-999-904.

**Overpayment** Block 343 Lot 9

706 Lindegar Street

The above referenced owners Mortgage Company and the owner’s title agency have paid the 2017 3rd quarter property taxes creating this overpayment and the old owner’s mortgage company entitled a refund in the amount of $1,657.96.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,657.96, payable to Core Logic Tax Services, Attention: Kathy Bishop, 92-16 220th Street, Queens Village, NY 11428 charging same to account #-7-01-55-288-999-904.

**Overpayment** Block 350 Lot 2

437 De Witt Street

The above referenced owners Mortgage Company and the new owner’s title agency have paid the 2017 3rd quarter property taxes creating this overpayment and the old owner’s mortgage company entitled a refund in the amount of $1,915.37.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,915.37, payable to Core Logic Tax Services, Attention: Kathy Bishop, 92-16 220th Street, Queens Village, NY 11428 charging same to account #-7-01-55-288-999-904.

**Overpayment** Block 366 Lot 34

2024 Verona Avenue

The above referenced owners Mortgage Company and the owner’s title agency have paid the 2014 4th quarter property taxes creating this overpayment and the old owner’s mortgage company entitled a refund in the amount of $1,901.34.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,901.34, payable to Core Logic Tax Services, Attention: Kathy Bishop, 92-16 220th Street, Queens Village, NY 11428 charging same to account #-7-01-55-288-999-904.

**Garbage Refund** Block 540 Lot 2

14 E. 19th Street

2017 Garbage Fee Overpayment Refund

There now exists a credit balance on the above referenced block & lot due to the former owner’s title agency paying additional garbage fees. The former owner’s title agency is entitled to a refund of $131.50.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $131.50 payable to: CTL Title Insurance Agency, Inc, 1103 Laurel Oak Road, Suite #-146, Voorhees, NJ 08043, charging same to account #7-01-08-607-011.

**Benefit** Block 582 Lot 46

Edilberto Garcia & Mary Montana

220 Irene Street

Homestead Benefit

There now exists a credit balance on the above referenced block & lot due to an overpayment by owner paid towards the property taxes at the time of the State of New Jersey purchasing this property and then the State paying the Homestead Benefit Credit to the City. The overpayment amount is $345.59.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $345.59, payable to Edilberto Garcia & Mary Montana, **606 Washington Avenue, 1st Floor**, Linden, NJ 07036 charging same to account #7-01-55-288-999-904..

**Overpayment** Block 394 Lot 8

Paula Figueiredo

1549 Cornell Drive

2011 4th qtr. overpayment

The above referenced owner’s Mortgage Company and the owner’s Title Company have paid the 2011 4th quarter property taxes creating this overpayment and the owner is entitled a refund in the amount of $1,079.85.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,079.85.payable to: Paula Figueiredo, 1549 Cornell Drive, Linden, NJ 07036, charging same to # 7-01-55-288-999-904.

**Overpayment** Block 353 Lot 27

Cesar Bastidas & Julissa Huasipoma

352 Miltonia Street

The above referenced owners Mortgage Company and the owner’s title agency have paid the 2016 4th quarter property taxes creating this overpayment and the old owner’s mortgage company entitled a refund in the amount of $1,967.74.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $1,967.74, payable to Core Logic Tax Services, Attention: Kathy Bishop, 92-16 220th Street, Queens Village, NY 11428 charging same to account #-7-01-55-288-999-904.

**(\*\*\*) Municipal Treasurer:**

1. Advising that the following City Employees have filed for retirement:

**Department Employee Title Date**

Police Department Mark Kahana Police Officer Nov. 1, 2017

Police Department Angel Padilla Police Officer Nov. 1, 2017

**(\*\*\*) CITY CLERK**

1. Requesting approval of the following bingo/raffle applications which have been

submitted to the City Clerk’s Office

**Application # Organization Raffle Fees**

RA-1620 Presbyterian Church 50/50 $20.00

RA-1621 Linden Lyons 50/50 n/a

(\*\*\*) **CAR, TRUCK, BIKE & AIRPLANE SHOW – SCHOLARSHIP FUNDRAISER:**

1. Advising that the City of Linden will be co-sponsoring the event along with Mayor Derek Armstead, the Mayor’s Youth Commission, Linden PBA, Galloping Hill Cruisers, BBC Speed & Machine and Garden State Gear Shifters on November 5, 2017 at Linden Airport between the hours of 10am and 4pm. And authorizing the waiving of permit fees and insurance requirements relative to City Ordinance 4-21 Circuses and Carnivals. Insurance will be provided to Linden Airport Corp. by the City of Linden in the amount of $2,000,000.00 as required.

**(\*\*\*) TRANSPORTATION & PARKING:**

1. Advising that the parking meters will be bagged for the Holiday Season beginning December 15, 2017 through January 2, 2017.

**(\*\*\*) JORGE ALVAREZ, 318 EAST CURTIS STREET:**

1. Requesting permission to close East Curtis Street between Maple Street and Walnut Street on Tuesday, October 31, 2017 to hold a Haunted Halloween event between the hours of 6pm and 10pm. Approval is subject to the submission of the necessary application and certificate of liability insurance that must be approved by the Police Chief and City Attorney.

**COMMITTEE REPORTS**

**FIRST WARD**

Mrs. Ormon stated that she was going to be brief. She thanked all that had participated in the first community wide yard sale, spoke about how wonderful the event was, and that plans were being made to do it again in the spring. Next Mrs. Ormon announced that leaf bags were available, free, to residents and how they could obtain them. She also stated that she has a limited supply for seniors and for those that cannot get to the distribution site. Next she reviewed the rules for leaf pickup.

Mrs. Ormon announced that she had also held a traffic meeting for the First Ward, specific areas that were having issues. She noted that she has heard the residents’ concerns, and that it may take time to address them, particularly the parking issues, she has begun working on them. Mrs. Ormon acknowledged Officer Hammer, congratulated him on being chosen Police Officer of the Year, and spoke about how he made the world a safer place. Next she spoke about the Halloween Parade, and how she anticipated it to be a great parade, and encouraged all to come out.

Mrs. Ormon concluded by speaking about breast cancer and acknowledge all of the women, all over, who are breast cancer survivors.

**SECOND WARD**

Mr. Javick complimented John Venditto, of DPW, for going above and beyond in dealing with all of the issues and problems that occurred as a result of the ward going to the automated garbage pickup system. He also thanked Frank Micucci. Next Mr. Javick spoke about the issue of street sweeping, and asked residents to please be understanding, as the City is down a sweeper.

Mr. Javick announced that he is working on the parking situation, in the Second Ward, particularly around the JTG Center. He noted that traffic studies are being done in an attempt to see how traffic can be slowed down, especially on the residential streets. He pointed out several areas of concern, and added that he is working on addressing the issue of truck traffic.

Mr. Javick spoke about the RFQ for solar panels, at the landfill, and that the date for receiving the proposals has been extended, and why. Mr. Javick also talked about the recent fire prevention night and the excellent turnout that was had. He also spoke about the upcoming event at School #8, and urged all not to forget about the Halloween Parade.

**THIRD WARD**

Mr. Brown spoke about street lighting, and the request of residents regarding the adding of street lights. He noted that Council approves the request, but it is up to PSE&G to install them. He then informed all that Maple Avenue should be paved in the next few weeks and that curb and sidewalk repairs should also begin soon. Mr. Brown asked Third Ward residents, who have City trees that need trimming, to contact him so he can put them on the list. He added that residents can also contact DPW or the Mayor’s office with the request.

**FOURTH WARD**

Mr. Brooks gave the monthly report of the Division of Transportation and Parking for the month of September, 2017. A total of $82,272.41 was collected from all sources. Next he gave the report of the City Clerk’s Licensing Division, also for the month of September. A total of $4,270.00 was collected. He then gave the report of the City Clerk’s office, where $4341.86 was collected for the month of September.

Mr. Brooks thanked Mr. Micucci for the removal of trash dumped in the Fourth Ward. He asked all to keep an eye out, and report the license plates of anyone dumping in the City. He noted not to confront the individual, but just to call him or the police and report it. In the Fourth Ward the dumping is taking place on Union Street, between Henry Street, along the railroad tracks.

**FIFTH WARD**

Ms. Cosby gave the report of the Board of Health, noting the details on the upcoming flu vaccination details and how residents can pre-register for the program. Next she gave the report of the Construction Code Department. For the month of September they generated 221 permits and 18 certificates, and collected a total of $67,192.00 in fees.

Ms. Cosby announced that the City is looking to hire two part-time code enforcement officers to help enforce some of the regulations that the City has in its commercial districts. She added that the Committee is looking to streamline the reporting of complaints, by residents. The department would no longer be accepting anonymous tips, as they do not hold up in court. She explained how residents could provide information, without getting involved.

Ms. Cosby made a motion to approve the installation of a street light on pole 64111ld, which is across from 235 Arthur Street. The motion was seconded by Mr. Strano, and was unanimously ordered approved by a roll call vote. Next she reported on various streets, in the Fifth Ward, that would be paved. He also announced that this upcoming Saturday would be the annual Fourth and Fifth Ward yard sale. She asked that residents, participating, provide her with their address so that she can share the location on the City’s social media. Ms. Cosby also announced that on Sunday, in Iozzi Park, she would be hosting the annual Fifth Ward cancer walk. She provided details on the event. She also announced details of the Fifth Ward Community meeting, to be held next Tuesday. Spanish Heritage would be celebrated during the Community meeting.

**SIXTH WARD**

Mr. Sadowski announced that DPW would begin picking leaves this week. He asked residents, place leaves in the street, not to block the sewers. Next he gave a report on the Linden/Roselle Sewerage Authority, noting that the head of the agency was retiring and the efforts to recruit a replacement.

Mr. Sadowski gave the report of the Fire Committee, for the month of September. The Fire Prevention Bureau collected a total of $4,679.47 in fees for the month of September. In addition the ambulance reimbursement system collected a total of $59,333.33 for the month of September, bringing the year to date total to $594,521.41. Mr. Sadowski also noted that the Fire Department has received a grant, from Philips 66 to purchase personnel escape systems for each fire fighter. He thanked Philips 66 for their support of the Linden Fire Department. He noted that October is Fire Prevention month and spoke about the recent Fire Prevention Night held in front of City Hall. He thanked a number of groups for their help in making the evening a success.

Mr. Sadowski announced that Linden FMBA 34 and 234 were selling breast cancer awareness shirts to support cancer research. He noted how individuals could purchase the shirts.

**SEVENTH WARD**

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

The payment of bills totaling $1,791,899.25 in bills have been signed by the Mayor, Council President and Finance Chairman and a detailed check register and vouchers are on file in the Clerk’s Office.

We are in receipt of the investments made by the City Treasurer for the month of September at the rate of 1.00%

Mr. Strano moved for approval of the report. The motion was seconded by Mrs. Yamakaitis and was ordered approved by a roll call vote, with all voting in favor, except Ms. Cosby, who voted no.

Mr. Strano reported on Seventh Ward activities. He noted the repaving of several streets in the Seventh Ward, and the creation of shoulders along some streets in the ward. He thanked the Engineering Department for getting this work done.

Mr. Strano announced the annual car show would be held on November 5th, at the Linden Airport. He noted the sponsors of the event, and how the money raised would be donated. He urged all to try and come by. Next he noted that Resolution 2017-348, on tonight’s agenda, awards a contract for repaving Lower Road and Park Ave. The portion of the work dealing with Lower Road includes the work for the channelization for the Quite Zone. He detailed how this brings the project to completion. He reminded all to be careful with Halloween coming up, and kids out Trick or Treating.

**EIGHT WARD**

Mrs. Yamakaitis gave the following report of the Personnel Committee:

1. In the Police Department – approval to perform background checks for 75 candidates.
2. In the Police Department – approval to post for the following positions:
   1. Clerk 1 - internally
   2. Network Administrator – internally and externally
3. In the Office of the Mayor – extending the time of employment for an intern of Ashante Haley, student assistant, to October 20, 2017 at no additional cost to the City.
4. In the Division of Personnel – approval of the following FMLA/NJFLA leaves:
5. Employee ID# 006263– extension of FMLA leave from September 10, 2017 through October 30, 2017
6. Employee ID# 106909– FMLA leave from September 9, 2017 through December 8, 2017
7. Employee ID# 909081 – FMLA leave from September 1, 2017 through December 1, 2017
8. Employee ID# 009446 – FMLA leave from September 19, 2017 through November 20, 2017
9. Employee ID# 108322 – Intermittent FMLA leave from August 25, 2017 through August 24, 2018
10. In the Division of Personnel – Approve the rescission of the student internship of Mwakulomba Juma at the request of Mr. Juma, effective October 17, 2017.
11. In the Department of Public Works – The appointment of James Venditto to the position of Supervising Mechanic, at no change in salary, pursuant to the Civil Service Commissions’ certification of eligibles list effective November 1, 2017.
12. In the Fire Department – Approve the transfer of Glenn Matuska from DPW to Fire Department, as a fire candidate, at his present salary of $47,786, effective October 2, 2017.
13. In the Department of Construction Code – The appointment of the following Part-time Code Enforcement Officers, subject to the City’s background check at the rate of $17.45 per hour not to exceed 20 hours per week: Daniel Sobolewski and Thomas Gassler, effective November 1, 2017.
14. In the Department of Health – Approve the change in title of Alexis Rivera from Clerk 1 to Clerk 2 at the salary of $39,321 which is the minimum for the position, effective October 23, 2017.
15. In the Office of the Tax Assessor – the change in title of Fatima Miller from a Clerk 1 to Clerk 2 at the salary of $39,321 which is the minimum for the position, effective October 23, 2017.
16. In the Department of the Treasury – the change in title for Theresa Vitale to Principal Accountant, retroactive to December 10, 2016. Effective January 1, 2017 Ms. Vitale’s salary shall be $79,750 pro-rated. Based upon the 2016 and 2017 amended salary ordinance, there shall be a retroactive payment of $6,413.46, less applicable deductions, through October 22, 2017.
17. In the Department of the Treasury – the change in title for Jessica Slawinski to Purchasing Assistant Typing, retroactive to December 10, 2016, at no change in salary.
18. In the Department of the Treasury – the change in title for Christine Figueirdo to Assistant Municipal Treasurer retroactive to December 10, 2016, at the pro-rated salary of $105,873. Effective December 10, 2016, Ms. Figueirdo shall no longer receive a stipend for the position of Assistant Municipal Treasurer.
19. In the Department of the Treasury – the change in title for Janice Brown to Administrative Secretary retroactive to December 10, 2016, at no change in salary.
20. In the Department of the Treasury – the change in title for Nancy Gomes to Technical Support Specialist 1 retroactive to December 10, 2016, at no change in salary.
21. In the Department of the Treasury – the change in title for Margaret Nadler to Senior Account Clerk retroactive to December 10, 2016, at no change in salary.
22. In the Division of Personnel – the change in title for Jessica Sheehy to Personnel Officer retroactive to December 10, 2016, at no change in salary.
23. In the Division of Personnel – the change in title for Mindi Kunziak to Assistant Personnel Officer retroactive to December 10, 2016, at no change in salary.
24. In the Office of the Tax Collector – the change in title for Carolyn Minarchenko to Clerk 3 retroactive to December 10, 2016, at no change in salary.
25. In the Office of the Tax Collector – the change in title for Carolyn Malanda to Clerk 2 retroactive to December 10, 2016, at no change in salary.
26. In the Office of the Tax Collector – the change in title for Deidra Green to Clerk 2 retroactive to December 10, 2016. Effective January 1, 2017 Ms. Green’s salary shall be $39,321 pro-rated. Based upon the 2016 and 2017 amended salary ordinance, there shall be a retroactive payment of $2,895.35, less applicable deductions, through October 22, 2017.
27. In the Department of Public Works – Accept the resignation in good stand of Tyler Wiewiorski effective October 2, 2017.
28. In the Police Department – Accept the resignation of Thomas Zajac effective September 23, 2017.

Mrs. Yamakaitis moved for approval of the Personnel Report. The motion was seconded by Mrs. Ormon and was ordered approved by a roll call vote, with all voting in favor, except Mrs. Cosby, who abstained.

Mrs. Yamakaitis announced details of the Mayor’s Youth Commission Annual Harvest Party, and the groups cosponsoring it. She then thanked all those that came out to the Eighth Ward Community meeting, last week. She also thanked the Police Department for the presentation they did, and provided some details on it.

Mrs. Yamakaitis thanked all those who participated in the Eight Ward Community Yard Sale and all those who came to shop. She informed her residents that the issue of several large trees, that need to be removed, will be addressed, by DPW, this fall, and thanked Mr. Micucci.

**TENTH WARD**

Mrs. Hickey noted that Mr. Medina was absent as it was his anniversary. Next she thanked Dawn Beviano for her assistance with the 9th and 10th Ward Yard sales. Next she spoke about the distribution of leaf bags in the 9th and 10th Wards. She thanked her husband for delivering them to 10th Ward residents. Next she thanked the Linden Police Department, and the Traffic Bureau, for their assistance with dealing with residents’ concerns over speeding. She also noted the involvement of the County Police on County roads, in the ward.

Mrs. Hickey spoke about issues related to the equipment at Al Kalla Park, and that the Public Property Department would be addressing them in the next few weeks. On behalf of herself and Mr. Medina she wished everyone and safe and happy Halloween. Next she spoke about the two presentations made earlier and about Ms. Braxton and Officer Hammer. She compared it to the struggles and issues her family went through when her father, also a Linden Police Officer, was also shot on duty. She concluded by saying hello to her niece.

**MAYOR’S REPORT**

Mayor Armstead informed all of the selection of a new LEDC Director, Alex Lospinoso. Next he informed all that a company called First Power Energy was looking for a site, in town, to establish a down draft gasification plant. He explained what the process was, how it would benefit the Linden/Roselle Sewerage Authority, and ultimately the residents of Linden. The Mayor then spoke about a hazardous waste storage fee, explaining what the fee was, and the meeting held with the stake holders, in town, regarding its establishment. He noted that a meeting is being scheduled for the near future, hoping to come up with a formula that would be beneficial to all.

Mayor Armstead also informed all about the RFP process for the solar farm at the landfill and explained the issues that have extended the deadline for the submission of the RFP’s. Next he provided updates on phase I of the St. Georges Ave redevelopment and on phase II of the South Wood Ave redevelopment. He talked about his conversations, with the CFO regarding how money from the redevelopment projects would be used. Which he hoped to use to provide assistants to the residents of Linden. He also announced details of the 4th and 5th Ward garage sale.

Mayor Armstead announced that a public safety meeting would be held for residents of the Ninth and Tenth Wards on October 27th. He talked about the topics of discussion for the meeting. He then provided details on the Annual Community Harvest party, at the John Street Center, for children fifteen and under. He also spoke on the Annual Car show, to be held at Linden Airport, and how the funds raised would be used.

Lastly the Mayor spoke about a letter that he had received from Freeholder Hudak regarding comments the Mayor had made, last month, regarding the amount of taxes Linden pays the County of Union, and what it gets for them. He stated that he was glad the Freeholder responded as perhaps he is going to ensure, that as a Freeholder, that we continue to get more from the County. He thanked the Freeholder for his response.

**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.**

**Mr. Brown moved to remove Resolution #2017-360 from further consideration. The motion was seconded by Mrs. Cosby and was unanimously ordered approved.**

**Resolutions #2017-335, #2017-349 and #2017-350 were removed at the request of Mrs. Malik.**

**Mr. Brown moved for approval of Resolutions #2017-333 through 2017-364 with the exception of Resolutions #2017-335, #2017-249 and #2017-350. The motion was seconded by Mr. Javick and was unanimously ordered approved by a roll call vote.**

**RESOLUTION: 2017-333**

**RESOLUTION DECLARING SURPLUS FOR SALE OR DISPOSITION NOT NEEDED FOR GOVERNMENT USE**

**WHEREAS, N.J.S.A 40A:11-36 provides for the sale/disposal of surplus property not needed for government use; and**

**WHEREAS, the City of Linden desires to sell certain surplus property or dispose; and**

**WHEREAS, the items listed below are being declared surplus and not needed for municipal purpose; and**

**NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN that pursuant to N.J.S.A. 40A:11-36 that the Purchasing Agent is hereby authorized to sell at public action or by other means as provided for in the statue using their best business discretion for the following items:**

|  |  |  |  |
| --- | --- | --- | --- |
| Equipment | Quantity | Asset # | Serial # |
| Scorpion cable crossover machine | 1 | 10942 |  |
| Scorpion seated fly machine | 1 | 10940 |  |
| Scorpion lat pulldown machine | 1 | 10939 |  |
| Scorpion seated row machine | 1 | 10938 |  |
| Scorpion smith machine squats rack | 1 | 10941 |  |
| Scorpion leg press machine | 1 | 10937 |  |
| Scorpion bench press | 1 |  |  |
| Power tech curl machine | 1 |  |  |
| Adjustable benches | 3 |  |  |
| Decline bench | 1 |  |  |
| 45 pound plate | 22 |  |  |
| 35 pound plate | 2 |  |  |
| 25 pound plates | 9 |  |  |
| Dumbbells ranging from 120 pounds to 15 pounds |  |  |  |
| Dumbbell rack | 1 |  |  |
| Olympic style bars | 4 |  |  |
| Olympic curl bars | 2 |  |  |
| Schwinn elliptical machine | 1 |  |  |
| Schwinn seated bicycle | 1 |  |  |
| Pro-form treadmill | 1 |  |  |
| Jensen speakers | 4 |  | AAV 005-6902; AAV 005-6905 |
| Sony radio | 1 |  |  |
| Jensen radio | 1 |  |  |
| Aiwa Radio w/ speakers | 1 |  | S03 TD 28R0366 |
| Panasonic DVD and VHS player | 1 |  | LK6LL07246R |
| Philips television | 1 |  | BZ 1A0442102663 |
| Magnavox DVD player | 1 |  | E234498 |

**BE IT FURTHER RESOLVED that the Purchasing Agent is hereby authorized to confirm the sale of said items.**

**RESOLUTION: 2017-334**

**RESOLUTION FOR PURCHASE OF PREDICTIVE CRIME MAPPING SOFTWARE FROM QUEUES ENFORTH DEVELOPMENT, INC.**

**WHEREAS**, the City of Linden wishes to obtain crime mapping software for the Police Department from Queues Enforth Development, Inc., 92 Montvale Avenue, Suite 4350 Stoneham, MA 02180 under the provision of N.J.L.P.C.L. 40:11-5 (dd) The provision of performance of goods or services for the support or maintenance of proprietary computer hardware and software and:

**WHEREAS**, the Purchasing Agent recommends the utilization of this contract on the grounds that it represents the best means available to obtain services for; and,

**WHEREAS**, the amount of the service is not to exceed $27,785.00 and,

**WHEREAS**, the Chief Finance Officer has certified the availability of funds for this contract, which will be charged to account number # C-04-55-902-568-919

**NOW THEREFORE BE IT RESOLVED** by the City of Linden that Queues Enforth Development, Inc., be awarded a contract for a term of one year or until new awards are made; and,

**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: 2017-335**

**RESOLUTION AUTHORIZING THE USE OF A STATE CONTRACT FOR THE PROVISION OF SOFTWARE LICENSES AND RELATED SERVICES DELL MARKETING, LP**

**WHEREAS**, the City of Linden wishes to obtain licensing and various services from an authorized vendor under the State of New Jersey contract 89850 awarded to Dell Marketing, LP, One Dell Way, Round Rock, Texas 78682 an authorized vendor and,

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and,

**WHEREAS**, Dell marketing, LP has been awarded Contract No 89850 for the provision of software license and related services; and,

**WHEREAS**, the Purchasing Agent recommends the utilization of this contract on the grounds that it represents the best means available to obtain services for; and,

**WHEREAS**, the amount of the service is not to exceed $57,290.00 and,

**WHEREAS**, the Chief Finance Officer has certified the availability of funds for this contract, which will be charged to account number 7-01-25-250-314-273.

**NOW THEREFORE BE IT RESOLVED** by the City of Linden that Dell Marketing, LP be awarded a contract for a term of one year or until new awards are made; and,

**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.

Ms. Malik asked what this resolution does, what are the software and licenses for. Mr. Bodek provided an explanation, and why a State contract was being utilized.

For roll call see Resolution #2017-350.

**RESOLUTION: 2017-336**

**A RESOLUTION AUTHORIZING THAT A LIEN** **BE PLACED**

**ON VARIOUS PREMISES FOR WORK COMPLETED BY THE DEPT. OF PUBLIC**

**PROPERTY AND DIVISION OF PUBLIC WORKS OF THE CITY OF LINDEN**

**WHEREAS,** premises known and designated as follows have been the subject of

much controversy as said premises had a heavy growth of weeds, grass and debris thereon and/or unsafe and hazardous conditions; and

Block 415 Lot 15 1417 Sherwood Road

Block 356 Lot 12 401 N. Stiles Street

Block 457 Lot 40 16 S. Wood Avenue

Block 8 Lot 25 402 N. Park Avenue

Block 208 Lot 22 120 E. Gibbons Street

**WHEREAS,** proper notice has been provided to the owners of said properties to have said premises cleaned up, as this was in violation of a City Ordinance, and the owners have not complied with the request; and

**WHEREAS,** in accordance with City Ordinance, a copy of which is attached hereto, the City may remove or cause to be removed said heavy growth of weeds, grass and debris when the owners have refused or neglected to do so; and

**WHEREAS,** the condition of said lots had become a health hazard and safety hazard, and for the best interests of the City of Linden it was necessary for the City of Linden to have said properties cleaned up by the Department of Public Property and Division of Public Works employees at the cost as follows:

Block 415 Lot 15 1417 Sherwood Road $225.00

Block 356 Lot 12 401 N. Stiles Street $405.00

Block 457 Lot 40 16 S. Wood Avenue $250.00

Block 8 Lot 25 402 N. Park Avenue $575.00

Block 208 Lot 22 120 E. Gibbons Street $300.00

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF** **LINDEN,** that it hereby directs the Receiver of Taxes to place a lien against the aforementioned properties, at the amount noted above, and such liens shall become and form part of the taxes levied upon such property; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution be forwarded to the owners of the properties or their agent.

**RESOLUTION: 2017-337**

**RESOLUTION HONORING NANCY C. BRAXTON  
 AS A BREAST CANCER SURVIVOR**

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

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

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

**WHEREAS,** Nancy was diagnosis with Stage One Breast Cancer in March 1998 and then again in September 2016; and

**WHEREAS,** for the next several months, Nancy endured the rigors chemotherapy; and

**WHEREAS,** Nancy has, since then been working with her doctors to gain her strength and has offered her life as an example of how early detection can save a life.

**WHEREAS,** Nancy the proud mother of John IV and Tiana Mayo, and

**WHEREAS,** this month Nancy celebrates being cancer free; and

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

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

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

**RESOLUTION: 2017-338**

**A RESOLUTION AUTHORIZING THE CANCELATION OF TAX SALE CERTIFICATE PREMIUM MONIES, BLOCK 198 LOT 20, C0004, IN THE CITY OF LINDEN**

**WHEREAS**, a tax sale certificate #060132 on block 198 lot 20 C0004 was sold on April 3 2007;

**WHEREAS**, a premium of $4,200.00 was paid on this certificate; and

**WHEREAS**, Stacey L. Carron, Tax Collector has verified that no redemption has taken place, and the lien holder of tax sale certificate #060132, ATF, LLC BMO Capital as SEC PT. And ATF, LLC BMO Capital as SEC PT has foreclosed on June 27, 2012 and recommends said premium, totaling $4,200.00, be canceled and turned over the City Treasurer.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Linden that it does hereby authorize the cancellation.

**BE IT FURTHER RESOLVED** that the Clerk forward a certified true copy of this resolution to the Tax Collector and the City Treasurer.

**RESOLUTION: 2017-339**

**A RESOLUTION AUTHORIZING THE CANCELATION OF TAX SALE CERTIFICATE PREMIUM MONIES, BLOCK 276, LOT 27 IN THE CITY OF LINDEN**

**WHEREAS**, a tax sale certificate #13-00287 on block 276 lot 27 was sold on June 27, 2014;

**WHEREAS**, a premium of $ 26,200.00 was paid on this certificate; and

**WHEREAS**, Stacey L. Carron, Tax Collector has verified that no redemption has taken place, and the lien holder of tax sale certificate #13-00287, TTLBL, LLC has assigned to TTLREO 2, LLC. And TTLREO 2, LLC has foreclosed on August 23, 2017 and recommends said premium, totaling $26,200.00, be canceled and turned over the City Treasurer.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Linden that it does hereby authorize the cancellation.

**BE IT FURTHER RESOLVED** that the Clerk forward a certified true copy of this resolution to the Tax Collector and the City Treasurer.

**RESOLUTION: 2017-340**

**A RESOLUTION AUTHORIZING THE CANCELATION OF TAX SALE CERTIFICATE PREMIUM MONIES, BLOCEK 496, LOT 3, IN THE CITY OF LINDEN**

**WHEREAS**, a tax sale certificate #07-00192 on block 496 lot 3 was sold on June 13, 2008;

**WHEREAS**, a premium of $700.00 was paid on this certificate; and

**WHEREAS**, Stacey L. Carron, Tax Collector has verified that no redemption has taken place, and the lien holder of tax sale certificate #07-00192, Crusader Lien Services was foreclosed by subsequent Municipally held lien Tax Sale Cert#-14-00311 which has foreclosed on September 15, 2017 and recommends said premium, totaling $700.00, be canceled and turned over the City Treasurer.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Linden that it does hereby authorize the cancellation.

**BE IT FURTHER RESOLVED** that the Clerk forward a certified true copy of this resolution to the Tax Collector and the City Treasurer.

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
|  |  |  | **RESOLUTION: 2017-341** | |
| **CITY OF LINDEN** | | | | |
| **RESOLUTION AUTHORIZING THE CANCELLATION** | | | | |
| **OF UNCASHED TAX COLLECTORS TAX SALE REDEMPTION ACCOUNT CHECKS** | | | | |
|  |  |  |  |  |
| **WHEREAS**, the City of Linden hereby desires to cancel the following un-cashed checks | | | |  |
| from the City of Linden Tax Collectors Tax Sale Redemption Account, which are over one year old, | | | | |
| **WHEREAS**, these checks are outdated and hereby void, | | |  |  |
|  |  |  |  |  |
| **Vendor Name** | **Check Date** | **Check Number** | **Check Amount** |  |
|  |  |  |  |  |
| Weicert Title | 7/16/2015 | 1991 | $ 35.05 |  |
| Northeast Executive Abstract | 8/14/2015 | 2027 | $ 3.95 |  |
| Title Experts, LLC | 10/8/2015 | 2084 | $ 4.24 |  |
| MSM Rentals | 12/1/2015 | 2135 | $ 3.00 |  |
| Core Logic | 1/22/2016 | 2178 | $ 3.26 |  |
| Core Logic | 1/22/2016 | 2186 | $ 14.55 |  |
| Core Logic | 1/27/2016 | 2190 | $ 3.27 |  |
| Core Logic | 1/27/2016 | 2191 | $ 1.71 |  |
| Core Logic | 1/27/2016 | 2193 | $ 1.23 |  |
| Robert & Charita Gomulka | 1/26/2016 | 2199 | $ 6.37 |  |
| Core Logic | 2/3/2016 | 2209 | $ 2.33 |  |
| Core Logic | 2/3/2016 | 2215 | $ 1.01 |  |
| Core Logic | 2/3/2016 | 2217 | $ 1.39 |  |
| Core Logic | 2/3/2016 | 2218 | $ 4.25 |  |
| Core Logic | 2/3/2016 | 2219 | $ 4.23 |  |
| Core Logic | 2/3/2016 | 2221 | $ 5.66 |  |
| Core Logic | 2/4/2016 | 2226 | $ 2.08 |  |
| Core Logic | 2/10/2016 | 2236 | $ 9.81 |  |
| Core Logic | 2/10/2016 | 2239 | $ 1.47 |  |
| Core Logic | 3/2/2016 | 2268 | $ 3.47 |  |
| Core Logic | 3/2/2016 | 2269 | $ 1.90 |  |
| Altsource | 3/2/2016 | 2271 | $ 2.44 |  |
| Core Logic | 3/4/2016 | 2277 | $ 2.98 |  |
| Core Logic | 3/8/2016 | 2283 | $ 1.14 |  |
| Core Logic | 3/9/2016 | 2293 | $ 1.11 |  |
| Core Logic | 3/9/2016 | 2295 | $ 1.35 |  |
| Core Logic | 3/9/2016 | 2296 | $ 5.16 |  |
| Service Link | 3/9/2016 | 2297 | $ 2.02 |  |
| Core Logic | 3/14/2016 | 2300 | $ 2.39 |  |
| Core Logic | 3/18/2016 | 2307 | $ 2.70 |  |
| Core Logic | 5/3/2016 | 2350 | $ 1.53 |  |
| Core Logic | 5/3/2016 | 2352 | $ 20.00 |  |
| Core Logic | 5/3/2016 | 2353 | $ 8.02 |  |
| Union South Management | 5/27/2016 | 2366 | $ 0.87 |  |
|  |  |  |  |  |
|  | **TOTAL** |  | **$ 165.94** |  |
|  |  |  |  |  |
|  |  |  |  |  |
| **NOW, THEREFORE, BE IT RESOLVED** that the Council of the City of Linden is hereby | | | | |
| cancelling these checks from the City records. | |  |  |  |

**RESOLUTION: 2017-342**

**RESOLUTION AUTHORIZING ISSUANCE OF**

**DUPLICATE TAX SALE CERTIFICATE PURSUANT TO**

**CHAPTER 99 OF THE PUBLIC LAWS OF 1997**

**WHEREAS,** PFS Financial 1, LLC has previously purchased Tax Sale Certificate No. 14-00308 comprising a lien on property known as Block 485, Lot 26 and is assessed to Maritza & Achileas Zavolas, and has filed a duly executed Affidavit swearing that he is still the lawful owner of said certificate but has lost same;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the Tax Collector be and is hereby authorized to issue a duplicate certificate to be marked “Duplicate Certificate” to PFS Financial 1, LLC . There is a fee of $100.00 for a duplicate tax sale certificate.

**RESOLUTION: 2017-343**

**RESOLUTION AMENDING A CONTRACT WITH CME ASSOCIATES FOR THE DESIGN, PERMITTING AND INSPECTION OF AN EMERGENCY GENERATOR FOR CITY HALL AND THE JTG CENTER IN THE CITY OF LINDEN**

**WHEREAS,** the City Council of the City of Linden passed a resolution on July 15, 2014, No. 2014-278, retaining the services of a consultant for the design, permitting and inspection of an emergency generator for City Hall and JTG Center in 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**, CME Associates, 3141 Bordentown Avenue, Parlin, NJ 08859 submitted a qualification to the City and has qualified for the aforesaid services for 2017; and

**WHEREAS**, due to the ongoing nature of the work, it is necessary to provide a second amendment for additional funds not to exceed $5,500.00; and

**WHEREAS**, inclusive of these additional funds the total expenditures paid to date to CME Associates for services rendered under the original or substantially related contract is $81,425.00; and

**WHEREAS,** Chief Financial Officer has certified to the availability of funds for this purpose, to be charged to Account No. C-04-55-904-594-919.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that the agreement for Professional Services awarded to CME Associates, 3141 Bordentown Avenue, Parlin, New Jersey, is hereby amended to increase the contract an additional sum of $5,500.00, for a total contract of $81,425.00; and

**BE IT FURTHER RESOLVED** that this Resolution is expressly contingent upon the negotiation and execution of the necessary amended contract documents between CME Associates and the City of Linden; and

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk be and hereby are empowered and directed to execute an amendatory agreement with CME Associates to effectuate the foregoing; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution be published in accordance with applicable law.

**RESOLUTION:** **2017-344**

**RESOLUTION AMENDING THE CONTRACT WITH REMINGTON, VERNICK & ARANGO ENGINEERS FOR MAINTAINING TAX MAPS FOR THE YEAR 2017**

**WHEREAS**, the City of Linden passed a Resolution, No. 2017-103, dated February 21, 2017 to retain the services of a licensed land surveyor to maintain and update the Tax Maps for 2017 in accordance with N.J.A.C. 18:23A-1.27; 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,** Remington, Vernick & Arango Engineers submitted a qualification to the City and has qualified for the aforesaid services; and

**WHEREAS**, due to the ongoing nature of the aforementioned, it is necessary to provide for additional funds for said purpose in an amount not to exceed $32,000.00; and

**WHEREAS,** inclusive of these additional funds the total expenditures paid to date to Integra Realty Resources for services rendered under the said contract is $34,000.00; and

**WHEREAS**, the Chief Financial Officer or his designee has certified to the availability of funds for this purpose, to be charged to Account No. 7-01-20-156-117-274;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that they do hereby amend said contract and approve the additional funds in the amount of $32,000.00 for services to be rendered by Remington, Vernick & Arango Engineers, 232 Kings Highway East, Haddonfield, New Jersey 08033; and

**BE IT FURTHER RESOLVED** that this Resolution is expressly contingent upon the negotiation and execution of the necessary contract documents between Remington, Vernick & Arango Engineers and the City of Linden; and

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

**RESOLUTION: 2017-345**

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH ABRAHAM GENERAL CONSTRUCTION, LLC FOR THE RECONSTRUCTION OF CURBS & WALKS IN THE CITY OF LINDEN**

**WHEREAS**, the City Council of the City of Linden passed a Resolution No. 2017-317 on September 19, 2017 approving an award of a contract to Abraham General Construction, LLC for the reconstruction of curbs and walks in the City of Linden in the amount of $63,300.00; and

**WHEREAS**, a change order in the amount of $12,000.00 is required to extend the project; and

**WHEREAS**, inclusive of these additional funds the total expenditures for said contract is $75,300.00; and

**WHEREAS**, the Chief Financial Officer or her designee has certified to the availability of funds for this purpose, to be charged to Account No. C-04-55-901-671-919;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the agreement awarded to Abraham General Construction, LLC , 39 Condit Terrace, West Orange, NJ 07052 is hereby amended to increase the contract by the additional sum of $12,000.00, for a total contract of $75,300.00; and

**BE IT FURTHER RESOLVED** that this Resolution is expressly contingent upon the negotiation and execution of the necessary amended contract documents between Abraham General Construction, LLC and the City of Linden; and

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk be and hereby are empowered and directed to execute an amendatory agreement with Abraham General Construction, LLC; and

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

**RESOLUTION: 2017-346**

**CITY OF LINDEN RESOLUTION**

**WHEREAS,** there were certain payments made by the Municipal Treasurer during the month of September, 2017 which do not appear on the Claims list,

**WHEREAS,** said payment must be ratified by the Governing Body of the City of Linden,

**NOW, THEREFORE, BE IT RESOLVED** that the following payments be and hereby are approved:

**CURRENT**

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

9/7/17 Worker’s Comp. claims 10,186.34

9/7/17 Medco claims 79,352.74

9/8/17 Payroll payroll 1,820,854.01

9/11/17 SHBP Retirees Sept. premium 628,325.84

9/11/17 SHBP Active July premium 666,890.60

9/12/17 Medco claims 86,541.00

9/12/17 Worker’s Comp. claims 64,227.21

167095 9/14/17 Admin Fees claims 3,250.00

167094 9/14/17 Filing Fee claims 13.00

167096 9/14/17 Police Cars claims 240.00

167093 9/14/17 Earth Day Winner claims 1,550.00

9/21/17 City of Linden Dental 39,572.44

9/21/17 Sewerage “ 3,089.71

9/21/17 Housing “ 1,369.76

9/21/17 Library “ 900.31

9/21/17 Cobra “ 349.62

9/22/17 Payroll payroll 1,821,489.62

167383 9/25/17 Language Line O/S invoice 527.00

167382 9/25/17 Superior Court filing fee 93.00

9/26/17 Worker’s Comp. claims 28,145.11

9/26/17 Medco claims 65,647.87

**TRUST**

9/8/17 Payroll payroll 83,203.17

9/22/17 Payroll payroll 59,183.42

167384 9/25/17 Northfield Bank bank checks 350.00

167385 9/25/17 NASA Soccer fall soccer 3,407.00

**GRANT**

9/8/17 Payroll payroll 6,721.24

9/22/17 Payroll payroll 11,048.27

**SANITARY LANDFILL**

9/8/17 Payroll payroll 2,560.00

9/22/17 Payroll payroll 2,560.00

**CAPITAL**

9/8/17 Payroll payroll 799.12

9/22/17 Payroll payroll 807.52

167386 9/25/17 Conrail quiet zone 68,849.00

**UNEMPLOYMENT**

9/8/17 Payroll payroll 251.54

9/22/17 Payroll payroll 166.85

**RESOLUTION: 2017-347**

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

**JTG CONSTRUCTION, INC. FOR THE RESURFACING OF BOWER STREET AND W. 12TH STREET IN THE CITY OF LINDEN**

**WHEREAS,** sealed bids were received by the Purchasing Agent on October 5, 2017 for the resurfacing of Bower Street and W. 12th Street in the City of Linden; and

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

**WHEREAS,** the Chief Financial Officer or her designee has certified as to the availability of funds for this purpose, as attached hereto, which will be charged to account/line item No. C-04-55-901-664-919; and

**WHEREAS**, JTG Construction, Inc. was the lowest responsible bidder at their bid of $176,350.00; and

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

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

1. A contract is awarded to JTG Construction, Inc. at their bid of $176,350.00.

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

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

**RESOLUTION: 2017-348**

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

**MARK PAVING CO., INC. FOR THE RESURFACING OF LOWER ROAD AND PARK AVENUE IN THE CITY OF LINDEN**

**WHEREAS,** sealed bids were received by the Purchasing Agent on October 5, 2017 for the resurfacing of Lower Road and Park Avenue in the City of Linden; and

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

**WHEREAS,** the Chief Financial Officer or her designee has certified as to the availability of funds for this purpose, as attached hereto, which will be charged to account/line item No. C-04-55-901-664-919; and

**WHEREAS**, Mark Paving Co., Inc. was the lowest responsible bidder at their bid of $287,436.02; and

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

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

1. The Council of the City of Linden hereby recommends to the New Jersey Department of Transportation that the contract for resurfacing Lower Road and Park Avenue in the City of Linden, County of Union be awarded to Mark Paving Co., Inc. whose bid amounted to $287,436.02, subject to the approval of the Department.

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

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

**RESOLUTION: 2017-349**

**RESOLUTION AUTHORIZING A SHELTER AGREEMENT WITH THE**

**AMERICAN RED CROSS AND THE CITY OF LINDEN**

**WHEREAS,** in the event of an emergency or disaster, it may be necessary to render emergency services to individuals and families within the City of Linden;

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LINDEN** that the American Red Cross be and hereby is granted permission to utilize certain Linden buildings and facilities, as may be agreed upon, for the aforesaid purpose, in the event of such emergency or disaster; and

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk be and hereby are authorized and empowered to execute an agreement with the American National Red Cross Northern Jersey Region, 707 Alexander Road, Suite 101, Princeton, New Jersey 08540 to effectuate the foregoing; and

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

Virginia Malik, 1633 Lenape Road. Ms. Malik asked what the agreement was about. President Alvarez responded with an explanation, and that it involved the use of City buildings and facilities.

**RESOLUTION: 2017-350**

**RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH TRIEAGLE ENERGY, LP FOR PROVISION OF ELECTRICITY GENERATION SUPPLY SERVICES FOR RESIDENTIAL GOVERNMENT ENERGY AGGREGATION**

**WHEREAS**, pursuant to New Jersey's Government Energy Aggregation Act of 2003 (*N.J.S.A.* 48:3-92 - *N.J.S.A.* 48:3-95) and the New Jersey Board of Public Utilities ("BPU") implementing regulations (*N.J.A.C.* 14:4-1 *et seq*.), as amended (collectively, the "Act"), the City of Linden has determined to undertake a Residential Governmental Energy Aggregation Program (as defined herein) and the City of Linden’s Council has been designated as a Lead Agency (as defined herein) charged with the responsibility for adopting and providing for the implementation of such Residential Governmental Energy Aggregation Program within the geographic boundaries of the City of Linden ("Program"); and

**WHEREAS**, pursuant to the Program, the City of Linden Council is desirous to enter into a written contract for the provision of Electricity Generation Supply Service on behalf of residential customers within its geographic boundaries which will replace such customers current third party electricity TriEagle Energy, LP; and

**WHEREAS,** on December 18, 2013, the City of Linden Council adopted an ordinance formalizing its intent to commence the Program on behalf of all of the residential energy customers of the City of Linden that do not opt-out of the Program in accordance with the Act and pursuant to the Act; and

**WHEREAS** the City of Linden and its duly appointed Energy Agent engaged in a procurement process to obtain a third-party TriEagle Energy, LP of energy, duly licensed by the BPU, to implement the Program; and

**WHEREAS,** on August 30, 2017, the City of Linden issued a Request for Proposals ("RFP") for Third-Party Energy TriEagle Energy, LP pursuant to the Act; and

**WHEREAS,** based upon TriEagle Energy, LP’s response to the RFP, dated September 11, 2017, the City has determined that the TriEagle Energy, LP possesses the minimum acceptable financial, technical and administrative qualifications including, but not limited to, any and all required authorizations to operate within the Public Service Electric & Gas (PSE&G) Local Distribution Area, necessary to provide energy supply services, and thereafter designated the TriEagle Energy, LP as a qualified vendor; and

**WHEREAS,** after the City of Linden’s evaluation of all of the proposals submitted by qualified vendors in response to the RFP, has determined that the TriEagle Energy, LP proposal serves the interests of the City of Linden and has resolved to recommend award of a contract for such services to the TriEagle Energy, LP; and

**WHEREAS,** the City of Linden and the TriEagle Energy, LP now desire to enter into this Agreement for the supply of electricity generation supply services all in accordance with the terms and conditions of the Act, the RFP and this Agreement.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the City of Linden, County of Union, State of New Jersey that the City of Linden is authorized to execute said agreement for the purpose of purchasing electricity from third party, TriEagle Energy, LP, for use by the City of Linden

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk are hereby authorized to execute said agreement subject to review and final approval by the City of Linden Law Department.

**Virginia Malik, 1633 Lenape Road.** Ms. Malik asked for a further explanation on the resolution. Mr. Bodek responded and answered some additional questions Ms. Malik had.

**Mr. Brown moved for approval of resolutions #2017-335, #2017-349 and #2017-350. The motion was seconded by Mr. Javick and was unanimously ordered approved by a roll call vote.**

**RESOLUTION: 2017-351**

**RESOLUTION CHAPTER 159**

**BODY ARMOR REPLACEMENT GRANT**

**WHEREAS,** N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS,** said Director may also approve the insertion of an item of appropriation for equal amount, and

**WHEREAS,** the City of Linden will receive $10,703.83 from the State of New Jersey Law and Public Safety and wishes to amend its 2017 Budget to include this amount as a revenue, and

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the City of Linden hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2017 in the sum of $10,703.83 which item is now available as a revenue from:

Miscellaneous Revenues

Special items of General Revenue Anticipated with

Prior Written Consent of the Director of Local

Government Services:

Public and Private Revenues off-set with Appropriations:

Body Armor Replacement Grant

**BE IT FURTHER RESOLVED** that a like sum of $10,703.83 and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations excluded from "CAPS"

Public and Private Programs off-set by revenues:

Body Armor Replacement Grant

**RESOLUTION: 2017-352**

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| **CITY OF LINDEN** | | | | | |
| **RESOLUTION TO CLOSE OUT CAPITAL ACCOUNTS** | | | | | |
|  | | | | | |
| **WHEREAS,** the City of Linden hereby authorizes the cancellation of various capital appropriations, | | | | | |
| **WHEREAS,** there remains appropriations balances which can now be cancelled, | | | | |  |
| **NOW, THEREFORE, BE IT RESOLVED** that the following appropriation balance totals are hereby | | | | | |
| cancelled as set forth herein: | | | | | |
|  |  | |  |  |  |
|  |  | |  |  |  |
| Capital # | Project Name | | Appropriation Account | Funded Balance | Unfunded Balance |
| 397-98 | Amend Leak City Hall Pipe | | C-04-55-904-169-919 | $85,775.59 | $57,805.00 |
| 582-03 | Replace Roof City Hall | | C-04-55-904-358-919 | $1,407.77 |  |
| 604-05 | Acq.Riding mower DPW #604 | | C-04-55-907-381-919 |  | $5.00 |
| 641-05 | Resurf Ioz & Milk Park | | C-04-55-904-418-919 | $12,737.36 |  |
| 660-05 | Playground Equipment | | C-04-55-904-437-919 | $450.63 |  |
| 661-05 | Hor.Recycler Grinder #661-05 | | C-04-55-907-438-919 | $38,141.70 |  |
| 664-05 | Rubber Mulch | | C-04-55-904-441-919 | $1,214.90 |  |
| 681-06 | Sanitary Sewer Range Road | | C-04-55-904-458-919 | $30,673.91 | $11,000.00 |
| 693-06 | Construct Maintenance Gargage | | C-04-55-904-470-919 | $122,680.27 |  |
| 711-08 | Resur Grier Ave/Summit | | C-04-55-901-488-919 | $342.30 |  |
| 721-08 | Park Equipment | | C-04-55-904-498-919 | $80.89 |  |
| 722-08 | Fueling Station | | C-04-55-905-499-919 | $31,838.82 |  |
| 722-08 | Sect 20 Fueling Station | | C-04-55-905-499-920 | $9,586.11 |  |
| 739-09 | Asphalt DPW #739-09 | | C-04-55-907-516-919 | $1.74 |  |
| 743-10 | Energy Efficiency | | C-04-55-901-520-919 | $1,413.99 | $52,250.00 |
| 744-10 | Pre Emp Traffic Signal | | C-04-55-901-521-919 | $721.29 |  |
| 751-10 | Refund Bond Ordinance | | C-04-55-900-110-919 | $0.00 | $469,350.00 |
| 751-11 | Street Resurfacing | | C-04-55-901-528-919 | $141,037.26 |  |
| 751-11 | Sect 20 Street Resurfacing | | C-04-55-901-528-920 | $41,765.37 |  |
| 754-11 | Sanitation Truck with plow #754-11 | | C-04-55-907-531-919 | $4,405.55 |  |
| 754-11 | Sec.20 Sanitation Truck | | C-04-55-907-531-920 | $22,940.05 |  |
| 760-12 | DeWitt S. Wood Ave Resurf | | C-04-55-901-537-919 | $107,920.93 |  |
| 760-12 | Sect 20 DeWitt S. Wood Ave | | C-04-55-901-537-920 | $46,945.88 |  |
| 761-12 | Various Street Resurfacing | | C-04-55-901-538-919 | $34,572.67 |  |
| 761-12 | Sect 20 Various Street Resurf | | C-04-55-901-538-920 | $37,812.51 |  |
| 763-12 | Curb & Sidewalks | | C-04-55-901-540-919 | $1,280.49 |  |
| 763-12 | Sect 20 Curb & Sidewalks | | C-04-55-901-540-920 | $6,764.98 |  |
| 767-12 | Mowing Machine #767-12 | | C-04-55-907-545-919 | $8,923.95 |  |
| 767-12 | Sec.20 Mowing Machine #767-12 | | C-04-55-907-545-920 | $3,256.83 |  |
| 768-12 | Hot Tar Sealer #768-12 | | C-04-55-907-546-919 | $25,135.71 |  |
| 768-12 | Sec.20 Hot Tar Sealer #768-12 | | C-04-55-907-546-920 | $6,633.65 |  |
| 769-12 | Asphalt DPW #769-12 | | C-04-55-907-547-919 | $1.24 |  |
| 769-12 | SEC.20 Asphalt DPW #769-12 | | C-04-55-907-547-920 | $6,301.43 |  |
| 770-12 | Street Sweeper #770-12 | | C-04-55-907-548-919 | $1,198.70 |  |
| 770-12 | Sec. 20 Street Sweeper #770-12 | | C-04-55-907-548-920 | $24,620.15 |  |
| 771-12 | 15 Yard Dump Truck #771-12 | | C-04-55-907-549-919 | $92.22 |  |
| 771-12 | Sec. 20 15 Yard Dump Truck #771-12 | | C-04-55-907-549-920 | $6,465.38 |  |
| 772-12 | Leaf Vacuum Truck #772-12 | | C-04-55-907-544-919 | $17,219.07 |  |
| 772-12 | Sec.20 Leaf Vacuum Truck #772-12 | | C-04-55-907-544-920 | $4,974.70 |  |
| 773-12 | Automated Refuse Truck #773-12 | | C-04-55-907-550-919 | $58.00 |  |
| 773-12 | Sec.20 Automated Refuse Truck #773-12 | | C-04-55-907-550-920 | $17,222.33 |  |
| 777-12 | Various Equipment #777-12 | | C-04-55-903-554-919 | $1,475.67 |  |
| 779-12 | Refunding Bond Ordinance | | C-04-55-900-544-919 |  | $277,978.51 |
| 785-13 | Lawson Park Playground Equip | | C-04-55-904-562-919 |  | $796.05 |
| 785-13 | Sect 20 Lawson Park Playground Equip | | C-04-55-904-562-920 |  | $3,192.15 |
| 796-13 | Sect 20 Exhause System | | C-04-55-905-573-920 |  | $1,508.01 |
| 797-13 | Vehicle Lifts | | C-04-55-905-574-919 |  | $28.00 |
| 797-13 | Sect 20 Vehicle Lifts | | C-04-55-905-574-920 |  | $6,861.67 |
| 798-13 | 8 Foot Utility Body Truck | | C-04-55-905-575-919 |  | $24.00 |
| 798-13 | Sect 20 8 Foot Utility Body Truck | | C-04-55-905-575-920 |  | $2,290.08 |
| 799-13 | Sect 20 Pickup Trucks | | C-04-55-904-576-920 |  | $12,527.59 |
| 801-13 | Firefighting Equip. #801-13 | | C-04-55-903-578-919 |  | $24.36 |
| 801-13 | Section 20 #801-13 | | C-04-55-903-578-920 |  | $3,778.33 |
| 808-13 | Remount Ambulance #808-13 | | C-04-55-903-585-919 |  | $78.00 |
| 808-13 | Section 20 #808-13 | | C-04-55-903-585-920 |  | $8,139.09 |
| 830-14 | Thermal Imaging Equip #830-14 | | C-04-55-903-607-919 |  | $276.93 |
| 830-14 | Section 20 #830-14 | | C-04-55-903-607-920 |  | $9,054.21 |
| 844-15 | Firefighting Equip. #844-15 | | C-04-55-903-621-919 |  | $18.27 |
| 844-15 | Section 20 #844-15 | | C-04-55-903-621-920 |  | $2,909.79 |
| 850-15 | Exercise Equipment | | C-04-55-904-627-919 |  | $1,025.00 |
| 850-15 | Sect 20 Exercise Equipment | | C-04-55-904-627-920 |  | $8,182.62 |
| 851-15 | Sect 20 Pickup Truck | | C-04-55-904-628-920 |  | $1,516.73 |
| 852-15 | Tractor with Hitch | | C-04-55-904-629-919 |  | $23.60 |
| 852-15 | Sect 20 Tractor with Hitch | | C-04-55-904-629-920 |  | $902.49 |
| 853-15 | Senior Citizen Bus | | C-04-55-904-630-919 |  | $5,100.00 |
| 853-15 | Sect 20 Senior Citizen Bus | | C-04-55-904-630-920 |  | $10,171.87 |
| 864-16 | HVAC Conversion Fire #864-16 | | C-04-55-903-641-919 |  | $1,968.99 |
| 864-16 | Section 20 # 864-16 | | C-04-55-903-641-920 |  | $3,064.16 |
| 875-16 | Firefighting Equip. #875-16 | | C-04-55-903-652-919 |  | $4.48 |
| 875-16 | Section 20 # 875-16 | | C-04-55-903-652-920 |  | $8,918.15 |
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|  |  | |  |  |  |
|  |  | | TOTAL: | $906,091.99 | $960,773.13 |
|  |  | |  |  |  |
|  |  | | GRANT TOTAL: | $1,866,865.12 |  |
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| **NOW, THEREFORE, BE IT RESOLVED** that the City of Linden grand total of all appropriations to be cancelled are $ 1,866,865.12. | | | | | |
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**RESOLUTION: 2017-353**

**CITY OF LINDEN**

**RESOLUTION CHAPTER 159**

**FIRE FIGHTER ESCAPE KITS - PHILLIPS 66 GRANT**

**WHEREAS,** N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS,** said Director may also approve the insertion of an item of appropriation for equal amount, and

**WHEREAS,** the City of Linden will receive $70,000.00 from Phillips 66 Company and wishes to amend its 2017 Budget to include this amount as a revenue, and

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the City of Linden hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2017 in the sum of $70,000.00 which item is now available as a revenue from:

Miscellaneous Revenues

Special items of General Revenue Anticipated with

Prior Written Consent of the Director of Local

Government Services:

Public and Private Revenues off-set with Appropriations:

Fire Fighter Escape Kits

**BE IT FURTHER RESOLVED** that a like sum of $70,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations

(A) Operations excluded from "CAPS"

Public and Private Programs off-set by revenues:

Fire Fighter Escape Kits

**RESOLUTION: 2017-354**

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| --- | --- | --- | --- | --- | --- |
| **CITY OF LINDEN** | | | | | |
| **RESOLUTION TO CLOSE OUT GRANTS** | | | | | |
| **& NEIGHBORHOOD PRESERVATION ACCOUNTS** | | | | | |
|  | |  |  |  |  |
| **WHEREAS**, the City of Linden hereby authorizes the cancellation of various grant and neighborhood | | | | | |
| preservation appropriations; | |  |  |  |  |
| **WHEREAS**, there remains unused appropriation balances of $ 254,718.83 which can now be | | | | | |
| canceled, | | | | | |
| **NOW, THEREFORE, BE IT RESOLVED** that the following appropriation balances are hereby canceled | | | | | |
| as set forth herein: | | | | | |
|  |  | |  |  |  |
|  |  | |  |  |  |
| **Appropriation** | **Appropriation** | | **Appropriation Balance** | **Receivable** | **Receivable Balance** |
|  |  | |  |  |  |
|  |  | |  |  |  |
| Green Communities FS14-026 | G-02-40-303-014-260 | | 3,000.00 | G-02-14-660-010 | 3,000.00 |
| Drive Sober/Get Pulled Over Labor Day 2016 | G-02-40-240-016-237 | | 2,500.00 | G-02-16-240-237 | 2,500.00 |
| Municipal Alliance 2016/2017: |  | |  | G-02-16-240-001 | 4,218.83 |
| High School Prevention Presentation | G-02-40-240-016-004 | | 150.00 |  |  |
| Masterpiece Program | G-02-40-240-016-007 | | 300.00 |  |  |
| Networking/Training | G-02-40-240-016-010 | | 150.50 |  |  |
| Parental Nights | G-02-40-240-016-013 | | 2,100.00 |  |  |
| National Night Out | G-02-40-240-016-014 | | 836.33 |  |  |
| Save A Life Tour | G-02-40-240-016-015 | | 682.00 |  |  |
| CDBG Road Rehabilitation #016-137 Yr 42 | N-18-55-016-231-018 | | 245,000.00 | N-18-16-016-137 | 245,000.00 |
|  |  | |  |  |  |
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|  |  | |  |  |  |
|  |  | |  |  |  |
|  |  | |  |  |  |
|  | **TOTAL** | | **$ 254,718.83** |  | **$ 254,718.83** |
|  |  | |  |  |  |
|  |  | |  |  |  |
|  |  | |  |  |  |
| **NOW, THEREFORE, BE IT RESOLVED** that the City of Linden grand total of all appropriations to be cancelled are $ 254,718.83. | | | | | |

**RESOLUTION: 2017-355**

**RESOLUTION AUTHORIZING ISSUANCE OF**

**DUPLICATE TAX SALE CERTIFICATE PURSUANT TO**

**CHAPTER 99 OF THE PUBLIC LAWS OF 1997**

**WHEREAS,** Carla A, Labaar has previously purchased Tax Sale Certificate No. 16-00036 comprising a lien on property known as Block 51, Lot 32 and is assessed to Charles Featherson, and has filed a duly executed Affidavit swearing that he is still the lawful owner of said certificate but has lost same;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the Tax Collector be and is hereby authorized to issue a duplicate certificate to be marked “Duplicate Certificate” to Carla A, Labaar. The fee is $100.00 for a duplicate tax sale certificate is waived as the original was never received. The post office stated that the parcel was enroute, but never received.

**RESOLUTION: 2017-356**

**RESOLUTION AUTHORIZING ISSUANCE OF**

**DUPLICATE TAX SALE CERTIFICATE PURSUANT TO**

**CHAPTER 99 OF THE PUBLIC LAWS OF 1997**

**WHEREAS,** FNA DZ, LLC has previously purchased Tax Sale Certificate No. 16-00058 comprising a lien on property known as Block 73, Lot 4 and is assessed to Greenwich Structures, LLC, and has filed a duly executed Affidavit swearing that he is still the lawful owner of said certificate but has lost same;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the Tax Collector be and is hereby authorized to issue a duplicate certificate to be marked “Duplicate Certificate” to FNA DZ, LLC. There is a fee of $100.00 for a duplicate tax sale certificate.

**RESOLUTION: 2017-357**

**RESOLUTION AUTHORIZING ISSUANCE OF**

**DUPLICATE TAX SALE CERTIFICATE PURSUANT TO**

**CHAPTER 99 OF THE PUBLIC LAWS OF 1997**

**WHEREAS,** FNA DZ, LLC has previously purchased Tax Sale Certificate No. 16-00211 comprising a lien on property known as Block 299, Lot 8 and is assessed to Mario V. Merlo, and has filed a duly executed Affidavit swearing that he is still the lawful owner of said certificate but has lost same;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the Tax Collector be and is hereby authorized to issue a duplicate certificate to be marked “Duplicate Certificate” to FNA DZ, LLC. There is a fee of $100.00 for a duplicate tax sale certificate.

**RESOLUTION: 2017-358**

**RESOLUTION AUTHORIZING ISSUANCE OF**

**DUPLICATE TAX SALE CERTIFICATE PURSUANT TO**

**CHAPTER 99 OF THE PUBLIC LAWS OF 1997**

**WHEREAS,** FNA DZ, LLC has previously purchased Tax Sale Certificate No. 16-00313 comprising a lien on property known as Block 482, Lot 3 and is assessed to D. Rodriguez- Est. P. Rodriguez, and has filed a duly executed Affidavit swearing that he is still the lawful owner of said certificate but has lost same;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the Tax Collector be and is hereby authorized to issue a duplicate certificate to be marked “Duplicate Certificate” to FNA DZ, LLC. There is a fee of $100.00 for a duplicate tax sale certificate.

**RESOLUTION: 2017-359**

**RESOLUTION AUTHORIZING ISSUANCE OF**

**DUPLICATE TAX SALE CERTIFICATE PURSUANT TO**

**CHAPTER 99 OF THE PUBLIC LAWS OF 1997**

**WHEREAS,** FNA DZ, LLC has previously purchased Tax Sale Certificate No. 16-00316 comprising a lien on property known as Block 485, Lot 19 and is assessed to 2117 Grier Avenue, LLC, and has filed a duly executed Affidavit swearing that he is still the lawful owner of said certificate but has lost same;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that the Tax Collector be and is hereby authorized to issue a duplicate certificate to be marked “Duplicate Certificate” to FNA DZ, LLC. There is a fee of $100.00 for a duplicate tax sale certificate.

**RESOLUTION 2017-360 WAS REMOVED FROM CONSIDERATION**

**RESOLUTION: 2017-361**

**RESOLUTION AMENDING RESOLUTION 2017-266, APPOINTING MONIQUE TORRE**

**A MEMBER OF THE BOARD OF HEALTH**

**WHEREAS,** Monique Torre was appointed a member of the Board of Health to fill the unexpired term of Charles Florio; and

**WHEREAS,** such term expires 12/31/2017; and

**WHEREAS,** resolution 2017-226 incorrectly list the term of Monique Torre as expiring 12/31/2019.

**NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN,** does hereby amend the term of Monique Torre to expiring December 31, 2017, and until her successor is appointed and qualifies.

**RESOLUTION: 2017-362**

**RESOLUTION RECOGNIZING INVESTIGATOR PETER HAMMER**

**AS THE 2017 POLICE OFFICER OF THE YEAR**

**WHEREAS,** Police Officers risk their lives each and every day in order to ensure public safety and

enforce the laws of the land; and

**WHEREAS,** Peter Hammer, after serving in the United States Marine Corp, joined the City of Linden

Police Department in 1994 and dedicated himself to protecting and serving the residents of Linden, it’s

neighborhoods, schools and families; and

**WHEREAS,** since that time he has distinguished himself, on numerous occasions, by proudly serving

on the front lines of the battle against crime; and

**WHEREAS,** On Monday, September 19, 2016 Officers were dispatched to a report of a man sleeping in the vestibule of a local business. Upon arrival, officers recognized the man as Ahmad Khan Rahimi, a suspect wanted in a federal investigation involving explosive devices that detonated in New Jersey and New York City; and

**WHEREAS,** the first officer on scene began to question the suspect, who pulled out a handgun and began shooting at the officers; and

**WHEREAS,** Investigator Peter Hammer responded to the area driving toward the suspect as he ran from the scene, at which point Ahmad Khan Rahimi opened fire on Officer Hammer, resulting in Officer Hammer being wounded. Injured, the officer exited his vehicle and joined his fellow officers in an exchange of gunfire that ended in the apprehension of Ahmad Khan Rahimi; and

**WHEREAS**, in recognition of the sacrifices made by Investigator Peter Hammer, in the line of duty, the Mayor and Council of the City of Linden wishes to honor him, and thank him, for his service to the City of Linden.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN** that they hereby recognize Investigator Peter Hammer for his highly credible and exemplary performance of his duties as well as his extraordinary bravery, by declaring him as the City of Linden’s 2017 Police Officer of the Year.

**NOW THEREFORE BE IT FURTHER RESOLVED BE IT FURTHER RESOLVED** that this Resolution be entered in the minutes of the Council of the City of Linden, and a copy be presented to Investigator Hammer in recognition of the foregoing.

**RESOLUTION: 2017-362**

**RESOLUTION RECOGNIZING SUZANNE OLIVERO, A MASTER EDUCATOR AND VICE-PRINCIPAL AT**

**LINDEN PUBLIC SCHOOLS, SCHOOL FOUR**

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

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

**WHEREAS, Suzanne Olivero** realizing the value of an education started hers by pursuing a Bachelor’s Degree in Elementary Education and Spanish from Rowan University in May of 2001, later graduated with a Master’s Degree from Rowan University in Higher Education Administration in 2003, an Educational Specialist Degree from Seton Hall University in 2017, and is currently pursuing a doctorate in Educational Leadership, Management and Policy at Seton Hall University.

**WHEREAS,** Suzanne has over 14 years of experience in education; and

**WHEREAS,** Suzanne has been a champion of early childhood education in the public sector and has worked tirelessly to enhance the educational experience of each child she works with; and

**WHEREAS,** in August of 2017 Suzanne was appointed as Vice-Principal at school four in Linden Public School district where she has previously worked as a classroom teacher, teaching first grade, serving as a Title One teacher and as an Instructional Coach; and

**WHEREAS,** the hard work and dedication to ensuring excellence in education, Suzanne has had a profound and positive influence on the children, parents and her peers in the Linden Community and proves that one person can change the world we live in, one person at a time; and

**WHEREAS,** the Mayor and Council of the City of Linden wish to recognize the efforts of Suzanne Olivero as a master educator in early childhood education.

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

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

**RESOLUTION: 2017-363**

**RESOLUTION RECOGNIZING SUZANNE OLIVERO, A MASTER EDUCATOR AND VICE-PRINCIPAL AT**

**LINDEN PUBLIC SCHOOLS, SCHOOL FOUR**

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

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

**WHEREAS, Suzanne Olivero** realizing the value of an education started hers by pursuing a Bachelor’s Degree in Elementary Education and Spanish from Rowan University in May of 2001, later graduated with a Master’s Degree from Rowan University in Higher Education Administration in 2003, an Educational Specialist Degree from Seton Hall University in 2017, and is currently pursuing a doctorate in Educational Leadership, Management and Policy at Seton Hall University.

**WHEREAS,** Suzanne has over 14 years of experience in education; and

**WHEREAS,** Suzanne has been a champion of early childhood education in the public sector and has worked tirelessly to enhance the educational experience of each child she works with; and

**WHEREAS,** in August of 2017 Suzanne was appointed as Vice-Principal at school four in Linden Public School district where she has previously worked as a classroom teacher, teaching first grade, serving as a Title One teacher and as an Instructional Coach; and

**WHEREAS,** the hard work and dedication to ensuring excellence in education, Suzanne has had a profound and positive influence on the children, parents and her peers in the Linden Community and proves that one person can change the world we live in, one person at a time; and

**WHEREAS,** the Mayor and Council of the City of Linden wish to recognize the efforts of Suzanne Olivero as a master educator in early childhood education.

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

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

**RESOLUTION: 2017-364**

**RESOLUTION OF THE CITY OF LINDEN CONDEMNING RACISM, WHITE SUPREMACY AND NAZISM IN THE UNITED STATES OF AMERICA**

**WHEREAS,** the Declaration of Independence of the United States of America, mankind’s polestar document of freedom and liberty, declared, “We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty and the Pursuit of Happiness; and

**WHEREAS,** in order to give meaning to this Declaration, our Nation’s leaders must step forward whenever such unalienable Rights are attacked; and

**WHEREAS,** such a time occurred when evil sought to obscure such truths and rights during a display of Nazi, white supremacy and racist protests occurred in Charlottesville, Virginia on Friday, August 11, 2017; and

**WHEREAS,** the promotion of Nazism, white supremacy and racism in the United States of America is an assault on the truths and rights that we, as Americans, cherish and for which truths and rights millions of Americans fought for during World War II; and

**WHEREAS,** it is right and appropriate that this Mayor and Council condemn such actions that threaten the self-evident truths and unalienable rights declared by our founders and which guide our Nation.

**NOW, THEREFORE, BE IT RESOLVED,** by the Municipal Council of the City of Linden, County of Union, State of New Jersey that we affirm the belief that racism in all forms is evil and a perversion of the truths and rights upon which our Nation is founded and is governed; that the promotion of Nazism, white supremacy and racism is an affront to all American veterans and families that sacrificed so much during World War II through the present to combat and defeat that evil; and, that this Mayor and Council declares to all citizens of the City of Linden that we shall and must be vigilant and decry such evil whenever and wherever it threatens our cherished truths and rights.

**BE IT FURTHER RESOLVED** that we denounce the increase in fear mongering, racism, anti-Semitism, bigotry, and violence perpetrated by White supremacist, neo-Nazi, Ku Klux Klan and other hate groups.

**BE IT FURTHER RESOLVED,** that a copy of this Resolution be transmitted to the President of the United States; the Governor of the State of New Jersey; Legislators of the 22nd District; Senator Nicholas P. Scutari, Assemblyman Jerry Green and Assemblyman James J. Kennedy; and the New Jersey State League of Municipalities.

**ORDINANCES ON INTORDUCTION**

**An Ordinance entitled:**

**#61-66** An ordinance amending ordinance number 61-24 authorizing exemptions from taxes and the execution of tax agreements for the payments in lieu of taxes for new industrial structures, to also include improvements to commercial structures, on an individual basis after review, evaluation and approval of each application by the City Council pursuant to N.J.S.A. 40A:21-7.

President Alvarez asked if there were any comments from the public. Ordinance #61-66 was introduced

by Mrs. Ormon and was read on first reading by the Deputy Clerk.

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

ordered approved by all voting yes with the exception of Mrs. Hickey who was excused.

**An Ordinance entitled:**

**#61-67** An ordinance to amend and supplement Chapter VII Traffic 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.

Traffic, Section 7-34, Don’t Block the Box:

ADD:

E. Elizabeth Avenue and N. Wood Ave.

President Alvarez asked if there were any comments from the public. Ordinance #61-67 was introduced

by Mr. Brown and was read on first reading by the Deputy Clerk.

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

unanimously ordered approved.

**An Ordinance entitled:**

**#61-68** 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.

DELETE:

2-12.10 Off-duty employment of Police Officers for police-related activities in its entirety

ADD:

New Section 2-12.10 Off-duty employment of Police Officers for Police-Related Activities.

President Alvarez asked if there were any comments from the public. Ordinance #61-68 was introduced

by Mrs. Yamakaitis and was read on first reading by the Deputy Clerk.

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

unanimously ordered approved.

**An Ordinance entitled:**

**#61-69** Bond Ordinance Amending Bond Ordinance Number 59-16 finally adopted by the City Council of the City of Linden, New Jersey on April 21, 2015. (inserting, after the phrase “replacement of the roof at the Linden Multi Purpose Center” the phrase”, 7th Ward Recreation Center, PAL Memorial Field and City Hall”.

President Alvarez asked if there were any comments from the public. Ordinance #61-69 was introduced

by Mr. Strano and was read on first reading by the Deputy Clerk.

On motion of Mr. Strano, seconded by Mr. Brooks the foregoing Ordinance was on roll call vote

unanimously ordered approved.

**An Ordinance entitled:**

**#61-70** 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, 199 and as amended and supplemented.

7-10 Parking Prohibited at all Times on Certain Streets

Name of Street Side Location

ADD

W. Elizabeth Avenue South Beginning at a point 450 feet west of N.

Stiles Street and continuing westerly a

Distance of 425 feet.

President Alvarez asked if there were any comments from the public. Ordinance #61-70 was introduced

by Mr. Javick and was read on first reading by the Deputy Clerk.

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

unanimously ordered approved.

**PUBLIC COMMENT**

Craig Halloran, 120 Donaldson Place. Mr. Halloran asked what had been done with suggestions he had made at previous meetings. He then asked about the development of the rest of the General Motor’s property, and if there was a problem with getting the area, near Route 1, developed. Mr. Halloran then spoke about establishing resident parking, by permit, in the Second Ward, around the train station. He then spoke about the past joint Linden/Roselle joint police patrol, about bringing it back, and if the City had considered consolidating services, with other fire departments, public works, and Boards of Educations. Mr. Halloran noted that he had heard that Linden had established a port authority, and if it had the ability to tax people, and asked questions related to the enforcement of truck weight limits on residential streets. He concluded by asking to speak to the police chief regarding enforcement of bicycle regulations, and a number of issues of concern to him.

Theresa Villani, 225 Swarthmore Road. Ms. Villani, stated that she was here wearing her Board of Education hat, and was here with permission, of the Board President, to speak on behalf of the Board. She noted that there was a lot of concern, from residents, regarding taxes, and the Boards share of it. She presented the Council members, with a graphic with talking points on the budget, so that they had accurate information. She then explained the document. She also left a copy of the Board budget presentation, for review. Ms. Villani invited all to attend Board of Education meetings, and why, and explained other sources of information that was available to individuals. Ms. Villani concluded by giving a shout out to schools #6 and #8, and that they are now nationally recognized as Apple Schools. The program will be spun out to the rest of the district. She spoke about a number of programs that are available to Linden students. In leaving the podium, she commented on her reasons for getting involved and running for the Board

John Principato, 1706 Westover Road. Mr. Principato spoke about the illegal dumping that has been going on not only in Fifth Ward, but throughout the City. He then spoke about a fire, at the old Mr. T’s, the condition of the building, and that it needs to be addressed. He also spoke about the need to clean up the area behind the John’s Street center. Nothing has been done, and it is an eyesore. Mr. Principato commented on the Mayor’s earlier comments about the use of funds from redevelopment project. He also spoke about the Mayor’s announcement of a community meeting, at the Five Star Adult Center, and that he was not aware of it, and is a resident of the area. He spoke about the Ninth and Tenth Ward council peoples efforts to keep residents updated. Ms. Hickey noted that she forgot to mention the meeting. Mr. Principato spoke about the need to keep all informed about what is going on, and the citizen’s right to know.

Ronald Martins, 328 Miner Terrace. Mr. Martins spoke about an article, in the Star Ledger, regarding actions of former Judge Louis DiLeo, that resulted in an award of $575,000.00 to two individuals who appeared in Linden municipal court, and where denied their rights. He thought the actions of the second judge, in awarding the $575,000.00 to individuals Mr. Martin described as two criminals, was the real crime. He asked if the Linden was going to fight this award.

There being no further persons wishing to speak, Mrs. Ormon moved to close the public comment portion of the meeting. The motion was seconded by Mr. Brown, and was ordered approved by a roll call vote, with all voting yes, except Mr. Strano, who voted no.

**COMMENTS FROM MEMBERS OF THE GOVERNING BODY**

President Alvarez noted what the purpose of this comment period was. He also asked the Mayor to take some extra time to respond to Mr. Halloran’s comments about communications with residents.

Mayor Armstead informed Mr. Halloran that a city wide newspaper would be going out around December 1st that would contain a lot of the information spoken about. Next he stated that he could appreciate Ms. Villani bringing the pie chart on taxes, but could not figure out how the Board of Education could justify spending $500,000.00 on new administrative jobs, instead of dealing with classroom issues. The Mayor detailed the issues that he was speaking about. He also spoke about the Board of Education spending $5 million on renting the former St. Elizabeth’s school. The Mayor stated that he did not think the Board was spending money properly.

President Alvarez asked Mr. Brown to answer Mr. Halloran on the issue of shared services.

Mr. Brown noted that four or five years ago he had advanced the idea of Linden becoming a shared services hub, due to its strategic location. He provided some examples, noting that any agreements would have to ensure that the needs of Linden residents were addressed first. He also spoke about shared services, within the City, exampling that there are four separate government entities operating in Linden, and some do not understand what the others do and provide residents. Mr. Brown spoke about the concept of one Linden, and how we can all come together, so that all of those entities can pool their resources to the benefit of Linden taxpayers. He next spoke about the pie chart and how he believed it to be misleading and explained why.

Ms. Cosby responded to some of the statements made by Ms. Villani. She spoke about the need for shared services, noting that the Board of Education has a strong personnel department, and that the City’s is week. She suggested paying the Board of Education a portion of what the City currently spends on personnel and have the Board administer the City’s hiring. She also spoke about Mr. Principato’s concerns with the lot about the John Street Center, that the weeds were now cut, but it revealed the dumping that had taken place. She urged that temporary fencing be put up, until the project gets going. Next Ms. Cosby spoke about Mr. Martins comments on lawsuits, and noted that the culture in Linden is lawsuits. She suggested Mr. Martins OPRA the complaints that employees are putting in against the City.

Mrs. Hickey noted that she had forgotten to mention something important, and wanted to thank the Mayor and Mr. Medina for reminding her. She announced the details of the Community meeting that was being held at the Five Star Adult Center, and that she was waiting for confirmation from the owner and the police. Once that happens flyers would be dropped over the weekend. Also social media. Mayor Armstead noted that all has been confirmed.

A resident arrived and asked to speak on behalf of the peoples. President Alvarez noted that the public comment period had been closed and the individual could not speak. The resident asked that it be placed on the record.

Mr. Javick responded to Mr. Halloran and noted that the police are looking into the weight restrictions for trucking. He stated that the issue of trucks, on residential streets, is a big issue. He also spoke on the issue, raised Mr. Halloran regarding parking, particularly concerning four family homes and those without driveways. He noted that resident parking permits are being done throughout the city now.

Mr. Brooks noted that a lot of former students have moved on, and out of town. Those individuals are being affected by the natural disasters that have hit many areas around us. He spoke about some of these former students are effected. He also spoke about how we all need to take better care of ourselves.

President Alvarez stated that what he was about to say, was his opinion and his opinion only. He noted that represents everyone here, and we, as council people, have to answer for money. He went on to say that it has always been his believe that we, as adults, have to embrace and educate our kids, because they are future. If we don’t, then someone else will, with different results. He stated that money, spent on our kids, is well spent.

**ANNOUNCEMENTS**

President Alvarez announced that the following Council Meetings:

\*Council Conference meeting, Monday, November 20, 2017 in the Council Conference Room, City Hall, 301 N. Wood Ave.

\*Council Conference meeting prior to the Council meeting:

Tuesday, November 21, 2017 at 6:00 pm in the Council Conference Room, City Hall, 301 N. Wood Ave.

\*Council Meeting: Tuesday, November 21, 2017 at 7:00 p.m. in the Council

There being no further business to come before the governing body, Mrs. Ormon moved to adjourn the meeting. The motion was seconded by Mr. Strano and was ordered approved by a roll call vote with all voting yes with the exception of Mr. Brown who voted no. The meeting was adjourned at 9:08 pm.

Respectfully submitted,

Joseph C. Bodek

City Clerk